

## Shire of Tammin



### DECLARATION

I declare that the minutes of the:

Special Council Meeting held on 30<sup>th</sup> June 2021 was confirmed at the Ordinary Council Meeting held on 22<sup>nd</sup> July 2021.

Name: Michael Greenwood

Signed: 

Being the person presiding at the meeting at which these minutes were confirmed.

Date: 22/7/2021

# Shire of Tammin

## SPECIAL COUNCIL MEETING

### MINUTES



A Special Meeting of Council of the Shire of Tammin was held on Wednesday 30 June 2021 in Council Chambers, 1 Donnan St, Tammin, commencing at 5:00pm to *adopt the 2021/22 Annual Budget.*

Fabian Houbrechts  
Acting Chief Executive Officer  
30 June 2021

#### MISSION STATEMENT

*"Together with the people of Tammin we will provide leadership, vision and progress to achieve sustainability and growth"*

Special Council Meeting confirmed Minutes –30 June 2021

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## **AGENDA**

### **1. DECLARATION OF OPENING/ANNOUNCEMENT OF VISITORS**

The Shire President declared the meeting open at 5:00pm.

### **2. PRESENT / IN ATTENDANCE / LEAVE OF ABSENCE PREVIOUSLY GRANTED / APOLOGIES**

#### **Present:**

Cr M Greenwood	President
Cr G Batchelor	Deputy President
Cr T Daniels	Member
Cr T Nicholls	Member
Cr N Caffell	Member
Cr C Thomson	Member

#### **In Attendance:**

Fabian Houbrechts	Acting Chief Executive Officer
Morgan Ware	Manager of Finance and Administration

#### **Leave of Absence previously granted:**

Nil

#### **Apologies:**

Nil

### **3. RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE**

Nil

### **4. PUBLIC QUESTION TIME**

Nil

### **5. APPLICATIONS FOR LEAVE OF ABSENCE**

Nil

### **6. DECLARATION OF MEMBER'S INTERESTS IN AGENDA ITEMS**

Nil

### **7. DECLARATION OF RELATED PARTY DISCLOSURE IN AGENDA ITEMS**

Nil

**8. CONFIRMATION OF MINUTES OF PREVIOUS MEETINGS**

Nil

**9. ANNOUNCEMENTS BY PRESIDING PERSON WITHOUT DISCUSSION**

Nil

**10. PETITIONS/DEPUTATIONS/PRESENTATIONS/SUBMISSIONS**

Nil

## 11. MATTERS FOR CONSIDERATION – FINANCE

### 11.1 Adoption of 2021/22 Annual Budget

<b>Location:</b>	Shire of Tammin
<b>Applicant:</b>	Manager of Finance and Administration
<b>Date:</b>	28 June 2021
<b>Author:</b>	Morgan Ware
<b>Item Approved by:</b>	Acting Chief Executive Officer
<b>Disclosure of Interest:</b>	Nil
<b>File Reference:</b>	Nil
<b>Attachment/s:</b>	Attachment Item 11.1 – FY22 Statutory Budget Attachment Item 11.1 - FY22 Operating Accounts Attachment Item 11.1 – FY22 Capital Expenditure Attachment Item 11.1 – FY22 Fees and Charges

#### Proposal/Summary

To consider and adopt the Annual Budget including the required rate in the dollar, minimum rates, discounts, interim charges and interest and penalty interest rates for the 2021/22 financial year.

#### Background

A copy of the draft 2021/22 Budget, prepared in accordance with the requirements of the Local Government Financial Management Regulations 1996 is attached.

Council at its road inspection on 25 March 2021, discussed priority road work requirements to be included in the 2021/22 budget and capital expenditure program. Furthermore, discussion on Asset Management identified building and plant requirements. These priorities have now been presented in a statutory format for formal adoption.

On Monday 10 May Council, at its budget workshop agreed with the proposed income and expenditures for the 2021/22 operating accounts subject to final adjustment to reflect actual outcomes for the current year's budget.

#### Comment

The Budget allows for a 3.0% increase for general rates for both GRV and UV valued properties and a 3.0% increase to the minimum rates.

The projected net current assets for the financial year ended 30 June 2021 will total \$0.00, i.e. a balanced budget.

#### Consultation

Megan Shirt – Navsdron Pty Ltd  
Celeste Smith - Navsdron Pty Ltd

#### Statutory Implications

**Local Government Act 1995 - Sect 6.2**

Special Council Meeting confirmed Minutes –30 June 2021



## 6.2. Local government to prepare annual budget

- (1) During the period from 1 June in a financial year to 31 August in the next financial year, or such extended time as the Minister allows, each local government is to prepare and adopt\*, in the form and manner prescribed, a budget for its municipal fund for the financial year ending on the 30 June next following that 31 August.

\* *Absolute majority required.*

- (2) In the preparation of the annual budget the local government is to have regard to the contents of the plan for the future of the district made in accordance with section 5.56 and to prepare a detailed estimate for the current year of —
  - (a) the expenditure by the local government; and
  - (b) the revenue and income, independent of general rates, of the local government; and
  - (c) the amount required to make up the deficiency, if any, shown by comparing the estimated expenditure with the estimated revenue and income.
- (3) For the purposes of subsections (2)(a) and (b) all expenditure, revenue and income of the local government is to be taken into account unless otherwise prescribed.
- (4) The annual budget is to incorporate —
  - (a) particulars of the estimated expenditure proposed to be incurred by the local government; and
  - (b) detailed information relating to the rates and service charges which will apply to land within the district including —
    - (i) the amount it is estimated will be yielded by the general rate; and
    - (ii) the rate of interest (if any) to be charged by the local government on unpaid rates and service charges;and
  - (c) the fees and charges proposed to be imposed by the local government; and
  - (d) the particulars of borrowings and other financial accommodation proposed to be entered into by the local government; and
  - (e) details of the amounts to be set aside in, or used from, reserve accounts and of the purpose for which they are to be set aside or used; and
  - (f) particulars of proposed land transactions and trading undertakings (as those terms are defined in and for the purpose of section 3.59) of the local government; and
  - (g) such other matters as are prescribed.
- (5) Regulations may provide for —
  - (a) the form of the annual budget; and
  - (b) the contents of the annual budget; and
  - (c) the information to be contained in or to accompany the annual budget.

*[Section 6.2 amended: No. 49 of 2004 s. 42(8) and 56.]*

*[Section 6.2 modified: SL 2020/57<sup>1M</sup>.]*

### **6.13. Interest on money owing to local governments**

- (1) Subject to any other written law, a local government may resolve\* to require a person to pay interest at the rate set in its annual budget on any amount of money (other than rates and service charges) which —
  - (a) that person owes to the local government; and
  - (b) has been owed for the period of time referred to in subsection (6).

*\* Absolute majority required.*

- (2) A resolution under subsection (1) is to be included in the annual budget.
- (3) The rate of interest that may be set by the local government under this section is not to exceed the rate for the time being prescribed as the maximum rate of interest that may be set for the purposes of this section.
- (4) Where a local government imposes interest under subsection (1) on any outstanding amount of money the local government is not to also impose an additional charge in relation to that amount.
- (5) Accrued interest is, for the purpose of its recovery, taken to form part of the money owed to the local government on which it is charged.
- (6) A local government is not to impose interest on any amount of money under subsection (1) until the money has been owed to the local government for the period of time set by the local government in its annual budget (not being less than 35 days) after the date which is stated on the relevant account for payment as being the date the account was issued.
- (7) Regulations may provide for the method of calculation of interest.

*[Section 6.13 modified: SL 2020/57<sup>1M</sup>.]*

### **6.34. Limit on revenue or income from general rates**

Unless the Minister otherwise approves, the amount shown in the annual budget as being the amount it is estimated will be yielded by the general rate is not to —

- (a) be more than 110% of the amount of the budget deficiency; or
- (b) be less than 90% of the amount of the budget deficiency.

### **6.45. Options for payment of rates or service charges**

- (1) A rate or service charge is ordinarily payable to a local government by a single payment but the person liable for the payment of a rate or service charge may elect to make that payment to a local government, subject to subsection (3), by —
  - (a) 4 equal or nearly equal instalments; or
  - (b) such other method of payment by instalments as is set forth in the local government's annual budget.
- (2) Where, during a financial year, a rate notice is given after a reassessment of rates under section 6.40 the person to whom the notice is given may pay the rate or service charge —
  - (a) by a single payment; or



- (b) by such instalments as are remaining under subsection (1)(a) or (b) for the remainder of that financial year.
- (3) A local government may impose an additional charge (including an amount by way of interest) where payment of a rate or service charge is made by instalments and that additional charge is, for the purpose of its recovery, taken to be a rate or service charge, as the case requires, that is due and payable.
- (4) Regulations may —
  - (a) provide for the manner of making an election to pay by instalments under subsection (1) or (2); and
  - (b) prescribe circumstances in which payments may or may not be made by instalments; and
  - (c) prohibit or regulate any matters relating to payments by instalments; and
  - (d) provide for the time when, and manner in which, instalments are to be paid; and
  - (e) prescribe the maximum amount (including the maximum interest component) which may be imposed under subsection (3) by way of an additional charge; and
  - (f) provide for any other matter relating to the payment of rates or service charges.

*[Section 6.45 modified: SL 2020/57<sup>1M</sup>.]*

#### **Policy Implications**

As adopted at 25 June 2020 Ordinary Council Meeting - Policy 3.8 – COVID-19 Financial Hardship Policy

#### **Financial Implications**

Will establish the revenue and expenditures for the financial year ended 30 June 2022.

#### **Strategic Implications**

COVID-19 pandemic has had minor impact on the Shires Long Term Financial Plans and or its Strategic Community Plan, the 2021/22 budget continues to reflect current priorities, subject to further review during 2021/22.

## TSC 66/21 MOTION

That Council adopts the Shire of Tammin 2021/22 Annual Budget as presented

1. Pursuant to the provisions of Sections 6.2 of the Local Government Act 1995 and Part 3 of the Local Government (Financial Management) Regulations 1996, Council adopt the Municipal fund budget as contained in the attachments of the agenda inclusive of;
  - a. Statement of Comprehensive income by Nature and Type showing a net result of \$898,123
  - b. Statement of comprehensive income by program showing a net result of \$898,123
  - c. Statement of cash flows of the Statutory Budget
  - d. Rate Setting Statement of the Statutory Budget showing an amount to be raised from rates of \$1,150,136
  - e. Note to and forming part of the budget
  - f. Budget program schedule as detailed in attachments
  
2. Adopt a minimum rate for the 2021/22 year at:  
Unimproved Value \$590.00  
Gross Rental Value \$590.00  
Mining Tenement \$590.00
  
3. Adopt a 3.0% rate increase for the 2021/22 financial year.
  
4. Adopt, in accordance with section 6.13 of the Local Government Act 1995 and clause 8 of the Local Government (COVID-19 Response) Ministerial Order 2020, gazetted on 8 May 2020, a penalty interest rate of 7.0% is applicable to any amount of money owing to the local government, (other than rates or service charges) with interest calculated from the due date, which is 35-days from the date of issue shown on the account for payment, subject to:
  - a. This interest rate cannot be applied to an excluded person who is one considered by the Shire of Tammin to be suffering financial hardship as a consequence of COVID-19 pandemic.
  
5. Imposes, in accordance with section 6.45(3) of the Local Government Act 1995 and clause 13 of the Local Government (Covid-19 Response) Ministerial Order 2020, gazette on 8 May 2020, an additional charge of \$5.00 and interest rate of 5.5%, applicable to rate and service charge instalment arrangements, subject to:
  - a. This additional charge and interest rate cannot be applied to an excluded person, as defined as suffering financial hardship as a consequence of COVID-19 pandemic in accordance with Council Policy 3.8 – Financial Hardship Policy.
  
6. Imposes by absolute majority, in accordance with section 6.51(1) of the Local Government Act 1995 and clause 14 of the Local Government (COVID– 19 Response) Ministerial Order 2020, gazette on 8 May 2020, an interest rate of 7.0% applicable to overdue and unpaid rate and service charges including Emergency Services Levy , subject to:
  - a. This interest rate cannot be applied to an excluded person, as defined in the Local Government (COVID – 19 Response) Ministerial Order 2020 that has been determined by the Shire of Tammin as suffering financial hardship as a consequence of the COVID 19 pandemic.
  
7. Adopt a rate in the dollar of 0.014243 cents for the Unimproved Valuation rating in 2021/22.  
(2020/21 - Rate in the dollar of 0.015611 cents for the Unimproved Valuation)
  
8. Adopt a rate in the dollar of 0.126954 cents for the Gross Rental Valuation rating in 2021/22.  
(2020/21 - Rate in the dollar of 0.123950 cents for the Gross Rental Valuation)
  
9. Adopt, in accordance with s6.16 of the Local Government Act, 1995, the attached Schedule of Fees & Charges for 2021/22.

*Continued to next page.*



**TSC 66/21 MOTION**

10. That rate incentives prizes be offered to ratepayers for early payment of rates within 35 days of issue at no cost to Council.

11. Council offers ratepayers the following payment options for 2021/22 and an administration charge of \$5.00 be applied to each rate reminder notice:

Payment in Full: 27 August 2021

Four instalments:

1<sup>st</sup> Instalment 25% due 27 August 2021

2<sup>nd</sup> Instalment 25% due 12 November 2021

3<sup>rd</sup> Instalment 25% due 14 January 2022

4<sup>th</sup> Instalment 25% due 18 March 2022

12. That a 2.00% discount for prompt payment be applied, if all rates and charges appearing on the rates notice, including arrears are paid in full within 35 days of issue of the rates assessment notice.

13. That in accordance with Regulation section 34(5) of the Local Government (Financial Management) Regulations 1996 a variance percentage of 10% or \$10,000, whichever is greater, to be used to report material variances in the statement of financial activity for the 2021/22 financial reporting period.

14. That Council, pursuant to section 5.98(1)(b) of the Local Government Act 1995 and within the range determined by the Salaries and Allowances Tribunal, adopt the following meeting attendance fees for elected members:

President	\$200.00 per meeting attended
Councillors	\$100.00 per meeting attended
Councillors	\$45.00 per committee meeting attended
Travel	1600cc & under at 56.69c/km
	1601cc to 2600cc at 68.66c/km
	2601 & over at 95.54c/km
	\$5.00 within town site

That Council, pursuant to section 5.98(5) of the Local Government Act 1995 and within the range determined by the Salaries and Allowances Tribunal, adopts the following annual local government allowance to be paid in addition to the meeting attendance fees:

President	\$2,800.00
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That Council, pursuant to section 5.98A of the Local Government Act 1995 and within the range determined by the Salaries and Allowances Tribunal, adopts the following annual local government allowance to be paid in addition to the meeting attendance fees:

Deputy President	\$700.00
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Moved: Cr Greenwood

Seconded: Cr Batchelor

Vote: Absolute Majority

Carried: 6/0

**12. MATTERS FOR CONSIDERATION – ADMINISTRATION**

Nil

**13. MATTERS FOR CONSIDERATION – BUILDING & HEALTH**

Nil

**14. MATTERS FOR CONSIDERATION – TOWN PLANNING**

Nil

**15. ELECTED MEMBERS MOTIONS OF WHICH NOTICE HAS BEEN GIVEN**

Nil

**16. MATTERS FOR WHICH THE MEETING MAY BE CLOSED (S`5.23)**

Nil

**17. CLOSURE OF MEETING**

There being no further business the Shire President declared the meeting closed at 5:45pm.