



MINUTES

ORDINARY COUNCIL MEETING

TIME: 6.30 PM

27 JANUARY 2022

CITY OF JOONDALUP

*Constituent Members: Cities of Perth, Joondalup, Stirling, Vincent and Wanneroo
Towns of Cambridge and Victoria Park*



CITY OF VINCENT



**MINDARIE REGIONAL COUNCIL
CONTENTS**

1	DECLARATION OF OPENING / ANNOUNCEMENT OF VISITORS	3
2	ATTENDANCE / APOLOGIES / LEAVE OF ABSENCE	3
3	DECLARATION OF INTERESTS	4
4	PUBLIC QUESTION TIME	4
5	ANNOUNCEMENTS BY THE PRESIDING PERSON	4
6	APPLICATIONS FOR LEAVE OF ABSENCE	4
7	PETITIONS / DEPUTATIONS / PRESENTATIONS	4
8	CONFIRMATION OF MINUTES OF PREVIOUS MEETINGS	4
8.1	ORDINARY COUNCIL MEETING – 16 December 2021	4
9.1	CHIEF EXECUTIVE OFFICER REPORTS.....	5
9.1	FINANCIAL STATEMENTS FOR THE MONTH ENDED	5
	30 NOVEMBER 2021 AND 31 DECEMBER 2021.....	5
9.2	LIST OF PAYMENTS MADE FOR THE MONTH ENDED	8
	30 NOVEMBER 2021 AND 31 DECEMBER 2021.....	8
9.3	ADOPTION OF THE 2021 ANNUAL REPORT	10
9.4	MID YEAR BUDGET REVIEW 2021/22	15
9.5	EXTERNAL AUDIT COMMITTEE MEMBER.....	21
10	MEMBERS INFORMATION BULLETIN – ISSUE NO. 66.....	22
11	MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN	22
12	URGENT BUSINESS	22
13	QUESTIONS BY MEMBERS OF WHICH DUE NOTICE HAS BEEN GIVEN	22
14	MATTERS FOR WHICH THE MEETING MAY BE CLOSED TO THE PUBLIC	23
14.1	GREEN DEAL ALLIANCE.....	23
14.2	AUDIT COMMITTEE CONFIDENTIAL DOCUMENTS	24
15	NEXT MEETING	25
16	CLOSURE.....	25

1 DECLARATION OF OPENING / ANNOUNCEMENT OF VISITORS

The Chair declared the meeting open at 6.31 pm.
Cr Shannon entered the Council Chambers at 6.32 pm.

2 ATTENDANCE / APOLOGIES / LEAVE OF ABSENCE

Councillor Attendance

Cr K Vernon (Chair)	Town of Victoria Park
Cr F Cvitan, JP (Deputy Chair)	City of Wanneroo
Cr A Jacob, JP	City of Joondalup
Cr C May	City of Joondalup
Cr L Gobbert, JP	City of Perth
Cr C Hatton	City of Stirling
Cr E Re	City of Stirling
Cr L Thornton	City of Stirling
Cr A Castle	City of Vincent
Cr P Miles	City of Wanneroo
Cr K Shannon (<i>arrived 6.32 pm</i>)	Town of Cambridge

Apologies

Cr K Sargent	City of Stirling
--------------	------------------

Leave of Absence

Nil

Absent

Nil

MRC Officers

Mr S Cairns (Chief Executive Officer)
Ms A Slater (Director Corporate Services)
Mr A Griffiths (Manager Projects and Procurement)
Ms S Cherico (Manager Human Resources)
Ms D Toward (Executive Support)

Member Council Observers

Mr N Claassen	City of Joondalup
Mr M Littleton	City of Stirling
Mr R Bryant	City of Stirling
Mr A Murphy	City of Vincent
Mr H Singh	City of Wanneroo
Mr A Kowero	City of Wanneroo
Mr K Hincks	Town of Cambridge
Mr J Wong	Town of Victoria Park

MRC Observers

Nil

Visitors

Nil

3 DECLARATION OF INTERESTS

Nil

4 PUBLIC QUESTION TIME

Nil

5 ANNOUNCEMENTS BY THE PRESIDING PERSON

The Chair wished everyone a Happy New Year. The Chair noted that the MRC has a busy and interesting year ahead and is looking forward to working with MRC Councillors over the coming months.

6 APPLICATIONS FOR LEAVE OF ABSENCE

Nil

7 PETITIONS / DEPUTATIONS / PRESENTATIONS

Nil

8 CONFIRMATION OF MINUTES OF PREVIOUS MEETINGS

8.1 ORDINARY COUNCIL MEETING – 16 December 2021

The Minutes of the Ordinary Council Meeting held on 16 December 2021 have been printed and circulated to members of the Council.

RESPONSIBLE OFFICER RECOMMENDATION

That the Minutes of the Ordinary Meeting of Council held on 16 December 2021 be confirmed as a true record of the proceedings.

Moved Cr Hatton, seconded Cr May

RESOLVED

That the recommendation be adopted

(CARRIED UNANIMOUSLY 11/0)

9.1 CHIEF EXECUTIVE OFFICER REPORTS

9.1	FINANCIAL STATEMENTS FOR THE MONTH ENDED 30 NOVEMBER 2021 AND 31 DECEMBER 2021
File No:	GF-21-00000008
Appendix(s):	Appendix No. 1 Appendix No. 2 Appendix No. 3
Date:	12 JANUARY 2022
Responsible Officer:	DIRECTOR CORPORATE SERVICES

SUMMARY

The purpose of this report is to provide financial reporting in line with statutory requirements which provides useful information to stakeholders of the Council.

BACKGROUND

Reporting requirements are defined by Financial Management Regulations 34 of the Local Government (Financial Management) Regulations 1996.

The financial statements presented for each month consist of:

- Operating Statement by Nature – Combined
- Operating Statement by Function
- Statement of Financial Activity
- Statement of Reserves
- Statement of Financial Position
- Statement of Investing Activities
- Information on Borrowings
- Tonnage Report

DETAIL

The Financial Statements for the month ended 30 November 2021 and 31 December 2021 are attached at **Appendix No. 1 and 2** to this Item. The Tonnage Report for the 6 months to 31 December 2021 is attached at **Appendix No. 3**.

The financial statements are pending external auditor approval and are subject to change.

The complete suite of Financial Statements which includes the Operating Statements, Statement of Financial Position, Statement of Financial Activity and other related information are reported on a monthly basis.

The estimates for Provisions for Amortisation of Cell Development, Capping and Post Closure expenditure are based on the estimated rates per tonne calculated with reference to estimated excavation cost of various stages of the landfill and the life of the landfill. An adjustment is made (if necessary) at the end of the year based on actual tonnages on a survey carried out to assess the “air space” remaining and other relevant information.

Summary of results for the year to date period ended 31 December 2021

	Actual	Budget	Variance
	t	t	t
Tonnes – Members	106,131	114,391	(8,260)
Tonnes – Others	17,303	7,141	10,162
TOTAL TONNES	123,434	121,532	1,902
	\$	\$	\$
Revenue – Members	18,263,819	24,365,155	(6,101,336)
Revenue – Other	90,642,618	3,979,824	86,662,794
TOTAL REVENUE	108,906,437	28,344,979	80,561,458
Expenses	109,328,428	17,964,262	(91,364,166)
Profit on sale of assets	9,846.00	25,451	(15,605)
Loss on sale of assets	-	-	-
Impairment of assets	-	-	-
NET SURPLUS/(DEFICIT)	(412,145)	10,406,168	(10,818,313)

Members

Members tonnages for the financial period ended 31 October 2021 were 8,260 tonnes below budget, member councils delivering less waste than what was estimated.

RRF

The Resource Recovery Facility residue tonnes have delivered 15,937 tonnes in total to Tamala Park year to date as they have now completed the empty, clean and make safe (ECMS) of the facility.

Trade & Casuals

The Casual and Trade tonnages are 10,162 tonnes higher than forecast for the financial year to date, 8,989 tonnes attributable to the discounted rate waste tender.

Overall tonnages for the financial period ended 31 December 2021 were 1,902 tonnes more than budgeted.

The net result variance against budget of \$10,818,313 is mainly attributable to the costs associated with the exit of the RRFA and the ongoing ECMS Contract and the reduced gate fee from September. All items will be addressed at Mid-Year Budget.

VOTING REQUIREMENT

Simple Majority

RESPONSIBLE OFFICER RECOMMENDATION

That Council:

Receive the Financial Statements set out in Appendix No. 1 and 2 for the months ended 30 November 2021 and 31 December 2021.

Moved Cr Miles, seconded Cr Cvitan

RESOLVED

That the recommendation be adopted

(CARRIED UNANIMOUSLY 11/0)

9.2	LIST OF PAYMENTS MADE FOR THE MONTH ENDED 30 NOVEMBER 2021 AND 31 DECEMBER 2021
File No:	GF-21-00000008
Appendix(s):	Appendix No. 4 and 5
Date:	12 January 2022
Responsible Officer:	Director Corporate Services

SUMMARY

The purpose of this report is to provide details of payments made during the periods identified. This is in line with the requirement under the delegated authority to the Chief Executive Officer (CEO), that a list of payments made from the Municipal Fund since the last Ordinary Council meeting be presented to Council.

COMMENT

The lists of payments for the months ended 30 November 2021 and 31 December 2021 are at **Appendix 4 and 5** to this Item and are presented to Council for noting. Payments have been made in accordance with the delegated authority to the CEO which allows payments to be made between meetings. At the Ordinary Council Meeting held on 16 September 2021, the Council delegated to the CEO the exercise of its power to make payments from the Municipal Fund. In order to satisfy the requirements of Clause 13(2) of the Local Government (Financial Management) Regulations, a list of payments made must be submitted to the next Council meeting following such payments.

It should be noted that generally all payments are GST inclusive and the Mindarie Regional Council is able to claim this tax as an input credit when GST remittances are made each month to the Australian Tax Office.

Months Ended	Account	Vouchers	Amount
30 November 2021	General Municipal	Cheques	\$2,886.97
		EFT	\$1,482,569.15
		DP	\$353,723.54
		Inter account transfers	\$0.00
		Total	\$1,839,179.66
31 December 2021	General Municipal	Cheques	\$4,191.60
		EFT	\$2,101,101.45
		DP	\$327,363.96
		Inter account transfers	\$0.00
		Total	\$2,432,657.01

VOTING REQUIREMENT

Simple Majority

RESPONSIBLE OFFICER RECOMMENDATION

That Council:

Note the list of payments made under delegated authority to the Chief Executive Officer, for the months ended 30 November 2021 and 31 December 2021.

Moved Cr Gobbert, seconded Cr Re

RESOLVED

That the recommendation be adopted

(CARRIED UNANIMOUSLY 11/0)

9.3	ADOPTION OF THE 2021 ANNUAL REPORT
File No:	GF-20-0001195
Appendix(s):	Appendix No. 6
Date:	13 January 2022
Responsible Officer:	Director Corporate Services

BACKGROUND

The Mindarie Regional Council (MRC) is required to prepare an annual report in accordance with Section 5.53 of the Local Government Act 1995.

The annual audit of the Financial Statements for the financial year ended 30 June 2021 has been completed and the Financial Report has been considered by the Audit Committee.

The Annual Report, which includes the Financial Statements, is presented for consideration by Council.

The Annual Report for a Financial Year is to be accepted by the Local Government no later than 31 December after that Financial Year. If the auditor's report is not available in time for the annual report for a financial year to be accepted by 31 December after that financial year, the annual report is to be accepted by the local government no later than 2 months after the auditor's report becomes available.

DETAIL

The Annual Report includes the audited Financial Report for the financial year. The Auditor, in accordance with the Local Government (Audit) Regulations 1996 Sections 10.2 and 10.3 is required to issue an audit report after the completion of the annual audit that expresses an opinion on the financial position and results of the operations of the local government for each financial year. Under S7.9 of the Local Government Act 1995, the auditor must prepare and sign a report on the financial audit and present the report to the Chairperson, the CEO and the Minister.

The Auditor has completed the financial audit of the MRC and has issued an unqualified audit opinion in respect of the year ended 30 June 2021.

In addition the Auditor has prepared an interim management letter and an audit completion letter which outline their observations in relation to the MRC's internal controls. These observations have been tabled with the Audit Committee for discussion.

The Audit Committee met on 13 January 2022 to consider the Financial Statements for the year ended 30 June 2021 and have recommended that these be adopted by the Council. The unconfirmed minutes of this meeting are included in the Members' Information Bulletin.

A copy of the Annual Report, including the Financial Statements, is included at **Appendix 6**.

The MRC, in accordance with the Local Government (Financial Management) Regulations 1996 Section 51.1, is required to include in the annual Financial Statements a signed Statement of

Declaration by the Chief Executive Officer after this report has been audited in accordance with the Local Government Act 1995. This declaration is included in the Annual Report.

STATUTORY ENVIRONMENT

Relevant Extracts from the Local Government Act 1995

“5.53. Annual reports

- (1) *The local government is to prepare an annual report for each financial year.*
- (2) *The annual report is to contain —*
 - (a) *a report from the mayor or president; and*
 - (b) *a report from the CEO; and*
 - [(c), (d) deleted]*
 - (e) *an overview of the plan for the future of the district made in accordance with section 5.56, including major initiatives that are proposed to commence or to continue in the next financial year; and*
 - (f) *the financial report for the financial year; and*
 - (g) *such information as may be prescribed in relation to the payments made to employees; and*
 - (h) *the auditor’s report prepared under section 7.9(1) or s7.12AD(1) for the financial year; and*
 - (ha) *a matter on which a report must be made under section 29(2) of the Disability Services Act 1993; and*
 - (hb) *details of entries made under section 5.121 during the financial year in the register of complaints, including —*
 - (i) *the number of complaints recorded in the register of complaints; and*
 - (ii) *how the recorded complaints were dealt with; and*
 - (iii) *any other details that the regulations may require;**and*
 - (i) *such other information as may be prescribed.*

[Section 5.53 amended by No. 44 of 1999 s. 28(3); No. 49 of 2004 s. 42(4) and (5); No. 1 of 2007 s. 6.]

5.54. Acceptance of annual reports

- (1) *Subject to subsection (2), the annual report for a financial year is to be accepted* by the local government no later than 31 December after that financial year.*

** Absolute majority required.*

- (2) *If the auditor’s report is not available in time for the annual report for a financial year to be accepted by 31 December after that financial year, the annual report is to be accepted by the local government no later than 2 months after the auditor’s report becomes available.*

5.55. Notice of annual reports

The CEO is to give local public notice of the availability of the annual report as soon as practicable after the report has been accepted by the local government.

5.55A *Publication of annual reports*

The CEO is to publish the annual report on the local government's official website within 14 days after the report has been accepted by the local government.

7.9. *Audit to be conducted*

- (1) *An auditor is required to examine the accounts and annual financial report submitted for audit and, by the 31 December next following the financial year to which the accounts and report relate or such later date as may be prescribed, to prepare a report thereon and forward a copy of that report to —*
- (a) *the mayor or president; and*
 - (b) *the CEO of the local government; and*
 - (c) *the Minister.”*

Relevant Extracts from the Local Government (Audit) Regulations 1996

“10. *Report by auditor*

- (1) *An auditor's report is to be forwarded to the persons specified in section 7.9(1) within 30 days of completing the audit.*
- (2) *The report is to give the auditor's opinion on —*
- (a) *the financial position of the local government; and*
 - (b) *the results of the operations of the local government.*
- (3) *The report is to include —*
- (a) *any material matters that in the opinion of the auditor indicate significant adverse trends in the financial position or the financial management practices of the local government; and*
 - (b) *any matters indicating non-compliance with Part 6 of the Act, the Local Government (Financial Management) Regulations 1996 or applicable financial controls in any other written law; and*
 - (c) *details of whether information and explanations were obtained by the auditor; and*
 - (d) *a report on the conduct of the audit; and*
 - (e) *the opinion of the auditor as to whether or not the following financial ratios included in the annual financial report are supported by verifiable information and reasonable assumptions —*
 - (i) *the asset consumption ratio; and*
 - (ii) *the asset renewal funding ratio.*
-

- (4A) *In sub regulation (3)(e) —*
asset consumption ratio *has the meaning given in the Local Government (Financial Management) Regulations 1996 regulation 50(2);*
asset renewal funding ratio *has the meaning given in the Local Government (Financial Management) Regulations 1996 regulation 50(2).*
- (4) *Where it is considered by the auditor to be appropriate to do so, the auditor is to prepare a management report to accompany the auditor's report and to forward a copy of the management report to the persons specified in section 7.9(1) with the auditor's report."*

POLICY IMPLICATIONS

Not applicable.

FINANCIAL IMPLICATIONS

The MRC has a deficit from operations of \$4,798,905, which will reduce retained earnings.

COMMENT

The Annual Report for the MRC has been prepared in accordance with the requirements of Local Government Act 1995 and applicable Australian Accounting Standards.

AMENDMENTS

There have been no amendments made to the Financial Statements presented to the Audit Committee.

VOTING REQUIREMENT

Absolute Majority

RESPONSIBLE OFFICER RECOMMENDATION

That the Council:

- 1. Notes the recommendation of the Audit Committee meeting held on 13 January 2022 to adopt the Financial Report for the year ended 30 June 2021; and**
- 2. Adopts the Annual Report for the year ended 30 June 2021, which includes the Financial Report detailed in 1. above.**

(Absolute Majority Required)

Moved Cr Vernon, seconded Cr Cvitan

RESOLVED

That the recommendation be adopted

(CARRIED UNANIMOUSLY 11 /0)

9.4	MID YEAR BUDGET REVIEW 2021/22
File No:	GF-20-1311
Appendix(s):	Appendix No. 7
Date:	13 January 2022
Responsible Officer:	Director Corporate Services

SUMMARY

The purpose of this report is to describe the financial position and performance of the organisation in relation to the Adopted Budget and recommend changes that will reflect the anticipated outcomes for the remainder of the 2021/22 financial year. This will provide stakeholders with a view of the likely results of the Mindarie Regional Council's (MRC) operations at the conclusion of the financial year.

It is anticipated that the MRC will move from an adopted forecast surplus of \$109k to a forecast deficit of \$3.5 million, an increase to deficit of \$3.6m (*Refer **Appendix 7***).

The adjustment refers primarily to the changes made with respect to the Resource Recovery Facility (RRF) within the year, namely the exit of the Resource Recovery Facility Agreement (RRFA) resulting in the actual facility being retained by the MRC.

The Members' gate fee was reduced as at 1 September 2021 from \$213 per tonne to \$162.50 per tonne due to the exit of the RRFA.

The Members' gate fee will remain at \$162.50 per tonne for the remainder of the financial year, with no change to either the non-members gate fee or the governance and admin costs.

BACKGROUND

Council at its ordinary council meeting held on 24 June 2021, resolved that council:

- (i) *adopt the Budget for the Mindarie Regional Council for 2021/22 financial year*
- (ii) *endorse the on-going strategy of deferred payment of operational surpluses, as approved by Council at its August 2005 meeting, for the 2005/06 financial year and future years to meet its on-going capital requirements*
- (iii) *Approve the Capital Budget Program of \$5,290,625 for 2021/22 as follows:*

New capital expenditures

	\$
• <i>Buildings</i>	350,000
• <i>Office furniture and equipment</i>	10,000
• <i>Computer equipment</i>	206,000
• <i>Plant and equipment and vehicles</i>	1,131,000
• <i>Infrastructure</i>	<u>3,546,625</u>
	5,243,625

Add: Bought forward capital expenditures

• Computer equipment	<u>47,000</u>
Total Capital Expenditure	<u>5,290,625</u>

- (v) approve that \$349,840 will be transferred from the Operating Deficit to the Site Rehabilitation Reserve.
- (vi) approve that \$2,900,000 be transferred from the Reserve for Capital Expenditure to Operating Deficit to fund capital expenditures.
- (vii) Approve that \$250,000 will be transferred from Operating Deficit to the RRF Maintenance Reserve
- (viii) Approve that any funds required for carbon abatement projects be transferred from the Carbon Abatement Reserve to the Operating Surplus.
- (ix) Approve that all interest earned on cash funds associated with cash-backed reserves will not be credited to the respective reserves.

Council operations have been conducted in line with the Adopted Budget for 2021/22.

Monthly Financial Statements on the actual expenditure and variations from the Adopted Budget have been submitted to each Council meeting. In addition, monthly management accounts have been provided to Councillors and Member Council Officers on a regular basis.

In line with sound financial management practice, and in order to comply with Local Government Regulations, a detailed review of the MRC's operations, financial position and financial performance has been carried out as at 30 September 2021.

This reports highlights:

- those items that reflect significant trend variations to budgeted allocations, and
- the anticipated revised financial projections to 30 June 2022.

The Income Statement reflecting the Adopted Budget, Actual Expenditure to 30 September 2021 and projected expenditure to 30 June 2022, as well as the projected capital expenditure is enclosed as **Appendix 7** of this report.

DETAIL

Marginal Tonnage variation

The reforecast tonnes have marginally changed from the originally budgeted tonnage estimate, mainly due to the closure of the RRF and therefore no further RRF residue tonnages;

TONNAGES RECEIVED BY THE MRC 2021/2022			
	Budget	Reforecast	Variance
Cambridge	5,925	5,925	-
Joondalup	32,770	32,920	150
Perth	13,000	13,000	-
Stirling	46,000	46,000	-
Victoria Park	12,250	12,300	50
Vincent	7,750	7,750	-
Wanneroo	48,150	48,150	-
	165,845	166,045	200
RRF Residue	56,700	18,412	(38,288)
Non-members	14,550	15,800	1,250
Disc. waste contract 1	-	7,561	7,561
Disc. waste contract 2	-	7,500	7,500
	71,250	49,273	(21,977)
Total	237,095	215,318	(21,777)

Revenue

Overall revenue is expected to decrease by \$15.6m from \$50.5m million to \$34.8 million. This is mostly as a result of the reduction in gate fees to member councils which occurred on 1 September 2021 following the RRFA exit.

Operating Expenditure

Operating expenditures have decreased overall by \$12 million primarily as a result of the exit of the RRFA.

The high level change in operating costs are explained by the following:

Item	Adopted Budget	Mid Year Budget	Variance	Increase/ Decrease	Explanation
RRFA (contract costs)	30,623,481	8,933,380	21,690,101	Decrease	Exit of the RRFA 31.08.21
Landfill Levy	8,828,920	12,692,959	(3,864,039)	Increase	Increase to landfill levy as tonnages to landfill increase
Depreciation (normal)	2,151,240	3,614,145	(1,462,905)	Increase	Increased depreciation costs due to ownership of the RRF
Depreciation and finance costs relating to Service Concession	337,120	1,522,644	(1,185,524)	Increase	Depreciation and finance costs relating to AASB1059
Insurance	233,745	1,034,905	(801,160)	Increase	Increased insurance costs due to ownership of the RRF
Projects, consultants and contract labour	369,080	975,449	(606,369)	Increase	Funding new strategic direction projects; W2E, market assessment, GDA etc
Operations	3,041,454	3,289,843	(248,389)	Increase	Primarily increased security and fire safety measures for RRF.
Amortisation	3,225,625	4,790,029	(1,564,404)	Increase	Increases as tonnages to landfill increase
Other			128,396	Decrease	Minor changes across cost centres
Movement in operating expenditures			12,085,707	Decrease	

Capital Expenditure

Forecast capital expenditure for the year has reduced by \$3.3m;

Asset Class	Adopted Budget	Mid Year Budget	Variance	Increase/ Decrease	Explanation
Plant and Vehicles	1,131,000	1,105,880	25,120	Decrease	Increase in small vehicles, decrease in replacement of fire truck
Furniture and equipment	10,000	10,000	0		No change
Computing and equipment	253,000	253,000	0		No change
Land and Buildings	350,000	350,000	0		No change
Infrastructure	151,800	151,800	0		No change
Landfill	3,394,825	53,600	3,341,225	Decrease	Stage 2 - Phased 2 capping works pushed to early 22/23
Movement in capital expenditures	5,290,625	1,924,280	3,366,345	Decrease	

CONSULTATION

Consultation occurred with Member Councils in relation to their forecast tonnes for the remainder of the 2021/22 financial year.

STATUTORY ENVIRONMENT

The mid-year budget review was carried out in accordance with the provision of the Local Government Act and Regulations.

STRATEGIC/COMMUNITY AND CORPORATE/BUSINESS PLAN IMPLICATIONS The revised mid-year budget review presented for approval is consistent with the objectives and actions outlined in the MRC's Community Strategic Plan, Financial Plan and Asset Management Plan.

FINANCIAL IMPLICATIONS

As outlined above, there will be no changes made to the members', non-members' gate fees or governance and admin costs and there will be an increase in the original budget from a surplus of 109,131 to a deficit of \$3,488,806.

COMMENT

The budget revision reflects the efforts being made on the part of the MRC's member councils to improve the efficiency and diversion results of their individual waste collection systems.

The Site Rehabilitation reserve will have an estimated balance of \$15.1 million at the end of Financial Year 2021/2022. The estimated rehabilitation liability balance will be funded in future years. The rehabilitation estimates are periodically reviewed by an external consultant.

VOTING REQUIREMENT

Absolute Majority

RESPONSIBLE OFFICER RECOMMENDATION

That Council:

1. **Approve by Absolute Majority the forecast deficit position estimated to be \$3,488,806 at 30 June 2022, which includes the following:**
 - **A net estimated decrease in total revenue of \$15,612,149;**
 - **A net estimated decrease in expenditures of \$12,085,707;**
 - **A net estimated decrease in the profit on sale of assets of \$71,494**
 - **A net estimated decrease in capital expenditure of \$3,366,345**

Moved Cr Vernon, seconded Cr May

RESOLVED

That the recommendation be adopted
(CARRIED UNANIMOUSLY 11/0)

9.5	EXTERNAL AUDIT COMMITTEE MEMBER
File No:	GF-21-0000338
Appendix(s):	None
Date:	14 January 2022
Responsible Officer:	Director of Corporate Services

SUMMARY

The MRC has historically appointed an external audit committee member to the MRC Audit Committee in line with good governance practice.

The incumbent external member's appointment expired on 16 October 2021. As a result, the recruitment process for a new external audit committee member was approved at the July 2021 Audit Committee meeting.

The advert was placed in the West Australian and on the Australian Institute of Company Directors (AICD) website. The adverts resulted in three suitable applications being received. After initial contact one applicant decided to withdraw their application.

COMMENT

The MRC spoke with each of the candidates and provided resumes and brief details to the audit committee members on 13 January 2022.

The Audit Committee discussed the two applicants and recommended that Mr Aswin Kumar be put forward as the most suitable candidate.

There is no remuneration payable for this position, however the member can be compensated for expenses associated with enabling them to discharge their duties of the role up to an annual limit of \$1,000.

VOTING REQUIREMENT

Simple Majority

AUDIT COMMITTEE RECOMMENDATION

1) That Council appoint Mr. Aswin Kumar as the MRC external audit committee member, subject to their acceptance of the appointment, for the period ending 14 October 2023.

Moved Cr Re, seconded Cr Cvitan

Prior to voting on the item hard copy CV's for the 2 candidates were provided to Councillors to read.

RESOLVED

That the recommendation be adopted
(CARRIED UNANIMOUSLY 11/0)

10 MEMBERS INFORMATION BULLETIN – ISSUE NO. 66

RESPONSIBLE OFFICER RECOMMENDATION

That the Members Information Bulletin Issue No. 66 be received.

Moved Cr Hatton, seconded Cr Thornton

RESOLVED

That the recommendation be adopted

(CARRIED UNANIMOUSLY 11/0)

11 MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN

Nil

12 URGENT BUSINESS

Nil

13 QUESTIONS BY MEMBERS OF WHICH DUE NOTICE HAS BEEN GIVEN

In accordance with clause 10.1(h) of the Mindarie Regional Council Meeting Procedures Local Law 2020 and s5.23 of the Local Government Act 1995, the Chair requested the Council to meet “behind closed doors” to allow the Council to consider items 14.1 and 14.2 as the items are of a confidential nature.

The Chair invited Member Council Officers seated in the public gallery to remain in the gallery for item 14.1 only.

There were no members of the public present.

The MRC CEO, Director of Corporate Services, Manager of Human Resources, Manager Projects and Procurement and the Executive Support Officer remained in the Council Chambers.

Moved Cr Vernon, seconded Cr Cvitan

To close the meeting to the public

(CARRIED UNANIMOUSLY 11/0)

Doors closed at 7.14 pm.

14 MATTERS FOR WHICH THE MEETING MAY BE CLOSED TO THE PUBLIC

This report is Confidential and dealt with in a confidential session, under Section 5.23 (2) (c) of the *Local Government Act 1995* as the report deals with a matter where a contract may be entered into.

14.1 GREEN DEAL ALLIANCE

File No: GF-21-0000407

Attachment(s): Nil

Date: 6 January 2022

Responsible Officer: Chief Executive Officer

RESPONSIBLE OFFICER RECOMMENDATION

That Council:

- Endorse the MRC's membership of the Green Deal Alliance.

Moved Cr Vernon, seconded Cr Re

AMENDMENT 1

Cr Miles moved, seconded Cr Cvitan

That Council notes that the MRC has applied for funding from the Food Waste for Healthy Soils Fund.

Rationale:

The amendment will align the resolution with the report from the Administration. It will ensure work done by the Administration is noted by the Council for transparency.

(CARRIED UNANIMOUSLY 11/0)

AMENDMENT 2

Moved Cr Vernon, seconded Cr Re

That Council requests the CEO to provide reports to Council as to the work of the Green Deal Alliance on a quarterly basis.

Rationale:

There is a keen interest in this item and it will give us the opportunity to ask more questions as reports are provided to Council.

(CARRIED UNANIMOUSLY 11/0)

SUBSTANTIVE RECOMMENDATION AS AMENDED

Moved Cr Vernon, seconded Cr Re

That Council:

- Endorse the MRC's membership of the Green Deal Alliance.
- Note that the MRC has applied for funding from the Food Waste for Healthy Soils Fund.
- Request the CEO to provide reports to Council about the Green Deal Alliance on a quarterly basis.

(CARRIED UNANIMOUSLY 11/0)

7.55 pm Member Council officers seated in the gallery left the meeting.
There were no members of the public present.
MRC officers seated in the Council Chambers remained in their seats.

This Report Is Confidential And Dealt With In A Confidential Session, Under Section 5.23 (2) (f)(ii) Of The *Local Government Act 1995* As The Report Deals With A Matter that if disclosed , could be reasonably expected to endanger the security of the local governments property.

14.2 AUDIT COMMITTEE CONFIDENTIAL DOCUMENTS

File No: GF-22-000070

Attachment(s):
1.Final Exit Brief
2.Interim Audit Results
3.Representation Letter
4.External Penetration Testing Report

Date: 18 January 2022

Responsible Officer: Chief Executive Officer

RESPONSIBLE OFFICER RECOMMENDATION

That Council:

- 1. Note the final exit brief for year ended 30 June 2021 issued by the Auditors.**
- 2. Note the interim audit results for year ended 30 June 2021 issued by the Auditors.**
- 3. Note the representation letter for the year ended 30 June 2021 issued by the Auditors.**
- 4. Note the External Penetration Testing Report issued by InfoTrust Assurance.**

**Moved Cr Vernon, seconded Cr Jacob
RESOLVED**

**That the recommendation be adopted
(CARRIED UNANIMOUSLY 11/0)**

**Moved Cr Vernon, seconded Cr Miles
To re-open the meeting to the public
(CARRIED UNANIMOUSLY 11/0)**

Doors re-opened at 7.59 pm, the Chair declared the meeting re-opened.

There were no members of the public present, Member Council Officers did not re-enter the gallery.

The Chair noted the resolutions passed behind closed doors.

15 NEXT MEETING

The next Ordinary Council meeting to be held on Thursday 24 March 2022 at the City of Wanneroo commencing at 6.30 pm.

16 CLOSURE

The Chair closed the meeting at 7.59 pm and thanked the City of Joondalup for their hospitality and use of their meeting facilities.

Signed.....Chair

Dated day of2022
