



**SHIRE OF MENZIES**

**MINUTES**

**OF THE SPECIAL MEETING OF COUNCIL  
HELD**

**Thursday 6 October 2016**

**Shire of Menzies**

**Commencing at 1.16 pm**

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## **DISCLAIMER**

No responsibility whatsoever is implied or accepted by the Shire of Menzies for any act or omission or statement or intimation occurring during this meeting.

It is strongly advised that persons do not act on what is heard at this meeting and should only rely on written confirmation of Council's decision, which will be provided within fourteen (14) days of this meeting.

## **FINANCIAL INTEREST (EFFECTIVE 1 JULY 1996)**

A financial interest occurs where a Councillor, or person with whom the Councillor is closely associated, has direct or indirect financial interest in the matter. That is, the person stands to make a financial gain or loss from the decision, either now or at some time in the future.

An indirect financial interest includes a reference to a financial relationship between that person and another person who requires a Local Government decision in relation to the matter.

### **Councillors should declare an interest:**

- a) In a written notice given to the CEO before the meeting: or**
- b) At the meeting immediately before the matter is discussed**

A member who has declared an interest must not:

Preside at the part of the meeting relating to the matter: or  
Participate in, or be present during any discussion or decision making procedure relating to the matter.

Unless the member is allowed to do so under Section 5.68 or 5.69, Local Government Act 1995

Ref: Local Government Act 1995 Division 6 – Disclosure of Financial Interest.  
Specifically, Sections 5.60, 5.61, 5.65 and 5.67

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**1 DECLARATION OF OPENING**

The Chairperson declared the meeting open at 1.16pm.

**2 ANNOUNCEMENT OF VISITORS**

There were no visitors present at this meeting.

**3 RECORD OF ATTENDANCE**

Present

Councillors: Cr J Dwyer                      Shire President  
                  Cr J Lee  
                  Cr I Tucker  
                  Cr I Tucker

Staff                      Mrs R Evans                      Chief Executive Officer

**4 RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE**

There was no response to previous public questions taken on notice.

**5 PUBLIC QUESTION TIME**

There was no public question time.

**6 APPLICATIONS FOR LEAVE OF ABSENCE**

There were no applications for leave.

**7 DECLARATIONS OF INTEREST**

There were no declarations of interest.

**8 NOTICE OF ITEMS TO BE DISCUSSED BEHIND CLOSED DOORS**

There was no notice of items to be discussed behind closed doors.

**9 CONFIRMATION / RECEIVAL OF MINUTES**

**10 PETITIONS / DEPUTATIONS / PRESENTATIONS**

There were no Petitions / Deputations / Presentations at this meeting.

**11 ANNOUNCEMENTS BY PRESIDING MEMBER WITHOUT DISCUSSION**

There were no Announcements by Presiding Member without Discussion.

**COUNCIL RESOLUTION:**

**No 1056**

**Moved: Cr Mazza**

**Seconded Cr Tucker**

*That the meeting be adjourned until 1.45pm for Cr Mader to arrive as absolute majority is required to adopt budget.*

**Carried: 4/0**

**COUNCIL RESOLUTION:**

**No 1057**

**Moved: Cr Tucker**

**Seconded Cr Lee**

*That the meeting be returned to session at 1.46pm.*

**Carried: 4/0**

## **12 REPORTS OF OFFICERS**

### **12.1 FINANCE AND ADMINISTRATION**

#### **12.1.1 Adoption of Annual Budget for the year ending 30 June 2017**

<b>LOCATION:</b>	N/A
<b>APPLICANT:</b>	N/A
<b>DOCUMENT REF:</b>	3914
<b>DISCLOSURE OF INTEREST:</b>	The Author has no interest to disclose
<b>DATE:</b>	10 October 2016
<b>AUTHOR:</b>	Rhonda Evans, Chief Executive Officer
<b>ATTACHMENT:</b>	12.1.1 – 2016/2017 Statutory Budget

#### **SUMMARY:**

For Council to consider the Adoption for the year ending 30 June 2017.

#### **BACKGROUND:**

At the special meeting of Council on 6 September 2016, Council resolved to adopt differential rates. The Minister for Local Government has approved the proposed Differential Gross Rental Value minimum rate.

The Statutory Budget has been developed following a review of the draft budget at a workshop in April 2016.

#### **COMMENT:**

Rate increases for the 2016/19 Financial year for properties rated in the category of Gross Rental Value have been limited to 1.9%. The total

Reserves are, for the most part retained, with a substantial increase to be allocated to the Niagara Dam Reserve. The report from the President and the Chief Executive Officer at the commencement of the Budget document highlights other notable features of the Budget being presented for adoption.

#### **CONSULTATION:**

Workshop and Briefing Sessions with Councillors and Staff

#### **STATUTORY ENVIRONMENT:**

Local Government Act 1995 Section 5.98, 6.32, 6.36, 6.46(3), 6.47 and 6.51

Waste Avoidance and Resource Recovery Act 2007 Section 67

Local Government (Financial Management) Regulations 1996 Regulation 64(2) and 67

**POLICY IMPLICATIONS:** Nil



**FINANCIAL IMPLICATIONS:** Nil

**STRATEGIC IMPLICATIONS:**

Active civic leadership achieved –

- Regularly monitor and report on the Shire’s activities, budgets, plans and performance
- Maintain sustainability through our leadership, our regional and government partnerships and ensure we make informed resource decisions for our community good.

**VOTING REQUIREMENTS:**

Absolute Majority

**OFFICER’S RECOMMENDATION:**

**Recommendation 1 – Valuations and Rates**

**That the valuations supplied by the Valuer General and totalling as stated be adopted and recorded in the rate book for use in the 2016/17 financial year**

**Gross Rental Value (GRV) \$1,416,262**

**Unimproved Value (UV) \$16,498,477**

**That in accordance with the Local Government Act 1995 Section 6.32, Council impose general rates in GRV and UV in the 2016/17 financial year as:**

<b>GRV non Vacant</b>	<b>8.18 cents in the dollar</b>	<b>Minimum Rate \$306</b>
<b>GRV Vacant</b>	<b>8.20 cents in the dollar</b>	<b>Minimum Rate \$306</b>
<b>UV Mining Operating</b>	<b>15.7 cents in the dollar</b>	<b>Minimum Rate \$306</b>
<b>UV Mining Exploration</b>	<b>14.475 cents in the dollar</b>	<b>Minimum Rate \$270</b>
<b>UV Mining Prospecting</b>	<b>14.26 cents in the dollar</b>	<b>Minimum Rate \$240</b>
<b>UV Pastoral</b>	<b>8 cents in the dollar</b>	<b>Minimum Rate \$306</b>
<b>UV Special and Other</b>	<b>8 cents in the dollar</b>	<b>Minimum Rate \$306</b>

**Recommendation 2 – Rubbish Removal Charge**

**That in accordance with section 67 of the Waste Avoidance and Resource Recovery Act 2007, Council impose Receptacle Collection Charges as:**

<b>240 litre bin (first service for residential property)</b>	<b>\$135</b>
<b>240 litre bin (additional service for residential property)</b>	<b>\$149</b>
<b>242 litre bin service (per service) for non residential property</b>	<b>\$149</b>

### **Recommendation 3 – Payment Options**

That in accordance with Regulation 64(2) of the Local Government (Financial Management) Regulations 1996, Council nominate the following due dates for the payment of rates and charges in the 2016/17 financial year

Issue Date	7 October 2016
Payment in Full	11 November 2016
Payment in Four Instalments	
First Instalment	11 November 2016
Second Instalment	13 January 2017
Third Instalment	17 March 2017
Fourth Instalment	19 May 2017

### **Recommendation 4 – Instalment Charges**

That in accordance with section 6.45(3) of the Local Government Act 1995 and Regulation 67 of the Local Government (Financial Management) Regulations 1996, Council impose administration fees (excluding eligible pensioners and seniors) as:

Payment of rates and charges by instalments (not including the first instalment) \$10 per instalment and 5.5% interest to apply to instalments that remain outstanding after the due date;

Payment of rates and charges by alternative arrangement to be \$80 per arrangement, and to incur penalty interest of 11% for rates remaining outstanding after the due date.

### **Recommendation 5 – Penalties and Additional Charges for unpaid Rates and Charges**

That in accordance with section 6.51 of the Local Government Act 1995, Council impose penalty interest of 11% per annum, calculated daily, on rates and service charges remaining unpaid (excluding eligible pensioners opting to defer the payment of their rates), after the due date and that the following fees be adopted for the non-payment of rates and charges

A fee of \$11 will be levied on each Final Notice issued (concession holders not to receive final notices).

A fee of \$40 will be levied on each title search required for recovery of outstanding rates.

### **Recommendation 6 – Fees and Charges**

That Council adopt the proposed fees and charges for the year ending 30 June 2017 as included in the Adopted Budget (attached).

**Recommendation 7 – Adoption of Variance**

That Council adopt the following percentage and dollar value for identifying and reporting material variances for the Monthly Statement of Financial Activity presented to Council for review and comparison to Budget will indicate the variance value plus (+) or minus (-) of 10% for items greater than \$25,000 variance.

**Recommendation 8 – Adoption of Annual Budget for the year ending 30 June 2017**

That the following statements as presented be adopted.

Rates Setting Statement  
Statement of Cash Flows  
Comprehensive Income Statement by Program  
Comprehensive Income Statement by Nature/Type  
Note to and forming Part of the Budget  
Capital Work Program  
Reserve Budget  
Trust Fund Budget

**Recommendation 9**

That in accordance with Section 5.98 of the Local Government Act 1995 allowances for the year ending 30 June 2017 be set as

President Allowance	\$xx xxxx
Deputy President Allowance	\$xx xxxx
Sitting Fee – President Sitting Fee	\$xx xxxx
Sitting Fee – All members	\$xx xxxx
Telecommunications Allowance	\$xx xxxx

<b>COUNCIL RESOLUTION:</b>
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<b>No 1057</b>
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**Moved: Cr Tucker**

**Seconded Cr Mazza**

*That Item 12.1.1 be laid on the table as an absolute majority of Councillors is not present.*

**Carried: 4/0**

**13 ELECTED MEMBERS MOTION OF WHICH PREVIOUS NOTICE HAVE BEEN GIVEN**

There were no elected member's motions of which previous notice had been given.

**14 NEW BUSINESS OF AN URGENT NATURE INTRODUCED BY DECISION OF THE MEETING**

There was no new business of an urgent nature introduced by Decision of the Meeting.

**15 ITEMS FOR CONSIDERATION BEHIND CLOSED DOORS**

There were no items for consideration behinds closed doors.

**16 NEXT MEETING**

The next Special Council Meeting for the Shire of Menzies will be held on Friday 21 October 2016 commencing at 1pm.

**17 CLOSURE OF MEETING**

There being no further business the Shire President closed the meeting at 1.48 pm.

**I, \_\_\_\_\_ hereby certify that the Minutes of the Special Meeting of Council held 6 October 2016 are confirmed as a true and correct record, as per the Council Resolution of the Ordinary Meeting of Council held on 27 October 2016.**

**Signed: \_\_\_\_\_ Dated: 27 October 2016**