



Special Council Meeting

Minutes

4 May 2023

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

Table of Contents

1. Declaration of Opening / Announcement of Visitors	4
2. Attendances and Apologies	4
2.1. Attendances.....	4
2.2. Apologies	4
3. Public Question Time	5
4. Summary of Response to previous Questions taken on notice	5
5. Applications for Leave of Absence	5
6. Confirmation of Minutes.....	5
7. Petitions / Memorials / Presentations	5
8. Declarations of Interests.....	5
9. Announcements (by the presiding member without discussion)	5
10. Reports of Committees	5
11. Reports of Officers	5
11.1. Disposal of Assets	5
12. Elected Member motions of which previous notice has been given	7
13. Urgent business approved by the person presiding or by decision of the Council.....	7
14. Confidential Business (Meeting Closed to the Public)	7
14.1. CONFIDENTIAL: Appointment of Chief Executive Officer	8
15. Next Meeting	8
16. Close of Meeting.....	8

ATTACHMENTS

Attachment 1 - CONFIDENTIAL ITEM CRUSC1 – 04.05.2023
CRUSC1 Attachment 1 - Confidential Information (CEO Proposal)



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

Minutes

Minutes of the Ordinary Meeting of the Bunbury-Harvey Regional Council held in the Administration Complex, Stanley Road Waste Management Facility, Lot 45 Stanley Road, Wellesley on Thursday, 4 May 2023 at 4.30pm.

Minutes

1. Declaration of Opening / Announcement of Visitors

The meeting was declared open by Cr Smith at 4.30pm

These Minutes were confirmed as being true and correct by Council on [Click here to enter a date.](#) by Council Resolution: [Click here to enter text.](#)

Cr Tresslyn Smith
Chairperson

Mr Peter Keane
Chief Executive Officer

2. Attendances and Apologies

2.1. Attendances

<i>Council Members:</i>	Representing
Cr Tresslyn Smith (Chairperson)	City of Bunbury
Cr Karen Turner	City of Bunbury
Cr John Bromham	Shire of Harvey
Cr Ben Andrew	City of Bunbury (<i>via Teams</i>)
<i>Executive Leadership Team (Non-Voting)</i>	Representing
Mr Peter Keane	Chief Executive Officer (BHRC) (<i>via Teams</i>)
Ms Annie Riordan	Chief Executive Officer (Shire of Harvey) (<i>via Teams</i>)
Mr Mal Osborne	Chief Executive Officer (City of Bunbury) (<i>via Teams</i>)
<i>Officers (Non-Voting)</i>	Representing
Mrs Taryn York	Council Meeting Support Officer

The Chairperson in accordance with Regulation 14C of the Local Government (Administration) Regulation 1996, approves the below listed Councillors to attend this Special Council Meeting electronically. The Chairperson is satisfied that the Councillors meet the Regulations definition of a "Suitable Place" as stipulated in Regulation 14A(4)(b). Councillors approved to attend electronically:

Cr Ben Andrews – Attending from 53 Flintoff Road, Bridgetown, Western Australia, 6255.

2.2. Apologies

Cr Wendy Dickinson, Shire of Harvey

3. Public Question Time

Nil

4. Summary of Response to previous Questions taken on notice

Nil

5. Applications for Leave of Absence

Nil

6. Confirmation of Minutes

Nil

7. Petitions / Memorials / Presentations

Nil

8. Declarations of Interests

Nil

9. Announcements (by the presiding member without discussion)

Nil

10. Reports of Committees

Nil

11. Reports of Officers

11.1. Disposal of Assets

Applicant / Proponent:	Internal			
Responsible Officer:	Peter Keane, Chief Executive Officer			
Responsible Manager:	Jethro Sleer, Operations Manager			
Executive:	Peter Keane, Chief Executive Officer			
Authority / Discretion:	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"/>
Attachment(s):	N/A			

Summary

This item is presented to Council requesting Council approves the CEO to dispose of four asset items identified as surplus to operational requirement. The individual market value of these four items is anticipated to be higher than the approved CEO delegated threshold of \$50,000 related to plant disposal.

Executive Recommendation

That Council:

Approves the CEO to dispose of identified surplus assets consisting of concrete L-panels, Morbark Wood Hog Mulcher, Edge Slayer Slow Speed Mulcher, CAT 740B Articulated Dump Truck by public auction as per the Local Government Act with a fair and reasonable reserve price as negotiated with the CEO.

MOVED BY: Cr Karen Turner

SECONDED BY: Cr John Bromham

RESULT: CARRIED /~~LOST~~ 4 / 0

RESOLUTION: SC040523-1885

Background

BHRC officers have identified several items surplus to operational requirements that can be sold to positively support the financial position of BHRC. This item is presented to Council requesting Council approves the CEO to dispose of four asset items identified as surplus to operational requirement. The individual market value of these four items is anticipated to be higher than the approved CEO delegated threshold of \$50,000 related to plant disposal. The identified assets requiring Council approval are discussed in detail below.

Morbark Wood Hog Mulcher

The Morbark Wood Hog Mulcher was purchased by BHRC in 2012 for the mulching of green waste. Discussions with longstanding staff members has revealed that this machine has sat idle for a significant amount of time due to its size and production outputs not being fit for purpose. All mulching of green waste has been conducted with contractors. The age of the machine and the time spent have led to significant deterioration in the condition of the equipment. The Morbark Wood Hog Mulcher is recommended for disposal due to it no longer being fit for BHRC operational requirements and the condition of the equipment too costly to repair.

Concrete L-panels

Approximately 126 concrete L-panels were purchased in 2015 to build bunkers for mulch material as part of the new compost facility. The design of the L-panels no longer fits the specifications for the proposed facility. Due to being surplus to requirements and no longer needed these are recommended for disposal.

Edge Slayer Slow Speed Mulcher

The Edge Slayer Slow Speed Mulcher was purchased in 2017 primarily to process mattresses. The mulcher was quickly found to be inadequate for this process, and poor production outputs for the mulching of green waste. The Edge Slayer has experienced minimal usage and is recommended for disposal due to being surplus for requirements.

CAT 740B Articulated Dump Truck

The Cat 740B Articulated Dump Truck was purchased in 2020 to enable BHRC to conduct landfill capping in house, as well as move around material for daily cover. Recently, capping of landfill cells has been conducted effectively by contractors and potentially will continue to be contracted out in future. The moving around of material for daily cover is only required when BHRC is operating an active landfill site. Given that this is not an option in the foreseeable future due to the Environmental Protection Notice, and uncertainty in the future direction of BHRC, it is recommended for disposal.

Officer Comment

The disposal and financial liquidation of these plant items will provide much needed financial funds to BHRC.

Consultation

Consultation has been conducted with all BHRC staff, and Industry Auction Houses.

Financial Implications

The disposal and financial liquidation of these plant items will provide much needed financial funds to BHRC.

Statutory Environment

Sections 3.58, 5.42, 5.43(d) and 6.10 of the Local Government Act 1995.

Section 30 of the Local Government (Functions and General) Regulations 1996.

BHRC Delegated Authority

Strategic Implications

Nil

Policy Implications

BHRC - Asset Management Plan

Voting Requirement

Simple Majority

12. Elected Member motions of which previous notice has been given

Nil

13. Urgent business approved by the person presiding or by decision of the Council

Nil

14. 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 CRUSC1).

Applicant / Proponent:	Internal			
Responsible Officer:	Cr Tresslyn Smith, Chairperson			
Executive:	Cr Tresslyn Smith, Chairperson			
Authority / Discretion:	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"/>
Attachment(s):	Attachment 1 – “Confidential Report CRUSC1”			

Officer Recommendation

That Council:

Presiding Member Cr Smith declared the meeting was closed to the public at 4.39pm to discuss **“Confidential Report CRUSC1”**.

MOVED BY: Cr Karen Turner

SECONDED BY: Cr John Bromham

RESULT: CARRIED / ~~LOST~~ 4 / 0

RESOLUTION: SC040523-1886

14.1. CONFIDENTIAL: Appointment of Chief Executive Officer

Applicant / Proponent:	Internal			
Responsible Officer:	Cr Tresslyn Smith			
Executive:	Cr Tresslyn Smith			
Authority / Discretion:	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 checked="" type="checkbox"/>
Attachment(s):	Attachment 1 (Confidential Item) – Proposal of Extension of Contract			

Summary

This report is provided to Council in accordance with the provisions of appointing designated senior officers to Council as outlined in the Local Government Act 1995.

Executive Recommendation

That Council:

Is satisfied with the extension conditions of the employment proposed by Peter Keane as Chief Executive Officer as provided in attachment CRUSC001 Attachment 1.

MOVED BY: Cr John Bromham

SECONDED BY: Cr Karen Turner

RESULT: CARRIED ~~LOST~~ 4 / 0

RESOLUTION: SC040523-1887

Presiding Member Cr Smith declared the meeting was opened to the public at 4.47pm.

MOVED BY: Cr John Bromham

SECONDED BY: Cr Karen Turner

RESULT: CARRIED ~~LOST~~ 4 / 0

RESOLUTION: SC040523-*1888

15. Next Meeting

The next meeting is scheduled for Thursday, 25 May 2023 at the Administration Complex, Lot 45 Stanley Road, Wellesley, commencing at 4.15pm.

16. Close of Meeting

The Presiding Member declares meeting closed at 4.48pm.