

# Shire of Goomalling



## SPECIAL COUNCIL MEETING AGENDA

### July 2023



**SHIRE OF GOOMALLING**  
AGENDA FOR SPECIAL MEETING OF COUNCIL  
WEDNESDAY 26 JULY 2023

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## NYOONGAR ACKNOWLEDGEMENT

We acknowledge this land that we meet on today is part of the traditional lands of the Nyoongar people and that we respect their spiritual relationship with their country. We also acknowledge the Nyoongar Ballardong people as the custodians of the greater Goomalling/Koomal area and that their cultural and heritage beliefs are still important to the living Nyoongar Ballardong people today.

## NOTICE OF MEETING

Meeting No. 7 of 2023 of the Shire of Goomalling Council to be held in the Council Chambers, Administration Office, 32 Quinlan Street, Goomalling on Wednesday 26 July 2023 beginning at 5.00pm.

### 1. DECLARATION OF OPENING & ANNOUNCEMENT OF VISITORS

### 2. RECORD OF ATTENDANCE/APOLOGIES & APPROVED LEAVE OF ABSENCE

#### 2.1. Attendance

Council

Deputy President  
Councillor  
Councillor  
Councillor  
Councillor  
Councillor

Cr Julie Chester  
Cr Mark Ashton  
Cr Christine Barratt  
Cr Casey Butt  
Cr Roland Van Gelderen  
Cr Brendon Wilkes

Administration Chief Executive Officer  
Finance Manager  
Works Manager

Mr Peter Bentley  
Miss Natalie Bird  
Mr David Long

#### 2.2. Apologies

#### 2.3. Approved Leave of Absence

Cr Barry Haywood

### 3. DECLARATION OF:

- FINANCIAL INTEREST
- MEMBERS IMPARTIALITY INTEREST
- PROXIMITY INTEREST

### 4. PUBLIC QUESTION TIME

### 5. APPLICATION FROM MEMBERS FOR LEAVE OF ABSENCE

### 6. ANNOUNCEMENTS BY THE PRESIDING PERSON WITHOUT DISCUSSION

### 7. PETITIONS/DEPUTATIONS/PRESENTATIONS/SUBMISSIONS



## 8. OFFICERS' REPORTS

### 8.1 ADOPTION OF 2022/2023 BUDGET

File Reference	
Disclosure of Interest	Nil
Applicant	Shire of Goomalling
Previous Item Numbers	No Direct
Date	25 July 2023
Author	Peter Bentley – Chief Executive Officer
Authorising Officer	Peter Bentley – Chief Executive Officer
Attachments	Copy of Budget Documents

#### Summary

To present to Council the 2023/24 Budget, with increases in differential rates which will equate to a 5.5% increase on the previous year's yield, for adoption.

#### Background

Local Governments must give local public notice of the intention to levy in 2023/24 differential rates and minimum payments and consequently we have called for public submissions, which Council must consider before imposing the 2023/24 differential rates and minimum payments.

Local Governments must publish the differential rates on the Local Government's website, as applicable within 10-days of the Council resolution to impose them.

In accordance with section 6.34 of the Local Government Act 1995, the revenue estimated to be yielded by the general rates imposed for the 2023/24 financial year will be 100% of the 2023/24 Budget expenditure over and above what is covered by all other revenue sources.

#### Consultation

Council has advertised the proposal to levy differential rates and no submissions were received.

#### Statutory Environment

The Local Government Act 1995 and the Local Government (Financial Management) Regulations 1996 provide prescriptive guidelines for the formal adoption of Council Budgets.

#### 6.32. Rates and service charges

- (1) When adopting the annual budget, a local government
  - (a) in order to make up the budget deficiency, is to impose\* a general rate on rateable land within its district, which rate may be imposed either
    - (i) uniformly; or
    - (ii) differentially;
  - (b) may impose\* on rateable land within its district
    - (i) a specified area rate; or
    - (ii) a minimum payment; and
  - (c) may impose\* a service charge on land within its district.

\* **Absolute majority required.**

- (2) Where a local government resolves to impose a rate it is required to



- (a) set a rate which is expressed as a rate in the dollar of the gross rental value of rateable land within its district to be rated on gross rental value; and
  - (b) set a rate which is expressed as a rate in the dollar of the unimproved value of rateable land within its district to be rated on unimproved value.
- (3) A local government
- (a) may, at any time after the imposition of rates in a financial year, in an emergency, impose\* a supplementary general rate or specified area rate for the unexpired portion of the current financial year; and
  - (b) is to, after a court or the State Administrative Tribunal has quashed a general valuation, rate or service charge, impose\* a new general rate, specified area rate or service charge.
- \* Absolute majority required.**
- (4) Where a court or the State Administrative Tribunal has quashed a general valuation the quashing does not render invalid a rate imposed on the basis of the quashed valuation in respect of any financial year prior to the financial year in which the proceedings which resulted in that quashing were commenced.

#### 6.35. Minimum payment

- (1) Subject to this section, a local government may impose on any rateable land in its district a minimum payment which is greater than the general rate which would otherwise be payable on that land.
- (2) A minimum payment is to be a general minimum but, subject to subsection (3), a lesser minimum may be imposed in respect of any portion of the district.
- (3) In applying subsection (2) the local government is to ensure the general minimum is imposed on not less than
  - (a) 50% of the total number of separately rated properties in the district; or
  - (b) 50% of the number of properties in each category referred to in subsection (6), on which a minimum payment is imposed.
- (4) A minimum payment is not to be imposed on more than the prescribed percentage of
  - (a) the number of separately rated properties in the district; or
  - (b) the number of properties in each category referred to in subsection (6), unless the general minimum does not exceed the prescribed amount.
- (5) If a local government imposes a differential general rate on any land on the basis that the land is vacant land it may, with the approval of the Minister, impose a minimum payment in a manner that does not comply with subsections (2), (3) and (4) for that land.
- (6) For the purposes of this section a minimum payment is to be applied separately, in accordance with the principles set forth in subsections (2), (3) and (4) in respect of each of the following categories
  - (a) to land rated on gross rental value;
  - (b) to land rated on unimproved value; and
  - (c) to each differential rating category where a differential general rate is imposed.

#### Policy Implications

Nil

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## Financial Implications

The setting of the Shire's Annual Budget is a key decision made by Council on an annual basis. It is imperative that all Councillors fully understand the Budget and recognise the implications of decisions that have been made regarding resource allocation for the following 12 months as a result of the adoption of the Budget.

## Strategic Implications

### Shire of Goomalling Community Strategic Plan 2019-2028

The Shire of Goomalling Community Strategic Plan identifies a number of key objectives and strategies based upon a sustainable future. The 2023/24 Budget as presented is in keeping with Council's Strategic direction.

## Comment/Conclusion

The Council needs to adopt the budget in four (4) separate motions. Council has had to take into consideration other legislative requirements that have arisen from the COVID-19 pandemic.

## Voting Requirements

Absolute Majority



## OFFICER'S RECOMMENDATIONS

### RECOMMENDATION 1

That the Fees and Charges and Rental Charges included within the budget document and the following Service Charges be adopted in accordance with the provisions of the Local Government Act 1995 and the Health Act 1911.

#### **Local Government Act 1995 – Service Charges 2023/2024 Health Act 1911**

#### **Refuse Removal Charges**

Refuse Goomalling	\$321.00
Refuse –additional bin	\$321.00
Refuse Jennacubbine	\$343.00
Refuse Wongamine	\$343.00
Refuse Konnongorring	\$343.00
Refuse –additional bin	\$343.00
Recycling – Kerbside Collection	\$98.50

240 Litre Wheelie Bin	at cost
Tipping Fee - cubic metre – Non Residents	\$25.00

#### **Sewerage**

Residential	-	09.3042 cents in the dollar
		Minimum Charge \$775.00
Commercial	-	09.3042 cents in the dollar
		Minimum charge \$725.00
Vacant Lot	-	\$775.00 per property
Minor Fixture Charge	-	\$260.00
Major Fixture Charge	-	775.00
Additional Fixtures	-	\$119.00

**BY ABSOLUTE MAJORITY**

### RECOMMENDATION 2

That the following General Rates for 2023/24 be adopted in accordance with the requirements of Section 6.32 of the Local Government Act 1995:

That the following Rates in the Dollar be adopted for the Shire of Goomalling for the year ending 30 June 2024:-

<b>Gross Rental Values</b>	<b>(Towns)</b>
Residential	12.2364 cents in the dollar
Commercial	13.0900 cents in the dollar
Industrial	13.1737 cents in the dollar
Urban Farmland	11.6900 cents in the dollar
<b>Unimproved Values</b>	<b>(Rural)</b>
Rural Zone 2	00.4939 cents in the dollar
Special Rural	01.1300 cents in the dollar
General Zone 3	00.5000 cents in the dollar



## MINIMUM RATES

That the minimum rate for Gross Rental Values and UV properties are set as follows for the various rate categories set as follows:

GRV Residential	\$1,056.00 per assessment
GRV Commercial	\$980.00 per assessment
GRV Industrial	\$617.00 per assessment
GRV Urban Farmland	\$787.00 per assessment
UV Rural Zone 2	\$841.00 per assessment
UV Special Rural	\$1,170.00 per assessment
UV General Zone 3	\$1,133.00 per assessment

## Discount

No early settlement discount or rates incentive prizes to be offered in the 2023/24 Budget.

**BY ABSOLUTE MAJORITY**

## RECOMMENDATION 3

### PAYMENT OPTIONS

That Council, in accordance with the provisions of section 6.45 and 6.50 of the Local Government Act 1995, offers the following payment options for the payment of rates:-

**(a) Single Instalment**

Payment in full within 35 days of the date of issue of the rate notice.

**(b) Two Instalments**

The first instalment of 50% of the total current rates, ESL, refuse charges, instalment charges plus the total outstanding arrears payable, within 35 days from the date of issue of the rate notice.

The second instalment of 50% of the total current rates, ESL, refuse charges and instalment charges, payable 4 months from the due date of the first instalment.

**(c) Four Instalments**

The first instalment of 25% of the total current rates, ESL, refuse charges and instalment charges plus the total outstanding arrears payable, within 35 days from the date of issue of the rate notice.

The second, third and fourth instalments, each of 25% of the current rates, ESL, refuse charges and instalment charges, payable at two monthly intervals after the due date of the first instalment.

### INTEREST AND ADMINISTRATION CHARGES FOR INSTALMENT OPTIONS

That Council, in accordance with the provisions of section 6.45 of the Local Government Act 1995 imposes an Administration Fee of \$10 per instalment notice together with an interest charge of 5.5%, both of which applies to the second instalment of the Two Instalment option, and the second, third and fourth instalments of the Four Instalment option.

### LATE PAYMENT PENALTY INTEREST

That Council, in accordance with the provisions of section 6.13 and 6.51 of the Local



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Government Act, and Regulations 19A and 70 of the Local Government (Financial Management) Regulations 1996, adopts an interest rate of 7% per annum. Penalty interest will apply to all charges which remain unpaid after 35 days from the date of issue of the rate notice.

Excluded are eligible pensioners, deferred pensioner rates and current instalment amounts not yet due.

**BY ABSOLUTE MAJORITY**

## **RECOMMENDATION 4**

That the Council adopts the Budget under the Local Government Act 1995 Section 6.2 for the Shire of Goomalling for the year ending 30 June 2024, incorporating:

- Operating Statement
- Statement of Cash Flows
- Statement of Non Operating Incomes and Expenditures
- Rate Setting Statement
- Statement of Rating Information
- Other supporting documents and schedules
- (Including the 10 Year Plant Replacement Program, 2022/23 Road Program, 10 year building Maintenance Plans and Five Year Budget Forecast)

**BY ABSOLUTE MAJORITY**

## **RECOMMENDATION 5**

That Council adopts the following Annual Members Meeting Attendance Fees and Allowances for 2023/24 in accordance with the requirements of Sections 5.99 and 5.99(A) of the Local Government Act 1995 and Regulations 34A and 34B, and the Annual President Allowance for 2023/24 in accordance with the requirements of and Section 5.98(5) of the Local Government Act 1995 be adopted :

Presidential Allowance:	\$3,300.00 Per Annum
Deputy President Allowance:	\$750.00 Per Annum
Councillor Sitting Fees:	
Council Meeting – President	\$300.00 Per Meeting
Council Meeting – Councillor	\$150.00 Per Meeting
Committee Meeting – President	\$100.00 Per Meeting
Committee Meeting – Councillor	\$75.00 Per Meeting
Travel Allowance:	\$0.9554 c / km

**BY ABSOLUTE MAJORITY**

## **RECOMMENDATION 6**

That Council adopts, in accordance with the provisions of the Local Government (Financial Management) Regulations 1996 section 34(5), the material variance as reported in the Statement of Financial Activity in the financial year ending 30 June 2024 of 10% or \$10,000.

**BY ABSOLUTE MAJORITY**



**10. MEETING CLOSURE**