

**RESOURCE RECOVERY GROUP
MINUTES
SPECIAL MEETING OF COUNCIL**

THURSDAY 26 SEPTEMBER 2024

**RESOURCE RECOVERY GROUP
9 Aldous Place BOORAGOON**

Our Purpose: *We deliver innovative and sustainable waste management solutions*

On behalf of our Participant Local Government



Resource Recovery Group formerly Southern Metropolitan Regional Council

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1. DECLARATION OF OPENING / ANNOUNCEMENT OF VISITORS

The Chair welcomed everyone in attendance and declared the meeting open at 8.31 am.

"I respectfully acknowledge the traditional owners of the land on which this meeting is taking place today – the Nyungar people of Western Australia and pay our respects to their elders' past and present and emerging."

2. RECORD OF ATTENDANCE / APOLOGIES

PRESENT

Cr Karen Wheatland
Cr Hannah Fitzhardinge
Mr Graham Tattersall (REG Member)
Mr Mick McCarthy (REG Member)
Mr Brendan Doherty
Mr Xabier Urresti
Ms Ann Johnson
Ms Pratigya Pandeya

City of Melville
City of Fremantle
City of Fremantle
City of Melville
RRG, Acting Chief Executive Officer
RRG, Executive Manager Operations
RRG, Executive Manager Governance & Culture
RRG, Manager Finance

APOLOGIES

Nil

3. DISCLOSURE OF INTERESTS:

Nil

4. PUBLIC QUESTION TIME

Nil

5. ANNOUNCEMENTS BY THE CHAIRPERSON OR PRESIDING PERSON

Nil

6. PETITIONS / DEPUTATIONS / PRESENTATIONS

Nil

7. ANNOUNCEMENT OF CONFIDENTIAL MATTERS FOR WHICH MEETING MAY BE CLOSED TO PUBLIC

- 11.1 Transitional Planning – Progress Report
- 11.2 GST Matter – WA Containers for Change (CDS)

8. BUSINESS NOT DEALT WITH FROM PREVIOUS MEETING

Nil

9. REPORTS OF THE CEO

Nil

10. QUESTIONS BY MEMBERS OF WHICH DUE NOTICE HAS BEEN GIVEN

Nil

11. CONFIDENTIAL ITEMS

The Chairperson announced that the meeting would now be closed to the public to discuss confidential matters and noted that no members of the public were in attendance.

COUNCIL RESOLUTION

24.09-01 MOVED: Cr H Fitzhardinge SECONDED: Cr K Wheatland

THAT THE MEETING GO BEHIND CLOSED DOORS TO DISCUSS CONFIDENTIAL ITEMS 11.1 AND 11.2 IN ACCORDANCE WITH SECTION 5.23 (2) (C), A CONTRACT/S ENTERED INTO, OR WHICH MAY BE ENTERED INTO, BY THE LOCAL GOVERNMENT.

CARRIED 2/0

For: Cr K Wheatland, Cr H Fitzhardinge

11.1 TRANSITIONAL PLANNING – PROGRESS REPORT

COUNCIL RESOLUTION

24.09-02 MOVED: Cr H Fitzhardinge SECONDED: Cr K Wheatland

CEO RECOMMENDATION:

- 1) That the draft agreement between the cities of Melville, Fremantle and Canning for implementing the phase 2 due diligence process be received.**
- 2) That Council give in principle support to the following process to support the key principles of the agreement and the transition of RRG's assets and operations:**
 - (i) Settle litigation brought by the City of Canning in relation to residual asset values from the RRC project;**
 - (ii) Give notice to terminate the Canning Vale Centre Ground Lease and leave all improvements on the land;**
 - (iii) Wind up all projects and the RRG in an orderly and timely manner including:**
 - RRRC Project;**
 - Office Project;**
 - RRG entity;**
 - (iv) Terminate all contracts and where applicable novate relevant contracts to third parties; and**
 - (v) Dispose of surplus stock and unfixed assets.**
- 3) Council acknowledge that:**
 - (i) Under the agreement the City of Canning whilst acting on behalf of the Collective as Principal will invite requests for proposals to operate and maintain RRRC Project assets currently owned by RRG; and**
 - (ii) Subject to the terms of the agreement if the lease is surrendered then ownership of the relevant RRRC Project assets will pass to the City of Canning.**

CARRIED 2/0

For: Cr K Wheatland, Cr H Fitzhardinge

11.2 GST MATTER – WA CONTAINERS FOR CHANGE (CDS)

COUNCIL RESOLUTION

24.09-03 MOVED: Cr H Fitzhardinge SECONDED: Cr K Wheatland

CEO RECOMMENDATION:

That Council provide delegated authority to the CEO to engage Ryan Tax Services Australia Pty Ltd to conduct a review of GST transactions under the WA Container Deposit Scheme (CDS) and where required to represent RRG interests to ensure the GST is correctly accounted for both retrospectively and prospectively.

CARRIED 2/0
For: Cr K Wheatland, Cr H Fitzhardinge

COUNCIL RESOLUTION

24.09-04 MOVED: Cr H Fitzhardinge SECONDED: Cr K Wheatland

THAT THE MEETING COME OUT FROM BEHIND CLOSED DOORS.

CARRIED 2/0
For: Cr K Wheatland, Cr H Fitzhardinge

12. DECLARATION OF CLOSURE OF MEETING

There being no further business, the Chairperson thanked those present for their attendance and the meeting was declared closed at 9.14am.