

Kingborough

MINUTES

5 June 2017



*Back (L – R): Cr Paul Chatterton, Cr Mike Percy, Cr Sue Bastone, Cr Dean Winter, Cr Richard Atkinson
Front (L – R): Cr Dr Graham Bury, Cr Flora Fox, Mayor Cr Steve Wass, Deputy Mayor Cr Paula Wriedt, Cr David Grace*

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AGENDA of a Special Meeting of the Kingborough Council to be held at the Kingborough Civic Centre, Kingston on Monday, 5 June 2017 at 5.30pm.

	From	To	Time Occupied
Open Council	5.30pm	6.57pm	1 hour, 57 minutes

ACKNOWLEDGEMENT OF TRADITIONAL OWNERS

The Chairman will acknowledge and pay respect to the Tasmanian Aboriginal Community as the traditional and original owners and continuing custodians of the land on which we now meet, and acknowledge elders past and present.

ATTENDEES

Councillors:

		PRESENT
Mayor	Councillor S Wass	✓
Deputy Mayor	Councillor P Wriedt	✓
	Councillor R Atkinson	✓
	Councillor S Bastone	✓
	Councillor P Chatterton	✓
	Councillor F Fox	✓
	Councillor D Grace	✓
	Councillor D Winter	✓

Staff:

TITLE	NAME
General Manager	Mr Gary Arnold
Chief Financial Officer	Mr John Breen
Executive Manager Organisational Development	Ms Pene Hughes
Executive Manager Engineering Services	Mr David Reeve
Executive Manager Information Services	Mr Fred Moulton
Manager Finance	Mr Tim Jones
Manager Governance & Property Services	Mr Daniel Smee
Media & Communications Officer	Ms Sarah Wilcox
Executive Assistant	Mrs Amanda Morton

C248/12-17

APOLOGIES

Cr Dr Graham Bury (Leave of Absence)
 Cr Mike Percey (Leave of Absence)

DECLARATIONS OF INTEREST

There were no declarations of interest.

OFFICERS REPORTS TO COUNCIL

OPERATIONAL BUDGET AND RATING RESOLUTION 2017/18

C249/12-17

1. ANNUAL ESTIMATES (OPERATING BUDGET)

MOVED Cr Chatterton
SECONDED Cr Fox

That:

- a) in accordance with Section 82 of the *Local Government Act 1993* (as amended) the Council adopts by absolute majority the estimates of revenue and expenditure (excluding estimated capital works) for the 2017/18 financial year as detailed in the Annual Plan;
- b) in accordance with section 82(6) of the Act the Council, by absolute majority, authorises the General Manager to make minor adjustments up to \$50,000 to any individual estimate item as he deems necessary during the 2017/18 financial year provided that the total of the Estimates remains unaltered.

FOR

Cr Atkinson	Cr Bastone	Cr Chatterton	Cr Fox	Cr Wass	Cr Wriedt
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AGAINST

Cr Grace	Cr Winter	
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Carried

C250/12-17

2. RATES RESOLUTION – PART 1(A)

MOVED Cr Chatterton
SECONDED Cr Fox

That in accordance with the provisions of the *Local Government Act 1993* (as amended) Council makes a General Rate component for land within the municipal area for the period 1 July 2017 to 30 June 2018 of 0.268506 cents in the dollar of capital value, in respect of all rateable land within the municipal area.

FOR

Cr Atkinson	Cr Bastone	Cr Chatterton	Cr Fox	Cr Wass	Cr Wriedt
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AGAINST

Cr Grace	Cr Winter	
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Carried

C251/12-17

3. RATES RESOLUTION – PART 1 (B)

MOVED Cr Chatterton
SECONDED Cr Fox

Pursuant to Section 107 of the *Local Government Act 1993* (as amended), the Council by absolute majority hereby varies the General Rate component (as previously made) for land within the municipal area which is used or predominantly used for industrial purposes to 0.534588 cents in the dollar of capital value of such rateable land.

FOR

Cr Atkinson	Cr Bastone	Cr Chatterton	Cr Fox	Cr Wass	Cr Wriedt
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AGAINST

Cr Grace	Cr Winter	
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Carried

C252/12-17

4. RATES RESOLUTION - PART 1 (C)

MOVED Cr Chatterton
SECONDED Cr Fox

Pursuant to Section 107 of the *Local Government Act 1993* (as amended), the Council by absolute majority hereby varies the General Rate component (as previously made) for land within the municipal area which is used or predominantly used for commercial purposes to 0.469762 cents in the dollar of capital value of such rateable land.

FOR

Cr Atkinson	Cr Bastone	Cr Chatterton	Cr Fox	Cr Wass	Cr Wriedt
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AGAINST

Cr Grace	Cr Winter	
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Carried

C253/12-17

5. RATES RESOLUTION – PART 2

MOVED Cr Grace
SECONDED Cr Fox

Pursuant to Section 90(4) of the *Local Government Act 1993* (as amended), in making a General Rate the Council sets a minimum amount of \$335, in respect of all rateable land within the municipal area for the period 1 July 2017 to 30 June 2018.

FOR

Cr Atkinson	Cr Bastone	Cr Chatterton	Cr Fox
Cr Grace	Cr Wass	Cr Wriedt	

AGAINST

Cr Winter		
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Carried

6. RATES RESOLUTION – PART 3

MOVED Cr Fox
 SECONDED Cr Chatterton

Pursuant to Section 94(1) of the *Local Government Act 1993* (as amended), the Council makes the following charges for land within the municipal area for the period 1 July 2017 to 30 June 2018:

- a) a Garbage Collection Charge of \$98 for each residential or commercial unit that is provided with a Council garbage collection service utilising a 80-litre mobile garbage bin, whether that service is used or not.
- b) pursuant to Section 94(3A) of the Act the Council, by absolute majority determines to vary the Garbage Collection Charge as follows:
 - i) for each residential or commercial unit that is provided with a Council garbage collection service utilising a 120-litre or 140-litre mobile garbage bin the service charge is varied to \$152.
 - ii) for each residential or commercial unit that is provided with a Council garbage collection service utilising a 240-litre mobile garbage bin the service charge is varied to \$252.

Amendment:

MOVED Cr Bastone
 SECONDED Cr Atkinson

That (b)(ii) be amended as follows:

- ii) for each residential or commercial unit that is provided with a Council garbage collection service utilising a 240-litre mobile garbage bin the service charge is varied to \$350.

FOR

Cr Atkinson	Cr Bastone	
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AGAINST

Cr Chatterton	Cr Fox	Cr Grace
Cr Wass	Cr Winter	Cr Wriedt

Lost

The original motion was then put.

FOR

Cr Atkinson	Cr Bastone	Cr Chatterton	Cr Fox
Cr Grace	Cr Wass	Cr Winter	Cr Wriedt

Carried Unanimously

C255/12-17

7. RATES RESOLUTION – PART 4

MOVED Cr Fox
SECONDED Cr Grace

Pursuant to Section 94(1) of the *Local Government Act 1993* (as amended), the Council makes the following charges for land within the municipal area for the period 1 July 2017 to 30 June 2018:

- a) a Recycling Collection Charge of \$54 for each residential or commercial unit that is provided with a Council recycling collection service utilising a 140-litre mobile recycling bin, whether that service is used or not.
- b) pursuant to Section 94(3A) of the Act the Council, by absolute majority determines to vary the Recycling Collection Charge as follows:
 - i) for each residential or commercial unit that is provided with a Council recycling collection service utilising a 240-litre mobile recycling bin the charge is varied to \$88.

FOR

Cr Atkinson	Cr Bastone	Cr Chatterton	Cr Fox
Cr Grace	Cr Wass	Cr Winter	Cr Wriedt

Carried Unanimously

C256/12-17

8. RATES RESOLUTION – PART 5(A)

MOVED Cr Chatterton
SECONDED Cr Fox

Pursuant to Section 93 of the *Local Government Act 1993* (as amended), the Council makes the following charges for land within the municipal area for the period 1 July 2017 to 30 June 2018:

- a) a Stormwater Removal Rate of 0.005824 cents in the dollar of capital value of such rateable land within the municipal area.

FOR

Cr Atkinson	Cr Bastone	Cr Chatterton	Cr Fox
Cr Grace	Cr Wass	Cr Winter	Cr Wriedt

Carried Unanimously

C257/12-17

9. RATES RESOLUTION – PART 5(B)

MOVED Cr Chatterton
SECONDED Cr Bastone

Pursuant to Section 93(3) of the *Local Government Act 1993* (as amended), the Council in making a Stormwater Removal Rate sets a minimum amount of \$58, in respect of all rateable land within the municipal area for the period 1 July 2017 to 30 June 2018.

FOR

Cr Atkinson	Cr Bastone	Cr Chatterton	Cr Fox
Cr Grace	Cr Wass	Cr Winter	Cr Wriedt

Carried Unanimously

10. RATES RESOLUTION – PART 5(C)

MOVED Cr Grace
SECONDED Cr Fox

Pursuant to Section 129(4) of the *Local Government Act 1993* (as amended) the Council determines that for a member of the class of ratepayers whose liability to pay the Stormwater Removal Rate assessed in accordance with the resolution Part 5(A) (previously made) arises for more than one property in the municipal area a remission of the Stormwater Removal Rate shall automatically be granted for such of that members' properties which:-

- a) only have erected upon them a boat shed, jetty, ramp or similar structure for access to littoral or riparian waters; or
- b) do not have the qualities of a minimum lot, as defined by the *Local Government (Building and Miscellaneous Provisions) Act 1993* (except where such land could be adhered to other lands in the same ownership so as to comprise a block which has the qualities of a minimum lot); and
- c) the above remission may be withdrawn where the rates have not been paid in full by the due date.

FOR

Cr Atkinson	Cr Bastone	Cr Chatterton	Cr Fox
Cr Grace	Cr Wass	Cr Winter	Cr Wriedt

Carried Unanimously

11. RATES RESOLUTION – PART 6

MOVED Cr Fox
 SECONDED Cr Grace

Pursuant to Section 93A of the *Local Government Act 1993* (as amended) and the provisions of the *Fire Service Act 1979* (as amended), the Council makes the following rates for land within the municipal area for the period 1 July 2017 to 30 June 2018:

- a) a Permanent Brigade District Fire Rate of 0.054560 cents in the dollar of capital value, subject to a minimum amount of \$39 in respect of all rateable land within the Permanent Brigade Rating District.
- b) a Volunteer Brigade District Fire Rate of 0.017045 cents in the dollar of capital value, subject to a minimum amount of \$39 in respect of all rateable land within Volunteer Brigade Rating District.
- c) a General Land Fire Rate of 0.013551 cents in the dollar of capital value, subject to a minimum amount of \$39 in respect of all rateable land within the municipal area, which is not within the Permanent Brigade Rating District, or the Volunteer Brigade Rating District.

FOR

Cr Atkinson	Cr Bastone	Cr Chatterton	Cr Fox
Cr Grace	Cr Wass	Cr Winter	Cr Wriedt

Carried Unanimously

12. RATES RESOLUTION – PART 7

MOVED Cr Winter
 SECONDED Cr Fox

Payment of Rates and Charges

Pursuant to Section 124 of the *Local Government Act 1993* (as amended) the rates for 2017/18 shall be payable in four instalments, the dates by which the rates are due to be paid are:

First Instalment	15 August 2017
Second Instalment	31 October 2017
Third Instalment	31 January 2018
Fourth Instalment	28 April 2018

Penalties and Interest

Pursuant to Section 128 of the *Local Government Act 1993* (as amended) where an amount of rates remains unpaid for one month after the due date, a penalty of 5% of the unpaid amount, together with interest on the unpaid amount at a rate of 8.72% per annum calculated monthly in arrears, shall be applied.

Supplementary Rates

- a) Pursuant with Sections 89A, 92 and 109N of the *Local Government Act 1993* (as amended) if a supplementary valuation is made of any land prior to 30 June 2017, the General Manager may at his discretion adjust the amount payable in respect of any or all rates for that land for that financial year in line with the new valuation; and
- b) If a rates notice is issued by the General Manager under sub-clause (a), the amount shown as payable on that notice is due to be paid within 30 days of the date on which that notice is issued.

FOR

Cr Atkinson	Cr Bastone	Cr Chatterton	Cr Fox
Cr Grace	Cr Wass	Cr Winter	Cr Wriedt

Carried Unanimously

C261/12-17

13. CAPITAL WORKS PROGRAM

MOVED Cr Fox
SECONDED Cr Wriedt

That Council:

- a) Pursuant to Section 82 of the *Local Government Act 1993* (as amended) adopts the Capital Works Program for the 2017/18 financial year as detailed in the Annual Estimates.
- b) notes the draft Capital Works programs proposed for financial years 2018/19, 2019/20, 2020/21 and 2021/22 as detailed in the Annual Plan which remain subject to change depending on other priorities being identified and financial resources which may be available at the time.
- c) in accordance with section 82(6) of the Act the Council, by absolute majority, authorises the General Manager to make minor adjustments up to \$100,000 to any individual estimate item as he deems necessary during the 2017/18 financial year provided that the total of the Estimates remains unaltered.

FOR

Cr Atkinson	Cr Bastone	Cr Chatterton	Cr Fox
Cr Wass	Cr Winter	Cr Wriedt	

AGAINST

Cr Grace			
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Carried

CLOSURE

There being no further business, the Chairperson declared the meeting closed at 6.57pm

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(Confirmed)

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(Date)