

Kingborough

PUBLIC MINUTES

These Minutes are provided for the assistance and information of members of the public.

MINUTES

13 June 2018



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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MINUTES of a Special Meeting of Council held at the Kingborough Civic Centre, 15 Channel Highway, Kingston on Wednesday, 13 June 2018 at 5.30pm.

AUDIO RECORDING

The Chairperson declared the meeting open at 5.30pm, welcomed all in attendance and read:

“All persons in attendance are advised that it is Council policy to record Council Meetings. The audio recording of this meeting will be made available to the public on Council’s website. In accordance with Council Policy, I now ask staff to confirm that the audio recording has commenced.”

ACKNOWLEDGEMENT OF TRADITIONAL OWNERS

The Mayor paid respect to the traditional and original owners of this land the muwinina people, paid respect to those that have passed before us and acknowledged today’s Tasmanian Aboriginal community who are the custodians of this land.

ATTENDEES

Councillors:

Mayor Cr S Wass	✓
Deputy Mayor Cr P Wriedt	✓
Cr R Atkinson	✓
Cr S Bastone	✓
Cr Dr G Bury	✓
Cr P Chatterton	✓
Cr F Fox	✓
Cr D Grace	✓
Cr M Percey	✓
Cr D Winter	✓

Staff:

General Manager	Mr Gary Arnold
Deputy General Manager	Mr Tony Ferrier
Chief Financial Officer	Mr John Breen
Executive Manager Organisational Development	Ms Pene Hughes
Executive Manager Information Services	Mr Fred Moulton
Executive Manager Engineering Services	Mr David Reeve
Manager Finance	Mr Tim Jones
Manager Environmental Services	Mr Jon Doole
Manager Governance & Property Services	Mr Daniel Smee
Manager Works	Mr Peter Caccioppola
Media & Communications Officer	Ms Sarah Wilcox
Executive Assistant	Mrs Amanda Morton

APOLOGIES

There were no apologies

OFFICERS REPORTS TO COUNCIL

C391/14-18

(Commences at ± 2 minutes of audio recording)

OPERATIONAL BUDGET AND CAPITAL WORKS PROGRAM 2018/19

1 ANNUAL ESTIMATES (OPERATING BUDGET)

MOVED Cr Percey
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 2018/19 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 2018/19 financial year provided that the total of the Estimates remains unaltered.

FOR

Cr Atkinson	Cr Bastone	Cr Bury	Cr Chatterton	Cr Fox
Cr Percey	Cr Wass			

AGAINST

Cr Grace	Cr Winter	Cr Wriedt		
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Carried by Absolute Majority

C392/14-18*(Commences at ± 1 hour, 5 minutes of audio recording)***2 RATES RESOLUTION – PART 1(A)**

MOVED Cr Fox
 SECONDED Cr Atkinson

That in accordance with Section 90 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 2018 to 30 June 2019 of 0.279246 cents in the dollar of capital value, in respect of all rateable land within the municipal area.

FOR

Cr Atkinson	Cr Bastone	Cr Bury	Cr Chatterton	Cr Fox
Cr Percey	Cr Wass			

AGAINST

Cr Grace	Cr Winter	Cr Wriedt		
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Carried

C393/14-18*(Commences at ± 1 hour, 8 minutes of audio recording)***3 RATES RESOLUTION – PART 1 (B)**

MOVED Cr Fox
 SECONDED Cr Bastone

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 0.555971 cents in the dollar of capital value of such rateable land.

FOR

Cr Atkinson	Cr Bastone	Cr Bury	Cr Chatterton	Cr Fox
Cr Percey	Cr Wass			

AGAINST

Cr Grace	Cr Winter	Cr Wriedt		
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Carried by Absolute Majority

C394/14-18*(Commences at ± 1 hour, 10 minutes of audio recording)***4 RATES RESOLUTION - PART 1 (C)**

MOVED Cr Fox
 SECONDED Cr Bury

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 0.488552 cents in the dollar of capital value of such rateable land.

FOR

Cr Atkinson	Cr Bastone	Cr Bury	Cr Chatterton	Cr Fox
Cr Percey	Cr Wass			

AGAINST

Cr Grace	Cr Winter	Cr Wriedt		
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Carried by Absolute Majority

C395/14-18*(Commences at ± 1 hour, 13 minutes of audio recording)***5 RATES RESOLUTION – PART 2**

MOVED Cr Fox
 SECONDED Cr Percey

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 \$348, in respect of all rateable land within the municipal area for the period 1 July 2018 to 30 June 2019.

FOR

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

Carried Unanimously

C396/14-18*(Commences at ± 1 hour, 14 minutes of audio recording)***6 RATES RESOLUTION – PART 3**

MOVED Cr Grace
 SECONDED Cr Bastone

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 2018 to 30 June 2019:

- a) a Garbage Collection Charge of \$142 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 \$198.
 - 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 \$302.

FOR

Cr Atkinson	Cr Bastone	Cr Bury	Cr Chatterton	Cr Fox
Cr Grace	Cr Percey	Cr Wass		

AGAINST

Cr Winter	Cr Wriedt			
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Carried by Absolute Majority

C397/14-18*(Commences at ± 1 hour, 17 minutes of audio recording)***7 RATES RESOLUTION – PART 4**

MOVED Cr Bastone
 SECONDED Cr Bury

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 2018 to 30 June 2019:

- a) a Recycling Collection Charge of \$56 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 \$92.

FOR

Cr Atkinson	Cr Bastone	Cr Bury	Cr Chatterton	Cr Fox
Cr Grace	Cr Percey	Cr Wass		

AGAINST

Cr Winter	Cr Wriedt			
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Carried by Absolute Majority

C398/14-18

(Commences at ± 1 hour, 19 minutes of audio recording)

8 RATES RESOLUTION – PART 5(A)

MOVED Cr Percey
 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 2018 to 30 June 2019:

- a) a Stormwater Removal Rate of 0.006057 cents in the dollar of capital value of such rateable land within the municipal area.

FOR

Cr Atkinson	Cr Bastone	Cr Bury	Cr Chatterton	Cr Fox
Cr Percey	Cr Wass			

AGAINST

Cr Grace	Cr Winter	Cr Wriedt		
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Carried

C399/14-18*(Commences at ± 1 hour, 20 minutes of audio recording)***9 RATES RESOLUTION – PART 5(B)**

MOVED Cr Fox
 SECONDED Cr Bury

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 \$60, in respect of all rateable land within the municipal area for the period 1 July 2018 to 30 June 2019.

FOR

Cr Atkinson	Cr Bastone	Cr Bury	Cr Chatterton	Cr Fox
Cr Percey	Cr Wass			

AGAINST

Cr Grace	Cr Winter	Cr Wriedt		
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Carried

C400/14-18*(Commences at ± 1 hour, 21 minutes of audio recording)***10 RATES RESOLUTION – PART 5(C)**

MOVED Cr Chatterton
 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 Bury	Cr Chatterton	Cr Fox
Cr Grace	Cr Percey	Cr Wass	Cr Winter	Cr Wriedt

Carried Unanimously

C401/14-18

(Commences at ± 1 hour, 23 minutes of audio recording)

11 RATES RESOLUTION – PART 6

MOVED Cr Fox
SECONDED Cr Atkinson

Cr Grace left the meeting at 6.53pm

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 2018 to 30 June 2019:

- a) a Permanent Brigade District Fire Rate of 0.055266 cents in the dollar of capital value, subject to a minimum amount of \$41 in respect of all rateable land within the Permanent Brigade Rating District.
- b) a Volunteer Brigade District Fire Rate of 0.017422 cents in the dollar of capital value, subject to a minimum amount of \$41 in respect of all rateable land within Volunteer Brigade Rating District.
- c) a General Land Fire Rate of 0.014286 cents in the dollar of capital value, subject to a minimum amount of \$41 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 Bury	Cr Chatterton	Cr Fox
Cr Percey	Cr Wass	Cr Winter	Cr Wriedt	

Carried Unanimously

C402/14-18

(Commences at ± 1 hour, 25 minutes of audio recording)

12 RATES RESOLUTION – PART 7

MOVED Cr Chatterton
SECONDED Cr Fox

Payment of Rates and Charges

Pursuant to Section 124 of the *Local Government Act 1993* (as amended) the rates for 2018/19 shall be payable in four instalments, the dates by which the rates are due to be paid are:

First Instalment	15 August 2018
Second Instalment	31 October 2018
Third Instalment	31 January 2019
Fourth Instalment	30 April 2019

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 8.81% 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 2019, 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.

Cr Grace returned to the meeting at 6.55pm

FOR

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

Carried Unanimously

C403/14-18

(Commences at ± 1 hour, 27 minutes of audio recording)

13 CAPITAL WORKS PROGRAM

MOVED Cr Fox
SECONDED Cr Atkinson

That Council:

- a) Pursuant to Section 82 of the *Local Government Act 1993* (as amended) adopts the Capital Works Program for the 2018/19 financial year as detailed in the Annual Estimates.
- b) notes the draft Capital Works programs proposed for financial years 2019/20, 2020/21, 2021/22 and 2022/23 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 2018/19 financial year provided that the total of the Estimates remains unaltered.

MOVED Cr Wriedt
SECONDED Cr Winter

That item (c) be amended as follows :

- 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 \$50,000 to any individual estimate item as he deems necessary during the 2018/19 financial year provided that the total of the Estimates remains unaltered.

FOR

Cr Atkinson	Cr Chatterton	Cr Grace	Cr Winter	Cr Wriedt
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AGAINST

Cr Bastone	Cr Bury	Cr Fox	Cr Percey	Cr Wass
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Lost

The original motion was put.

FOR

Cr Atkinson	Cr Bastone	Cr Bury	Cr Chatterton	Cr Fox
Cr Percey	Cr Wass			

AGAINST

Cr Grace	Cr Winter	Cr Wriedt		
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Carried by Absolute Majority

C404/14-18

(Commences at ± 1 hour, 38 minutes of audio recording)

REVIEW OF THE LONG TERM FINANCIAL PLAN AND LONG TERM ASSET MANAGEMENT PLAN

MOVED Cr Percey
SECONDED Cr Atkinson

That the matter be discussed.

FOR

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

Carried Unanimously

Cr Grace left the meeting at 7.14pm

MOVED Cr Chatterton
SECONDED Cr Percey

That the matter be deferred to a workshop and report back to Council at the earliest opportunity.

FOR

Cr Atkinson	Cr Chatterton	Cr Percey	Cr Wriedt	
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AGAINST

Cr Bastone	Cr Bury	Cr Fox	Cr Wass	Cr Winter
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Lost

MOVED Cr Fox
SECONDED Cr Atkinson

That Council formally adopt the Long Term Financial Plan and the Long Term Asset Management Plan.

FOR

Cr Atkinson	Cr Bastone	Cr Bury	Cr Fox	Cr Wass
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AGAINST

Cr Chatterton	Cr Percey	Cr Winter	Cr Wriedt	
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Carried

ANNUAL PLAN

MOVED Cr Atkinson
SECONDED Cr Bury

That in accordance with Section 71 of the *Local Government Act 1993*, Council adopts the Annual Plan for the 2018/19 financial year.

FOR

Cr Atkinson	Cr Bastone	Cr Bury	Cr Chatterton	Cr Fox
Cr Percey	Cr Wass			

AGAINST

Cr Winter	Cr Wriedt			
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Carried

CLOSURE

There being no further business, the Chairperson declared the meeting closed at 7.25pm

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(Confirmed)

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(Date)