



Western Australia

Minutes for the Special Meeting of the Murchison Shire Council,
In accordance with Section 5.4(a) (i) of the Local Government Act 1995
a Special Meeting of the Shire of Murchison was held in the
Council Chambers, Carnarvon Mullewa Road, Murchison,
On Friday **24th August 2012**, commencing at 9.45 am.

TABLE OF CONTENTS

1. DECLARATION OF OPENING/ANNOUNCEMENT OF VISITORS3

2. RECORD OF ATTENDANCE/APOLOGIES/LEAVE OF ABSENCE3

3. RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE3

4. PUBLIC QUESTION TIME3

 4.1 Standing Orders3

5. NEXT MEETING.....3

6. APPLICATIONS FOR LEAVE OF ABSENCE.....3

7. NOTICE OF ITEMS TO BE DISCUSSED BEHIND CLOSED DOORS3

8. REPORTS OF OFFICERS.....3

 8.1 Reports – Chief Executive Officer.....3

9. PETITIONS/DEPUTATIONS/PRESENTATIONS/SUBMISSIONS4

10. FINANCE.....4

 10.1 Adoption Annual Budget 2012/2013 and Schedule of Fees and Charges for 2012/2013 4

11. URGENT BUSINESS7

12. ITEMS TO BE DISCUSSED BEHIND CLOSED DOORS.....7

13. MEETING CLOSURE.....7

1. DECLARATION OF OPENING/ANNOUNCEMENT OF VISITORS

The President welcomed everyone and opened the meeting at 9.46 am.

2. RECORD OF ATTENDANCE/APOLOGIES/LEAVE OF ABSENCE

Elected Members:

Councillor S A Broad, Shire President
Councillor R E Foulkes-Taylor, Deputy Shire President
Councillor M W Halleen,
Councillor D A McTaggart
Councillor P R Squires

Staff:

Ms Jenny Goodbourn, Chief Executive Officer
Ms Dianne Daniels, Deputy Chief Executive Officer
Mr Neil Warne, Retiring Acting Chief Executive Officer

Apologies:

Apologies - Councillor Bridget Seaman

3. RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE

Nil.

4. PUBLIC QUESTION TIME

Nil

4.1 Standing Orders

Moved: Councillor McTaggart

Seconded: Councillor Halleen

That the following Local Law-Standing Orders 2001 be stood down:

- 8.2 Limitation on the number of speeches
- 8.3 Duration of speeches

CARRIED 5-0

5. NEXT MEETING

The scheduled date for the next ordinary meeting is Friday 21st September, 2012

6. APPLICATIONS FOR LEAVE OF ABSENCE

Nil

7. NOTICE OF ITEMS TO BE DISCUSSED BEHIND CLOSED DOORS

Nil

8. REPORTS OF OFFICERS

8.1 Reports – Chief Executive Officer

In accordance with S5.4 (a) (i) of the Local Government Act 1995 a Special Meeting was called by the President for the purpose of adoption of the budget and fees and charges for the 2012/13 financial year.

COUNCIL DECISION/OFFICER'S RECOMMENDATION:

Moved: Councillor Halleen

Seconded: Councillor Foulkes-Taylor

That the Chief Executive Officer's report be accepted.

CARRIED 5-0

9. PETITIONS/DEPUTATIONS/PRESENTATIONS/SUBMISSIONS

Nil

10. FINANCE**10.1 Adoption Annual Budget 2012/2013 and Schedule of Fees and Charges for 2012/2013**

File:

Author: Jenny Goodbourn – Chief Executive Officer

Interest Declared: No interest to disclose

Date: 23rd August 2012Attachments: Statutory Draft Budget
Schedule of Fees and Charges**Matter for Consideration:**

Council to consider adopting the 2012/2013 Budget and also approve:-

- Differential and Minimum Rates
- Schedule of Fees and Charges

Background:

The budget has been prepared in accordance with Section 6.2 of the Local Government Act 1995. Council wished to maintain a differential rating base for the 2012/13 financial year and following the advertising process and the Ordinary Meeting of 20th July sought Ministerial approval as required. Ministerial approval has now been obtained.

Council has been working on preparation of the budget and the meeting of the Finance Committee on the 15th August carried out a full review of all the operating and capital income and expenditure schedules for recommendation to council; which was done at the Ordinary meeting held on 17th August 2012.

Moved: Councillor McTaggart***Seconded: Councillor Halleen***

That the recommendation of the Finance committee that the schedules of income and expenditure on which the 2012/13 budget is based totalling \$8,868,350 and which is estimated will deliver a balanced budget be adopted and that to support the budget rates as under be adopted (subject to Ministerial Approval being obtained for the proposed 2012/13 differential rates)

<u>Category</u>	<u>Rate in \$</u>	<u>Minimum</u>
Pastoral	0.024802	\$243
Exploration/Prospecting	0.089481	\$366
Mining	0.265600	\$366

and

That in accordance with section 6.45 (1) (b) of the Act Council offer the following options for the payment of rates-

Option 1: Payment in full by a single instalment

Option 2: Payment in four equal instalments

and

That no discount apply for early payment and no penalties apply for late payment, be adopted.

CARRIED 5-0

Council at its' ordinary August meeting also reviewed the schedule of Fees and Charges and in accordance with Section 6.16 of the Local Government Act 1995, adopted the Schedule of Fees and Charges for inclusion in the Budget for the year ended 30 June 2013.

Now the full Budget document is available for adoption.

Statutory Environment:

Local Government Act 1995

Section 6.2–Requires a local government to prepare an annual budget by 31 August.

Section 6.32 – States that a local government in order to make up the budget deficiency is to impose a general rate on rateable land that may be imposed uniformly or differentially.

Section 6.33(1) – Provides that a local government cannot, without the approval of the Minister, impose a differential general rate that is more than twice the lowest differential general rate imposed.

Section 6.35 – States a local government before imposing any differential general rate provide at least 21 days public notice of its intention to do so.

Section 6.45 to 6.47 – Allows a local government to levy fees and interest, grant a discount for early payment and waive or grant concessions in relation to a rate or service charge.

Section 6.51 – Allows a local government to charge interest on a rate or service charge that remains unpaid after it is due and payable.

Section 6.16 – Allows a local government to impose and recover a fee or charge for any goods or services it provides or proposed to provide.

Strategic Implications:

Nil.

Policy Implications:

Nil.

Financial Implications:

The budget outlines planned expenditure and revenue and determines the financial parameters for the Shire to operate within the 2012/2013 financial year. The proposed budget for the year is balanced with all the revenue to be received during the year and the estimated brought forward surplus being expended to meet operating expenditure demands, the capital works programmed and transfers to reserve for future years' expenditure.

This information is prepared without any budgets as the budget is yet to be adopted.

Consultation:

UHY Haines Norton

Dianne Daniels

Voting Requirements:

Absolute Majority

OFFICER'S RECOMMENDATION:

That the rates and charges specified hereunder and in the attached budget document be imposed on all rateable property within the district of the Shire of Murchison in accordance with provisions of the Local Government Act 1995.

Rates

That council adopt the following differential and minimum rates for the year ending 30 June 2013:-

Rate Category	Basis	2012/13 Rate in \$	2012/13 Minimum
Pastoral	UV	0.024802	\$243
Prospecting/Exploration	UV	0.089481	\$366
Mining	UV	0.265600	\$366

Penalty Interest and Discounts

That no discount apply for early payment and no penalties apply for late payment

Instalment Administration Charge

That no administration fee is to be charged to those rate payers that elect to pay by instalments.

That in accordance with S6.50 (2) (3) of the Local Government Act 1995 the following dates for rates payments for 2012/2013 are adopted:

Due Date 30th November 2012
 Second Instalment 31st January 2013

Third Instalment 31st March 2013
 Fourth instalment 31st May 2013

That the budget as presented (and attached) for the financial year 1 July 2012 to 30 June 2013 be adopted.

That Council, in accordance with Section 6.16 of the Local Government Act 1995, adopt the Schedule of Fees and Charges as presented (and attached).

Council did not adopt the Officer's Recommendation as following discussion it was felt that the rates needed to have a default penalty interest charge and instalment administration fee. These had not been charged in recent years but it was felt that they needed to be introduced to give people an incentive to pay their rates on time and to allow a recoup of costs for those that chose to pay by instalments.

COUNCIL DECISION:

Moved: Councillor Squires

Seconded: Councillor Foulkes-Taylor

That the rates and charges specified hereunder and in the attached budget document be imposed on all rateable property within the district of the Shire of Murchison in accordance with provisions of the Local Government Act 1995.

Rates

That Council adopt the following differential and minimum rates for the year ending 30 June 2013:-

Rate Category	Basis	2012/13 Rate in \$	2012/13 Minimum
Pastoral	UV	0.024802	\$243
Prospecting/Exploration	UV	0.089481	\$366
Mining	UV	0.265600	\$366

Penalty Interest and Discounts

That no discount apply for early payment. That overdue rates be charged a penalty interest rate of 8% per annum calculated on a daily basis.

Instalment Administration Charge

The four instalment option is available with an instalment administration fee of \$15.00.

Interest on Instalments

Instalments which are not paid by the due date be charged penalty interest at the rate of 8% per annum calculated on a daily basis and the ratepayer's instalment option may be revoked.

Due Dates

That in accordance with S6.50 (2) (3) of the Local Government Act 1995 the following dates for rates payments for 2012/2013 are adopted:

Due Date 30th November 2012
 Second Instalment 31st January 2013
 Third Instalment 31st March 2013
 Fourth instalment 31st May 2013

Budget

That the budget as presented (and attached) for the financial year 1 July 2012 to 30 June 2013 be adopted.

Schedule of Fees & Charges

That Council, in accordance with Section 6.16 of the Local Government Act 1995, adopt the Schedule of Fees and Charges as presented (and attached).

CARRIED BY ABSOLUTE MAJORITY 5-0

11. URGENT BUSINESS

Nil

12. ITEMS TO BE DISCUSSED BEHIND CLOSED DOORS

Nil

13. MEETING CLOSURE

The Shire President declared the meeting closed at 10.03 am.