

ADELAIDE HILLS REGION WASTE MANAGEMENT AUTHORITY
Ordinary Meeting

Minutes of the Adelaide Hills Region Waste Management Authority Board
Ordinary Meeting
held at Mount Barker District Council, 6 Dutton Road Mount Barker
Thursday 6 April 2017 at 3.10 pm

MINUTES

Board Members Present:

Cr Nathan Daniel (Adelaide Hills Council)
Simon Grenfell, Manager Engineering Services Alexandrina Council
Marc Salver, Director Strategy and Development, Adelaide Hills Council
David Peters, General Manager Corporate Services, Mount Barker District Council
Cr Lindsay Campbell (Mount Barker District Council) - Chair
Cr Jim Davis (Alexandrina Council)
Simon Bradley, GM Infrastructure and Environment, (Rural City of Murray Bridge)

In Attendance

Michael Lorenz, EO, AHRWMA
Leah Maxwell, Waste Strategy Coordinator, AHRWMA
Erin Gillespie (Minute Secretary)

1. Commencement and Welcome

Start time 3.10 pm

2. Apologies

3. Confirmation of Minutes

Moved: S Bradley

That the minutes of the Ordinary Meeting held 24 November 2016 be accepted.

Seconded: S Grenfell

4. Conflict of Interest

None declared

5. Reports for Discussion

5.1 February YTD 2017 Financials

Financial report tabled and discussed.

Discussion

Query on drop in tonnages from all Councils in February.

Request from member councils for Authority to advise each member council in writing of the forecast losses when doing budget so they are more aware. Letter should also include any forecast strategies in the Long Term Financial Plan to overcome the budgeted losses in the future. To also note that Long term financial plan shows clearly that without the huge legal costs currently being incurred, the authority would be in a very positive position.

Action: EO to prepare and send this letter to each member Council, for the attention of the Finance Manager.

Moved D Peters

That the February YTD 2017 Financials be noted

Seconded: M Salver CARRIED UNANIMOUSLY

5.2 Performance Report February YTD 2017

Performance report tabled and discussed.

Discussion

EO advised that compaction rate is not as good as expected due to problems with machinery. We are currently hiring a replacement compactor and attempting to improve compaction rates.

Excavation of Cells 8 and 9 is complete and lining will take place in the next financial year.

High increase in green waste resulting in large volume of mulched material. There is currently good demand for sales of mulch.

Cr Daniel queried if operation of the transfer stations are expected to get to a level where a profit will be made. The Authority's aim is to get each station at a break even position, which it expects to happen in the next year or two. Low scrap steel price is playing a part in not reaching a break even point sooner, although the price for this is slowing starting to increase.

Compactor costs – currently paying to hire compactor due to issues with machinery . To be discussed further under items 5.5.

Moved M Salver

That the February YTD 2017 Performance Report be received and noted

Seconded: S Grenfell CARRIED UNANIMOUSLY

5.3 Audit Committee Meetings

A verbal account of the Audit Committee meeting held on 4 April 2017 was given and discussed.

Discussion

Committee looked at the 3 models of the Long Term Financial Plan (LTFFP) Agreed that while several large purchases have not occurred this year due to the legal case continuing, it is still important that the Authority continue to make sound business decisions in terms of replacing plant and equipment.

Governance Review – to be discussed further in Confidential item 6.2.

Moved Cr J Davis

That the Verbal Audit Committee Meeting Minutes from 4 April 2017 be noted and copy distributed to Board Members as soon as they are available.

Seconded: M Salver CARRIED UNANIMOUSLY

5.4 Waste Strategy Coordinator Update

Written report from Waste Strategy Coordinator and a verbal update from Alexandrina Council provided and discussed.

Moved: Cr J Davis

That both written and verbal reports given at meeting be noted and received.

Seconded S Bradley CARRIED UNANIMOUSLY

5.5 Draft Annual Business Plan and Budget 2017/18 with revised LTFFP

Discussion

Budget discussion held. Budget in draft plan is based on a neutral outcome from the court case and also that the purchase of a new compactor is delayed and we continue to lease the current replacement compactor for a further 12 months.

EO verbally presented two options relating to the compactor. Authority could continue to lease or to proceed with the purchase of a new compactor. Makes better business sense to procure a new compactor instead of leasing one for further 12 months.

Member Councils agreed that it was necessary for EO to produce report showing the two options and the associated changes to the budget and long term financial plan for each Council. EO to produce report showing the analysis and a special meeting will be called to discuss the business plan further in order to finalise the business plan, which will be presented to each Member council for noting.

Moved: Cr J Davis

The Executive Officer is to provide, prior to 20th April 2017, a report to the Board showing comparison and effect on budget if we continue to lease or to purchase a new compactor, and

That a Special Board Meeting be held on the 20th April 2017 at 4.00pm to review the draft Annual Business Plan and Budget 2017/18, including revised Long Term Financial Plan be received for comment prior to finalising and adoption at the AGM on 29 June 2017.

Seconded M Salver CARRIED UNANIMOUSLY

6. Confidential Items

6.1 Resourcing

Moved M Salver
that

1. Pursuant to Section 90(3)(h) and Section 90(3)(g)
Pursuant to Section 90(2) of the Local Government Act 1999 the Authority orders that all members of the public except Minute Secretary be excluded from attendance at the meeting for Agenda Item 6.1 (Resourcing), 6.2 (Response to Draft Governance Report) and Item 6.3 (SWR Claim Legal Update)

The Authority is satisfied that pursuant to section 90(3) (h) of the Act, the information to be received, discussed or considered in relation to Agenda Item 6.1 relates to a legal claim and includes reference to information provided by Wallman Lawyers on instructions from the Authority.

The Authority is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because an Authority decision has not yet been made in relation to the advice and its subject matter.

The Authority is satisfied that pursuant to Section 90(3) (g) of the Act, the information to be received, discussed or considered in relation to Agenda item 6.2 is information concerning matters that must be considered in confidence in order to ensure that the Authority does not:

- breach any duty of confidence in that the author of the Draft Governance Report requires the draft report to remain in confidence.

The Authority is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because of the requirement from the author of the Draft Governance Report.

The authority is satisfied that pursuant to section 90(3) (h) of the Act, the information to be received, discussed or considered in relation to Agenda Item 6.3 is legal advice, in that it has been provided by Wallmans Lawyers on instructions from the Authority and the Executive Officer will be explaining this advice to the Board Members.

The Authority is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because an Authority decision has not yet been made in relation to the advice and its subject matter.

Seconded: S Grenfell CARRIED UNANIMOUSLY

DISCUSSION

6.2 Response to Draft Governance Report

DISCUSSION

6.3 SWR Claim Legal Update

DISCUSSION

RECOMMENDATION

Moved: D Peters

That:-

- (3)** In accordance with Section 91 (7) & (9) of the Local Government Act 1999 and on the grounds that Item No. 6.1 , 6.2 and Item No. 6.3 listed on the Agenda for the meeting of the Adelaide Hills Region Waste Management Authority held on 6 April 2017 were received, discussed and considered in confidence pursuant to Section 90(3) (g) and Section 90(3) (h) of the Local Government Act, 1999, this meeting of the Committee, do order that:
- (a)** the resolution, the report, the discussion and any other associated information submitted to this meeting and the minutes of this meeting in relation to the matter remain confidential and not available for public inspection until the conclusion of the legal trial;
 - (b)** the confidentiality of the matter of items 6.1 and 6.3 be reviewed in April 2018;
 - (c)** the confidentiality of the matter of item 6.2 be reviewed once advised by the author of the Draft Governance Report;
 - (d)** the Executive Officer be delegated the authority to review and revoke all or part of the order herein and directed to present a report containing the Item for which the confidentiality order has been revoked.

Seconded: Cr J Davis CARRIED UNANIMOUSLY

7 Correspondence

Please forward all correspondence for agenda items to Leah Maxwell, PO Box 54, Mt Barker SA 5251 or email: Lmaxwell@ahrwma.com Ph: 0409030653

Nil

8 Any Other Business

- 8.1 Mid Murray Council – EO has spoken to Mid Murray Council. They are still considering their options to dispose of their waste tonnages and it is likely that they will continue to use their own landfill for the next three years or so. They are still interested in working with the Authority so worth keeping in contact with them in the future.
- 8.2 Current status of long term Lease Agreement with Rural City of Murray Bridge for the Brinkley Site. EO to provide update on this at the next ordinary meeting.

9 Next Ordinary Meeting

29 June 2017 at The Mount Barker District Council (Council Chambers) commencing at 3.00pm

Meeting Closed at 5.25pm

Chairman

Date