

INFORMATION BULLETIN

D2023/33561

**Accompanying the
Ordinary Meeting of Council Agenda
28 September 2023**



Information Bulletin 28 September 2023

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1. REGISTER OF COUNCIL RESOLUTIONS 2023

D2023/33562

PURPOSE OF REPORT

The purpose of this report is to present to Council a list of Council resolutions for the calendar year and update Council on their progress.

KEY POINTS AND RECOMMENDATIONS

- Historical review of Council's decisions throughout a calendar year.
- Enable current and new Councilors to review previous decisions made.

SOURCE OF REPORT

Chief Financial Officer

BACKGROUND

- 1 One of the characteristics often associated with transparency in local government is to keep Council and members of the public informed. This can be achieved by providing knowledge regarding Council resolutions in a useful and readily accessible manner. As a local government, the EMRC actively seek methods to do its business in a transparent and accountable manner where everyone can see what is happening.
- 2 With this in mind, the EMRC builds trust with its stakeholders and others we serve in the community.

REPORT

- 3 The attachment provides a list of Council resolutions made during the calendar year to improve transparency and accountability. The register is reported back to Council at each ordinary meeting of Council.

STRATEGIC/POLICY IMPLICATIONS

- 4 Reporting on EMRC Strategic Policy implications align with the revised Strategic Plan 2017-2027 and the Sustainability Strategy.

FINANCIAL IMPLICATIONS

- 5 As reported.

SUSTAINABILITY IMPLICATIONS

- 6 The implementation of Council's resolutions were exercised in accordance with Council's direction for the benefit and sustainability of the EMRC and Perth's Eastern Region.

RISK MANAGEMENT

Risk – Non-Compliance with EMRC’s responsibility to maintain responsible and accountable governance and management of the organisation.

Consequence	Likelihood	Rating
Moderate	Unlikely	Moderate
Action/Strategy		
➤ Update to be provided to Council to comply with a past resolution of Council.		

MEMBER COUNCIL IMPLICATIONS

Member Council

Town of Bassendean
 City of Bayswater
 Shire of Mundaring
 City of Swan

Implication Details

As reflected in the respective reports.

ATTACHMENT(S)

Register of Council Resolutions 2023 (D2023/33552)



COUNCIL RESOLUTION REGISTER 2023

	DATE	RESOLUTION	STATUS
1.	24 AUGUST 2023	9 CONFIRMATION OF MINUTES OF PREVIOUS MEETINGS 9.1 MINUTES OF THE ORDINARY MEETING OF COUNCIL HELD ON 22 JUNE 2023 THAT THE MINUTES OF THE ORDINARY MEETING OF COUNCIL HELD ON 22 JUNE 2023 WHICH HAVE BEEN DISTRIBUTED, BE CONFIRMED.	COMPLETED
2.	24 AUGUST 2023	14 EMPLOYEE REPORTS 14.1 LIST OF ACCOUNTS PAID DURING THE MONTH OF MONTHS OF JUNE AND JULY 2023 (D2023/32586) THAT COUNCIL NOTES THE CEO'S LIST OF ACCOUNTS FOR JUNE & JULY 2023 PAID UNDER DELEGATED POWER IN ACCORDANCE WITH REGULATION 13(1) OF THE <i>LOCAL GOVERNMENT (FINANCIAL MANAGEMENT) REGULATIONS 1996</i> , FORMING THE ATTACHMENT TO THIS REPORT TOTALLING \$41,946,999.99	COMPLETED
3.	24 AUGUST 2023	14.2 FINANCIAL REPORT FOR PERIOD ENDED 30 JUNE 2023 (D2023/32587) THAT COUNCIL RECEIVES THE STATEMENT OF COMPREHENSIVE INCOME, CAPITAL EXPENDITURE STATEMENT, STATEMENT OF FINANCIAL POSITION, STATEMENT OF CASH AND INVESTMENTS AND THE INVESTMENT REPORT FOR THE PERIOD ENDED 30 JUNE 2023.	COMPLETED
4.	24 AUGUST 2023	14.3 FINANCIAL REPORT FOR PERIOD ENDED 31 JULY 2023 (D2023/33755) THAT COUNCIL RECEIVES THE STATEMENT OF COMPREHENSIVE INCOME, CAPITAL EXPENDITURE STATEMENT, STATEMENT OF FINANCIAL POSITION, STATEMENT OF CASH AND INVESTMENTS AND THE INVESTMENT REPORT FOR THE PERIOD ENDED 31 JULY 2023.	COMPLETED
5.	24 AUGUST 2023	14.4 PROPOSED NEW COUNCIL POLICY 2.4 – ELECTORAL CARETAKER PERIOD (D2023/33853) THAT COUNCIL DOES NOT ADOPT AN ELECTORAL CARETAKER PERIOD POLICY.	COMPLETED

	DATE	RESOLUTION	STATUS
6.	24 AUGUST 2023	<p>14.5 REQUEST FOR TENDER RFT 2023-001 – PRIVATE SEWER PUMP STATION AND PRESSURE MAIN AT THE HAZELMERE RESOURCE RECOVERY PARK (HRRP) (D2023/33855)</p> <p>THAT:</p> <ol style="list-style-type: none"> 1. COUNCIL AWARDS TENDER RFT2023-001 – PRIVATE SEWER PUMP STATION AND PRESSURE MAIN AT THE HAZELMERE RESOURCE RECOVERY PARK TO BROMAR NOMINEES PTY LTD ATF THE ALTONA UNIT TRUST TA ALTONA GROUP FOR A CONTRACT TERM OF SIX MONTHS AT A TOTAL COST OF \$ 449,837.06 EXCLUDING GST. 2. COUNCIL AUTHORISES THE CEO ON BEHALF OF THE EMRC TO ENTER INTO A CONTRACT WITH BROMAR NOMINEES PTY LTD ATF THE ALTONA UNIT TRUST TA ALTONA GROUP IN ACCORDANCE WITH THEIR SUBMITTED TENDER, SUBJECT TO ANY MINOR VARIATIONS THAT MAY BE AGREED ON BETWEEN THE CEO AND BROMAR NOMINEES PTY LTD ATF THE ALTONA UNIT TRUST TA ALTONA GROUP. 3. COUNCIL AUTHORISES A 20% CONTINGENCY BASED ON THE TENDERED PRICE SCHEDULE OF \$449,837.06 FOR ANY CONTRACT VARIATIONS THAT MAY ARISE FOR TENDER RFT2023-001. 4. COUNCIL BY ABSOLUTE MAJORITY, AUTHORISES AN ALLOCATION OF \$325,000 (INCLUSIVE OF 20% CONTINGENCY) IN ADDITION TO THE \$215,000 ALLOWED FOR 2023/2024 ANNUAL BUDGET TO UNDERTAKE THE TENDER RFT2023-001. 	IN PROGRESS
7.	24 AUGUST 2023	<p>14.6 DISABILITY ACCESS AND INCLUSION PLAN 2023 TO 2028 (D2023/33859)</p> <p>THAT COUNCIL:</p> <ol style="list-style-type: none"> 1. ENDORSES THE DRAFT DISABILITY ACCESS AND INCLUSION PLAN 2023 TO 2028 FORMING THE ATTACHMENT TO THIS REPORT, FOR THE PURPOSE OF PUBLIC CONSULTATION. 2. APPROVES A 42 DAY PUBLIC CONSULTATION PERIOD ON THE DRAFT DISABILITY ACCESS AND INCLUSION PLAN 2023 TO 2028. 	IN PROGRESS
8.	24 AUGUST 2023	<p>14.7 WASTE AND RECYCLE CONFERENCE – SEPTEMBER 2023 (D2023/33861)</p> <p>THAT:</p> <ol style="list-style-type: none"> 1. COUNCILLORS AND OFFICERS NOTE THE DATES OF 13 AND 14 SEPTEMBER 2023 FOR THE 2023 WA WASTE & RECYCLE CONFERENCE. 2. COUNCILLOR(S) CONGERTON, JEANS, JOHNSON, MACWILLIAM AND ZANNINO AND THE CHIEF EXECUTIVE OFFICER BE AUTHORISED TO ATTEND THE 2023 WA WASTE & RECYCLE CONFERENCE. 3. TWO PLACES TO THE 2023 WA WASTE & RECYCLE CONFERENCE BE OFFERED TO THE WASTE MANAGEMENT COMMUNITY REFERENCE GROUP (WMCRG) IN THE EVENT THAT SOME MEMBERS MAY WISH TO ATTEND. 	COMPLETED

	DATE	RESOLUTION	STATUS
9.	24 AUGUST 2023	<p>14.8 REQUEST FOR TENDER RFT 2023-006 – LEACHATE POND DEEPENING AND CLASS IV STAGE 2 ACCESS RAMP WORKS (RHWMF) (D2023/34479)</p> <p>THAT COUNCIL:</p> <ol style="list-style-type: none"> 1. IN ACCORDANCE R.18(5) OF THE LOCAL GOVERNMENT (FUNCTIONS AND GENERAL) REGULATIONS 1996, DOES NOT ACCEPT ANY TENDER SUBMISSIONS IN RELATION TO RFT 2023-006 FOR THE LEACHATE POND DEEPENING AND CLASS IV STAGE 2 ACCESS RAMP WORKS (RHWMF) AND ADVISE THE TENDERERS OF THIS DECISION. 2. ADOPTS THE TENDER EXEMPTION PROCESS UNDER R.11(2)(I) OF THE LOCAL GOVERNMENT (FUNCTIONS AND GENERAL) REGULATIONS 1996 AND AS SPECIFIED UNDER COUNCIL POLICY 3.5 PURCHASING POLICY. 3. AUTHORISES THE CHIEF EXECUTIVE OFFICER TO CONDUCT A REQUEST FOR QUOTATIONS PROCUREMENT PROCESS FOR THE LEACHATE POND DEEPENING AND CLASS IV STAGE 2 ACCESS RAMP WORKS (RHWMF). 	IN PROGRESS
10.	24 AUGUST 2023	<p>14.9 ITEMS CONTAINED IN THE INFORMATION BULLETIN (D2023/32582)</p> <p>THAT THE COUNCIL NOTES THE ITEMS CONTAINED IN THE INFORMATION BULLETIN ACCOMPANYING THE 24 AUGUST 2023 ORDINARY MEETING OF COUNCIL AGENDA.</p>	COMPLETED
11.	24 AUGUST 2023	<p>19 CONFIDENTIAL MATTERS FOR WHICH THE MEETING MAY BE CLOSED TO THE PUBLIC</p> <p>19.1 MAJOR TRADING UNDERTAKING – SALE OF UNPROCESSED FOGO MATERIAL (D2023/33867)</p> <p>THAT:</p> <ol style="list-style-type: none"> 1. THE REPORT BE RECEIVED. 2. COUNCIL ENDORSES THE DRAFT BUSINESS PLAN FOR A MAJOR TRADING UNDERTAKING FORMING THE ATTACHMENT TO THIS REPORT. 3. IN ACCORDANCE WITH S.3.59(4) OF THE LOCAL GOVERNMENT ACT 1995, PUBLIC NOTICE BE GIVEN TO SEEK PUBLIC CONSULTATION OF THE EMRC PROPOSAL TO COMMENCE THE MAJOR TRADING UNDERTAKING. 4. THE REPORT REMAINS CONFIDENTIAL AND IS CERTIFIED BY THE EMRC CHAIRPERSON AND THE CHIEF EXECUTIVE OFFICER. 	IN PROGRESS

DATE		RESOLUTION	STATUS
12.	24 AUGUST 2023	<p>19.2 INTERIM FOGO SUPPLY AGREEMENT (D2023/33869)</p> <p>THAT:</p> <ol style="list-style-type: none"> 1. COUNCIL ADOPTS THE INTERIM FOGO SUPPLY AGREEMENT BETWEEN THE EMRC AND THE MEMBER COUNCILS FORMING AN ATTACHMENT TO THIS REPORT. 2. THE CHAIRPERSON AND THE CEO BE AUTHORISED TO SIGN THE INTERIM FOGO SUPPLY AGREEMENT UNDER THE COMMON SEAL WITH EACH OF THE EMRC MEMBER COUNCILS. 3. THE CEO BE AUTHORISED IN CONSULTATION WITH THE CHAIRPERSON AND ON LEGAL ADVICE TO MAKE MINOR CHANGES TO THE AGREEMENTS FORMING AN ATTACHMENT TO THIS REPORT. 4. EMRC MEMBER COUNCILS BE REQUESTED TO ADOPT AND SIGN THE INTERIM FOGO SUPPLY AGREEMENT. 5. THE REPORT AND ATTACHMENT REMAIN CONFIDENTIAL AND ARE CERTIFIED BY THE CHAIRPERSON AND CEO. 	IN PROGRESS

	DATE	RESOLUTION	STATUS
13.	22 JUNE 2023	<p>7 APPLICATIONS FOR LEAVE OF ABSENCE</p> <p>7.1 CRS CONGERTON AND SUTHERLAND</p> <p>THAT COUNCIL APPROVE THE APPLICATIONS FOR LEAVE OF ABSENCE FOR CR CONGERTON FROM 23 JULY 2023 TO 28 JULY 2023 AND CR SUTHERLAND FROM 25 JUNE 2023 TO 8 JULY 2023.</p>	COMPLETED
14.	22 JUNE 2023	<p>9 CONFIRMATION OF MINUTES OF PREVIOUS MEETING</p> <p>9.1 MINUTES OF THE ORDINARY MEETING OF COUNCIL HELD ON 25 MAY 2023</p> <p>THAT THE MINUTES OF THE ORDINARY MEETING OF COUNCIL HELD ON 25 MAY 2023 WHICH HAVE BEEN DISTRIBUTED, BE CONFIRMED.</p>	COMPLETED
15.	22 JUNE 2023	<p>14 REPORTS OF EMPLOYEES</p> <p>14.1 LIST OF ACCOUNTS PAID DURING THE MONTH OF MAY 2023 (D2023/12426)</p> <p>THAT COUNCIL NOTES THE CEO'S LIST OF ACCOUNTS FOR MAY 2023 PAID UNDER DELEGATED POWER IN ACCORDANCE WITH REGULATION 13(1) OF THE <i>LOCAL GOVERNMENT (FINANCIAL MANAGEMENT) REGULATIONS 1996</i>, FORMING THE ATTACHMENT TO THIS REPORT TOTALLING \$10,896,074.06.</p>	COMPLETED
16.	22 JUNE 2023	<p>14.2 FINANCIAL REPORT FOR PERIOD ENDED 31 MAY 2023 (D2023/12427)</p> <p>THAT COUNCIL RECEIVES THE STATEMENT OF COMPREHENSIVE INCOME, CAPITAL EXPENDITURE STATEMENT, STATEMENT OF FINANCIAL POSITION, STATEMENT OF CASH AND INVESTMENTS AND THE INVESTMENT REPORT FOR THE PERIOD ENDED 31 MAY 2023.</p>	COMPLETED
17.	22 JUNE 2023	<p>14.3 REVIEW OF COUNCIL POLICIES (D2023/12876)</p> <p>THAT:</p> <ol style="list-style-type: none"> 1. COUNCIL ADOPTS THE POLICIES AS REVIEWED AND AMENDED FORMING ATTACHMENT 3 TO THIS REPORT. 2. THE ADOPTED POLICIES, AS REVIEWED AND AMENDED FORMING ATTACHMENT 3 TO THIS REPORT, BE SCHEDULED TO BE REVIEWED IN FOUR YEARS. 	COMPLETED
18.	22 JUNE 2023	<p>14.4 COUNCIL POLICY 4.2 – SUPERANNUATION CONTRIBUTION (D2023/11882)</p> <p>THAT:</p> <ol style="list-style-type: none"> 1. THE COUNCIL ENDORSES THE AMENDMENTS TO THE COUNCIL POLICY 4.2 SUPERANNUATION CONTRIBUTION. 2. COUNCIL ADOPTS THE REVISED EMRC POLICY 4.2 - SUPERANNUATION CONTRIBUTION POLICY FORMING ATTACHMENT 2 TO THIS REPORT. 3. THE ADOPTED POLICY, AS REVIEWED FORMING ATTACHMENT 2 TO THIS REPORT, BE SCHEDULED TO BE REVIEWED IN FOUR YEARS. 	COMPLETED

DATE	RESOLUTION	STATUS
19.	<p>22 JUNE 2023</p> <p>14.5 REQUEST FOR TENDER RFT 2023-004 – FIRE HYDRANT PIPEWORK SYSTEM UPGRADE AT THE HAZELMERE RESOURCE RECOVERY PARK (HRRP) (D2023/12880)</p> <p>THAT COUNCIL:</p> <ol style="list-style-type: none"> 1. IN ACCORDANCE R.18(5) OF THE LOCAL GOVERNMENT (FUNCTIONS AND GENERAL) REGULATIONS 1996, NOT ACCEPT ANY TENDER IN RELATION TO RFT 2023-004 FOR THE FIRE HYDRANT PIPEWORK SYSTEM UPGRADE AT THE HAZELMERE RESOURCE RECOVERY PARK AND ADVISE THE TENDERER OF THIS DECISION. 2. ADOPTS THE TENDER EXEMPTION PROCESS UNDER R.11(2)(C)(I) OF THE LOCAL GOVERNMENT (FUNCTIONS AND GENERAL) REGULATIONS 1996 AND AS SPECIFIED UNDER COUNCIL POLICY 3.5 PURCHASING POLICY. 3. AUTHORISES THE CHIEF EXECUTIVE OFFICER TO CONDUCT A REQUEST FOR QUOTATIONS PROCUREMENT PROCESS FOR THE FIRE HYDRANT PIPEWORK SYSTEM UPGRADE AT THE HAZELMERE RESOURCE RECOVERY PARK. 	IN PROGRESS
20.	<p>22 JUNE 2023</p> <p>14.6 CHIEF EXECUTIVE OFFICER ATTENDANCE AT THE 2023 CIRCULARITY CONFERENCE (D2023/12910)</p> <p>THAT COUNCIL ENDORSES THE EMRC CHIEF EXECUTIVE OFFICER TO ATTEND THE 2023 CIRCULARITY CONFERENCE IN MELBOURNE FOR THE PERIOD 20-21 NOVEMBER AT AN ESTIMATED COST OF \$4,000.</p>	COMPLETED
21.	<p>22 JUNE 2023</p> <p>14.7 ITEMS CONTAINED IN THE INFORMATION BULLETIN (D2023/12423)</p> <p>THAT THE COUNCIL NOTES THE ITEMS CONTAINED IN THE INFORMATION BULLETIN ACCOMPANYING THE 22 JUNE 2023 ORDINARY MEETING OF COUNCIL AGENDA.</p>	COMPLETED
22.	<p>22 JUNE 2023</p> <p>15 REPORTS OF COMMITTEES</p> <p>15.1 AUDIT COMMITTEE MEETING HELD 1 JUNE 2023 (D2023/12912)</p> <p>11.1 INTERIM AUDIT REPORT FOR THE YEAR ENDING 30 JUNE 2023 (D2023/11086)</p> <p>THAT COUNCIL NOTES THE CONTENTS OF THE INTERIM AUDIT REPORT AND THE MANAGEMENT COMMENTS PROVIDED IN RESPONSE FORMING THE ATTACHMENT TO THIS REPORT.</p>	COMPLETED
23.	<p>22 JUNE 2023</p> <p>11.2 DRAFT CORPORATE BUSINESS PLAN 2023/2024 TO 2027/2028 (D2023/08152)</p> <p>THAT:</p> <ol style="list-style-type: none"> 1. COUNCIL BY ABSOLUTE MAJORITY, IN ACCORDANCE WITH R.19DA(6) OF THE LOCAL GOVERNMENT (ADMINISTRATION) REGULATIONS 1996, ADOPTS THE CORPORATE BUSINESS PLAN 2023/2024 TO 2027/2028 FORMING AN ATTACHMENT TO THIS REPORT; AND 2. LOCAL PUBLIC NOTICE OF THE ADOPTION OF THE CORPORATE BUSINESS PLAN 2023/2024 TO 2027/2028 BE GIVEN IN ACCORDANCE WITH R.19D OF THE LOCAL GOVERNMENT (ADMINISTRATION) REGULATIONS 1996. 	COMPLETED

DATE	RESOLUTION	STATUS
24.	<p>22 JUNE 2023</p> <p>EASTERN METROPOLITAN REGIONAL COUNCIL (EMRC) 2023/2024 DRAFT ANNUAL BUDGET (D2023/08153)</p> <p>THAT:</p> <ol style="list-style-type: none"> COUNCIL, BY ABSOLUTE MAJORITY, IN ACCORDANCE WITH SECTION 6.2(1) OF <i>THE LOCAL GOVERNMENT ACT 1995</i> AND LOCAL GOVERNMENT (FINANCIAL MANAGEMENT) REGULATIONS 1996, ADOPTS THE EMRC 2023/2024 ANNUAL BUDGET AND SUPPORTING SCHEDULES WHICH HAVE BEEN PREPARED IN COMPLIANCE WITH THE AUSTRALIAN ACCOUNTING STANDARDS. FOR THE 2023/2024 FINANCIAL YEAR A MATERIAL VARIANCE PERCENTAGE OF 10% OF THE APPROPRIATE BASE, OR A DOLLAR VALUE OF \$20,000, WHICHEVER IS THE GREATER, BE ADOPTED FOR REPORTING VARIANCES IN THE STATEMENTS OF FINANCIAL ACTIVITY. IN ACCORDANCE WITH REGULATION 33 OF THE <i>LOCAL GOVERNMENT (FINANCIAL MANAGEMENT) REGULATIONS 1996</i>, A COPY OF THE 2023/2024 ANNUAL BUDGET BE SUBMITTED TO THE DEPARTMENTAL CEO, DEPARTMENT OF LOCAL GOVERNMENT, SPORT AND CULTURAL INDUSTRIES, WITHIN 30 DAYS OF ITS ADOPTION BY COUNCIL. 	COMPLETED
25.	<p>22 JUNE 2023</p> <p>11.4 RISK MANAGEMENT UPDATE (D2023/08154)</p> <p>THAT COUNCIL NOTES THE UPDATE ON THE STATUS OF THE COUNCIL'S RISK MANAGEMENT PROFILE.</p>	COMPLETED
26.	<p>22 JUNE 2023</p> <p>17 MEMBERS' MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN</p> <p>17.1 NOTICE OF MOTION RECEIVED FROM CR STEVEN OSTASZEWSKYJ (D2023/12882)</p> <p>THAT:</p> <ol style="list-style-type: none"> COUNCIL INSTRUCTS THE CHIEF EXECUTIVE OFFICER TO UNDERTAKE A REVIEW OF THE SECONDARY WASTE CHARGE, HAVING REGARD TO THE FUTURE USE OF THE SECONDARY WASTE RESERVE TO FUND ALTERNATE WASTE TREATMENT PROJECTS AND THE LEVEL OF CHARGE APPROPRIATE TO ACHIEVE THE STRATEGIC OBJECTIVES OF THE EMRC 10 YEAR STRATEGIC PLAN 2017 – 2027. THE OUTCOME OF THE REVIEW BE TABLED AT A FUTURE MEETING OF COUNCIL PRIOR TO THE ADOPTION OF THE 2024-2025 ANNUAL BUDGET. 	IN PROGRESS
27.	<p>22 JUNE 2023</p> <p>19 CONFIDENTIAL MATTERS FOR WHICH THE MEETING MAY BE CLOSED TO THE PUBLIC</p> <p>19.1 CHIEF EXECUTIVE OFFICER PERFORMANCE AND SALARY REVIEW FOR 2022/2023 AND OBJECTIVE SETTING FOR 2023/2024 (D2023/09187)</p> <p>THAT:</p> <ol style="list-style-type: none"> COUNCIL ASSESSES THE CHIEF EXECUTIVE OFFICER'S PERFORMANCE FOR THE PERIOD 2022/2023. COUNCIL ADOPTS THE PERFORMANCE CRITERIA OUTLINED WITHIN THE REPORT FOR 2023/2024. COUNCIL ENDORSES THE REQUESTS MADE BY THE CHIEF EXECUTIVE OFFICER AND AUTHORISES A VARIATION OF CONTRACT IN RELATION TO INCREASING THE TOTAL REMUNERATION PACKAGE OF THE CEO BY 3.5%. THE REPORT AND ATTACHMENTS REMAIN CONFIDENTIAL AND BE CERTIFIED BY THE CHAIRMAN AND CEO. 	COMPLETED

DATE		RESOLUTION	STATUS
28.	22 JUNE 2023	<p>19.2 CHIEF EXECUTIVE OFFICER'S RENEWAL OF EMPLOYMENT CONTRACT (D2023/12542)</p> <p>THAT:</p> <ol style="list-style-type: none"> COUNCIL ENDORSES CHIEF EXECUTIVE OFFICER'S EMPLOYMENT AGREEMENT 2024-2029. COUNCIL AUTHORISES THE CHAIR TO EXECUTE THE CEO'S EMPLOYMENT AGREEMENT ON BEHALF OF COUNCIL. 	COMPLETED
29.	22 JUNE 2023	<p>19.3 BUSINESS PLAN FOR A MAJOR TRADING UNDERTAKING – LEASE OF LAND - WOODSIDE (D2023/12840)</p> <p>THAT:</p> <ol style="list-style-type: none"> COUNCIL NOTES NO PUBLIC SUBMISSION WAS RECEIVED. COUNCIL, BY ABSOLUTE MAJORITY IN ACCORDANCE WITH S.3.59(5) OF THE <i>LOCAL GOVERNMENT ACT 1995</i> ADOPTS THE BUSINESS PLAN FOR A MAJOR LAND TRANSACTION FORMING THE ATTACHMENT TO THIS REPORT. THE REPORT AND ATTACHMENT REMAINS CONFIDENTIAL AND IS CERTIFIED BY THE EMRC CHAIRMAN AND THE CHIEF EXECUTIVE OFFICER. 	COMPLETED
30.	22 JUNE 2023	<p>19.4 HAZELMERE RESOURCE RECOVERY PARK – WASTE TRANSFER STATION UPDATE (D2023/13151)</p> <p>THAT:</p> <ol style="list-style-type: none"> THAT COUNCIL APPROVE AN INCREASE TO THE UNBUDGETED PROVISIONAL SUM AS DETAILED IN THE REPORT AT PARAGRAPHS 11 AND 12 SHOULD IT BE NECESSARY TO MAKE PAYMENT, OR PART PAYMENT, IN THE EVENT OF A CLAIM MADE BY THE CONTRACTOR IS VALIDATED. THE REPORT REMAINS CONFIDENTIAL AND BE CERTIFIED BY THE CHAIRMAN AND THE CEO. 	COMPLETED

	DATE	RESOLUTION	STATUS
31.	25 MAY 2023	<p>7 APPLICATIONS FOR LEAVE OF ABSENCE</p> <p>7.1 CRS OSTASZEWSKYJ AND ZANNINO</p> <p>THAT COUNCIL APPROVES THE APPLICATIONS FOR LEAVE OF ABSENCE FOR CR OSTASZEWSKYJ FOR 6 JULY 2023 AND 13 JULY 2023 AND CR ZANNINO FROM 9 JUNE 2023 TO 18 JUNE 2023.</p>	COMPLETED
32.	25 MAY 2023	<p>9 CONFIRMATION OF MINUTES OF PREVIOUS MEETING</p> <p>9.1 MINUTES OF THE ORDINARY MEETING OF COUNCIL HELD ON 23 MARCH 2023</p> <p>THAT THE MINUTES OF THE ORDINARY MEETING OF COUNCIL HELD ON 23 MARCH 2023 WHICH HAVE BEEN DISTRIBUTED, BE CONFIRMED.</p>	COMPLETED
33.	25 MAY 2023	<p>14 REPORTS OF EMPLOYEES</p> <p>14.1 LIST OF ACCOUNTS PAID DURING THE MONTHS OF MARCH AND APRIL 2023 (D2023/08051)</p> <p>THAT COUNCIL NOTES THE CEO'S LIST OF ACCOUNTS FOR MARCH AND APRIL 2023 PAID UNDER DELEGATED POWER IN ACCORDANCE WITH REGULATION 13(1) OF THE <i>LOCAL GOVERNMENT (FINANCIAL MANAGEMENT) REGULATIONS 1996</i>, FORMING THE ATTACHMENT TO THIS REPORT TOTALLING \$31,545,519.61.</p>	COMPLETED
34.	25 MAY 2023	<p>14.2 FINANCIAL REPORT FOR PERIOD ENDED 31 MARCH 2023 (D2023/08052)</p> <p>THAT COUNCIL RECEIVES THE STATEMENT OF COMPREHENSIVE INCOME, CAPITAL EXPENDITURE STATEMENT, STATEMENT OF FINANCIAL POSITION, STATEMENT OF CASH AND INVESTMENTS AND THE INVESTMENT REPORT FOR THE PERIOD ENDED 31 MARCH 2023.</p>	COMPLETED
35.	25 MAY 2023	<p>14.3 FINANCIAL REPORT FOR PERIOD ENDED 30 APRIL 2023 (D2023/08053)</p> <p>THAT COUNCIL RECEIVES THE STATEMENT OF COMPREHENSIVE INCOME, CAPITAL EXPENDITURE STATEMENT, STATEMENT OF FINANCIAL POSITION, STATEMENT OF CASH AND INVESTMENTS AND THE INVESTMENT REPORT FOR THE PERIOD ENDED 30 APRIL 2023.</p>	COMPLETED
36.	25 MAY 2023	<p>14.4 WASTE MANAGEMENT COMMUNITY REFERENCE GROUP MEMBERSHIP (D2023/10409)</p> <p>THAT COUNCIL ENDORSES THE NOMINATION OF BILL KAROLL AS A COMMUNITY MEMBER OF THE WMCRCG, SUCH NOMINATION EXPIRING IN OCTOBER 2025.</p>	COMPLETED

	DATE	RESOLUTION	STATUS
37.	25 MAY 2023	<p>14.5 REQUEST FOR TENDER – RFT 2022-009 – PROVISION OF TRANSPORT SERVICES FROM HAZELMERE RESOURCE RECOVERY PARK TO EAST ROCKINGHAM AND RED HILL WASTE MANAGEMENT FACILITY (D2023/10411)</p> <p>THAT:</p> <ol style="list-style-type: none"> COUNCIL AWARDS TENDER RFT 2022-009 PROVISION OF TRANSPORTATION SERVICES BASED ON A FIXED SCHEDULE OF RATES (SUBJECT TO ANNUAL CPI ADJUSTMENTS) FOR TWO YEARS WITH TWO OPTIONAL ONE-YEAR EXTENSIONS AT THE SOLE DISCRETION OF THE EMRC TO APPALA HOLDINGS PTY LTD T/A WASTETRANS WA FOR AN ESTIMATED TOTAL COST OF \$5,973,043.00 FOR THE TRANSPORTATION OF MUNICIPAL SOLID WASTE (MSW) AND COMMERCIAL & INDUSTRIAL (C&I) WASTE FROM HRRP TO EAST ROCKINGHAM WASTE TO ENERGY (ERWTE) FACILITY. THE CEO BE AUTHORISED ON BEHALF OF THE EMRC TO ENTER INTO A CONTRACT WITH APPALA HOLDINGS PTY LTD T/A WASTETRANS WA IN ACCORDANCE WITH THEIR SUBMITTED TENDER, SUBJECT TO ANY MINOR VARIATIONS THAT MAY BE AGREED UPON BETWEEN THE EMRC AND APPALA HOLDINGS PTY LTD T/A WASTETRANS WA. 	COMPLETED
38.	25 MAY 2023	<p>14.6 MAKING OF THE EMRC MEETING PROCEDURES LOCAL LAW 2023 (D2023/10413)</p> <p>THAT:</p> <ol style="list-style-type: none"> COUNCIL, BY ABSOLUTE MAJORITY IN ACCORDANCE WITH SECTION 3.12 OF THE <i>LOCAL GOVERNMENT ACT 1995</i>, MAKES THE EASTERN METROPOLITAN REGIONAL COUNCIL MEETING PROCEDURES LOCAL LAW 2023. LOCAL PUBLIC NOTICE OF THE GAZETTED EASTERN METROPOLITAN REGIONAL COUNCIL MEETING PROCEDURES LOCAL LAW 2023 BE GIVEN. EASTERN METROPOLITAN REGIONAL COUNCIL MEETING PROCEDURES LOCAL LAW 2023 BE SENT TO THE JOINT STANDING COMMITTEE ON DELEGATED LEGISLATION WITHIN 10 WORKING DAYS OF THEIR GAZETTAL IN THE GOVERNMENT GAZETTE. 	COMPLETED
39.	25 MAY 2023	<p>14.7 FOOD WASTE FOR HEALTHY SOILS DEED OF GRANT (D2023/10490)</p> <p>THAT COUNCIL ENDORSES THE EMRC'S FOOD WASTE FOR HEALTHY SOILS DEED OF GRANT FOR FOGO PROCESSING AT THE RED HILL WASTE MANAGEMENT FACILITY.</p>	COMPLETED
40.	25 MAY 2023	<p>14.8 ITEMS CONTAINED IN THE INFORMATION BULLETIN (D2023/08047)</p> <p>THAT THE COUNCIL NOTES THE ITEMS CONTAINED IN THE INFORMATION BULLETIN ACCOMPANYING THE 25 MAY 2023 ORDINARY MEETING OF COUNCIL AGENDA.</p>	COMPLETED

DATE	RESOLUTION	STATUS
41. 25 MAY 2023	<p>19 CONFIDENTIAL MATTERS FOR WHICH THE MEETING MAY BE CLOSED TO THE PUBLIC</p> <p>19.1 LICENCE TO OCCUPY PART OF LOT 12, TOODYAY ROAD, GIDGEGANNUP (D2023/10422)</p> <p>THAT</p> <ol style="list-style-type: none"> COUNCIL ENDORSES THE GRANTING OF A TWO (2) YEAR LICENCE TO OCCUPY A PORTION OF LOT 12, 1204 TOODYAY ROAD, GIDGEGANNUP TO MR ANDREW NORMAN DE SAXE THE OWNER OF LOT 56 KARRAK COURT, GIDGEGANNUP WA 6083 IN ACCORDANCE WITH R.30(2)(E) OF THE <i>LOCAL GOVERNMENT (FUNCTIONS AND GENERAL) REGULATIONS 1996</i>, FOR A PEPPERCORN LICENCE FEE. COUNCIL AUTHORISES THE CEO TO NEGOTIATE AND EXECUTE A TWO (2) YEAR LICENCE WITH MR ANDREW NORMAN DE SAXE. THE REPORT AND ATTACHMENT REMAIN CONFIDENTIAL AND BE CERTIFIED BY THE CHAIRMAN AND CEO. 	COMPLETED
42. 25 MAY 2023	<p>19.2 HAZELMERE WOOD WASTE TO ENERGY PROJECT UPDATE (D2023/10425)</p> <p>THAT</p> <ol style="list-style-type: none"> COUNCIL NOTES THE REPORT. COUNCIL, BY ABSOLUTE MAJORITY IN ACCORDANCE WITH S.5.42 OF THE <i>LOCAL GOVERNMENT ACT 1995</i> DELEGATES AUTHORITY TO THE CEO TO REPRESENT THE EMRC'S INTEREST AND VOTE ON ITS BEHALF AT ANY CREDITORS MEETING TO BE HELD BY THE VOLUNTARY ADMINISTRATOR OF ANERGY AUSTRALIA PTY LTD, IN CONSULTATION WITH THE CHAIRMAN AND DEPUTY CHAIRMAN. THE REPORT REMAINS CONFIDENTIAL AND BE CERTIFIED BY THE CHAIRMAN AND CEO. 	IN PROGRESS
43. 25 MAY 2023	<p>19.3 GRANT FUNDING (D2023/10685)</p> <p>THAT:</p> <ol style="list-style-type: none"> COUNCIL ACKNOWLEDGES RECEIVAL OF GRANT FUNDING TO THE EMRC TO ASSIST WITH REDUCING CONTAMINATION DURING THE PROCESSING OF FOGO MATERIAL, AS OUTLINED IN THE REPORT. THE REPORT REMAINS CONFIDENTIAL AND BE CERTIFIED BY THE EMRC CHAIRMAN AND THE CEO. THE REPORT BE DECLASSIFIED IMMEDIATELY UPON THE PUBLIC ANNOUNCEMENT BY THE GRANTOR. 	IN PROGRESS

DATE	RESOLUTION	STATUS
44. 25 MAY 2023	<p>19.4 REGIONAL WASTE COLLECTION SERVICE PROJECT PLAN (D2023/08685)</p> <p>THAT:</p> <ol style="list-style-type: none"> 1. COUNCIL PROCEEDS WITH THE REGIONAL WASTE COLLECTION SERVICE IN ACCORDANCE WITH THE PROJECT PLAN FORMING CONFIDENTIAL ATTACHMENT 1 TO THIS REPORT. 2. COUNCIL APPROVES THE LOAN AGREEMENT FORMING CONFIDENTIAL ATTACHMENT 2 TO THIS REPORT. 3. COUNCIL AUTHORISES THE CHIEF EXECUTIVE OFFICER TO FINALISE AND EXECUTE THE PROJECT PLAN AND LOAN AGREEMENT. 4. THAT COUNCIL BY ABSOLUTE MAJORITY IN ACCORDANCE WITH S.6.8 OF THE <i>LOCAL GOVERNMENT ACT 1995</i> APPROVES UNBUDGETED EXPENDITURE OF \$200,000 FROM THE MUNICIPAL FUND TO PROGRESS THE IMPLEMENTATION OF THE REGIONAL WASTE COLLECTION SERVICES AS DETAILED IN THE REPORT. 5. THE REPORT AND ATTACHMENTS REMAIN CONFIDENTIAL AND ARE CERTIFIED BY THE CHAIRMAN AND CHIEF EXECUTIVE OFFICER. 	COMPLETED
45. 23 MARCH 2023	<p>7 APPLICATIONS FOR LEAVE OF ABSENCE</p> <p>7.1 CRS CONGERTON, MACWILLIAM, OSTASZEWSKYJ, POLIWKA AND SUTHERLAND</p> <p>THAT COUNCIL APPROVES THE APPLICATIONS FOR LEAVE OF ABSENCE FOR CR CONGERTON FROM 29 MARCH TO 2 APRIL 2023 INCLUSIVE, CR MACWILLIAM FROM 11 TO 18 APRIL 2023 INCLUSIVE, CR OSTASZEWSKYJ ON 13 APRIL 2023, CR POLIWKA ON 13 APRIL 2023 AND CR SUTHERLAND ON 13 APRIL 2023.</p>	COMPLETED
46. 23 MARCH 2023	<p>9 CONFIRMATION OF MINUTES OF PREVIOUS MEETING</p> <p>9.1 MINUTES OF THE ORDINARY MEETING OF COUNCIL HELD ON 23 FEBRUARY 2023</p> <p>THAT THE MINUTES OF THE ORDINARY MEETING OF COUNCIL HELD ON 23 FEBRUARY 2023 WHICH HAVE BEEN DISTRIBUTED, BE CONFIRMED.</p>	COMPLETED
47. 23 MARCH 2023	<p>14.1 LIST OF ACCOUNTS PAID DURING THE MONTH OF FEBRUARY 2023 (D2023/05275)</p> <p>THAT COUNCIL NOTES THE CEO'S LIST OF ACCOUNTS FOR FEBRUARY 2023 PAID UNDER DELEGATED POWER IN ACCORDANCE WITH REGULATION 13(1) OF THE LOCAL GOVERNMENT (FINANCIAL MANAGEMENT) REGULATIONS 1996, FORMING THE ATTACHMENT TO THIS REPORT TOTTALLING \$9,386,806.88.</p>	COMPLETED

DATE		RESOLUTION	STATUS
48.	23 MARCH 2023	14.2 FINANCIAL REPORT FOR PERIOD ENDED 28 FEBRUARY 2023 (D2023/05276) THAT COUNCIL RECEIVES THE STATEMENT OF COMPREHENSIVE INCOME, CAPITAL EXPENDITURE STATEMENT, STATEMENT OF FINANCIAL POSITION, STATEMENT OF CASH AND INVESTMENTS AND THE INVESTMENT REPORT FOR THE PERIOD ENDED 28 FEBRUARY 2023.	COMPLETED
49.	23 MARCH 2023	14.3 APPOINTMENT OF MEMBER TO THE AUDIT COMMITTEE (D2023/05085) THAT BY ABSOLUTE MAJORITY, IN ACCORDANCE WITH SECTION 5.10 OF <i>THE LOCAL GOVERNMENT ACT 1995</i> : 1. CR PAUL POLIWKA BE FORMALLY APPOINTED AS A DEPUTY MEMBER OF THE AUDIT COMMITTEE; AND 2. CR ROD HENDERSON BE FORMALLY APPOINTED AS A SECOND DEPUTY MEMBER OF THE AUDIT COMMITTEE.	COMPLETED
50.	23 MARCH 2023	14.4 APPOINTMENT OF MEMBER TO THE CHIEF EXECUTIVE OFFICER PERFORMANCE REVIEW COMMITTEE (D2023/05578) THAT BY ABSOLUTE MAJORITY, IN ACCORDANCE WITH SECTION 5.10 OF <i>THE LOCAL GOVERNMENT ACT 1995</i> , CR HILARY MACWILLIAM BE FORMALLY APPOINTED AS A COUNCIL MEMBER OF THE CHIEF EXECUTIVE OFFICER PERFORMANCE REVIEW COMMITTEE.	COMPLETED
51.	23 MARCH 2023	14.5 APPOINTMENT OF MEMBER TO THE LEGAL COMMITTEE (D2023/05579) THAT BY ABSOLUTE MAJORITY, IN ACCORDANCE WITH SECTION 5.10 OF <i>THE LOCAL GOVERNMENT ACT 1995</i> : 1. CR PAUL POLIWKA BE FORMALLY APPOINTED AS A MEMBER OF THE LEGAL COMMITTEE; 2. CR HILARY MACWILLIAM BE FORMALLY APPOINTED AS A DEPUTY MEMBER OF THE LEGAL COMMITTEE; AND 3. CR ROD HENDERSON BE FORMALLY APPOINTED AS A SECOND DEPUTY MEMBER OF THE LEGAL COMMITTEE.	COMPLETED
52.	23 MARCH 2023	14.6 WASTE MANAGEMENT COMMUNITY REFERENCE GROUP MEMBERSHIP (D2023/05635) THAT COUNCIL ENDORSES THE NOMINATION OF PENNY STEEL-BROWN AS A COMMUNITY MEMBER OF THE WMCRG, SUCH NOMINATION EXPIRING IN OCTOBER 2025.	COMPLETED
53.	23 MARCH 2023	14.7 CHIEF EXECUTIVE OFFICER ATTENDANCE AT 2023 AUSTRALIAN LANDFILL AND TRANSFER STATION CONFERENCE (D2023/05636) THAT COUNCIL APPROVES THE CHIEF EXECUTIVE OFFICER TO ATTEND THE 2023 AUSTRALIAN LANDFILL & TRANSFER STATION CONFERENCE THAT IS SCHEDULED TO BE HELD IN MELBOURNE, VICTORIA FROM 20 -22 JUNE 2023, AT AN ESTIMATED COST OF \$4,500.	COMPLETED
54.	23 MARCH 2023	14.8 CHIEF EXECUTIVE OFFICER ATTENDANCE AT THE 2023 AUSTRALIAN ORGANICS RECYCLING ASSOCIATION (AORA) CONFERENCE (D2023/05974) THAT COUNCIL APPROVES THE EMRC CHIEF EXECUTIVE OFFICER TO ATTEND THE 2023 AUSTRALIAN ORGANICS RECYCLING ORGANISATION (AORA) CONFERENCE, SCHEDULED TO BE HELD IN MELBOURNE, VICTORIA FROM 7 - 9 JUNE 2023, AT AN ESTIMATED COST OF \$4,500.	DID NOT ATTEND

DATE		RESOLUTION	STATUS
55.	23 MARCH 2023	14.9 ITEMS CONTAINED IN THE INFORMATION BULLETIN (D2023/05824) THAT THE COUNCIL NOTES THE ITEMS CONTAINED IN THE INFORMATION BULLETIN ACCOMPANYING THE 23 MARCH 2023 ORDINARY MEETING OF COUNCIL AGENDA.	COMPLETED
56.	23 MARCH 2023	14.10 CEO ATTENDANCE AT THE 2023 NATIONAL GENERAL ASSEMBLY OF LOCAL GOVERNMENT (D2023/06339) THAT COUNCIL: 1. SUPPORTS THE FOGO MOTION PUT FORWARD TO THE 2023 NATIONAL GENERAL ASSEMBLY OF LOCAL GOVERNMENT BY THE TOWN OF BASSENDEAN FORMING THE ATTACHMENT TO THIS REPORT. 2. APPROVES THE EMRC CHIEF EXECUTIVE OFFICER TO ATTEND THE 2023 NATIONAL GENERAL ASSEMBLY OF LOCAL GOVERNMENT IN CANBERRA FROM 13 – 16 JUNE 2023 AT AN ESTIMATED COST OF \$3,000.	DID NOT ATTEND
57.	23 MARCH 2023	15 REPORTS OF COMMITTEES 15.1 AUDIT COMMITTEE MEETING HELD 2 MARCH 2023 (D2023/05824) THAT THE MINUTES OF THE AUDIT COMMITTEE MEETING ON 2 MARCH 2023 WHICH HAVE BEEN DISTRIBUTED, BE CONFIRMED.	COMPLETED
58.	23 MARCH 2023	11.1 COMPLIANCE AUDIT RETURN 2022 D2022/21987 THAT COUNCIL ADOPTS THE DRAFT COMPLIANCE AUDIT RETURN 2022, FORMING THE ATTACHMENT TO THIS REPORT, THAT IT BE CERTIFIED BY THE CHAIRMAN AND CHIEF EXECUTIVE OFFICER AND SUBMITTED TO THE DEPARTMENT OF LOCAL GOVERNMENT, SPORT AND CULTURAL INDUSTRIES BY 31 MARCH 2023.	COMPLETED
59.	23 MARCH 2023	11.2 HALF YEAR BUDGET REVIEW 2022/2023 (D2023/02185) THAT COUNCIL, BY AN ABSOLUTE MAJORITY IN ACCORDANCE WITH R.33A OF THE LOCAL GOVERNMENT (FINANCIAL MANAGEMENT) REGULATIONS 1996, ADOPTS THE REVIEW OF THE 2022/2023 BUDGET AND APPROVES ITS SUBMISSION TO THE DEPARTMENT OF LOCAL GOVERNMENT, SPORT AND CULTURAL INDUSTRIES WITHIN 30 DAYS.	COMPLETED
60.	23 MARCH 2023	11.3 RISK MANAGEMENT UPDATE (D2023/02178) THAT COUNCIL NOTES THE UPDATE ON THE STATUS OF THE COUNCIL'S RISK MANAGEMENT PROFILE.	COMPLETED

DATE	RESOLUTION	STATUS
61.	<p>23 MARCH 2023</p> <p>17 MEMBERS' MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN</p> <p>17.1 NOTICE OF MOTION – CR CONGERTON</p> <p>THAT:</p> <ol style="list-style-type: none"> 1. COUNCIL IN ACCORDANCE WITH S.6.11 OF THE LOCAL GOVERNMENT ACT 1995 ESTABLISHES A COMMITTED CAPITAL EXPENDITURE RESERVE FOR THE PURPOSE OF PROVIDING AND COMMITTING FUNDS FOR ALL APPROVED CAPITAL EXPENDITURE BY EMRC COUNCIL. 2. COUNCIL APPROVES THE TRANSFER OF FUNDS FROM OTHER RESERVES AND MUNICIPAL FUND CONSISTENT WITH ITS INTENDED USE OF MONEY OF THE RESPECTIVE RESERVES TO FUND ALL APPROVED CAPITAL EXPENDITURE. 3. COUNCIL APPROVES THE TRANSFER OF UNEXPENDED FUNDS FROM THE COMMITTED CAPITAL EXPENDITURE RESERVE BACK TO THE RESPECTIVE RESERVES OR MUNICIPAL FUND WHERE THE ORIGINAL FUNDING SOURCE WAS FROM, FOLLOWING THE COMPLETION OF THE RESPECTIVE CAPITAL EXPENDITURE PROGRAM. 	COMPLETED
62.	<p>23 MARCH 2023</p> <p>19 CONFIDENTIAL MATTERS FOR WHICH THE MEETING MAY BE CLOSED TO THE PUBLIC</p> <p>19.1 HAZELMERE RESOURCE RECOVERY PARK - WASTE TRANSFER STATION UPDATE (D2023/05598)</p> <p>THAT:</p> <ol style="list-style-type: none"> 1. THAT COUNCIL APPROVE A FURTHER 10% CONTINGENCY ON THE CONTRACT SUM AS DETAILED IN THE REPORT FOR THE CHANGES TO THE DETAILED DESIGN AND ANY FURTHER CONTRACT VARIATIONS TO TENDER 2021-006 – CONSTRUCTION OF HAZELMERE RESOURCE RECOVERY PARK – WASTE TRANSFER STATION AS AGREED BETWEEN THE EMRC CEO AND BISTEL CONSTRUCTION PTY LTD. 2. THAT COUNCIL APPROVE AN UNBUDGETED PROVISIONAL SUM AS DETAILED IN THE REPORT AT PARAGRAPH 23 SHOULD IT BE NECESSARY TO MAKE PAYMENT, OR PART PAYMENT, IN THE EVENT OF A CLAIM MADE BY THE CONTRACTOR. 3. THE REPORT REMAINS CONFIDENTIAL AND BE CERTIFIED BY THE CHAIRMAN AND THE CEO. 	COMPLETED
63.	<p>23 MARCH 2023</p> <p>19.2 HAZELMERE WOOD WASTE TO ENERGY PLANT UPDATE (D2023/05656)</p> <p>THAT:</p> <ol style="list-style-type: none"> 1. THE REPORT BE RECEIVED. 2. THE REPORT REMAINS CONFIDENTIAL AND BE CERTIFIED BY THE CHAIRMAN AND CEO. 	COMPLETED

DATE		RESOLUTION	STATUS
64.	23 MARCH 2023	<p>19.3 AIR POLLUTION CONTROL RESIDUE DISPOSAL (APCr) – MAJOR UNDERTAKING (D2023/05660)</p> <p>THAT:</p> <ol style="list-style-type: none"> 1. NOTING NO PUBLIC SUBMISSION WAS RECEIVED COUNCIL ADOPTS THE BUSINESS PLAN FOR A MAJOR TRADING UNDERTAKING FORMING AN ATTACHMENT TO THIS REPORT. 2. COUNCIL ADOPTS THE APCR BUSINESS CASE INCLUDING THE BUDGET FOR CAPITAL AND OPERATING EXPENSES. 3. THE REPORT AND ATTACHMENTS REMAIN CONFIDENTIAL AND ARE CERTIFIED BY THE EMRC CHAIRMAN AND THE CHIEF EXECUTIVE OFFICER. 	COMPLETED
65.	23 MARCH 2023	<p>19.4 BUSINESS PLAN FOR A MAJOR LAND TRANSACTION, RED HILL WASTE MANAGEMENT FACILITY TO WOODSIDE ENERGY PTY LTD (D2023/05658)</p> <p>THAT:</p> <ol style="list-style-type: none"> 1. THE REPORT BE RECEIVED. 2. COUNCIL ENDORSES THE DRAFT BUSINESS PLAN FOR A MAJOR LAND TRANSACTION FORMING THE ATTACHMENT TO THIS REPORT. 3. IN ACCORDANCE WITH S.3.59(4) OF THE LOCAL GOVERNMENT ACT 1995, THAT PUBLIC NOTICE BE GIVEN TO SEEK PUBLIC CONSULTATION OF THE EMRC PROPOSAL TO COMMENCE THE MAJOR LAND TRANSACTION. 4. THE REPORT REMAINS CONFIDENTIAL AND IS CERTIFIED BY THE EMRC CHAIRMAN AND THE CHIEF EXECUTIVE OFFICER. 	COMPLETED
66.	23 MARCH 2023	<p>19.5 UPGRADE TO MAINS CONNECTION – HYDRANT SUPPLY, HAZELMERE (D2023/05662)</p> <p>THAT:</p> <ol style="list-style-type: none"> 1. COUNCIL BY ABSOLUTE MAJORITY APPROVES UNBUDGETED EXPENDITURE AS DETAILED IN THE REPORT. 2. THE REPORT AND ATTACHMENT REMAIN CONFIDENTIAL AND BE CERTIFIED BY THE CHAIRMAN AND THE CEO. 	COMPLETED

DATE		RESOLUTION	STATUS
67.	23 MARCH 2023	<p>19.6 EXEMPTION FROM TENDER REGULATIONS FOR A CONTRACTOR (D2023/05664)</p> <p>THAT:</p> <ol style="list-style-type: none"> 1. COUNCIL NOTES THAT BECAUSE OF THE SERVICE PROVIDER'S UNIQUE POSITION TO PROVIDE A PRIVATE TRADE WASTE SEWER CONNECTION, IT HAS GOOD REASON TO BELIEVE THERE IS UNLIKELY TO BE ANY OTHER SUPPLIER WHO CAN PROVIDE A SIMILAR VALUE FOR MONEY SERVICE. 2. IN ACCORDANCE WITH R.11(2)(F) OF THE LOCAL GOVERNMENT (FUNCTIONS AND GENERAL) REGULATIONS 1996 TENDERS ARE NOT PUBLICLY INVITED ON THIS OCCASION. 3. COUNCIL BY ABSOLUTE MAJORITY IN ACCORDANCE WITH S.5.42 OF THE LOCAL GOVERNMENT ACT 1995, DELEGATES AUTHORITY TO THE CHIEF EXECUTIVE OFFICER TO NEGOTIATE AND ENTER INTO AN AGREEMENT WITH SERVICE PROVIDER, AS DESCRIBED IN THE REPORT. 	COMPLETED
68.	23 MARCH 2023	<p>19.7 REQUEST FOR TENDER RFT 2022-010 – TO DESIGN, SUPPLY, INSTALLATION AND COMMISSION OF AN APCr IMMOBILISATION PLANT (D2023/05665)</p> <p>THAT:</p> <ol style="list-style-type: none"> 1. COUNCIL AWARDS TENDER RFT 2022-010 TO DESIGN, SUPPLY, INSTALL, AND COMMISSION AN APCr IMMOBILISATION PLANT TO ENVIROPACIFIC FOR A CONTRACT TERM OF EIGHT (8) MONTHS UP TO A TOTAL COST IDENTIFIED IN THE REPORT, SUBJECT TO THE EXECUTION OF THE APCr AGREEMENT BETWEEN EMRC AND AVERTAS ENERGY. 2. COUNCIL, BY ABSOLUTE MAJORITY IN ACCORDANCE WITH S.5.42 OF THE LOCAL GOVERNMENT ACT 1995 DELEGATES AUTHORITY TO THE CHIEF EXECUTIVE OFFICER TO EXERCISE THE OPTION TO PROCEED WITH THE ADDITIONAL ITEMS IDENTIFIED IN THE REPORT, SUBJECT TO A REVIEW OF THE BUSINESS CASE OUTCOMES FOR THE ADDITIONAL CAPITAL EXPENDITURE. 3. THE CEO BE AUTHORISED, ON BEHALF OF THE EMRC TO ENTER A CONTRACT WITH ENVIROPACIFIC IN ACCORDANCE WITH THEIR SUBMITTED TENDER, SUBJECT TO ANY MINOR VARIATIONS THAT MAY BE AGREED ON BETWEEN THE CEO AND ENVIROPACIFIC. 4. COUNCIL AUTHORISES A 10% CONTINGENCY BASED ON THE TENDERED PRICE SCHEDULE, FOR ANY CONTRACT VARIATIONS THAT MAY ARISE FOR TENDER RFT 2022-010. 5. COUNCIL, BY ABSOLUTE MAJORITY AUTHORISES THE ADDITIONAL UNBUDGETED FUNDS IDENTIFIED IN THE REPORT TO UNDERTAKE THE TENDER RFT 2022-010. 6. THE REPORT AND ATTACHMENT REMAIN CONFIDENTIAL AND BE CERTIFIED BY THE CHAIRMAN AND THE CEO. 	IN PROGRESS

	DATE	RESOLUTION	STATUS
69.	23 MARCH 2023	<p>19.8 REGIONAL WASTE COLLECTION SERVICE UPDATE (D2023/05669)</p> <p>THAT:</p> <ol style="list-style-type: none"> 1. COUNCIL ADOPTS THE BUSINESS PLAN FOR A MAJOR TRADING UNDERTAKING FORMING THE ATTACHMENT TO THIS REPORT. 2. COUNCIL APPROVES THE BUSINESS CASE AND INITIAL BUDGET FOR THE REGIONAL WASTE COLLECTION SERVICE WHICH FORMS AN ATTACHMENT TO THIS REPORT. 3. COUNCIL AUTHORISES THE CEO TO FINALISE AND EXECUTE THE PARTICIPANTS AGREEMENT AND SERVICES SPECIFICATION WITH THE SHIRE OF MUNDARING TO PROVIDE WASTE COLLECTION SERVICES TO THE SHIRE OF MUNDARING FROM 1 JULY 2023 TO 30 JUNE 2033. 4. THE REPORT AND ATTACHMENTS 2 AND 3 REMAIN CONFIDENTIAL AND ARE CERTIFIED BY THE EMRC CHAIRMAN AND THE CHIEF EXECUTIVE OFFICER. 	COMPLETED

DATE		RESOLUTION	STATUS
70.	23 FEBRUARY 2023	<p>5 ELECTIONS OF EMRC DEPUTY CHAIRMAN</p> <p>5.1 ELECTION AND SWEARING IN OF EMRC DEPUTY CHAIRMAN</p> <p>THAT CR DOUG JEANS BE ELECTED AS DEPUTY CHAIRMAN OF THE EASTERN METROPOLITAN REGIONAL COUNCIL FOR THE TERM COMMENCING FROM 23 FEBRUARY 2023 UNTIL THE ELECTION OF A NEW DEPUTY CHAIRMAN.</p>	COMPLETED
71.	23 FEBRUARY 2023	<p>10 CONFIRMATION OF MINUTES OF PREVIOUS MEETING</p> <p>10.1 MINUTES OF THE ORDINARY MEETING OF COUNCIL HELD ON 24 NOVEMBER 2022</p> <p>THAT THE MINUTES OF THE ORDINARY MEETING OF COUNCIL HELD ON 24 NOVEMBER 2022 WHICH HAVE BEEN DISTRIBUTED, BE CONFIRMED.</p>	COMPLETED
72.	23 FEBRUARY 2023	<p>10.2 MINUTES OF THE SPECIAL MEETING OF COUNCIL HELD ON 19 DECEMBER 2022</p> <p>THAT THE MINUTES OF THE SPECIAL MEETING OF COUNCIL HELD ON 19 DECEMBER 2022 WHICH HAVE BEEN DISTRIBUTED, BE CONFIRMED.</p>	COMPLETED
73.	23 FEBRUARY 2023	<p>15 REPORTS OF EMPLOYEES</p> <p>15.1 LIST OF ACCOUNTS PAID DURING THE MONTH NOVEMBER 2022, DECEMBER 2022 AND JANUARY 2023 (D2022/21953)</p> <p>THAT COUNCIL NOTES THE CEO'S LIST OF ACCOUNTS FOR NOVEMBER 2022, DECEMBER 2022 AND JANUARY 2023 PAID UNDER DELEGATED POWER IN ACCORDANCE WITH REGULATION 13(1) OF THE LOCAL GOVERNMENT (FINANCIAL MANAGEMENT) REGULATIONS 1996, FORMING THE ATTACHMENT TO THIS REPORT TOTALLING \$27,362,586.37.</p>	COMPLETED
74.	23 FEBRUARY 2023	<p>15.2 FINANCIAL REPORT FOR PERIOD ENDED 30 NOVEMBER 2022 (D2022/21955)</p> <p>THAT COUNCIL RECEIVES THE STATEMENT OF COMPREHENSIVE INCOME, CAPITAL EXPENDITURE STATEMENT, STATEMENT OF FINANCIAL POSITION, STATEMENT OF CASH AND INVESTMENTS AND THE INVESTMENT REPORT FOR THE PERIOD ENDED 30 NOVEMBER 2022.</p>	COMPLETED

DATE		RESOLUTION	STATUS
75.	23 FEBRUARY 2023	15.3 FINANCIAL REPORT FOR THE PERIOD ENDED 31 DECEMBER 2022 (D2023/01717) THAT COUNCIL RECEIVES THE STATEMENT OF COMPREHENSIVE INCOME, CAPITAL EXPENDITURE STATEMENT, STATEMENT OF FINANCIAL POSITION, STATEMENT OF CASH AND INVESTMENTS AND THE INVESTMENT REPORT FOR THE PERIOD ENDED 31 DECEMBER 2022.	COMPLETED
76.	23 FEBRUARY 2023	15.4 FINANCIAL REPORT FOR THE PERIOD ENDED 31 JANUARY 2023 (D2023/01869) THAT COUNCIL RECEIVES THE STATEMENT OF COMPREHENSIVE INCOME, CAPITAL EXPENDITURE STATEMENT, STATEMENT OF FINANCIAL POSITION, STATEMENT OF CASH AND INVESTMENTS AND THE INVESTMENT REPORT FOR THE PERIOD ENDED 31 JANUARY 2023.	COMPLETED
77.	23 FEBRUARY 2023	15.5 REVIEW OF COUNCIL POLICIES (D2023/03513) THAT: 1. WITH THE EXCEPTION OF COUNCIL POLICY 15.4, 15.5, 15.8, 15.9, WHICH IS WITHDRAWN, COUNCIL ADOPTS THE POLICIES AS REVIEWED AND AMENDED FORMING ATTACHMENT 3 TO THIS REPORT. 2. THE ADOPTED POLICIES, AS REVIEWED AND AMENDED FORMING ATTACHMENT 3 TO THIS REPORT, BE SCHEDULED TO BE REVIEWED IN FOUR YEARS.	COMPLETED
78.	23 FEBRUARY 2023	15.6 REVIEW OF DELEGATED POWERS AND DUTIES (D2023/03567) THAT COUNCIL RE-AFFIRMS THE DELEGATED POWERS AND DUTIES AS LISTED IN THE REPORT.	COMPLETED
79.	23 FEBRUARY 2023	15.7 CONTRIBUTION TO PARTICIPATING MEMBER COUNCILS FOR THE IMPLEMENTATION OF FOOD ORGANICS AND GARDEN ORGANICS (FOGO) (D2023/03568) THAT COUNCIL DECLARES ON THIS DAY 23 FEBRUARY 2023, A FOGO DISTRIBUTION TOTALLING \$1,575,200 FROM THE SECONDARY WASTE RESERVE TO BE DISTRIBUTED TO PARTICIPATING MEMBER COUNCILS ON OR BEFORE 30 JUNE 2023 AS DETAILED IN THIS REPORT.	COMPLETED
80.	23 FEBRUARY 2023	15.8 REQUEST FOR TENDER RFT 2022 – 008 – PROVISION OF MATTRESS COLLECTION AND RECYCLING SERVICES (D2023/03207) THAT: 1. COUNCIL AWARDS TENDER RFT 2022-008 PROVISION OF MATTRESS AND RECYCLING SERVICES FOR THE COLLECTION AND RECYCLING OF REDUNDANT MATTRESSES RECEIVED AT THE HAZELMERE RESOURCE RECOVERY PARK AND THE BAYWASTE TRANSFER STATION ON A FIXED SCHEDULE OF RATES (SUBJECT TO ANNUAL CPI ADJUSTMENTS) FOR TWO YEARS WITH THREE OPTIONAL ONE YEAR EXTENSIONS AT THE SOLE DISCRETION OF THE EMRC TO SC GREIG SM GREIG T/A PERTH MATTRESS FURNITURE RECYCLING COMPANY FOR A TOTAL COST OF \$1,132,200.00 FOR TWO YEARS (EX GST) BASED ON THE RECEIVAL OF APPROXIMATELY 18,870 MATTRESSES A YEAR AND INCLUDING A 20% CONTINGENCY AT THE TENDERED RATE OF \$25.00 PLUS GST PER MATTRESS. 2. THE CEO BE AUTHORISED ON BEHALF OF THE EMRC TO ENTER INTO A CONTRACT WITH SC GREIG SM GREIG T/A PERTH MATTRESS AND FURNITURE RECYCLING COMPANY IN ACCORDANCE WITH THEIR SUBMITTED TENDER, SUBJECT TO ANY MINOR VARIATIONS THAT MAY BE AGREED UPON BETWEEN THE EMRC AND SC GREIG SM GREIG T/A PERTH MATTRESS AND FURNITURE RECYCLING COMPANY.	COMPLETED

2. CEO EXERCISE OF DELEGATED POWERS AND DUTIES

D2023/33554

PURPOSE OF REPORT

The purpose of this report is to present to Council a list of delegations exercised by the Chief Executive Officer (CEO) in accordance with Council’s resolution of 24 March 2016.

KEY POINTS AND RECOMMENDATIONS

- Council reaffirmed delegations to the CEO and Committees at its meeting of 24 March 2016 and requested a periodic report listing the items approved since the last Ordinary Council meeting.
- The delegations exercised since last reported to Council are detailed within this report.

SOURCE OF REPORT

Chief Executive Officer

BACKGROUND

- 1 At the Council meeting held on 24 March 2016 Council conducted its annual review of powers and/or discharge of its duties as delegated to the CEO and Committees, in accordance within s.5.46 of the *Local Government Act 1995*. (Ref: D2016/03708).
- 2 As part of that review Council resolved inter alia:

“THAT COUNCIL RECEIVES A REPORT DETAILING THE LIST OF ITEMS APPROVED UNDER DELEGATED AUTHORITY AS THEY ARISE AT THE NEXT ORDINARY MEETING OF COUNCIL.”

REPORT

- 3 The following delegated powers or discharge of duties were exercised by the CEO.

Delegation Number	Date of Original Delegation	Description of Delegation	Details of Delegated Powers and Discharge of Duties
C4/2015	20/08/2015	That Council, by absolute majority, in accordance with Section 5.42(1) of the <i>Local Government Act 1995</i> , delegate authority, to the CEO, to invite tenders on its behalf.	Approved the issuing of tender RFT 2023-009 Supply and Delivery of One New Picking Station at the Red Hill Waste Management Facility. This tender was advertised in the West Australian newspaper on 30/08/2023. The closing date for tender submissions is 27/09/2023.
C4/2015	20/08/2015	That Council, by absolute majority, in accordance with Section 5.42(1) of the <i>Local Government Act 1995</i> , delegate authority, to the CEO, to invite tenders on its behalf.	Approved the issuing of tender RFT 2023-012 Supply and Delivery of One New Trailer with a Walking Floor Base for the Hazelmere Resource Recovery Park. This tender was advertised in the West Australian newspaper on 09/09/2023. The closing date for tender submissions is 29/09/2023.

STRATEGIC/POLICY IMPLICATIONS

- 4 Reporting on EMRC Strategic Policy implications align with the revised Strategic Plan 2017-2027 and the Sustainability Strategy:
Target - Sustainability integrated into management processes.

FINANCIAL IMPLICATIONS

- 5 As reflected in monthly financial reports.

SUSTAINABILITY IMPLICATIONS

- 6 The delegations exercised were in accordance with Council’s resolution for the benefit and sustainability of the EMRC and Perth’s Eastern Region.

RISK MANAGEMENT

Risk – Non-Compliance with EMRC’s responsibility to maintain responsible and accountable governance and management of the organisation.

Consequence	Likelihood	Rating
Moderate	Unlikely	Moderate
Action/Strategy		
➤ Update to be provided to Council to comply with a past resolution of Council.		

MEMBER COUNCIL IMPLICATIONS

Member Council	Implication Details
Town of Bassendean	} Nil
City of Bayswater	
Shire of Mundaring	
City of Swan	

ATTACHMENT(S)

Nil

3. 2023/2024 COUNCIL TONNAGE COMPARISONS AS AT 31 AUGUST 2023

D2023/33555

PURPOSE OF REPORT

The purpose of this report is to provide Council with tonnages and quantities at the Red Hill Waste Management Facility (Red Hill) and the Hazelmere Resource Recovery Park (Hazelmere) for the reporting period to 31 August 2023.

SOURCE OF REPORT

Chief Financial Officer

REPORT

- 1 A total of 18,904 tonnes were received from Member Council at the Red Hill Waste Disposal Site (Red Hill) during the reporting period, compared to 22,385 tonnes received during the same period in 2022/2023.
- 2 “Other” waste tonnages totalling 36,874 were received at Red Hill during the reporting period compared to 16,445 tonnes received during the same period in 2022/2023.
- 3 During the reporting period a combined total of 55,778 tonnes compared to 38,830 tonnes during the same period in 2022/2023 were received at Red Hill.
- 4 Tonnages and quantities of waste timber, C&I material and mattresses, plus sales of woodchip/fines at Hazelmere for the above reporting period were as follows:
 - Incoming Waste Timber totalled 2,926 tonnes compared to 2,218 tonnes for the same period in 2022/2023.
 - The sale of fines and woodchip totalled 1,974 tonnes, compared to 2,206 tonnes for the same period in 2022/2023.
 - Incoming Commercial and Industrial (C&I) Waste totalled 27 tonnes, compared to 24 tonnes for the same period in 2022/2023.
 - Mattresses incoming totalled 3,726 compared to 3,549 for the same period in 2022/2023.
- 5 The attachment to this report provides the various tonnages information in a graphical format and highlights the movements and trends for the financial year.

STRATEGIC/POLICY IMPLICATIONS

- 6 Reporting on EMRC Strategic Policy implications align with the revised Strategic Plan 2017-2027 and the Sustainability Strategy:
Target: Sustainability integrated into management processes.

FINANCIAL IMPLICATIONS

- 7 As reflected in monthly financial reports.

SUSTAINABILITY IMPLICATIONS

- 8 Nil

RISK MANAGEMENT

Risk – Lower than budgeted tonnages received including product sales.

Consequence	Likelihood	Rating
Possible	Moderate	Moderate
Action/Strategy		
➤ Monthly tonnage reports are reviewed by Council and Management Team.		

ATTACHMENT(S)

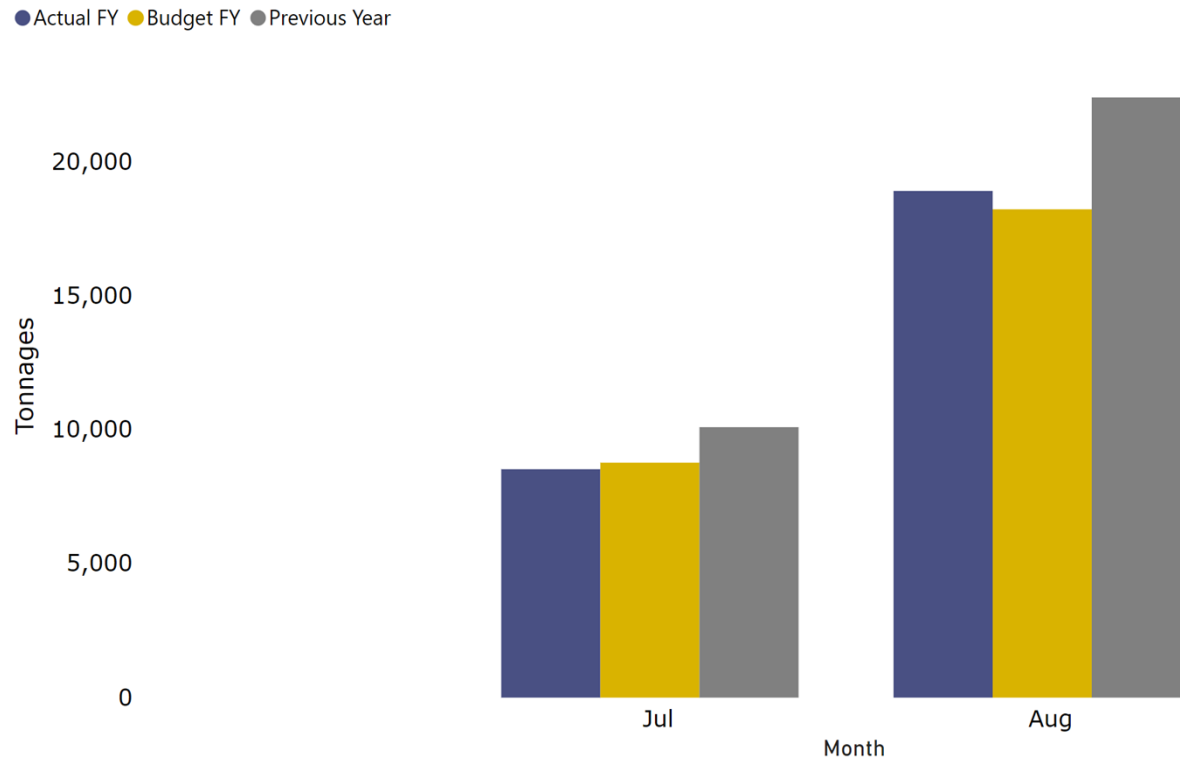
Council Tonnages Report (D2023/33556)

EMRC Tonnage Analysis

as at 31 August 2023

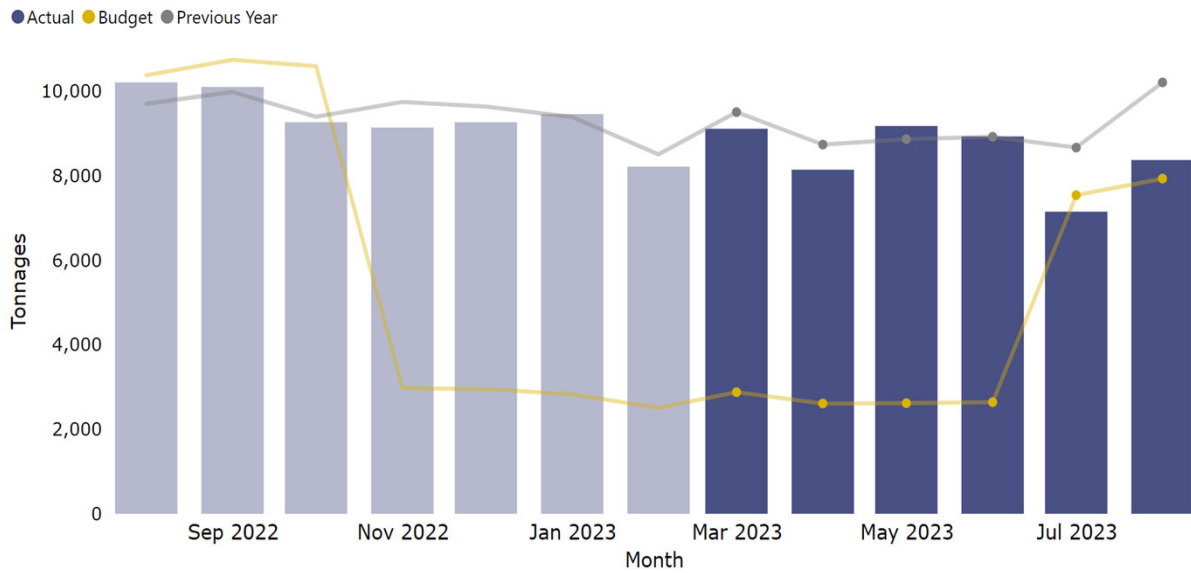


2023/2024 Member Council YTD Overall Tonnages

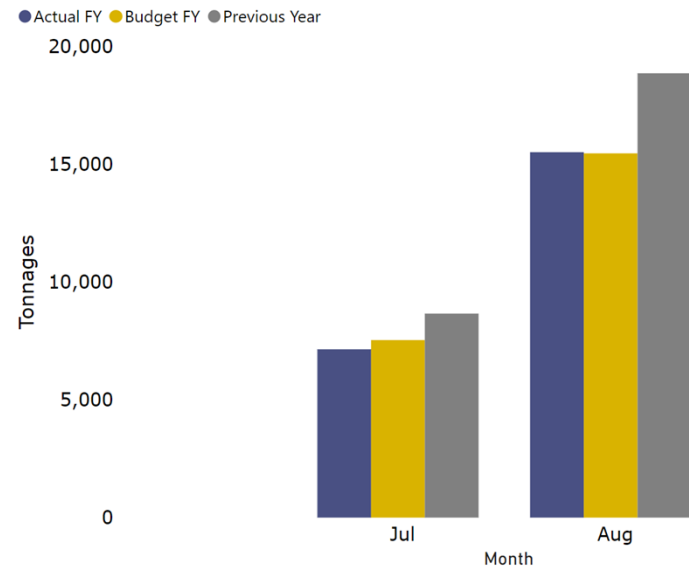


2023/2024 Tonnages

13 month rolling Class III Tonnages for Member Council

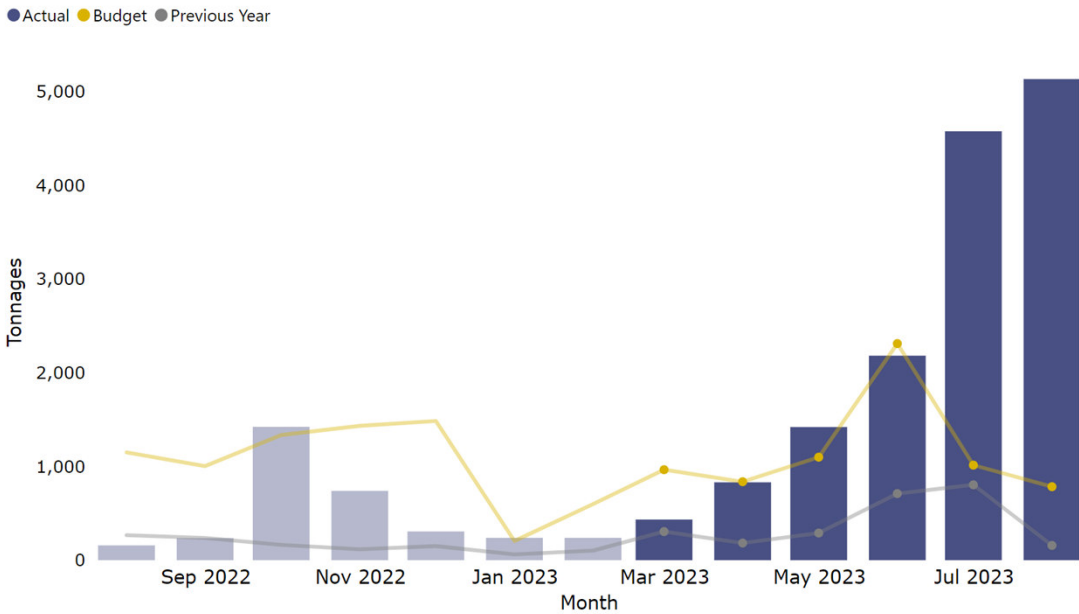


Member Council Class III YTD

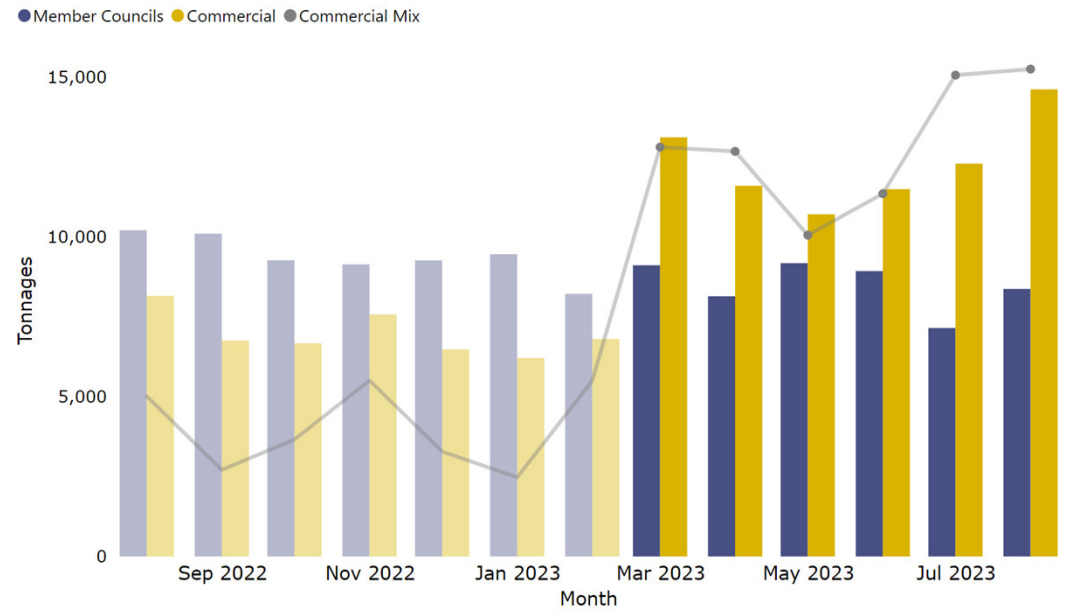


2023/2024 Tonnages

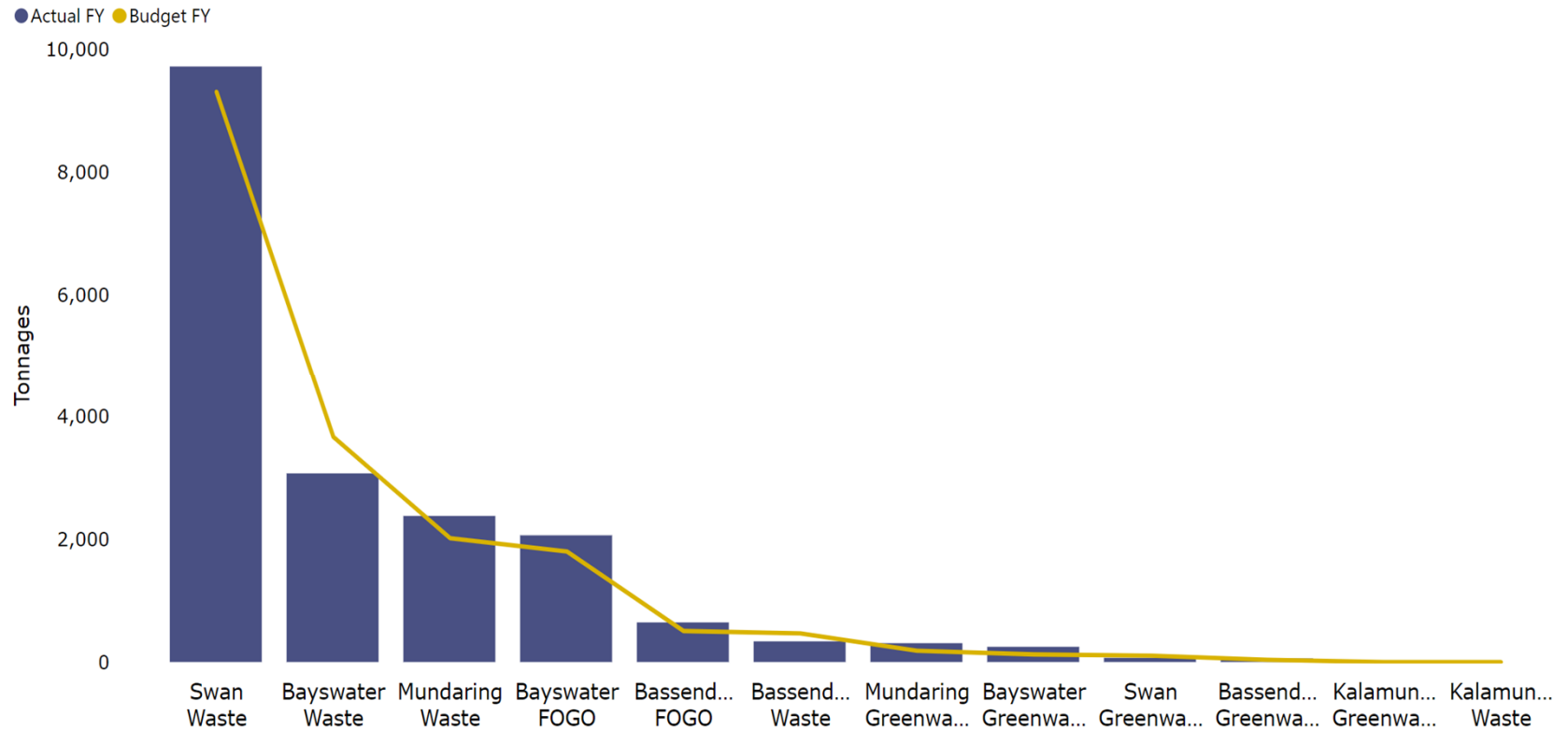
13 month rolling Class IV Tonnages



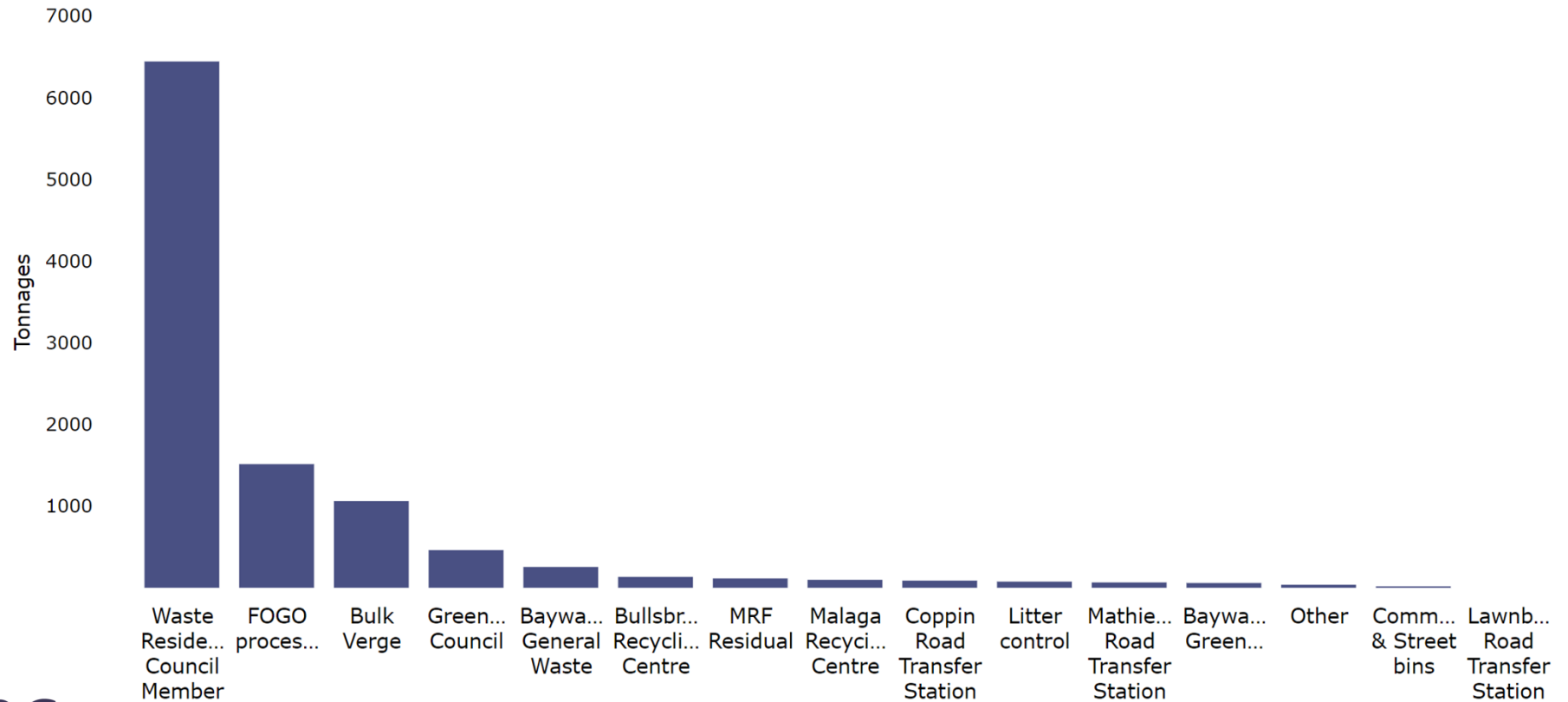
13 month rolling Member Council / Commercial Mix



2023/2024 EMRC Combined Waste Report YTD August 2023

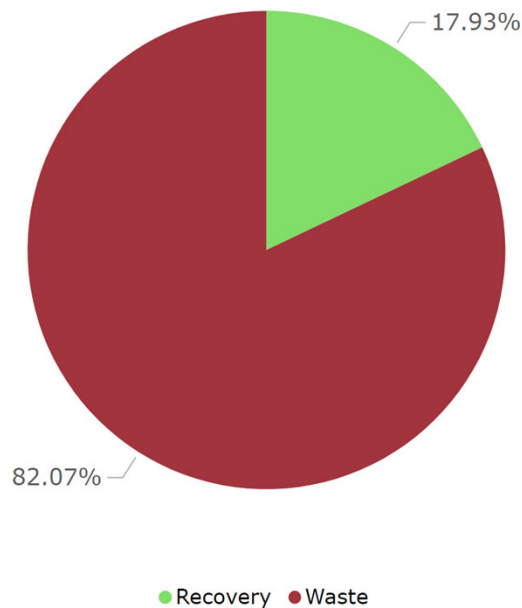


2023/2024 EMRC Waste Receipt Report YTD August 2023



2023/2024 Total Member Council % Recovery @ EMRC

RECOVERY / LANDFILL

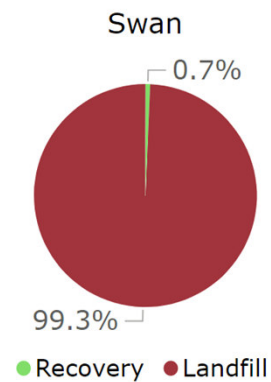
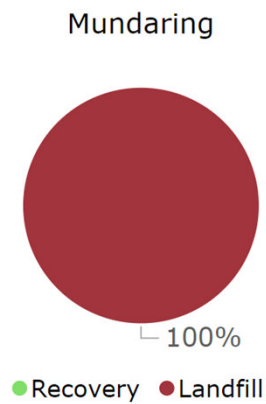
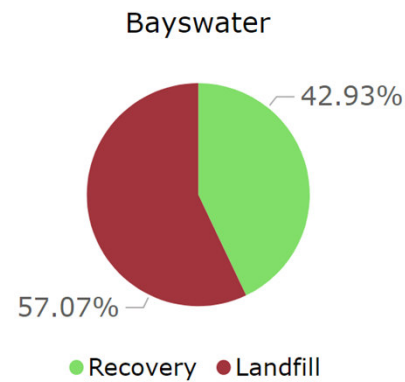
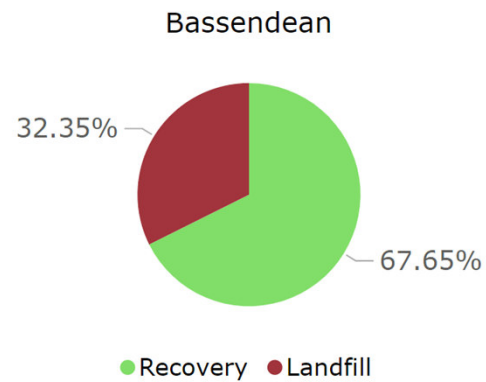


Council Landfill Recovery

Council	Recovery	Landfill
Bassendean	32.35%	67.65%
Bayswater	57.07%	42.93%
Mundaring	88.58%	11.42%
Swan	99.30%	0.70%
Total	82.07%	17.93%

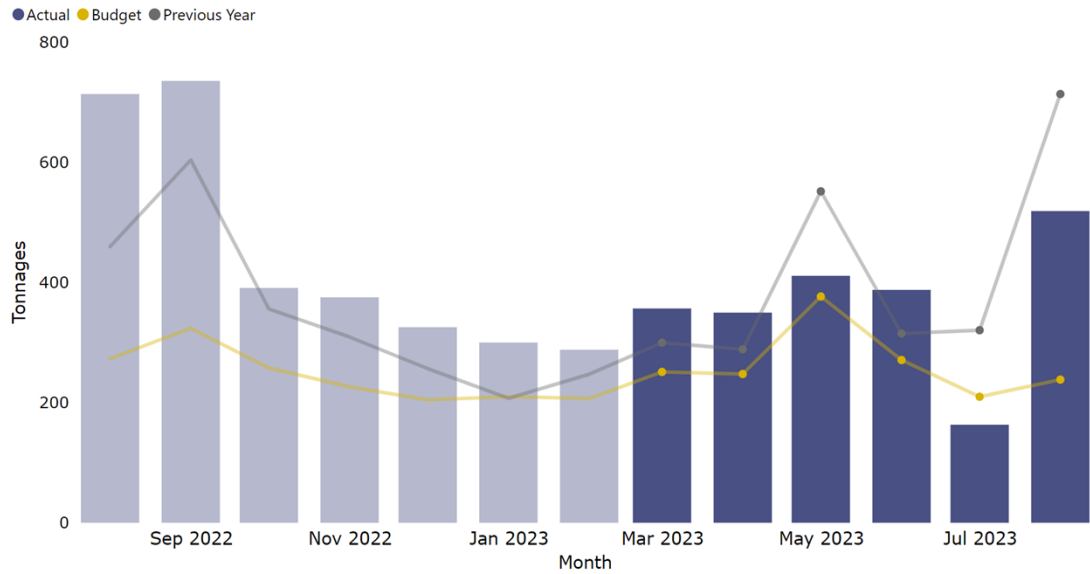


2023/2024 Member Council Recovery @ EMRC

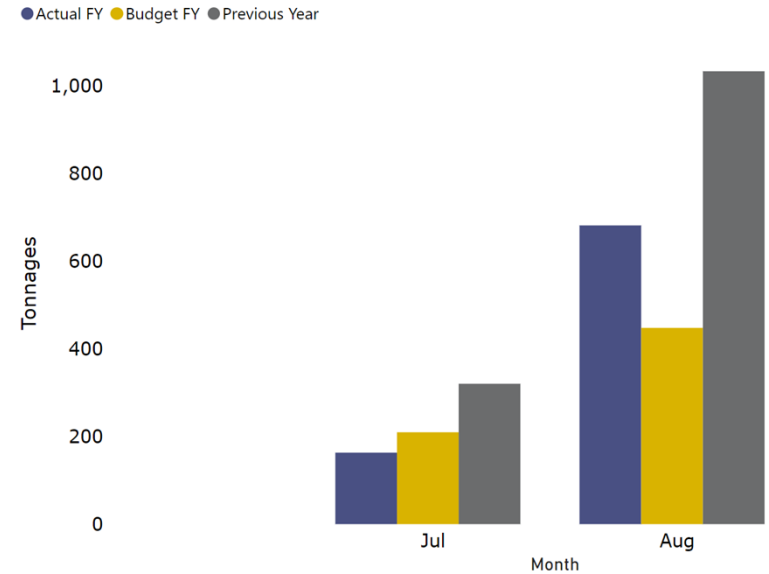


2023/2024 Greenwaste Tonnages

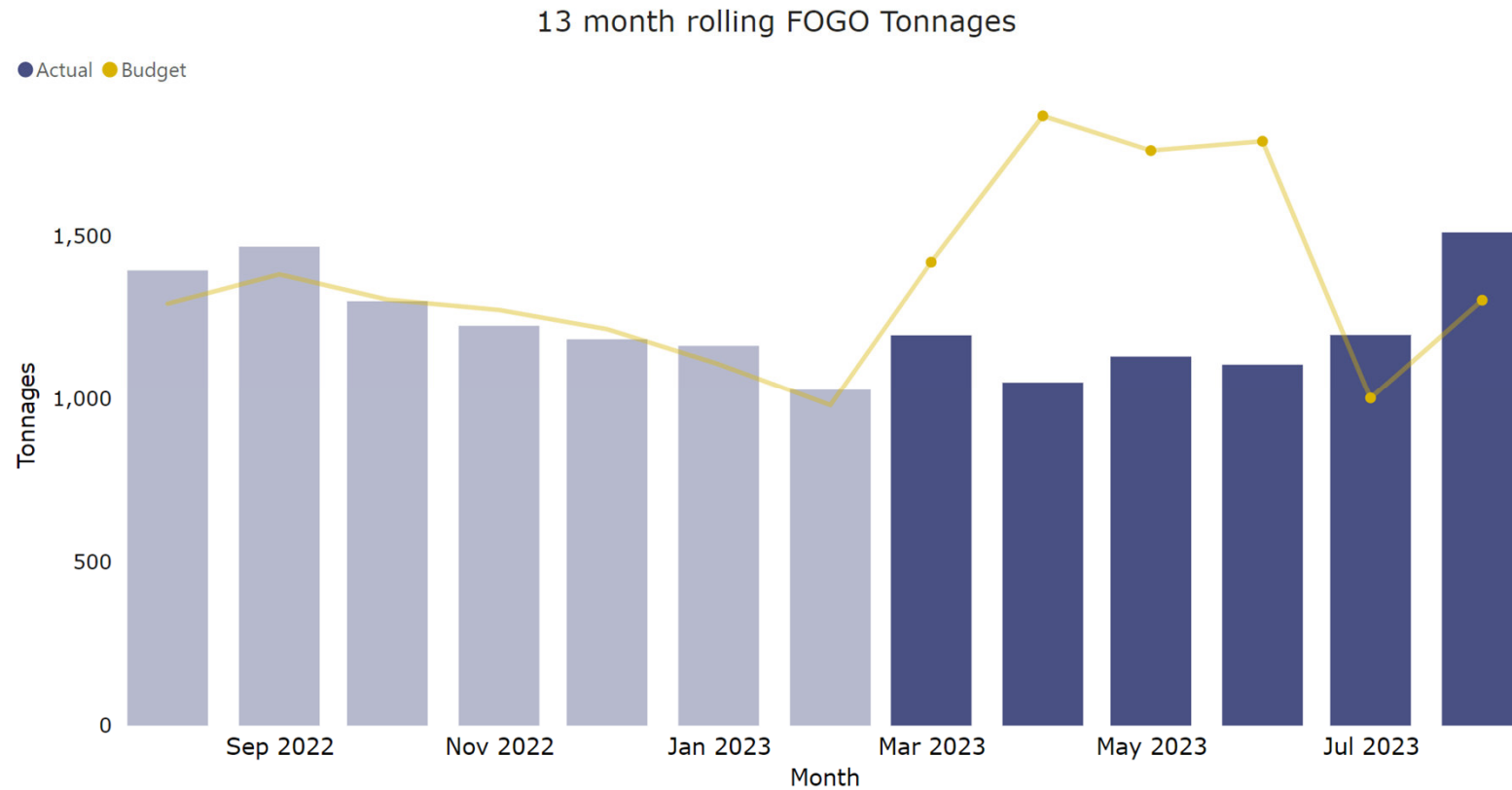
13 month rolling Greenwaste Tonnages for Member Council



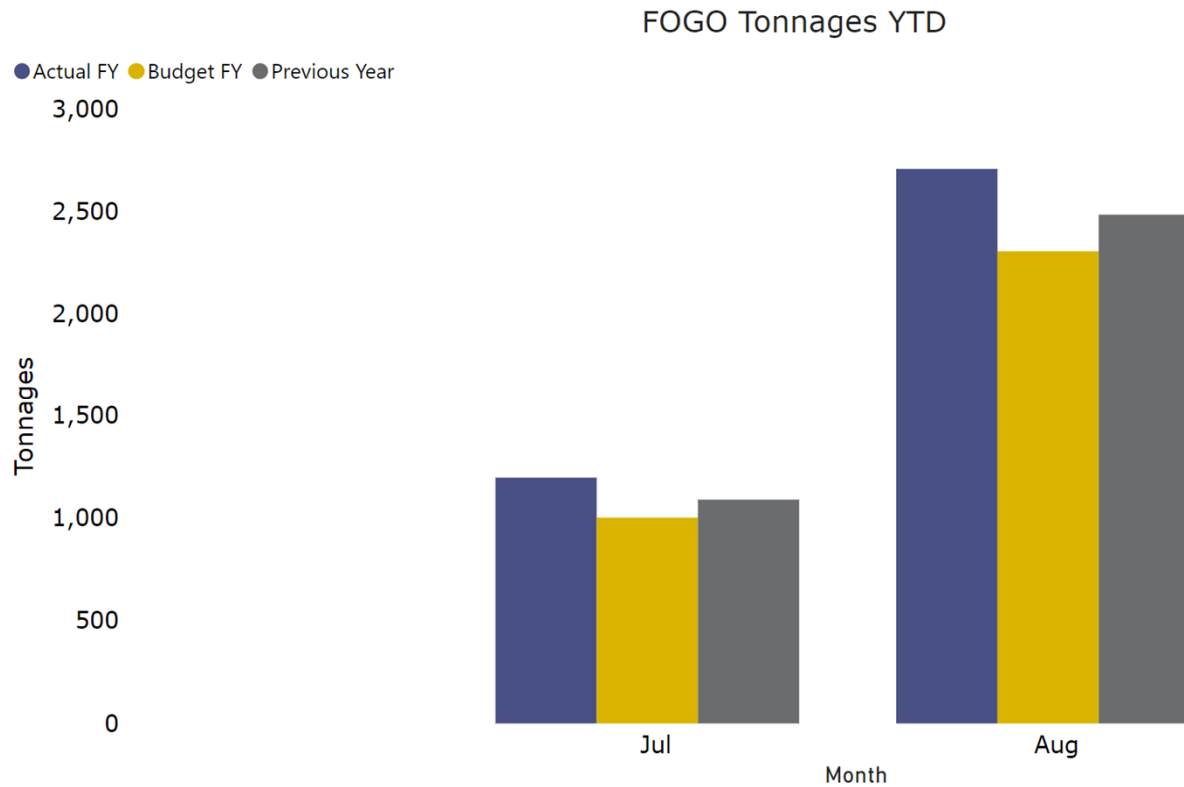
Member Council Greenwaste Tonnages YTD



2023/2024 FOGO Tonnages

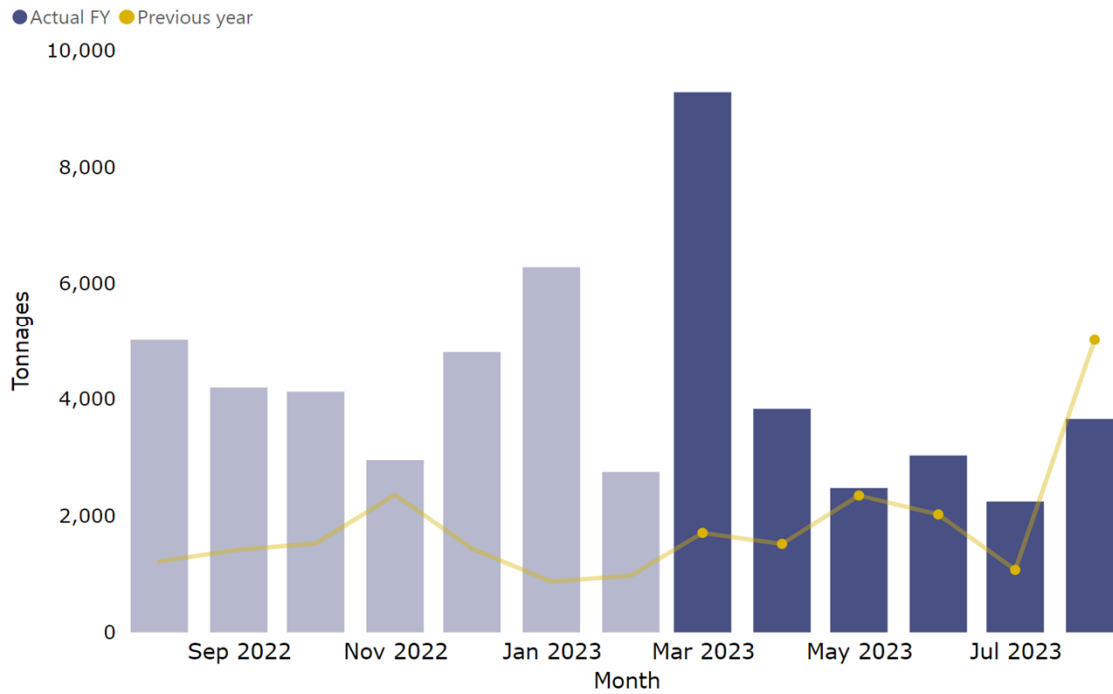


2023/2024 FOGO Tonnages

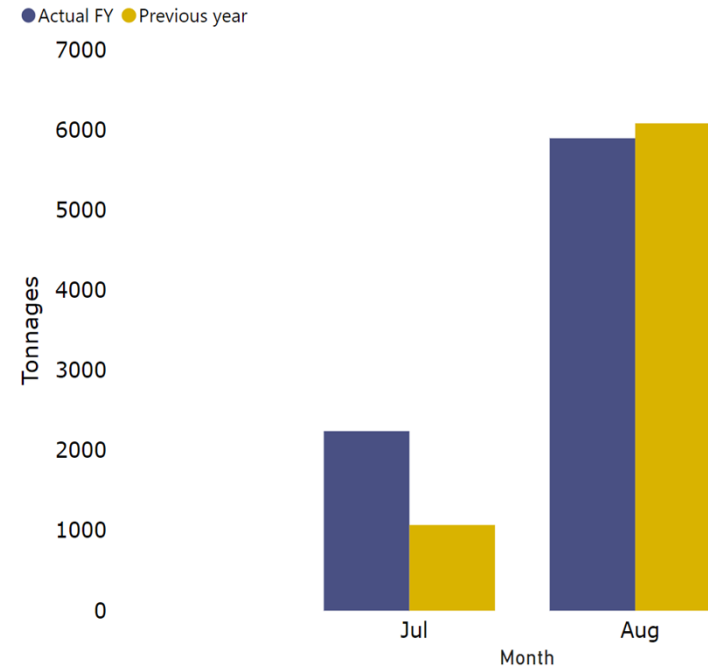


2023/2024 Product Sales

All Products - 13 month rolling Tonnages

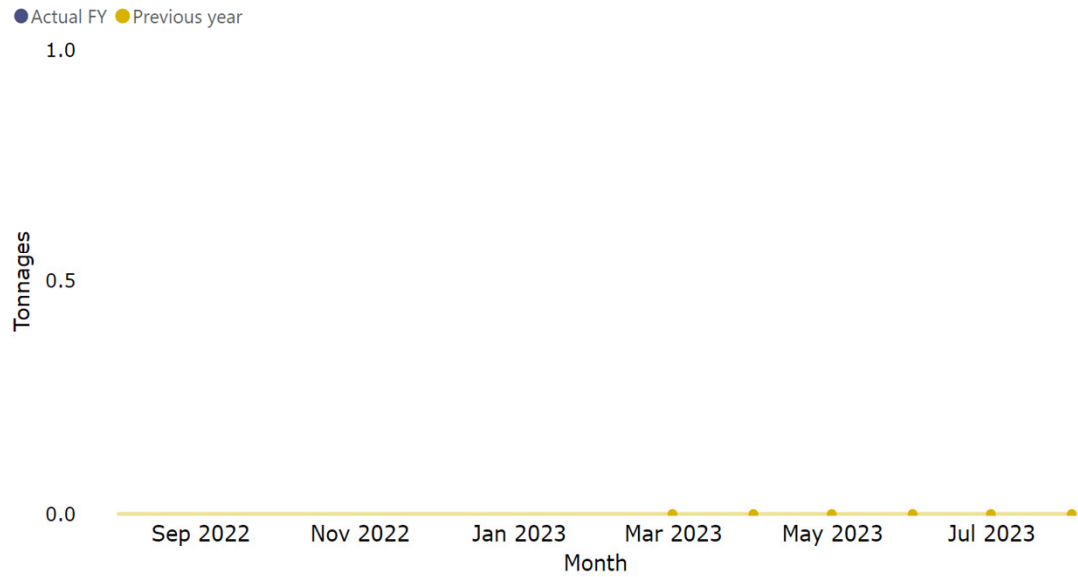


All Products - YTD

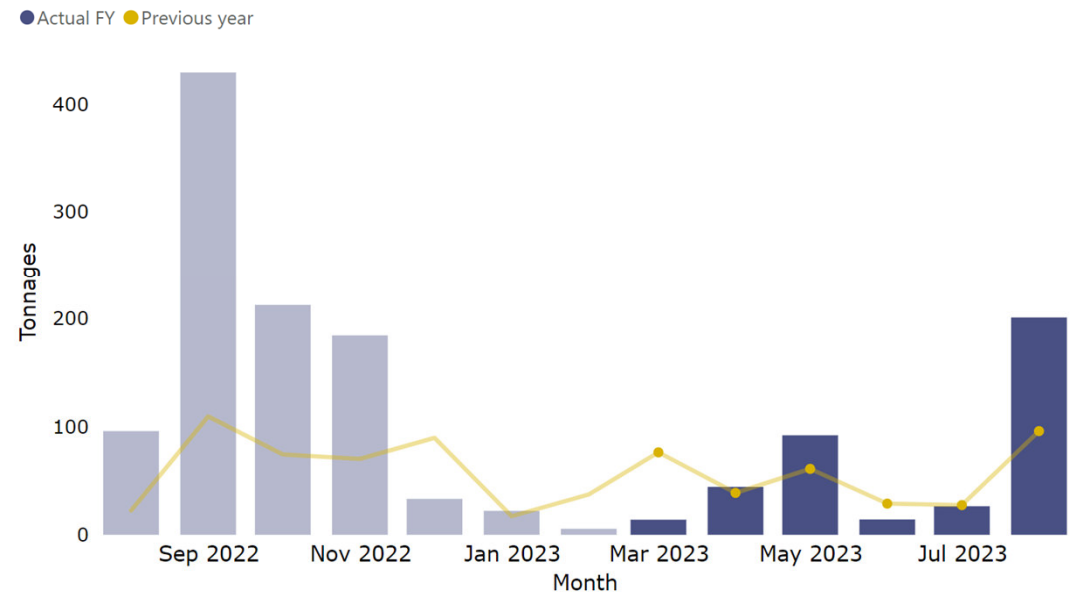


2023/2024 Product Sales

Clay - 13 month rolling Tonnages

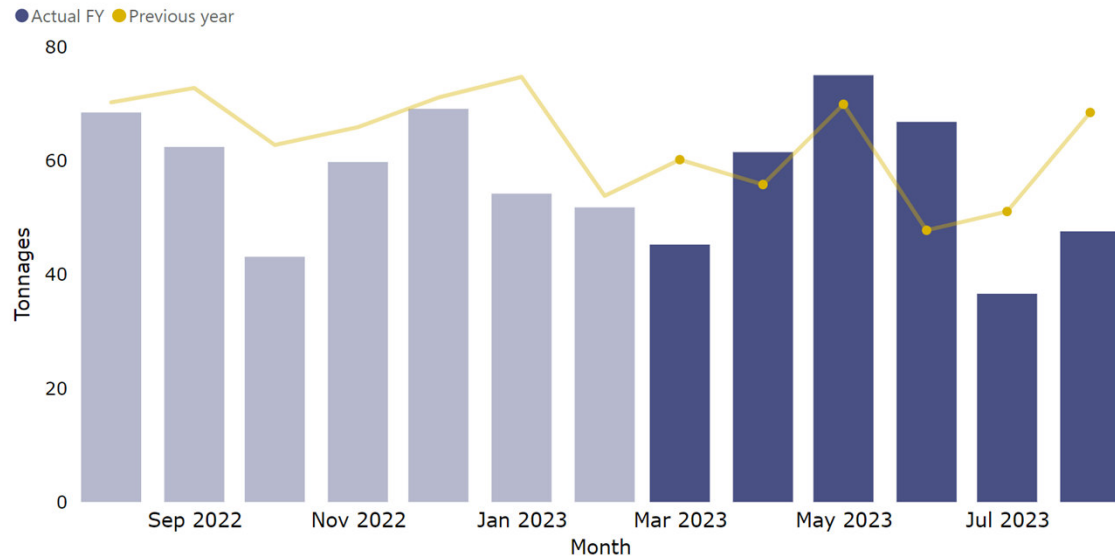


Mulch - 13 month rolling Tonnages

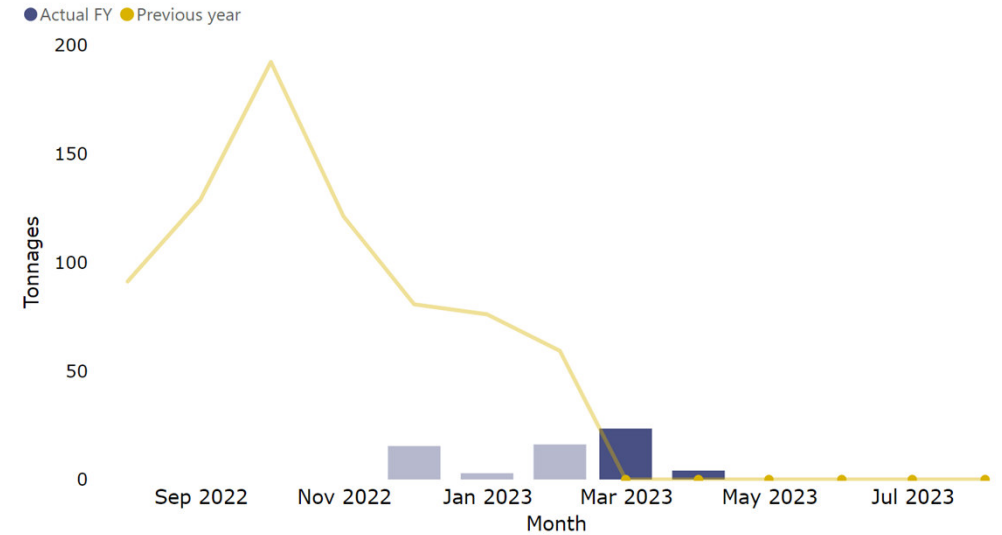


2023/2024 Product Sales

Recycled Materials - 13 month rolling Tonnages

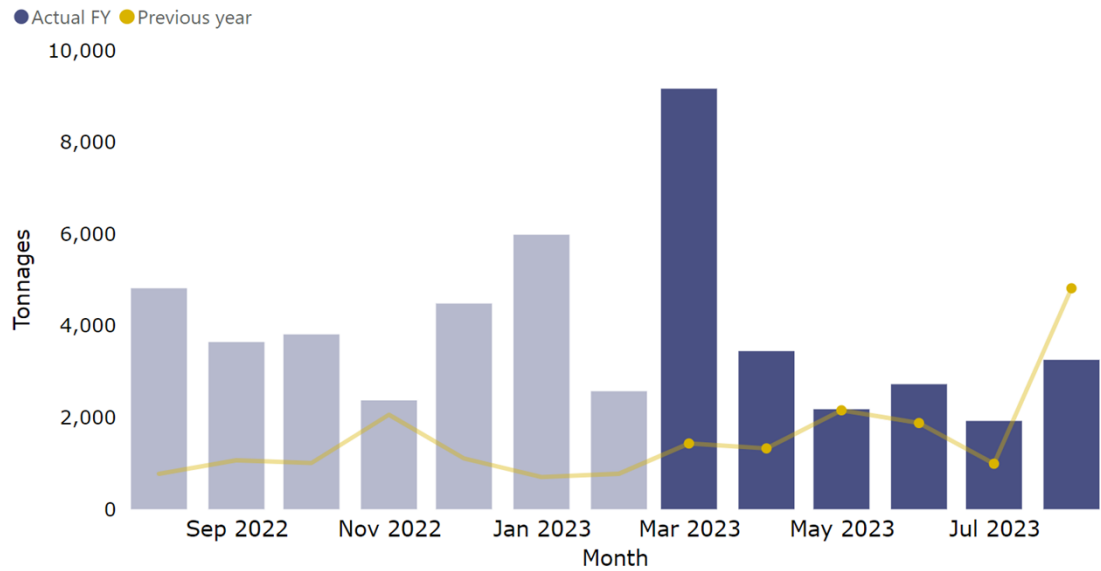


Soil - 13 month rolling Tonnages



2023/2024 Product Sales

Ferricrete - 13 month rolling Tonnages



Filter / Laterite Rock - 13 month rolling Tonnages

