



SHIRE OF MENZIES

MINUTES

**OF THE SPECIAL MEETING OF COUNCIL
HELD**

Friday 21 October 2016

Shire of Menzies

Commencing at 1.07 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 1.07pm.

2 ANNOUNCEMENT OF VISITORS

There were no visitors present at this meeting.

3 RECORD OF ATTENDANCE

Present

Councillors:	Cr J Dwyer	Shire President
	Cr I Baird	Deputy Shire President
	Cr J Mazza	
	Cr J Lee	
	Cr I Tucker	
	Cr I Tucker	
	Cr K Mader	

Staff	Mrs R Evans	Chief Executive Officer
	Ms J Taylor	Manager Finance & Administration
	Mrs D Whitehead	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.

12 REPORTS OF OFFICERS

12.1 FINANCE AND ADMINISTRATION

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

LOCATION:	N/A
APPLICANT:	N/A
DOCUMENT REF:	3914
DISCLOSURE OF INTEREST:	The Author has no interest to disclose
DATE:	21 October 2016
AUTHOR:	Rhonda Evans, Chief Executive Officer
ATTACHMENT:	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:

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

COUNCIL RESOLUTION:

No 1058

Moved: Cr Mazza

Seconded Cr Mader

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

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UV Mining Exploration	14.475 cents in the dollar	Minimum Rate \$270
UV Mining Prospecting	14.26 cents in the dollar	Minimum Rate \$240
UV Pastoral	8 cents in the dollar	Minimum Rate \$306
UV Special and Other	8 cents in the dollar	Minimum Rate \$306

Carried: 7/0

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:

240 litre bin (first service for residential property	\$135
240 litre bin (additional service for residential property	\$149
242 litre bin service (per service) for non-residential property	\$149

COUNCIL RESOLUTION:

No 1059

Moved: Cr Mazza

Seconded Cr Baird

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

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

Carried: 0/0

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	24 October 2016
Payment in Full	29 November 2016
Payment in Four Instalments	
First Instalment	29 November 2016
Second Instalment	31 January 2017
Third Instalment	4 April 2017
Fourth Instalment	6 June 2017

COUNCIL RESOLUTION:

No 1060

Moved: Cr Mazza

Seconded Cr Mader

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 24 October 2016
Payment in Full 29 November 2016

Payment in Four Instalments

First Instalment 29 November 2016
Second Instalment 31 January 2017
Third Instalment 4 April 2017
Fourth Instalment 6 June 2017

Carried: 7/0

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.

COUNCIL RESOLUTION:

No 1061

Moved: Cr Mazza

Seconded Cr Dwyer

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.

Carried: 7/0

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.

COUNCIL RESOLUTION:

No 1062

Moved: Cr Mazza

Seconded Cr Baird

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.

Carried: 7/0

Cr Hansen left the meeting at 1.21pm

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).

COUNCIL RESOLUTION:

No 1063

Moved: Cr Mazza

Seconded Cr Baird

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

Carried: 6/0

Cr Hansen returned to the meeting at 1.25pm

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.

COUNCIL RESOLUTION:

No 1064

Moved: Cr Mazza

Seconded Cr Lee

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.

Carried: 7/0

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**

COUNCIL RESOLUTION:

No 1065

Moved: Cr Mazza

Seconded Cr Dwyer

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*

Carried: 7/0

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	\$19,864
Deputy President Allowance	\$4,966
Sitting Fee – President Sitting Fee	\$19,410
Sitting Fee – All members	\$9,410
Telecommunications Allowance	\$1,100

COUNCIL RESOLUTION:

No 1066

Moved: Cr Mazza

Seconded Cr Baird

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

<i>President Allowance</i>	<i>\$19,864</i>
<i>Deputy President Allowance</i>	<i>\$4,966</i>
<i>Sitting Fee – President Sitting Fee</i>	<i>\$19,410</i>
<i>Sitting Fee – All members</i>	<i>\$9,410</i>
<i>Telecommunications Allowance</i>	<i>\$1,100</i>

Carried: 7/0

**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 Ordinary Council Meeting for the Shire of Menzies will be held on Thursday
27 October 2016 commencing at 1pm.

17 CLOSURE OF MEETING

There being no further business the Shire President closed the meeting at 1.29pm.

I, _____ hereby certify that the Minutes of the Special
Meeting of Council held 21 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