



**ANNUAL GENERAL MEETING OF ELECTORS
WEDNESDAY 12 DECEMBER 2018**

MINUTES

OF THE ANNUAL GENERAL MEETING OF ELECTORS HELD IN THE COUNCIL CHAMBERS, ADMINISTRATION CENTRE, ORCHARD AVENUE, ARMADALE ON WEDNESDAY 12 DECEMBER 2018 COMMENCING AT 7PM

PRESENT:

The Mayor, Cr H A Zelones OAM JP
presided:

Cr C M Wielinga
Cr K Busby
Cr G J Smith
Cr C Frost
Cr M Silver
Cr C A Campbell JP
Cr L Sargeson
Cr D M Shaw
Cr J A Stewart
Cr J H Munn CMC JP
Cr G Nixon

River Ward

Hills Ward
Minnawarra Ward
Minnawarra Ward
Lake Ward
Lake Ward
Palomino Ward
Palomino Ward
Heron Ward
Heron Ward
Ranford Ward
Hills Ward

IN ATTENDANCE:

Mr P Sanders
Mrs Y Loveland
Mr J Lyon
Mr K Ketterer
Mr G Windass
Mrs D Cooper
Mrs J Sutherland

A/ Chief Executive Officer
Executive Director Community Services
Executive Director Corporate Services
Executive Director Technical Services
A/Executive Director Development Services
Marketing and Media Officer
Executive Assistant Corporate Services

Public: 6

APOLOGIES:

Deputy Mayor, Cr R Butterfield
Cr M Geary

River Ward
Ranford Ward

His Worship the Mayor, Cr Henry Zelones, welcomed those in attendance to the 2017/18 Annual General Meeting of Electors and addressed the meeting as follows:

Good evening and welcome to our Annual Meeting of Electors.

Kia Wanju, I would like to acknowledge the traditional custodians of the lands on which we meet and pay our respect to their elders, both past and present.

We have received apologies from Cr Butterfield and Cr Geary. I'd like to begin by introducing my fellow Councillors and ask each of them to stand briefly as I introduce them.

Councillors Jeff Munn, Laurie Sargeson, Colin Campbell, Jim Stewart, Donna Shaw, Kerry Busby, Gary Smith, Carole Frost, Michelle Silver, Grant Nixon and Caroline Wielinga.

Also with us tonight are our senior executive team Mr Paul Sanders, Acting CEO, Mr Jason Lyon, Executive Director - Corporate Services, Mrs Yvonne Loveland, Executive Director - Community Services, Mr Glenn Windass, Acting Executive Director - Development Services and Mr Kevin Ketterer, Executive Director – Technical Services.

Before dealing with the business of the meeting, I need to emphasise that this is not a public meeting. It is a meeting of electors as provided by the Local Government Act of 1995.

Section 5.27 Electors' general meetings states:

- A general meeting of the electors of a district is to be held once every financial year.*
- A general meeting is to be held on a day selected by the local government but not more than 56 days after the local government accepts the annual report for the previous financial year.*
- The matters to be discussed at general electors' meetings are to be those prescribed.*

As such, the residents who would normally participate are those who are on the City of Armadale Electoral Roll. However, this entitlement is also extended to those others who would be entitled to be on the roll, whether they are on it yet or not.

The business prescribed to be conducted tonight is consideration of the City's Annual Report 2017/18 and, as is our custom, we have invited questions from electors on the business of the City.

An electors meeting is just one of many opportunities that exist during the year to publicly raise matters with your Council so it is my intention to conduct the business of the evening promptly and enable everyone to return home to their families at the earliest.

The Local Government Act in allowing Electors Meetings confers on the Mayor the responsibility of chairing the meeting, and for deciding the manner in which the meeting should be run. I would hope that the meeting procedure that I am about to outline will permit informality, and during question time the maximum amount of time to ask questions on matters for which the city is responsible. In accordance with Regulation 18 of the Local Government Administration Regulations the procedures for this meeting will generally be in accordance with

the Council's Standing Orders Local Law. If necessary, but only if necessary to retain order, I would invoke the full range of Council's Standing Orders.

I would hope that I don't have occasion to remind anyone during the meeting that none of us here enjoy any privilege or protection from laws relating to defamation, as we will of course, all be focusing on the issues. Prefacing remarks with the words "Without Prejudice" as sometimes happens at this type of meeting does not confer any protection to the speaker. The meeting is being recorded to assist officers who will be required to provide a report to Council.

When we get to general business, I will deal with questions from the floor before turning to those submitted in writing. I do this in order to allow as many electors that are present here tonight the opportunity to ask relevant questions. We have received a number of questions in writing prior to this meeting and responding to those questions first may limit the time available for other electors.

I also advise that if some questions relate to matters being dealt with by the Courts or contain content that casts adverse reflection on the Councillors or officers of the City of Armadale, I will deem them to be out of order. As always, there are processes for aggrieved persons to challenge my rulings following this meeting.

As to the questions, all questions will be directed to me in the first instance. I will provide answers to the written questions with advice given to me by our officers. If necessary, I will call on the CEO or a member of the Executive Team to provide an answer to your question. Under no circumstance will I or any of our officers enter into debate in regard to those answers. In some circumstances some questions may require further research in which case I will take the question on notice or refer them to be answered administratively. The person asking the question will receive a response in the mail and the minutes of this meeting once adopted by Council will also contain those answers.

The City of Armadale is a large metropolitan Council with a population of over 88,000 residents covering a land area of over 550 sq. kms and an operating budget of over 100 million dollars. The City employs more than 400 staff members for which the CEO is their employer. It is not possible or appropriate for me or the Executive to reply to all questions instantly as, in order, to provide accurate and current information it may require follow up with other officers from the City of Armadale, other government agencies, such as the Metropolitan Redevelopment Authority and/or sub-contractors who carry out a large amount of the works for and in the City of Armadale.

This meeting is being recorded for administrative purposes, so the process adopted is that once given the call, please step up to the microphone, state your name and address and then ask your question. I will allow for some limited preamble to the question in order to establish context. If necessary, I will request you to ask the question.

I will share the order of questions being asked around so initially I will deal with one question from each person who has one, then go to the second and so on keeping in mind I will deal with the questions on notice last. This process should ensure that everyone has a fair opportunity.

In terms of voting tonight should that be necessary, you will have already been asked to register on your entry. If any member of the public present tonight isn't entitled to be an elector in the City of Armadale, given my earlier explanation of who is eligible, can I ask that you simply refrain from raising your hand when a vote is taken.

I would also remind members of the public that I and my fellow Councillors are also electors of the City of Armadale and retain the right to vote for or against, or abstain from voting, on any motion that may be put from the floor.

Should a member of the public wish to put a motion before the meeting, the procedure that I will adopt will be similar to that which we use at Council meetings and our standing orders will apply during the debate on any motion. All motions put to the meeting will require a seconder before debate on the motion proceeds. If there is no seconder the motion shall lapse, and no debate will take place.

The mover of the motion will speak first followed by the seconder and then alternately those wishing to speak for or against. The mover will have the right to respond in summing up his arguments or responding to comments made during debate. No new material to be introduced by the mover of a motion in his closing remarks. No person shall speak twice to a motion other than the mover and there shall be no further debate on a motion once the mover has concluded his remark. The motion shall then go to a vote of eligible voters.

I also advise that any vote taken on any matter here this evening is not binding on the Council, but will be considered in light of all relevant information and legal advice provided to Council in due course. The minutes of this meeting will be presented to a future City Strategy meeting and then to Council for consideration.

Following the close of this meeting, the Acting CEO, Executive Directors and I will be available for a short while should you wish to discuss or seek advice on other matters.

Thank you in advance for your consideration.

1 BUSINESS OF MEETING

1 PRESENTING AND RECEIVING THE 2017/18 ANNUAL FINANCIAL REPORT

1.1 2017/18 Annual Financial Report

MOVED Mr Pike that the 2017/18 Annual Financial Report be received.

SECONDED Mrs Watson.

CARRIED

1.2 Auditor's Report

The Acting Chief Executive Officer, Mr P Sanders, read aloud the Auditor's Report (Pages 61 to 63 in the Annual Report).

MOVED Mr Pike that the Auditor's Report on the 2017/18 Annual Financial Report be received.

SECONDED Mrs Watson.

CARRIED

1.3 2017/18 Annual Report (Remaining Parts)

MOVED Mr Van Kuyl that the remaining parts of the 2017/18 Annual Report including the Mayor's report, be received.

SECONDED Mrs Zelones.

CARRIED

2 GENERAL BUSINESS

2.1 Questions received from the floor

Mr B Van Kuyl – Clarence Way, Champion Lakes

Q: I just wondered if it worthwhile having the General meeting with 90,000 people in the City of Armadale and only 6 turn up?

Answer: *This is a subject that is being reviewed by the State Government in terms of the Local Government Act Review. I have been in consultation with a number of other Mayors and they actually have the same situation. The purpose of the AGM was initially to provide information to the public and to receive questions. The fact is that in 1995 we opened up all our meetings to the public with our meetings allowing for questions. In addition modern communications and social media has allowed the public to query and ask questions at any time.*

2.2 Questions of which prior notice has been given

Mr D Foster – Albany Highway, Bedfordale

The Mayor explained to Mr Foster that only two of his questions were new and have not been asked previously. Eight questions have been submitted with six of them repeats over quite a few

years. The Mayor advised he will deal with the new questions as there is no point providing the same answer to the previously asked questions. The Mayor asked Mr Foster to commence at question 5.

I recently reported Beaver commencing work on a tree in the reserve, this was investigated (a first) The City had no knowledge of part of the park being closed for this happen. Of the 12 years I have reported of trees being felled on the reserve illegally, Beaver had been responsible for most, including the illegal fencing if the most iconic tree in the City boundary's (Beaver also cut down a row of 400 year old trees nearby (to the reserve) (I believe the person who hired then was fined a thousand dollars no action was taken against Beaver)

Q5: Could not Beaver be banned from the reserve for this behavior?

A5: *It is understood that the recent works referred to are minor pruning works carried out within the reserve near Amethyst Crescent. These works were duly authorised by the City as part of its maintenance programmes; there is no intention to ban the contractor from the reserve.*

Q7: What is the status of the new bridge (an answer was refused last year) the bridge is opposite PAW number 4?

A7: *The City will be assessing the small footbridge which has been constructed over the creek opposite PAW 4 to determine its suitability for the purpose. Once the assessment is completed, the City will be able to determine if any maintenance works are required.*

The Mayor advised that if Mr Foster had a supplementary question he would be happy to receive it.

Mr Foster proceeded to make a statement which was ruled out of order by the Mayor. The Mayor requested that Mr Foster be seated.

Mr R Sutton – Oxley Road, Forrestdale

Mayor: *I would like to advise upfront that due to questions 1 to 7 being of a technical nature I will be taking them on notice.*

Q1: What CO₂ is produced from the Phoenix WtE plant with and without considering "life-cycle" factors? What are the "life-cycle" factors considered?

Q2: What CO₂ is produced by the WtE if the organics are removed from the waste stream?

Q3: Is council aware that for a 400,000 tonne WtE plant approx 100,000 to 160,000 tonne could go to landfill?

- Q4:** Are the bricks and blocks substantially different to the lime bricks produced by Calsil?
- Q5:** With the demise of the Calsil product in WA is the Phoenix Brick Making process a possibility? (Phoenix in its Environmental submission expresses doubts)
- Q6:** Is the dust from cutting bricks, demolition of structures containing the bricks, or recycling of the rubble, deleterious? What is the composition of the ash?
- Q7:** How many Brixx plants are there worldwide? What portion of WtE plants have a brick making facility attached?

Answer Q1 to Q7: Questions 1 to 7 will be taken on notice.

SMRC has recently completed a 6,000 household trial separating food and greenwaste (FOGO) in a third bin achieving a contamination rate of only 2%. With its success it is planned to roll out FOGO collections across SMRC participating councils in June 2019.

Phoenix states in its Public Environmental Review that "*The waste sourced as input must target genuine residual waste that cannot feasibly be reused or recycled.*"

- Q8:** How does the success of the SMRC trial impact on the waste to be delivered to the WtE?
- Q9:** Is COA considering a third bin in the light of SMRC's success? If not why not?

Answer Q8 and Q9 Questions 8 and 9 relate to the outcomes of a trial conducted by a third party, to which the City has not yet had access, so cannot be addressed at this stage. There is a lot of work being undertaken in this area

- Q10:** Is COA discussing with SMRC the possibility processing COA's organics as they will have excess capacity in the composting plant with the nonorganic waste portion going directly to landfill or possibly the WtE? (Custom Composts are possibly an alternative).

Answer: No.

- Q11:** Has it been considered that if the organics were removed in a third bin that the life of the Armadale landfill would be doubled; there would be no additional methane produced; no additional infrastructure for the capture of methane would be required; there would be no additional odour and little additional leachate?

Answer: The life of the Armadale landfill at the current rate of filling is expected to last at most another 7 years. With the current contractual arrangements with Phoenix, the landfill can be utilised for inert landfilling, which has similar benefits as suggested by Mr Sutton. The City is however considering its options in this regard.

Q: Is there any timeline to this?

Answer: *The City is currently preparing the long term plan for the future development of this site which should be presented to Council in the next three to four months.*

Q12: The cost of composting is quite possibly cheaper than landfill or incineration. Has a cost benefit analysis been carried out on separating the organics?

Answer: *The industry experts have differing views on the cost of composting, but the more important question relates to the use of the end product for which there is currently little market value. Municipal compost producers have in the past been forced to supply their compost products to the agricultural industry at a loss in order to clear their stocks. Composting as an economic activity is therefore considered to be a marginal consideration at this stage.*

Recently while dumping rubbish at the landfill i noticed that greenwaste was being removed from the landfill unprocessed (not mulched). As there is a 300 to 600% difference in weight /cu metre between mulched greenwaste and unprocessed greenwaste there are questions concerning the environmental and economical outcomes of the process.

Q13: What are the comparative transport costs and environmental impact of carting mulched or unprocessed greenwaste?

Answer: *The comparative transport and environmental costs are unknown as this comparison has not been performed. The decision to process the green waste off site was done for reasons other than cost.*

Q14: As the previous onsite contractor was removing the mulch for no cost and was paying \$20,000 site rental what is the difference in overall cost per tonne of greenwaste processing of the current and previous processing procedures?

Answer: *The contractor who in the past processed green waste on site, operated under a "licence to occupy" and was not contracted to the City. The OHS requirement in such cases is that the City is held liable for all OHS requirements and incidents on the City's site. The City has made a concerted effort to minimise any risks associated with the site and has opted to have the green waste processed off site in order to minimise the City's exposure in this regard. This decision also addressed the concerns raised by DFES regarding the fire risk related to the mulch stockpiled on site.*

Q: What about the costings?

Answer: *Taken on notice*

Mr D Grimwood – Sapphire Court, Mt.Richon

The Mayor advised that due to Mr Grimwood not being present that his questions would not be put to the meeting. In this case, the Acting Chief Executive Officer will respond in writing.

2.3 Supplementary questions received from the floor

Mr Van Kuyl – Clarence Way, Champion Lakes

Q: A lot a people aren't aware of what to put in their recycling bins.

Answer: *There are many ways to access this information on the internet including the City's website. Alternatively people are welcome to contact the City and we will provide them with information.*

The Mayor thanked his fellow Councillors for their attendance tonight and thanked the electors.

MEETING DECLARED CLOSED AT 7.43PM

MAYOR