



# Special Council Meeting

## Notice of Meeting & Agenda

### 8 September 2021

*Meeting to be held at: The Administration Complex, Stanley Road Waste Management Facility, Lot 45, Stanley Road, Wellesley on Wednesday, 8 September 2021, commencing at 3.00pm*

## Open Council Meetings – Procedures

1. All Council meetings are open to the public, except for matters raised by Council under “confidential items”.
2. Members of the public may ask a question at an ordinary Council meeting under “public question time”.
3. Members of the public who are unfamiliar with meeting procedures are invited to seek advice at the meeting. If unsure about proceedings, just raise your hand when the presiding member announces public question time.
4. All other arrangements are in accordance with the Council’s standing orders, policies and decisions of the Council.

**Undersigned**

**Chief Executive Officer**

**Bunbury-Harvey Regional Council**  
Lot 45 Stanley Road, Wellesley  
Western Australia 6233

*Correspondence to:*  
Post Office Box 111  
Australind WA 6233

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### ATTACHMENTS

#### **Attachment 1 – Confidential Report CRUSC3**



## VISION

To develop, implement and maintain innovative and sustainable waste reduction, recycling and landfilling services while managing waste facilities with best practice standards for the councils of the Wellington Region and beyond.

To provide sustainable waste minimisation, recycling and alternative waste treatment services to an informed community while reducing the environmental impact of waste and maximising the conservation of natural resources through reduced material use and increased resource recovery

## MISSION

To ensure the delivery of an integrated, cost-effective and environmentally sound waste management system and to promote sustainable community programs and policies ensuring that the health, diversity and productivity of the environment is maintained or enhanced for the benefit of future generations.

Reduce the environmental impact of waste and maximise conservation of natural resources through reduced overall material use and increased materials and energy recovery.

## VALUES

### *Excellence:*

To provide best practice facilities and waste services to our community through the development of quality controls and continuous improvements.

### *Leadership:*

Having a clear vision and direction, that engages with key stakeholders and our community.

### *Integrity:*

Acting with a level of trust, respect, honesty, hard work, communication and shared responsibility that is exhibited by its people.

### *Accountability:*

To ensure the collection and management of solid waste and recovered materials in an environmentally sound manner and in accordance with regulatory requirements and the Department of Water and Environmental Regulation licence conditions.

### *Innovation:*

Embrace new and better ways to achieve improved results through creativity, inventiveness and teamwork.

### *Respect*

We value diversity and respect and are committed to work towards integrating the principles of Equal Employment Opportunity and ensure that the work environment is free from harassment and discrimination. We value and respect all members of our community.



# Bunbury-Harvey Regional Council

## Notice of Meeting

The next Ordinary Meeting will be held at the Administration Complex, Stanley Road Waste Management Facility, Lot 45 Stanley Road, Wellesley on Thursday 30 September 2021 at 4.15pm.



Signed:  
**Tony Battersby**  
 Chief Executive Officer  
 (Date of Issue: 6 September 2021)

### AGENDA

**Note:** The recommendations contained in this document are not final and are subject to adoption, amendment (or otherwise) at the meeting.

<i>Council Members:</i>	Representing
Cr Tresslyn Smith ( <b>Chairperson</b> )	City of Bunbury
Cr Tania Jackson ( <b>Deputy Chairperson</b> )	Shire of Harvey
Cr Jaysen Miguel	City of Bunbury
Cr Karen Turner	City of Bunbury
Cr Wendy Dickinson	Shire of Harvey
<i>Executive Leadership Team (Non-Voting)</i>	Representing
Mr Tony Battersby	Chief Executive Officer (BHRC)
Ms Annie Riordan	Chief Executive Officer (Shire of Harvey)
Mr Mal Osborne	Chief Executive Officer (City of Bunbury)
<i>Officers (Non-Voting)</i>	Representing
Mrs Karen McDonald	Finance Manager
Mrs Taryn York	Council Meeting Support Officer
Mr Haydn Jones	Shire of Harvey
Mr Gavin Harris	City of Bunbury
Mr Simon Hall	Shire of Harvey
Mr Rick Lotznicker	Shire of Harvey
<i>Others(Non-Voting)</i>	Representing
Cr Cheryl Kozisek	City of Bunbury

## 1. Declaration of Opening / Announcement of Visitors

The Presiding Member Declares Meeting open \_\_\_\_\_

## 2. Attendances and Apologies

### 2.1. Attendances

### 2.2. Apologies

Ms Wendy Giles

Mr John Bromham

## 3. Public Question Time

## 4. Summary of Response to previous Questions taken on notice

## 5. Applications for Leave of Absence

## 6. Confirmation of Minutes

NIL

## 7. Petitions / Memorials / Presentations

## 8. Declarations of Interests

## 9. Announcements (by the presiding member without discussion)

## 10. Confidential Business (Meeting Closed to the Public)

This report is confidential in accordance with section 5.23(2)(d) of the Local Government Act 1995, which permits the meeting to be closed to the public.

A confidential report and recommendation have been circulated to members under a separate cover (Confidential Report CRUSC2).

<b>Applicant / Proponent:</b>	Internal			
<b>Responsible Officer:</b>	Tony Battersby, Chief Executive Officer			
<b>Responsible Manager:</b>	-			
<b>Executive:</b>	Tony Battersby, Chief Executive Officer			
<b>Authority / Discretion:</b>	Advocacy	<input type="checkbox"/>	Review	<input type="checkbox"/>
	Executive/Strategic	<input checked="" type="checkbox"/>	Quasi-Judicial	<input type="checkbox"/>
	Legislative	<input type="checkbox"/>	Information Purposes	<input type="checkbox"/>
<b>Attachment(s):</b>	<b>Attachment 1 – “Confidential Report CRUSC3”</b>			

*Officer Recommendation*

That Council:

Presiding Member Cr Smith declared the meeting was closed to the public at \_\_\_\_\_ pm to discuss “Confidential Report CRUSC3”.

MOVED BY: \_\_\_\_\_ SECONDED BY: \_\_\_\_\_

RESULT: CARRIED / LOST \_\_\_\_\_

RESOLUTION: \_\_\_\_\_

Presiding Member Cr Smith declared the meeting was opened to the public at \_\_\_\_\_ pm.

MOVED BY: \_\_\_\_\_ SECONDED BY: \_\_\_\_\_

RESULT: CARRIED / LOST

RESOLUTION: \_\_\_\_\_

11. Reports of Committees

12. Reports of Officers

**12.1. Capping Works Stanley Road Waste Management Facility**

<b>Applicant / Proponent:</b>	Internal			
<b>Responsible Officer:</b>	Tony Battersby, Chief Executive Officer			
<b>Responsible Manager:</b>	-			
<b>Executive:</b>	Tony Battersby, Chief Executive Officer			
<b>Authority / Discretion:</b>	Advocacy	<input checked="" type="checkbox"/>	Review	<input type="checkbox"/>
	Executive/Strategic	<input checked="" type="checkbox"/>	Quasi-Judicial	<input type="checkbox"/>
	Legislative	<input checked="" type="checkbox"/>	Information Purposes	<input type="checkbox"/>
<b>Attachment(s):</b>				

*Précis*

This item is presented to Council for Council to consider the approval of funds for construction of civil works for the construction of Phase 3,4 and 5 Capping Works at Stanley Road Waste Management Facility, Wellesley. The works to be carried out under Tender Specification include, but are not limited to the following:

- Preparation of 'Principal placed' 300mm sand layer subgrade to receive capping system;
- Installation of landfill gas wells and connection to flare;
- Installation of capping system comprising:
  - 1.5mm LLDPE double textured geomembrane liner (LLDPE); and
  - Surface water drainage geocomposite (geonet); and
- Placement of 900mm of earth fill and 300mm of growing medium;

*Officer Recommendation*

That Council:

- 1) Council authorise that Reserve funds from the Stanley Road Environmental Protection and Cell Construction Reserve \$606,599, the Organics Processing Reserve \$1,067,225 and the Site (Post Closure) Rehabilitation Reserve \$277,571, Total amount \$1,951,395 be utilised for the purpose of urgent capping works required at the Stanley Road Waste Management Facility to be compliant with licence conditions. Changes in Reserves will be disclosed in the 2021/2022 annual budget.

MOVED BY: \_\_\_\_\_ SECONDED BY: \_\_\_\_\_

RESULT: CARRIED / LOST \_\_\_\_\_

RESOLUTION: \_\_\_\_\_

- 2) Council authorise the Chief Executive Officer to prepare tender documents and proceed to advertise tender for capping works required on Phase 3,4 and 5 at the Stanley Road Waste Management Facility.

MOVED BY: \_\_\_\_\_ SECONDED BY: \_\_\_\_\_

RESULT: CARRIED / LOST \_\_\_\_\_

RESOLUTION: \_\_\_\_\_

- 3) Council authorise the Chief Executive Officer to make the required operational changes to ensure the Stanley Road Waste Management Facility is fully compliant with the current Environmental Protection Notice and any non-compliances issues raised by DWER in recent site audit conducted on the 3<sup>rd</sup> September 2021 as a matter of urgency.

MOVED BY: \_\_\_\_\_ SECONDED BY: \_\_\_\_\_

RESULT: CARRIED / LOST \_\_\_\_\_

RESOLUTION: \_\_\_\_\_

*Voting Requirement*

Absolute Majority

*Background*

A recent Environmental Protection Notice issued to the BHRC on the 5<sup>th</sup> July 2021 issued on the following grounds;

Class II putrescible waste material disposed of in unlined cells (Cell A, B and 1 shown on the map in Appendix 1: Map) on the premises is causing emissions to the groundwater;

- The concentrations of chloride, ammonia, aluminium and iron present in the groundwater at concentrations exceeding criteria for non-potable ground water use are caused, or likely to be caused by the emissions;
- The emissions are likely to cause degradation of the environment through the degradation of freshwater ecosystems (conservation category wetlands and waterways such as the Wellesley and Brunswick Rivers) and the degradation of the quality of groundwater resources to cause impact to beneficial uses of groundwater.

Within 60 days of the date this Notice is given, or by an alternative date agreed on in writing by the CEO, the persons to which this Notice is given must provide the department with a revised version of the document - *Landfill Closure Management Plan Stanley Road Waste Management Facility* prepared by Ask Waste Management Consultancy Services, dated 10 January 2019 (LCMP).

A recent site audit conducted by DWER Officers on the 3<sup>rd</sup> September 2021 raised major concern of leachate escaping from the uncapped landfill area in the location of Phase 5 of the rehabilitation program.

### *Strategic and/or Regional Outcomes*

Refer to the Bunbury-Harvey Regional Council Strategic Community Plan 2016.

### *Accountability*

For ensuring the collection and management of solid waste and recovered materials in an environmentally sound manner and in accordance with regulatory requirements and the Department of Environment Licence conditions.

### *Analysis of Financial and Budget Implications*

As per recommendations.

### *Council Officer Consultation*

Officers from the City of Bunbury, Shire of Harvey and BHRC have met and discussed best approach to making the site compliant with capping requirements.

### *Council Policy Compliance*

The Stanley Road Waste Management Facility is currently non-compliant with DWER Landfill Licence.

### *Legislative Compliance*

Section 6.1 (6.11 Reserve Accounts) of the Local Government Act 1995 applies:

### *Delegation of Authority*

Nil

### *Relevant Precedents*

Nil

## **12.2. Amended Schedule of Fees and Charges 2021/2022 for Stanley Road Waste Management Facility**

<b>Applicant / Proponent:</b>	Internal			
<b>Responsible Officer:</b>	Tony Battersby, Chief Executive Officer Karen McDonald, Finance Manager			
<b>Executive:</b>	Tony Battersby, Chief Executive Officer			
<b>Authority / Discretion:</b>	Advocacy	<input checked="" type="checkbox"/>	Review	<input checked="" type="checkbox"/>
	Executive/Strategic	<input checked="" type="checkbox"/>	Quasi-Judicial	<input type="checkbox"/>
	Legislative	<input checked="" type="checkbox"/>	Information Purposes	<input type="checkbox"/>
<b>Attachment(s):</b>	-			



### *Summary*

Section 6.1 of the Local Government Act 1995 requires a local government to prepare and adopt (in the period June 1 to August 31) an annual budget of its Municipal fund for that same year.

The Schedule of proposed Fees and Charges for the 2021/2022 Financial Year forms part of the 2021/2022 Budget.

### *Officer Recommendation*

#### **That Council:**

The Amended Schedule of proposed Fees and Charges (which forms part of the 2021/2022 Budget) is adopted effective as of 1 October 2021.

MOVED BY: \_\_\_\_\_ SECONDED BY: \_\_\_\_\_

RESULT: CARRIED / LOST \_\_\_\_\_

RESOLUTION: \_\_\_\_\_

### *Background*

As mentioned above.

### *Officer Comment*

The Amended Schedule of proposed Fees and Charges for the 2021/2022 Financial Year forms part of the 2021/2022 Budget. The Amended Schedule of Fees and Charges 2021/2022 will be effective as of the 1 October 2021.

There is an allowance of \$2.00 per tonne in the Fees and Charges for Waste Minimisation Strategies. It is intended that the \$2.00 per tonne will be transferred into a reserve for funding of future waste minimisation projects.

Tyre disposal charges have increased due tyre recycling company increasing their charges by \$60.00 per tonne as of the 1<sup>st</sup> July 2021.

Mattress disposal charges have increased due to dramatic increase of mattress being disposed at Stanley Road Waste Management Facility from Perth to Manjimup and shredder operations not being able to keep up with volumes.

Wood waste disposal has been deleted from fees and charges due to current practice of recycling chipped wood waste for the purpose of daily cover and rehabilitation has been disallowed by the Department of Water, Environmental and Regulation because of contamination risks.

Co-mingled Skip waste disposal has been deleted from fee and charges due to the decreased amount of recyclables being able to be recovered and cost associated with operations being able to recover recyclables. The current Co-mingled Skip waste charges will default to the Co-mingled waste charges.

General Waste has no increases to the charges for the 2021/2022 financial year and has remained the same charge for the last three financial years.

### *Consultation*

The Amended Schedule of Fees and Charges for 2021/2022 are to be advertised in the South Western Times and the Harvey Reporter in the second week of September 2021 and Schedule of Fees and Charges for 2021/2022 to be distributed out to Stanley Road Waste Facility and Banksia Road Compost Facility customers from 9 September 2021.

### *Financial Implications*

As discussed in the body of the report.

### Statutory Environment

Section 6.1 of the Local Government Act 1995 applies.

### Strategic Implications

Nil

### Policy Implications

Nil

### Voting Requirement

Absolute Majority

## Stanley Road Waste Management Facility

	Increase / Decrease %	2021/22 Amended Fees (Incl. GST)	2021/22 Adopted Fees (Incl. GST)	
<b>LIGHT VEHICLES (Volume of General Waste)</b>				
Per Car or Station Wagon	0%	\$15.00	\$15.00	
Per Utility or trailer (up to 1.8m x 1.2m)	0%	\$22.00	\$22.00	
Per Trailer or large utility (up to 2.1m x 1.2 m or Trailer with sides exceeding 600mm)	0%	\$33.00	\$33.00	
<b>LIGHT VEHICLES (Volume of Green Waste)</b>				
Per Car or Station Wagon	0%	\$9.00	\$9.00	
Per Utility or trailer (up to 1.8m x 1.2m)	0%	\$15.00	\$15.00	
Per Trailer or large utility (up to 2.1m x 1.2m or Trailer with sides exceeding 600mm)	0%	\$25.00	\$25.00	
<b>LIGHT VEHICLES (Volume of Clean Fill/Rubble Waste)</b>				
Per Utility or trailer (up to 1.8m x 1.2m)	0%	\$6.00	\$6.00	
Per Trailer or large utility (up to 2.1m x 1.2m or Trailer with sides exceeding 600mm)	0%	\$6.00	\$6.00	
<b>HEAVY VEHICLES WEIGHBRIDGE</b>				
Co-mingled Waste per tonne (No Mattresses, Tyres or Hazardous Waste)	0%	\$61.00	\$61.00	
<b>Minimum Charge</b>	<b>0%</b>	<b>\$44.00</b>	<b>\$44.00</b>	
Mattresses per tonne	110.5%	\$220.00	\$104.50	
<b>Minimum Charge</b>	<b>110.5%</b>	<b>\$220.00</b>	<b>\$104.50</b>	
Co-mingled Skip Waste per tonne		Delete	\$45.00	
<b>Minimum Charge</b>		<b>Delete</b>	<b>\$45.00</b>	
Clean Green Waste per tonne (Maximum Size diameter 500mm)	3.5%	\$30.00	\$29.00	
<b>Minimum Charge</b>	<b>3.5%</b>	<b>\$30.00</b>	<b>\$29.00</b>	
Clean Cardboard Waste per tonne	0%	\$29.00	\$29.00	
<b>Minimum Charge</b>	<b>0%</b>	<b>\$29.00</b>	<b>\$29.00</b>	
Clean Wood Waste per tonne		Delete	\$30.00	
<b>Minimum Charge</b>		<b>Delete</b>	<b>\$30.00</b>	
Clean Fill – Suitable for Daily Cover and Road Building per tonne	9.1%	\$1.20	\$1.10	

<b>Minimum Charge</b>	<b>9.1%</b>	<b>\$1.20</b>	\$1.10	
Building and Demolition Waste per tonne (No Gyprock or Timber and Maximum Size 500mm)	0%	\$8.00	\$8.00	
<b>Minimum Charge</b>	<b>0%</b>	<b>\$8.00</b>	\$8.00	
Building and Demolition Waste per tonne (No Gyprock or Timber and Over 500mm)		\$33.00	\$33.00	
<b>Minimum Charge</b>		<b>\$33.00</b>	<b>\$33.00</b>	
<b>OTHER WASTE</b>				
Tyres				
• Passenger/Motorcycle (per tyre)	15%	\$4.00	\$3.50	
• 4WD/Light Truck (per tyre)	9%	\$6.00	\$5.50	
• Truck (per tyre)	10%	\$22.00	\$20.00	
• Tyres per tonne	18.5%	\$390.00	\$330.00	
• <b>Minimum Charge</b>	<b>17%</b>	<b>\$115.00</b>	<b>\$99.00</b>	
Electronic Waste per tonne		\$850.00	\$850.00	
<b>Minimum Charge</b>		<b>\$170.00</b>	<b>\$170.00</b>	
Car Bodies	0%	\$0.00	\$0.00	
Special Burial (i.e. Asbestos) per tonne	0%	\$84.00	\$84.00	
<b>Minimum Charge</b>	<b>0%</b>	<b>\$84.00</b>	<b>\$84.00</b>	
Quarantine Waste per tonne	0%	\$130.00	\$130.00	
<b>Minimum Charge</b>	<b>0%</b>	<b>\$130.00</b>	<b>\$130.00</b>	
<b>TIP PASSES (Volume of General Waste)</b>				
<b>Charges to Shire of Harvey for tip pass usage – as per light vehicles as detailed below:</b>				
Car or Station Wagon	0%	\$15.00	\$15.00	
Utility or Trailer	0%	\$22.00	\$22.00	
Large Utility / Trailer	0%	\$33.00	\$33.00	
<b>LIGHT VEHICLES (Volume of Green Waste)</b>				
Car or Station Wagon	0%	\$9.00	\$9.00	
Utility or Trailer	0%	\$15.00	\$15.00	
Large Utility / Trailer	0%	\$25.00	\$25.00	
<b>LIGHT VEHICLES (Volume of Clean Fill/Rubble Waste)</b>				
Utility or Trailer	0%	\$6.00	\$6.00	
Large Utility / Trailer	0%	\$6.00	\$6.00	
<b>MEMBER COUNCIL REBATE</b>				
To City of Bunbury – Per Tonne of General Waste	0%	\$12.50	\$12.50	
To Shire of Harvey – Per Tonne of General Waste	0%	\$12.50	\$12.50	
<b>SALE OF COMPOST/ MULCH</b>				
Per Skid Steer Loader Bucket	0%	\$22.00	\$22.00	
Per Tonne	0%	\$44.00	\$44.00	
<b>CONTAINER DEPOSIT SCHEME</b>				
Per Eligible Container	0%	\$0.06	\$0.06	
Per Container Deposit Scheme (CDS) Bale	0%	\$10.00	\$10.00	
Per Container Deposit Scheme (CDS) Bag	0%	\$2.50	\$2.50	
<b>WEIGHBRIDGE USE (Weight only)</b>				
Weight Only	0%	\$23.00	\$23.00	

**Operating Income**

	<b>Revised Budget 2020/2021</b>	<b>Proposed Budget 2021/2022</b>
Casual Tipping Fees	\$2,047,768.00	\$1,050,000.00
Sale of Scrap Metal	\$240,000.00	\$250,000.00
Disposal – City of Bunbury	\$482,268.00	\$491,913.00
Disposal – Shire of Harvey	\$305,525.00	\$314,690.00
Shire of Harvey Tip Passes	\$294,218.00	\$275,040.00
Waste Minimisation Income	\$85,838.00	\$47,500.00
Landfill Levy Income	\$148,707.00	\$17,158.00
Recycling Shop	\$61,435.00	\$62,663.00
Sale of Mulch	\$8,000.00	\$8,000.00
Sale of Cardboard	\$0.00	\$8,000.00
Refund for CDS	\$311,138.00	\$535,400.00
Sale of CDS Bales	\$2,591.00	\$2,000.00

**13. Elected Member motions of which previous notice has been given****14. Urgent business approved by the person presiding or by decision of the Council****15. Next Meeting**

The next meeting is scheduled for Thursday, 30 September 2021 at the Administration Complex, Lot 45 Stanley Road, Wellesley, commencing at 4.15pm.

**16. Close of Meeting**

The Presiding Member declares meeting closed at \_\_\_\_\_.