



STATE COUNCIL SUMMARY MINUTES

September 2014

NOTICE OF MEETING

Meeting No. 4 of 2014 of the Western Australian Local Government Association State Council held at WALGA, 170 Railway Parade, West Leederville on 3 September 2014 beginning at 4:03pm.

1. ATTENDANCE, APOLOGIES & ANNOUNCEMENTS

1.1 Attendance

Chairman	President of WALGA Deputy President of WALGA Pilbara Country Zone	Mayor Troy Pickard Cr Lynne Craigie
Members	Avon-Midland Country Zone Central Country Zone Central Metropolitan Zone East Metropolitan Zone Goldfields Esperance Country Zone Gascoyne Country Zone Great Eastern Country Zone Great Southern Country Zone Murchison Country Zone North Metropolitan Zone Northern Country Zone Peel Country Zone South East Metropolitan Zone South Metropolitan Zone South West Country Zone	Cr Lawrie Short President Cr Philip Blight Cr Janet Davidson JP Mayor Heather Henderson Cr Steve Wolff Cr Mick Wainwright Mayor Ron Yuryevich AM RFD Cr Ross Winzer President Cr Eileen O'Connell President Cr Ken Clements Cr Simon Broad Mayor Tracey Roberts JP Cr Geoff Amphlett JP Cr David Michael President Cr Karen Chappel President Cr Wally Barrett Mayor Cr Henry Zelones OAM JP Cr Fiona Reid Mayor Carol Adams Cr Doug Thompson Mayor Logan Howlett Cr Wayne Sanford
Ex-Officio	Local Government Managers Australia	Mr Jonathon Throssell (Deputy President)
Secretariat	Chief Executive Officer Deputy Chief Executive Officer EM Environment & Waste EM Governance & Strategy EM Marketing & Communications A/EM Planning & Community Development EM Infrastructure EM Business Solutions Manager Governance EO Governance and Strategy Marketing & Media Manager	Ms Ricky Burges Mr Wayne Scheggia Mr Mark Batty Mr Tony Brown Mr Zac Donovan Ms Jodie Holbrook Mr Ian Duncan Mr Nick Wood Mr James McGovern Ms Ana Fernandez Ms Annaliese Battista

1.2 Apologies

Ex-Officio	Local Government Managers Australia Kimberley Country Zone	Mr Mark Chester (President) Cr Chris Mitchell President Cr Elsia Archer
Associate	The Rt Hon Lord Mayor of the City of Perth	Ms Lisa Scaffidi

OBSERVERS

- Cr John Bissett – Town of Victoria Park

MEETING ASSESSMENT

Cr Philip Blight was invited to undertake a meeting assessment at the conclusion of the meeting.

ANNOUNCEMENTS

Nil

2. MINUTES OF THE PREVIOUS MEETINGS

2.1 Minutes of July 2014 State Council Meeting

It is recommended that a correction be made to the minutes in relation to Item 5.4, as the secretariat comment was incorrect as the Great Eastern Country Zone had not been afforded the opportunity to provide comment through a regional workshop on the issue of Bushfire Risk Management.

Moved: Mayor H Henderson

Seconded: Mayor C Adams

That the Minutes of the Western Australian Local Government Association (WALGA) State Council Meeting held on 2 July 2014 be confirmed as a true and correct record of proceedings subject to deleting the secretariat comment from Item 5.4.

RESOLUTION 83.4/2014

CARRIED

2.1.1 Business Arising from the Minutes of July 2014

Nil.

3. DECLARATION OF INTEREST

Pursuant to our Code of Conduct, the following State Councillors declared an interest to the Chairman:

- Item 4.1 – Cr Reid, Mayor Henderson, Mayor Howlett
- Item 5.6 – Cr Barrett, Cr Short, Mayor Zelones

4. EMERGING ISSUES

4.1 EMERGING ISSUE: Councils For Democracy

PROPONENT: WALGA President, Mayor Troy Pickard

The following State Councillors advised of their council's involvement in the Councils For Democracy group:

- Mayor Logan Howlett
- Cr Fiona Reid
- Mayor Heather Henderson

Mayor Henderson absented herself and left the room at 4.11pm.
Cr Reid absented herself and left the room at 4.18pm.

Moved: Cr J Davidson

Seconded: Mayor R Yuryevich

All State Councillors participate in discussion on this Item.

RESOLUTION 84.4/2014

CARRIED

Mayor Henderson and Cr Reid returned at 4.22pm

BACKGROUND

Over the last few months the Councils For Democracy group has emerged as a result of purported dissatisfaction with the way in which the metropolitan Local Government reform debate has been prosecuted by the Association, in particular the way in which the President has represented (or allegedly failed to represent) the sector. The WALGA President seeks for this matter to be discussed as an emerging issue to seek some direction from the State Council on how to interact with the C4D group into the future.

Moved: Cr D Thompson

Seconded: Mayor C Adams

- 1. Notes the inaccurate information in the report accompanying the recommendation in the South Metro Zone (and other Zones) in relation to review of WALGA's constitution, political structure and accountability to members.**
LOST
- 2. Notes and rejects the statement in the report accompanying the recommendation "the intent of resolutions passed at the AGMs of WALGA are being diverted or subdued within the ranks of State Council".**
LOST
- 3. The CEO be requested to provide guidance to the Zones for best practice in ensuring that sponsored motions that have their genesis outside the Zone or are from third party organisations has sufficient clarity about provenance and processes to enable State and Zone Councillors to make fully informed decisions.**
LOST
- 4. State Council reaffirm its strong support for WALGA, its President, CEO and Staff.**

RESOLUTION 85.4/2014

CARRIED

5. MATTERS FOR DECISION

5.1 2014 Annual General Meeting Minutes (01-003-02-0003 WS)

WALGA RECOMMENDATION

That Annual General Meeting Motions:

1. 4.6B & 4.7B Part (a) be noted as in accordance with Association Policy;
2. 4.1, 4.2, 4.3, 4.4, 4.5 and 4.7B Part (b) be noted and forwarded to the relevant WALGA business unit for consideration; and,
3. 4.7B Part (c) be endorsed.

Gascoyne Zone	WALGA Recommendation Supported
Goldfields Esperance Country Zone	WALGA Recommendation Supported
Kimberley Zone	Meeting held prior to Agenda Distribution
Murchison Country Zone	WALGA Recommendation Supported
North Metropolitan Zone	WALGA Recommendation Supported
Northern Country Zone	WALGA Recommendation Supported
Peel Zone	WALGA Recommendation Supported
Pilbara Zone	Meeting held prior to Agenda Distribution
South Metropolitan Zone	WALGA Recommendation Supported
South West Country Zone	WALGA Recommendation Supported

EAST METROPOLITAN ZONE

- That part 4.7B part (b) be deleted and
- Insert 5.1.3:4.7B Part (b) to be considered by the appropriate business unit of WALGA and “any associated criteria and any percentages to be agreed to by a majority of all Local Governments in Western Government in Western Australia’ through the Zone Process and endorsed by State Council.
- Item 5.1.3 be renumbered accordingly.

SECRETARIAT COMMENT

This motion appears to reflect WALGA’s current process where a business unit will prepare a report following sector consultation which will then be presented through the Zone process to State Council. The composite recommendation has provided clarification.

AVON MIDLAND COUNTRY ZONE

That the Zone supports items 1 and 2 of the WALGA Recommendation and submits an amendment to item 3 that “4.7B Part (c) be endorsed and acted upon by State Council”.

SECRETARIAT COMMENT

An item endorsed by State Council is acted upon.

CENTRAL COUNTRY ZONE

That Annual General Meeting Motions:

1. 4.6B & 4.7B Part (a) be noted as in accordance with Association Policy;
2. 4.1, 4.2, 4.3, 4.4, 4.5 and 4.7B Part (b) be noted and forwarded to the relevant WALGA business unit for consideration and that a report on the consideration of these matters by the relevant WALGA business unit be submitted to the December State Council Meeting unless resolved earlier; and
3. 4.7B Part (c) be endorsed.

GREAT EASTERN COUNTRY ZONE

That Annual General Meeting Motions:

1. 4.6B & 4.7B Part (a) be noted as in accordance with Association Policy;
2. 4.1, 4.2, 4.3, 4.4, 4.5 and 4.7B Part (b) be noted and forwarded to the relevant WALGA business unit for consideration and that a report on the consideration of these matters by the relevant WALGA business unit be submitted to the December State Council Meeting unless resolved earlier; and
3. 4.7B Part (c) be endorsed.

GREAT SOUTHERN COUNTRY ZONE

- Great Southern Zone to vote against AGM motion 4.3 – Bushfire Management, Support Vehicles. Delegates felt that only bushfire trucks should be eligible for capital and operational funding under the Emergency Services Levy.
- Cr Clements to query the intention of Point 2 of motion 4.1 to ensure that councils will not be financially disadvantaged.

SECRETARIAT COMMENT

These issues can be considered as part of the research and report that will be presented to the Zones and State Council.

CENTRAL METROPOLITAN ZONE

- That part 4.7B part (b) be deleted and
- Insert 5.1.3:4.7B Part (b) to be considered by the appropriate business unit of WALGA and “any associated criteria and any percentages to be agreed to by a majority of all Local Governments in Western Government in Western Australia’ through the Zone Process and endorsed by State Council.
- Item 5.1.3 be renumbered accordingly.

SECRETARIAT COMMENT

This motion appears to reflect WALGA’s current process where a business unit will prepare a report following sector consultation which will then be presented through the Zone process to State Council. The composite recommendation has provided clarification.

SOUTH EAST METROPOLITAN ZONE

That Annual General Meeting Motions:

- 1) 4.6B be noted as in accordance with Association Policy;
- 2) 4.7B Part (a) as amended be endorsed:
[reaffirm] WALGA's position of providing community access to the poll provisions where 1 or more districts are to be abolished rather than the 2 or more districts as currently provided for in the *Local Government Act 1995*;
- 3) 4.1, 4.2, 4.3, 4.4, and 4.5 be noted and forwarded to the relevant WALGA business unit for consideration;
- 4) Rescind 4.7B Part (b) of the State Council Resolution adopted at its meeting held on 2 July 2014;
 - 2.) *Adopt, and advocate for, a policy position that the poll provisions contained in the Local Government Act 1995 should be amended so that electors of a Local Government where 1 or more Local Governments will be abolished or significantly affected by a boundary change proposal are able to demand a poll on the proposal, with ‘significantly affected’ being specifically defined as causing a fifty percent variation in:*
 - i) *Population; or,*
 - ii) *Rateable properties; or,*
 - iii) *Revenue.*
- 5.) 4.7B Part (b) be endorsed as amended;
 - (b) *[reaffirm] WALGA's proposed extension of the poll provisions to significant boundary adjustments subject to any associated criteria and any percentages being agreed to by a majority of all local governments in*



Western Australia, and the subject be referred to the relevant WALGA Business Unit for further consideration; and

6.) 4.7B Part (c) be adopted.

(c) reaffirm as policy, that WALGA is opposed to the removal or dilution of the 'Dadour' poll provisions including the temporary dilution or removal of those provisions.

SECRETARIAT COMMENT

With reference to Point 4 of the Zones resolution, it is prudent to carry out the research and analysis and report back with recommendations to the next round of Zone/ State Council Meetings prior to rescinding the previous position.

**Moved: Cr M Wainwright
Seconded: Cr G Amphlett**

That Annual General Meeting Motions:

1. 4.6B & 4.7B Part (a) be noted as in accordance with Association Policy;
2. 4.1, 4.2, 4.3, 4.4 and 4.5 be noted and forwarded to the relevant WALGA business unit for consideration;
3. 4.7B Part (b) endorse WALGA's proposed extension of the poll provisions to include significant boundary adjustments subject to further research and sector consultation being carried out on any associated criteria and for a report to be presented through the next Zone/State Council Meetings; and
4. 4.7B Part (c) be endorsed.

RESOLUTION 86.4/2014

CARRIED UNANIMOUSLY

5.2 Metropolitan Local Government Reform (05-014-02-0018 TL)

WALGA RECOMMENDATION

That WALGA:

1. Continues to advocate for the State Government to provide adequate funding for the implementation of Metropolitan Local Government Reform; and
2. Works with affected Local Governments, following the Minister for Local Government's announcement relating to the Metropolitan Local Government Reform process, to quantify the cost of implementation of reform.

Avon Midland Country Zone	WALGA Recommendation Supported
East Metropolitan Zone	WALGA Recommendation Supported
Gascoyne Zone	WALGA Recommendation Supported
Goldfields Esperance Country Zone	WALGA Recommendation Supported
Great Eastern Country Zone	WALGA Recommendation Supported
Great Southern Country Zone	WALGA Recommendation Supported
Kimberley Zone	Meeting held prior to Agenda Distribution
Murchison Country Zone	WALGA Recommendation Supported
North Metropolitan Zone	WALGA Recommendation Supported
Northern Country Zone	WALGA Recommendation Supported
Peel Zone	WALGA Recommendation Supported
Pilbara Zone	Meeting held prior to Agenda Distribution
South Metropolitan Zone	WALGA Recommendation Supported

SOUTH WEST COUNTRY ZONE

That the State Council recommendation 5.2 be supported with the inclusion of the following after the words "the cost of implementation of reform": and the State Government should accept the full cost of amalgamation and a response from government be requested by 30th September 2014 to enable the process to proceed.

SECRETARIAT COMMENT

The composite recommendation requests the State Government to fully fund the process.

CENTRAL COUNTRY ZONE

That WALGA:

1. Continues to strongly advocate for the State Government to fully fund the implementation of Metropolitan Local Government Reform; and
2. Works with affected Local Governments, following the Minister for Local Government's announcement relating to the Metropolitan Local Government Reform process, to quantify the cost of implementation of reform.

SECRETARIAT COMMENT

The Zones motion is included in the composite recommendation.

CENTRAL METROPOLITAN ZONE

If by the commencement of State Council meeting at 4pm on 3 September 2014 the State Government has not committed to provide \$100 million to fund (not loans) its Metropolitan Local Government Reform, WALGA cease any collaborative involvement with the State Government's reform agenda effective forthwith.

SECRETARIAT COMMENT

The State Government have not received the Local Government Advisory Board (LGAB) report for the Government to ascertain the full cost of the reform program.

SOUTH EAST METROPOLITAN ZONE

That

1. As a matter of priority, WALGA allocate necessary funds to conduct a high profile media campaign, advocates for the State Government and lobbies all members of Parliament to provide adequate funding for the implementation of Metropolitan Local Government Reform; and
2. Works with affected Local Governments, following the Minister for Local Government's announcement relating to the Metropolitan Local Government Reform process, to quantify the cost of implementation of reform.

SECRETARIAT COMMENT

- Funds exist in WALGA reserves that can be used for this purpose.
- WALGA is advocating to the State Government to fully fund the implementation cost of the reform process.

Moved: Cr D Thompson

Seconded: Cr W Barrett

That WALGA:

1. **Continues to advocate for the State Government to fully fund the implementation of Metropolitan Local Government Reform; and**
2. **Works with affected Local Governments, following the Minister for Local Government's announcement relating to the Metropolitan Local Government Reform process, to quantify the cost of implementation of reform.**

AMENDMENT

Moved: Cr W Sanford

Seconded: Cr L Craigie

1. **Continues to advocate for the State Government to fully fund the implementation of Metropolitan Local Government Reform and a response from the State Government be requested by 30th September 2014;**

MOTION AS AMENDED

That WALGA:

1. **Continues to advocate for the State Government to fully fund the implementation of Metropolitan Local Government Reform and a response from the State Government be requested by 30th September 2014;**
2. **Works with affected Local Governments, following the Minister for Local Government's announcement relating to the Metropolitan Local Government Reform process, to quantify the cost of implementation of reform.**

RESOLUTION 87.4/2014

CARRIED

5.3 Interim Submission to the Department of Local Government and Communities – Review of the Local Government (Functions and General) Regulations 1996 (05-034-01-0007 JM)

WALGA RECOMMENDATION

That the Association's interim submission to the Department of Local Government and Communities on the review of the Local Government (Functions and General) Regulations 1996 be endorsed.

Avon Midland Country Zone	WALGA Recommendation Supported
Central Country Zone	WALGA Recommendation Supported
Central Metropolitan Zone	WALGA Recommendation Supported
East Metropolitan Zone	WALGA Recommendation Supported
Gascoyne Zone	WALGA Recommendation Supported
Goldfields Esperance Country Zone	WALGA Recommendation Supported
Great Eastern Country Zone	WALGA Recommendation Supported
Great Southern Country Zone	WALGA Recommendation Supported
Kimberley Zone	Meeting held prior to Agenda Distribution
Murchison Country Zone	WALGA Recommendation Supported
North Metropolitan Zone	WALGA Recommendation Supported
Northern Country Zone	WALGA Recommendation Supported
Peel Zone	WALGA Recommendation Supported
Pilbara Zone	Meeting held prior to Agenda Distribution
South Metropolitan Zone	WALGA Recommendation Supported
South West Country Zone	WALGA Recommendation Supported

SOUTH EAST METROPOLITAN ZONE

That the WALGA recommendation be adopted subject to the comments shown below being incorporated in the submission to the Department of Local Government and Communities.

Regulation 18 (page 24 of the submission)

Reference is made to Steering Committee Recommendation (iv) that where a tender panel is selected the arrangements should apply for a period not exceeding 12 months.

It is suggested that this period is far too short and that as other tenders are not subject to a term; that the regulations state that a Local Government is to specify the contract term in the Request for Tender.

Additional recommendations (page 27 of submission)

Tender Threshold – Time Implications

It seems that the Dept of LG has a view that in relation to purchases, there is no time limit applied to purchases so that eventually just about all purchases will exceed the tender threshold. WALGA has suggested that a time frame of three years apply – but even this is considered to be unnecessarily cumbersome, bureaucratic and involves costly compliance processes being put in place to monitor each rolling period of three years. Since there is no time limit contained in the Regulations, it is suggested that the time be set at 1 year.

It is therefore suggested that Regulation 11(1) be amended to read within a one-year period.

SECRETARIAT COMMENT

Regulation 18 – The Zones position is included in the composite recommendation.

**Moved: Mayor L Howlett
Seconded: Cr L Short**

That the Association's interim submission to the Department of Local Government and Communities on the review of the Local Government (Functions and General) Regulations 1996 be endorsed subject to the following change:

- 1. Regulation 18 - That the panel tender Request for Tender (RFT) specification clearly state the contract period determined by the Local Government.**

AMENDMENT

**Moved: Cr F Reid
Seconded: Cr K Chappel**

- 2. Regulation 11(1) be amended to read within a one-year period.**

MOTION AS AMENDED

That the Association's interim submission to the Department of Local Government and Communities on the review of the Local Government (Functions and General) Regulations 1996 be endorsed subject to the following change:

- 1. Regulation 18 - That the panel tender Request for Tender (RFT) specification clearly state the contract period determined by the Local Government.**
- 2. Regulation 11(1) be amended to read within a one-year period.**

RESOLUTION 88.4/2014

CARRIED UNANIMOUSLY

5.4 Interim Submission to the Developing Northern Australia Green Paper (05-055-03-0002 PS)

WALGA RECOMMENDATION

That the Association's interim submission in response to the Australian Government's Green Paper on Developing Northern Australia be endorsed.

Central Country Zone	WALGA Recommendation Supported
Central Metropolitan Zone	WALGA Recommendation Supported
East Metropolitan Zone	WALGA Recommendation Supported
Gascoyne Zone	WALGA Recommendation Supported
Goldfields Esperance Country Zone	WALGA Recommendation Supported
Great Eastern Country Zone	WALGA Recommendation Supported
Great Southern Country Zone	WALGA Recommendation Supported
Kimberley Zone	Meeting held prior to Agenda Distribution
Murchison Country Zone	WALGA Recommendation Supported
North Metropolitan Zone	WALGA Recommendation Supported
Northern Country Zone	WALGA Recommendation Supported
Peel Zone	WALGA Recommendation Supported
Pilbara Zone	Meeting held prior to Agenda Distribution
South East Metropolitan Zone	WALGA Recommendation Supported
South Metropolitan Zone	WALGA Recommendation Supported

AVON MIDLAND COUNTRY ZONE

That the Zone considers that the WA Local Government Association's interim submission on Developing Northern Australia Green Paper is too general in nature and recommends that it be reviewed with a greater emphasis on significant economic development and encouragement to increasing population.

SECRETARIAT COMMENT

The Association's submission is deliberately general in nature because the most effective role for Government in developing the northern Australian economy is through building infrastructure, providing effective regulation and creating generally favourable conditions for investors and businesses. If the Government performs these roles well, then business and employment opportunities in a number of industries should be viable in northern Australia. Where there are specific economic opportunities in the north of WA, it was felt those opportunities are best raised and promoted by organisations from northern WA.

SOUTH WEST COUNTRY ZONE

That the State Council recommendation 5.4 be supported with the addition of a recommendation that:

The Australian Government provides a dedicated program "Grow Northern of Australia Fund" to enable local governments to fund strategic projects in northern Australia without having to provide matching funds.

SECRETARIAT COMMENT

With regards to the proposed 'Grow northern Australia' fund, this could be included in the submission. However, any new Federal funding for Local Governments in northern Australia should not be provided at the expense of existing programs such as Roads to Recovery or Financial Assistance Grants.

**Moved: Mayor H Zelones
Seconded: Cr G Amphlett**

That the Association's interim submission in response to the Australian Government's Green Paper on Developing Northern Australia be endorsed.

AMENDMENT

**Moved: Cr W Sanford
Seconded: Cr L Short**

That the Association's interim submission in response to the Australian Government's Green Paper on Developing Northern Australia be endorsed subject to including the following:

The Australian Government considers a dedicated program "Grow Northern of Australia Fund" to enable Local Governments to fund strategic projects in northern Australia without having to provide matching funds.

THE MOTION AS AMENDED

RESOLUTION 89.4/2014

CARRIED UNANIMOUSLY

5.5 Housing for the Aged: Understanding the Issues (05-036-03-0020 CG)

WALGA RECOMMENDATION

That State Council endorse the discussion paper ‘Aged Housing: Understanding the Issues’ and;

1. Support the development of Local Government guidance and tools to assist in the preparation of local housing strategies as part of the Association’s Planning Improvement Program; and
2. Investigate potential residential property tax reforms that may improve the efficiency of the housing market.

Avon Midland Country Zone	WALGA Recommendation Supported
Central Country Zone	WALGA Recommendation Supported
Central Metropolitan Zone	WALGA Recommendation Supported
East Metropolitan Zone	WALGA Recommendation Supported
Gascoyne Zone	WALGA Recommendation Supported
Goldfields Esperance Country Zone	WALGA Recommendation Supported
Great Eastern Country Zone	WALGA Recommendation Supported
Great Southern Country Zone	WALGA Recommendation Supported
Kimberley Zone	Meeting held prior to Agenda Distribution
Murchison Country Zone	WALGA Recommendation Supported
North Metropolitan Zone	WALGA Recommendation Supported
Northern Country Zone	WALGA Recommendation Supported
Peel Zone	WALGA Recommendation Supported
Pilbara Zone	Meeting held prior to Agenda Distribution
South East Metropolitan Zone	WALGA Recommendation Supported
South Metropolitan Zone	WALGA Recommendation Supported

SOUTH WEST COUNTRY ZONE

That the State Council recommendation 5.5 be supported subject to WALGA confirming that the Zone does not accept any proposed exemption on rates and charges, confirming the WALGA policy position that there be no rate/charge exemption for charitable bodies that provide over 55 and affordable housing.

SECRETARIAT COMMENT

The Zone position is looking to restate the WALGA policy position on the rating of charitable organisations: as below.

1. Amend the Local Government Act to clarify that Independent Living Units should only be exempt from rates where they qualify under the Commonwealth Aged Care Act 1997.

**Moved: Mayor R Yuryevich
Seconded: Cr M Wainwright**

That State Council endorse the discussion paper 'Aged Housing: Understanding the Issues' and;

- 1. Support the development of Local Government guidance and tools to assist in the preparation of local housing strategies as part of the Association's Planning Improvement Program;**
- 2. Investigate potential residential property tax reforms that may improve the efficiency of the housing market; and**
- 3. Reaffirm WALGA's policy position that Independent Living Units should only be exempt from rates where they qualify under the Commonwealth Aged Care Act 1997.**

RESOLUTION 90.4/2014

CARRIED UNANIMOUSLY

Cr Reid left the meeting 5.56pm and did not return.

**MATTERS FOR CONSIDERATION BY STATE COUNCILLORS
(UNDER SEPARATE COVER)**

5.6 Selection Committee Minutes (01-006-03-0011 MD)

Cr Barrett, Mayor Zelones and Mayor Howlett, declared an interest and left the meeting at 5.56pm.

**Moved: Cr L Craigie
Seconded: Cr M Wainwright**

The recommendations from the Selection Committee meeting minutes dated 27 August 2014 be endorsed by State Council.

RESOLUTION 91.4/2014

CARRIED

Cr Barrett, Mayor Zelones and Mayor Howlett, returned to the meeting at 5.59pm.

5.7 Finance & Services Committee Minutes (01-006-03-0006 TB)

**Moved: Mayor H Zelones
Seconded: Mayor L Howlett**

That the Minutes of the Finance and Services Committee meeting of 23 July and 20 August 2014 be endorsed.

RESOLUTION 92.4/2014

CARRIED UNANIMOUSLY

5.8 LGIS Components of Policy on Access by Non Member Local Governments to WALGA Programs and Services (04-002-01-0014 NW)

Recommendation

That the Policy on Access by Non-Member Local Governments to WALGA Programs and Services as it relates to LGIS be amended as follows:

A Local Government that participates as a member of WALGA and a member of all eligible Scheme segments is classed as a “Full Member”. All of the following shall apply to members that do not satisfy the Full Membership criteria:

- Loss of 25% member discount on LGIS Scheme Contributions;
- Loss of LGIS member dividend payments (where the Member is not a member of WALGA or not a member of all LGIS Schemes as at the date of distribution);
- Loss of risk management funding pool entitlements;
- Loss of access to Health and Wellbeing Services that are funded by LGIS for Local Government staff and elected members; and
- Loss of subsidy for asset valuation costs by licensed valuer.

In Brief

- State Council previously endorsed an update to its Policy on Access by Non-Member Local Governments to WALGA Programs and Services.
- LGIS Board has met to consider the WALGA Policy resolution and determine how it can be implemented in relation to the LGIS Scheme.
- Recommended amendment to the State Council Policy to ensure that the intent of the WALGA Policy resolution but which would not undermine the objective of reducing risks of claims to the Scheme.

Relevance to Strategic / Business Plan

- Providing strong representation for Local Government
- Providing effective leadership for Local Government
- Building a positive profile for Local Government
- Enhancing the capacity of Local Government to deliver services

Policy Implications

Amendment to WALGA’s Policy on Access by Non-Member Local Governments to WALGA Programs and Services

Budgetary Implications

Nil.

Background

The LGIS Board has met on two (2) separate occasions to consider the State Council Policy resolution pertaining to access by non-Members to WALGA Programs and Services. The specific aspects of the Policy that relate to LGIS are as follows:

- Loss of 25% Member Discount on insurance costs relating to the LGIS Scheme, including Workers Compensation Insurance, Public Liability Insurance, Property Insurance, Bushfire Volunteers Injury Fund and any other insurance facilities within LGIS.

- Loss of LGIS member dividend payments, funding pool entitlements and entitlements to performance-based credits on WorkCare contributions and Liability contributions.
- Loss of access to Health and Wellbeing Services that are funded by LGIS for Local Government staff and elected members.
- Loss of subsidy for asset valuation costs by licensed valuer.
- Loss of access to organisational risk management, injury management support and regional risk coordinator programs through LGIS.

Comment

One of the issues identified related to the administrative requirements and implications stemming from implementation of the policy position. The WALGA President, Board Chairman, WALGA Management and LGIS Management subsequently engaged in discussions to provide a consensus approach that was consistent with the intent of the WALGA policy resolution but would not undermine the objective of reducing risks of claims within any of the LGIS Scheme segments. The issue with preventing non-members from accessing the organisational risk management, injury management support and regional risk coordinator programs would be the likely impact on the risk profile of Councils and therefore the greater potential for future claims in these areas. Not permitting a Local Government to access these risk mitigation programs may negatively impact the Schemes.

The agreed approach between WALGA and LGIS takes account of the policy direction of State Council together with the objectives previously stated by the LGIS Board; namely that incentives are provided to Local Governments for maintaining WALGA membership and participating in all LGIS Scheme segments.

Any Local Government that participates as a member of WALGA and a member of all LGIS Scheme segments is classed as a "Full Member". It is recommended that the following apply to members that do not satisfy the Full Membership criteria:

- Loss of 25% member discount on LGIS Scheme Contributions;
- Loss of LGIS member dividend payments (where the Member is not a member of WALGA or not a member of all LGIS Schemes as at the date of distribution);
- Loss of risk management funding and pool entitlements;
- Loss of access to Health and Wellbeing Services that are funded by LGIS for Local Government staff and elected members; and
- Loss of subsidy for asset valuation costs by licensed valuer.

**Moved: Mayor R Yuryevich
Seconded: Cr K Chappel**

That the Policy on Access by Non-Member Local Governments to WALGA Programs and Services as it relates to LGIS be amended as follows:

A Local Government that participates as a member of WALGA and a member of all eligible Scheme segments is classed as a “Full Member”. All of the following shall apply to members that do not satisfy the Full Membership criteria:

- **Loss of 25% member discount on LGIS Scheme Contributions;**
- **Loss of LGIS member dividend payments (where the Member is not a member of WALGA or not a member of all LGIS Schemes as at the date of distribution);**
- **Loss of risk management funding pool entitlements;**
- **Loss of access to Health and Wellbeing Services that are funded by LGIS for Local Government staff and elected members; and**
- **Loss of subsidy for asset valuation costs by licensed valuer.**

RESOLUTION 93.4/2014

CARRIED UNANIMOUSLY

6. MATTERS FOR NOTING / INFORMATION

6.1 Local Road Crash Report 2012 and Local Road Crash Map Book 2008-2012 (06-057-01-0001 MWS)

WALGA RECOMMENDATION

That the inaugural Local Road Crash Reports; and the Local Road Crash Map Books be noted.

Avon Midland Country Zone	WALGA Recommendation Noted
Central Country Zone	WALGA Recommendation Noted
Central Metropolitan Zone	WALGA Recommendation Noted
East Metropolitan Zone	WALGA Recommendation Noted
Gascoyne Zone	WALGA Recommendation Noted
Goldfields Esperance Country Zone	WALGA Recommendation Noted
Great Eastern Country Zone	WALGA Recommendation Noted
Great Southern Country Zone	WALGA Recommendation Noted
Kimberley Zone	Meeting held prior to Agenda Distribution
Murchison Country Zone	WALGA Recommendation Noted
North Metropolitan Zone	WALGA Recommendation Noted
Northern Country Zone	WALGA Recommendation Noted
Peel Zone	WALGA Recommendation Noted
Pilbara Zone	Meeting held prior to Agenda Distribution
South East Metropolitan Zone	WALGA Recommendation Noted
South Metropolitan Zone	WALGA Recommendation Noted
South West Country Zone	WALGA Recommendation Noted

Moved: Mayor L Howlett
Seconded: Cr W Barrett

That the inaugural Local Road Crash Reports; and the Local Road Crash Map Books be noted.

RESOLUTION 94.4/2014

CARRIED UNANIMOUSLY

6.2 Release of Microeconomic Reform Inquiry Final Report (05-100-03-0001 PS)

WALGA RECOMMENDATION

That the Association notes the release of the Economic Regulation Authority's Microeconomic Reform Inquiry Final Report.

Avon Midland Country Zone	WALGA Recommendation Noted
Central Country Zone	WALGA Recommendation Noted
Central Metropolitan Zone	WALGA Recommendation Noted
East Metropolitan Zone	WALGA Recommendation Noted
Gascoyne Zone	WALGA Recommendation Noted
Goldfields Esperance Country Zone	WALGA Recommendation Noted
Great Eastern Country Zone	WALGA Recommendation Noted
Great Southern Country Zone	WALGA Recommendation Noted
Kimberley Zone	Meeting held prior to Agenda Distribution
Murchison Country Zone	WALGA Recommendation Noted
North Metropolitan Zone	WALGA Recommendation Noted
Northern Country Zone	WALGA Recommendation Noted
Peel Zone	WALGA Recommendation Noted
Pilbara Zone	Meeting held prior to Agenda Distribution
South East Metropolitan Zone	WALGA Recommendation Noted
South Metropolitan Zone	WALGA Recommendation Noted
South West Country Zone	WALGA Recommendation Noted

Moved: Mayor L Howlett
Seconded: Cr W Barrett

That the Association notes the release of the Economic Regulation Authority's Microeconomic Reform Inquiry Final Report.

RESOLUTION 95.4/2014

CARRIED UNANIMOUSLY

6.3 Report Municipal Waste Advisory Council (MWAC) (01-006-03-0008 RNB)

WALGA RECOMMENDATION

That the resolutions of the Municipal Waste Advisory Council at its 18 June 2014 meeting be noted.

Avon Midland Country Zone	WALGA Recommendation Noted
Central Country Zone	WALGA Recommendation Noted
Central Metropolitan Zone	WALGA Recommendation Noted
East Metropolitan Zone	WALGA Recommendation Noted
Gascoyne Zone	WALGA Recommendation Noted
Goldfields Esperance Country Zone	WALGA Recommendation Noted
Great Eastern Country Zone	WALGA Recommendation Noted
Great Southern Country Zone	WALGA Recommendation Noted
Kimberley Zone	Meeting held prior to Agenda Distribution
Murchison Country Zone	WALGA Recommendation Noted
North Metropolitan Zone	WALGA Recommendation Noted
Northern Country Zone	WALGA Recommendation Noted
Peel Zone	WALGA Recommendation Noted
Pilbara Zone	Meeting held prior to Agenda Distribution
South East Metropolitan Zone	WALGA Recommendation Noted
South Metropolitan Zone	WALGA Recommendation Noted
South West Country Zone	WALGA Recommendation Noted

Moved: Mayor L Howlett
Seconded: Cr W Barrett

That the resolutions of the Municipal Waste Advisory Council at its 18 June 2014 meeting be noted.

RESOLUTION 96.4/2014

CARRIED UNANIMOUSLY

7. ORGANISATIONAL REPORTS

7.1 Key Activity Reports

7.1.1 Report on Key Activities, Environment and Waste (01-006-03-0017 MJB)

Moved: Cr W Barrett
Seconded: Mayor T Roberts

That the Key Activities Report from the Environment and Waste Unit to the September 2014 State Council meeting be noted.

RESOLUTION 97.4/2014

CARRIED

7.1.2 Report on Key Activities, Governance and Strategy (01-006-03-0007 TB)

Moved: Cr W Barrett
Seconded: Mayor T Roberts

That the Key Activities Report from the Governance and Strategy Unit to the September 2014 State Council meeting be noted.

RESOLUTION 98.4/2014

CARRIED

7.1.3. Report on Key Activities, Infrastructure (05-001-02-0003 ID)

Moved: Cr W Barrett
Seconded: Mayor T Roberts

That the Key Activities Report from the Infrastructure Unit to the September 2014 State Council meeting be noted.

RESOLUTION 99.4/2014

CARRIED

7.1.4 Report on Key Activities, Planning and Community Development (01-006-03-0014 AH)

Moved: Cr W Barrett
Seconded: Mayor T Roberts

That the Key Activities Report from the Planning and Community Development Unit to September 2014 State Council meeting be noted.

RESOLUTION 100.4/2014

CARRIED

7.2 Policy Forum Report (01-006-03-0007 TB)

Moved: Cr W Barrett
Seconded: Mayor T Roberts

That the report on the key activities of the Association's Policy Forums to the September 2014 State Council meeting be noted.

RESOLUTION 101.4/2014

CARRIED

7.3 President's Report

**Moved: Mayor R Yuryevich
Seconded: Cr W Sanford**

That the President's Report for September 2014 be received.

RESOLUTION 102.4/2014

CARRIED

7.4 CEO's Report

**Moved: Cr P Blight
Seconded: Cr E O'Connell**

That the CEO's Report for September 2014 be received.

RESOLUTION 103.4/2014

CARRIED

8. ADDITIONAL ZONE RESOLUTIONS

Moved: Cr M Wainwright
Seconded: Cr J Davidson

That the additional Zone Resolutions from the September 2014 round of Zones meetings as follows be referred to the appropriate policy area for consideration.

RESOLUTION 104.4/2014

CARRIED UNANIMOUSLY

AVON-MIDLAND COUNTRY ZONE

Local Government Structural Reform - Proposed WALGA Review (Governance & Strategy)

That given the impact of the Metropolitan Local Government inquiries process, WALGA undertake an independent review of its constitution, political structure, responsibility and accountability to its members and, in particular, how members have the opportunity to influence policy and advocacy in a meaningful and timely manner.

NORTH METROPOLITAN ZONE

Strategic Assessment of the Perth and Peel Regions (Planning & Community Development)

That WALGA request the State Government, through the Ministers for Planning and Environment, and the Department of Premier and Cabinet, to:

1. Provide WALGA with an update regarding the current position regarding progression of the SAPPR and associated proposals, in a form which WALGA can then convey to all affected local governments;
2. Ensure that all possible steps are taken, and resources made available, to facilitate the progression of the SAPPR and associated proposals as soon as possible, as continual delays are in turn delaying other key initiatives in the region, or where such initiatives are having to be progressed regardless, posing a risk of eventual possible misalignment with the SAPPR; and
3. Authorise provision to relevant local governments, on a confidential basis, of some of the research associated with preparation of the SAPPR and related proposals, to ensure that prior to public release of such information, local governments may be in a position to align their current strategic planning and other major projects in a manner which may have a greater likelihood of alignment with the eventual outcomes of the SAPPR and associated proposals.

SOUTH METROPOLITAN ZONE

Our Heritage and Our Future: Health of the Swan Canning River System (Environment & Waste)

1. That the South Metropolitan Zone request WALGA to re-form the Swan Canning Catchment Policy Forum.
2. That relevant Local Governments raise the Auditor General's Report and the Priority Plan with their local member of Parliament, to seek their support for the Environment Minister engaging with the Association in actioning additional key elements of the Priority Plan.

Local Government Structural Reform – Proposed WALGA Review (Governance & Strategy)

That given the impact of the Metropolitan Local Government inquiries process, WALGA undertake an independent review of its constitution, political structure, responsibility and accountability to its members and, in particular, how members have the opportunity to influence policy and advocacy in a meaningful and timely manner post Local Government reform.

CENTRAL COUNTRY ZONE

Closure of Tier 3 Railway Lines – Shire of Wickepin (Infrastructure)

1. That the Central Country Zone request WALGA State Council to advise the State Government that it condemns the closure of the Tier 3 rail network and request WALGA State Council to keep lobbying the State Government Cooperative Bulk Handling and Brookfield Rail to maintain and reopen all Tier 3 rail lines.
2. That the Central Country Zone request WALGA State Council to strongly lobby the State Government for ongoing funding to manage Grain Freight Routes.

GREAT EASTERN COUNTRY ZONE

Permits for Agricultural Vehicle Movements (Infrastructure)

That the Great Eastern Country Zone request the WALGA President give urgent consideration to the formalisation of the previously announced Policy Transport Forum, ensuring that it is adequately resourced to ensure an early and effective outcome to the Forum's work, and that knowledge and expertise of the Local Government Grain Infrastructure Freight Group be utilised in establishing the Forum.

Local Government Structural Reform - Proposed WALGA Review (Governance & Strategy)

That given the impact of the metropolitan local government inquiries process, WALGA undertake an independent review of its constitution, political structure, responsibility and accountability to its members and, in particular, how members have the opportunity to influence policy and advocacy in a meaningful and timely manner.

GREAT SOUTHERN COUNTRY ZONE

Metropolitan Local Government Reform Funding (Governance & Strategy)

Resolved by the Great Southern Zone:

1. That the State Government adequately funds any local government structural reform including amalgamations and boundary adjustments.
2. That WALGA stays at the negotiating table with the State Government on structural reform.

CENTRAL METROPOLITAN ZONE

Local Government Structural Reform - Proposed WALGA Review (Governance & Strategy)

That given the impact of the metropolitan local government inquiries process, WALGA undertake an independent review of its constitution, political structure, responsibility and accountability to its members and, in particular, how members have the opportunity to influence policy and advocacy in a meaningful and timely manner.

SOUTH EAST METROPOLITAN ZONE

Local Government Structural Reform - Proposed WALGA Review (Governance & Strategy)

That given the impact of the Metropolitan Local Government inquiries process, WALGA undertake an independent review following the outcome of the Local Government Reform, of its constitution, political structure, responsibility and accountability to its members and, in particular, how members have the opportunity to influence policy and advocacy in a meaningful and timely manner.

9. MEETING ASSESSMENT

Cr Philip Blight provided feedback as to the effectiveness of the meeting.

10. DATE OF NEXT MEETING

That the next meeting of the Western Australia Local Government Association State Council be held in the Boardroom at WALGA, ONE70, 170 Railway Parade, West Leederville, on Wednesday 3 December commencing 4pm.

11. CLOSURE

Meeting declared closed at 6:26pm.