



**MINUTES**

**of the**

**SPECIAL**

**COUNCIL MEETING**

**held on**

**MONDAY**

**28 JUNE 2010**



Minutes of the Special Council Meeting held in the Council Chamber, Braeside Avenue, Ringwood, on Monday 28 June 2010 at 7.35 pm.

## **PRESENT**

Cr Alex Makin, Mayor	Mullum
Cr Tony Dib	Arrabri
Cr Ann Fraser	Mullum
Cr Nora Lamont	Mullum
Cr Michael Macdonald	Wyreena
Cr Paul Macdonald	Arrabri
Cr Rob Steane	Wyreena
Cr Natalie Thomas	Arrabri
Cr Les Willmott	Wyreena

Frank Dixon	Chief Executive Officer
Marianne Di Giallonardo	Director Corporate Services
Trevor Welsh	Director Operations & Infrastructure
Phil Turner	Director City Development
Helen Croxford	Director Community & Leisure Services

## **APOLOGIES**

Nil

## **DECLARATION OF INTERESTS**

Nil

## **OFFICER'S REPORTS**

### **DIRECTOR CORPORATE SERVICES**

ADOPTION OF COUNCIL PLAN 2010-2014 AND PROPOSED BUDGET AND DECLARATION OF RATES 2010/11 ITEM 1

MOVED CR MAKIN, SECONDED CR M. MACDONALD 3325

## **COUNCIL PLAN**

### **THAT COUNCIL:**

- 1. ADOPTS THE COUNCIL PLAN 2010 – 2014.**
- 2. FORWARDS A COPY OF THE COUNCIL PLAN TO THE MINISTER FOR LOCAL GOVERNMENT AS REQUIRED BY THE LOCAL GOVERNMENT ACT 1989.**

ADOPTION OF COUNCIL PLAN 2010-2014 AND PROPOSED  
BUDGET AND DECLARATION OF RATES 2010/11 (CONT'D)

3. **AUTHORISES OFFICERS TO ARRANGE FOR THE SUITABLE PUBLICATION AND DISTRIBUTION OF THE COUNCIL PLAN TO COMMUNITY GROUPS AND RELEVANT STAKEHOLDERS.**

**BUDGET**

**THAT COUNCIL DETERMINES:**

1. **Budget**

- 1.1 The submissions on the Budget be noted and no modifications be made as a consequence.
- 1.2 The Chief Executive Officer be authorised to write to each submitter in accordance with section 223 (1)(e) of the *Local Government Act 1989* advising of the purport of this Recommendation and the reasons for it.
- 1.3 The Budget annexed to this Recommendation and initialled by the Mayor for identification ("the Budget") be adopted by Council.
- 1.4 The Chief Executive Officer be authorised to give public notice of this decision to adopt the Budget, in accordance with section 130(2) of the *Local Government Act 1989*.

2. **Amount Intended To Be Raised**

An amount of \$58,298,877 (or such other amount as is lawfully raised as a consequence of this Resolution) be declared as the amount which Council intends to raise by general rates, the municipal charge and the annual service charge (described later in this Resolution), which amount is calculated as follows:

General Rates	\$48,744,347
Municipal Charge	\$905,880
Annual Service Charge	\$8,648,650

3. **General Rates**

- 3.1. A general rate be declared in respect of the 2010/2011 Financial Year.
- 3.2. It be further declared that the general rate be raised by the application of differential rates.

**ADOPTION OF COUNCIL PLAN 2010-2014 AND PROPOSED BUDGET AND DECLARATION OF RATES 2010/11 (CONT'D)**

**3.3. A differential rate be respectively declared for rateable land having the respective characteristics specified below, which characteristics will form the criteria for each differential rate so declared:**

**3.3.1. Vacant Land**

Any land on which there is no building which is occupied or adapted for occupation.

**3.3.2. Other Land**

Any land which does not have the characteristics of Vacant Land.

**3.4. Each differential rate will be determined by multiplying the Capital Improved Value of each rateable land (categorised by the characteristics described in paragraph 3.3 of this Resolution) by the relevant percentages indicated in the following table:**

<b>Category</b>	<b>Rate in the Dollar</b>
<b>Vacant Land</b>	<b>0.3638 cents in the dollar of Capital Improved Value</b>
<b>Other Land</b>	<b>0.2425 cents in the dollar of Capital Improved Value</b>

**3.5. It be recorded that Council considers that each differential rate will contribute to the equitable and efficient carrying out of Council functions, and that**

**3.5.1. the respective objectives of each differential rate be those specified in the Schedule to this Resolution; and**

**3.5.2. the respective types or classes of land which are subject to each differential rate be those defined in the Schedule to this Resolution; and**

**3.5.3. the respective uses and levels of each differential rate in relation to those respective types or classes of land be those described in the Schedule to this Resolution; and**

**3.5.4. the relevant**

**(a) uses of;**

**(b) geographical locations of;**

**(c) planning scheme zonings of; and**

**(d) types of buildings on the respective types or classes of land be those identified in the Schedule to this Resolution; and**

**3.6. It be confirmed that no amount is fixed as the minimum amount payable by way of general rate in respect of each rateable land within the municipal district.**

ADOPTION OF COUNCIL PLAN 2010-2014 AND PROPOSED  
BUDGET AND DECLARATION OF RATES 2010/11 (CONT'D)

- 3.7. In accordance with Section 4 (4) of the Cultural and Recreational Lands Act 1963, the amounts in lieu of rates payable in respect of each rateable land to which that Act applies be the amounts respectively set out below:

Land	\$
Ringwood Uniting Church Tennis Club	1,544.45
Heathmont Club	3,640.55
Bayswater North Tennis Club	1,032.25
Eastwood Golf Club	14,097.30

4. Municipal Charge

- 4.1. A municipal charge be declared in respect of the 2010/2011 Financial Year.
- 4.2. The municipal charge be declared for the purpose of covering some of the administrative costs of Council, and more particularly the administrative costs which arise out of the contribution paid to the Metropolitan Fire and Emergency Services Board.
- 4.3. The municipal charge be in the sum of \$19.90 per annum for each rateable land (or part) in respect of which a municipal charge may be declared.

5. Annual Service Charge

- 5.1. An annual service charge be declared in respect of the 2010/2011 Financial Year.
- 5.2. The annual service charge be declared for the collection and disposal of refuse.
- 5.3. The annual service charge be in the sum of, and be based on, the criteria specified below:
- 5.3.1. any land within Council's municipal district which is used primarily for residential purposes:
- \$172.00 per service for each land, where the service is for an 80-litre bin.
  - \$204.00 per service for each land, where the service is for a 120-litre bin.
  - \$216.00 for each second and subsequent bin supplied in respect of the land.

ADOPTION OF COUNCIL PLAN 2010-2014 AND PROPOSED  
BUDGET AND DECLARATION OF RATES 2010/11 (CONT'D)

**5.3.2. any land within Council's municipal district which is used primarily for commercial purposes:**

**\$392.00 (including GST) per service for each land, where the service is requested by the owner of the land (or the agent of the owner) and is for collection and disposal of the contents of a 240 litre bin at the frequency of once per week.**

**\$820.00 (including GST) per service for each land, where the service is requested by the owner of the land (or the agent of the owner) and is for collection and disposal of the contents of a 240 litre bin at the frequency of three times per week.**

**5.3.3. any land within Council's municipal district which is used primarily for industrial purposes:**

**\$190.00 (including GST) per service for each land, where the service is requested by the owner of the land (or the agent of that owner) and is for collection and disposal of the contents of an 80 litre bin.**

**\$225.00 (including GST) per service for each land, where the service is requested by the owner of the land (or the agent of that owner) and is for collection and disposal of the contents of a 120 litre bin.**

**5.3.4. any land within Council's municipal district which is used primarily for other than residential purposes and has an existing commercial service or is a not for profit organisation:**

**\$82.00 (including GST) per each 240 litre recycling bin, where the service is requested by the owner of the land (or the agent of the owner) and is for collection and recycling of the bin at the frequency of once per fortnight.**

**6. Incentives**

**No incentive be declared for early payment of the general rates, municipal charge and annual service charge previously declared.**

**7. Extra Instalment Options**

**In accordance with Section 167 of the *Local Government Act 189*, payment of rates and charges can be made in one (1) annual payment (due 15 February 2011), four (4) instalment payments (due 30 September 2010, 30 November 2010, 28 February 2011 and 31 May 2011), or by nine (9) monthly (direct debit only) instalments (due 30 September 2010, 31 October 2010, 30 November 2010, 31 December 2010, 31 January 2011, 28 February 2011, 31 March 2011, 30 April 2011 and 31 May 2011). Where the payment due date falls on a weekend or public holiday, the payment date will be the next business day.**

ADOPTION OF COUNCIL PLAN 2010-2014 AND PROPOSED  
BUDGET AND DECLARATION OF RATES 2010/11 (CONT'D)

**8. Consequential**

**8.1. It be recorded that Council requires any person to pay interest on any amount of rates and charges which:**

**8.1.1. that person is liable to pay; and**

**8.1.2. have not been paid by the date specified for their payment.**

**8.2. The Chief Executive Officer be authorised to levy and recover the general rates, municipal charge and annual service charge in accordance with the Local Government Act 1989.**

**8.3. In accordance with Section 172(3) of the Local Government Act 1989, any person who, by operation of that Act and this declaration of rates, becomes liable to pay interest, is exempted from paying that part of the interest referable to the period 28 June 2010 to 1 July 2010.**

**EXTENSIONS OF TIME**

MOVED CR M. MACDONALD, SECONDED CR STEANE 3326

**THAT CR M. MACDONALD BE PERMITTED TO SPEAK FOR A FURTHER TWO MINUTES**

**CARRIED**

MOVED CR LAMONT, SECONDED CR WILLMOTT 3327

**THAT CR LAMONT BE PERMITTED TO SPEAK FOR A FURTHER TWO MINUTES**

**CARRIED**

MOVED CR STEANE, SECONDED CR P. MACDONALD 3328

**THAT CR STEANE BE PERMITTED TO SPEAK FOR A FURTHER TWO MINUTES**

**CARRIED**

MOVED CR FRASER SECONDED CR WILLMOTT 3329

**THAT CR FRASER BE PERMITTED TO SPEAK FOR A FURTHER TWO MINUTES**

**CARRIED**

ADOPTION OF COUNCIL PLAN 2010-2014 AND PROPOSED BUDGET AND DECLARATION OF RATES 2010/11 (CONT'D)

MOVED CR WILLMOTT, SECONDED CR LAMONT 3330

**THAT CR WILLMOTT BE PERMITTED TO SPEAK FOR A FURTHER TWO MINUTES**  
**CARRIED**

MOVED CR WILLMOTT, SECONDED CR LAMONT 3331

**THAT CR WILLMOTT BE PERMITTED TO SPEAK FOR A FURTHER TWO MINUTES**  
**CARRIED**

MOVED CR MAKIN, SECONDED CR M. MACDONALD 3332

**THAT CR MAKIN BE PERMITTED TO SPEAK FOR A FURTHER TWO MINUTES**  
**CARRIED**

MOVED CR MAKIN, SECONDED CR M. MACDONALD 3333

**THAT CR MAKIN BE PERMITTED TO SPEAK FOR A FURTHER TWO MINUTES**  
**CARRIED**

**DIVISION ON SUBSTANTIVE MOTION**

For : Cr Makin, Cr Dib, Cr P. Macdonald, Cr M. Macdonald, Cr Thomas, Cr Steane

Against: Cr Willmott, Cr Lamont, Cr Fraser

**SUBSTANTIVE MOTION CARRIED**

Councillors who spoke to the motion:  
Crs Fraser, Lamont, M. Macdonald, P. Macdonald, Makin, Steane, Willmott

The meeting closed at 9.00 pm.

Confirmed .....

Date .....