



**At the Annual Meeting of the Authority
held on Friday 24th September 2010**

Present : Councillor Cluskey
Councillor Concepcion
Councillor Moore
Councillor Hargreaves
Councillor Tattersall
Councillor Brighthouse
Councillor Anderson
Councillor Nelson (Observer status)

18. **Apologies for Absence**

An apology for absence were received from Councillor Morgan

19. **Declarations of Interests by Members and Officers**

There were no declarations of interest.

20. **Minutes of the Authority Meeting held on 25th June 2010**

It was noted at the meeting that the agenda had incorrectly stated the date as 13th August 2010.

Councillor Moore clarified his minuted comment which had been in relation to Liverpool City Council's policy on alternate weekly collections and not the restriction of the capacity of residual waste containers.

Resolved that the amended minutes of the meeting held on 25th June 2010 be approved and signed as a correct record.

21. **Questions from Members under Procedural Rules 9**

There were no questions submitted by Members under Procedural Rule 9.

22. **Questions from Members of the Public under Procedural Rules 10**

There were no questions submitted by members of the public under Procedural Rule 10.

23. **Motions proposed by Members under Procedural Rule 15**

There were no motions proposed by Members under Procedural Rule 15.

24. **Internal Audit Report**
WDA/33/10

A report was submitted which presented Members with the findings of the Internal Auditors in relation to their work to review Waste Contract arrangements during 2009/10.

Resolved that the content of the Internal Auditor's report be noted.

25. **Audit Commission ISA 260 (UK&I) Audit Report**
WDA/34/10

Members were presented with the findings, conclusions and recommendations resulting from the Audit Commission's review of the Authority's statutory accounts and value for money arrangements.

Resolved that:

1. the auditor's findings attached at Appendix A to the report be noted;
2. the recommendations contained within the auditor's report to further strengthen the Authority's financial and governance arrangements be noted and delegated powers be granted to the Director to finalise the proposed action plan; and
3. The Treasurer of the Authority sign the Letter of Representation attached at Appendix B.

26. **Performance Reporting – Quarter 1 2010/11**
WDA/31/10

Members were presented with the first quarter's report for 2010/11 on the Authority's current performance as monitored against the approved Corporate Plan.

Resolved that:

1. the Authority's performance as at Quarter 1 for 2010/11 be noted; and
2. the target for the ratification of the Joint Municipal Waste Management Strategy be set to November 2011.

27. **Member & Officer Protocol**
WDA/32/10

The Authority considered a report seeking Members' approval to a revised Member and Officer Protocol. It was noted at the meeting that the Whistleblowing Policy noted as an appendix to the protocol had not been attached but was available upon request.

Resolved that the revised Member and Officer Protocol be adopted.

28. **Exclusion of the Public**

Resolved that the public be excluded from the meeting during consideration of the following item for the reason stated:

Minute **Reason (under the Local Government Act 1972)**

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|----|--|
| 29 | Exempt information relating to the financial or business affairs of any particular person (Para 3 of Schedule 12A) |
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29. **Resource Recovery Contract Procurement – Competitive Dialogue and Sites Update**
WDA/30/10

Members were updated on the progress on the procurement of the Resource Recovery Contract (RRC) and in particular, the matters that now need to be negotiated with bidders in the lead up to Call for Final Tenders. Members were also asked to review its strategy for the acquisition of sites.

Resolved that:

1. the proposals now offered by COVANTA and SITA into the Resource Recovery Contract Competitive Dialogue process be taken forward;
2. the Director be authorised to draw up Terms of Reference for an RRC Procurement Scrutiny Panel, in consultation with the Chairman and Clerk to the Authority, and thereafter to seek Members nominations to serve on said Procurement Scrutiny Panel;
3. the RRC procurement be continued on the basis of the sites submitted by SITA and COVANTA alone;
4. the Authority end the pursuit of acquisitions of all sites in Merseyside and Halton at this point in time and withdraw any non-binding provisional financial offers made to landowners to date;
5. as a contingency, the Authority continue to engage with organisations with potentially available and deliverable 'spare EfW capacity' to cater for the eventuality that an interim procurement is subsequently deemed desirable by the Authority; and
6. a public statement announcing decisions in relation to sites be released following the meeting, subject to approval by the Chairperson.