



Shire of
YILGARN

“good country for hardy people”

Minutes
Special Meeting of
Council
28 July
2021

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1. DECLARATION OF OPENING/ANNOUNCEMENT OF VISITORS

The Presiding Member declared the meeting open at 5.36pm

2. ANNOUNCEMENTS FROM THE PRESIDING MEMBER

The Shire President advised that on Tuesday, 27 July 2021, together with the Deputy Shire President and CEO, they had met with the following Members of Parliament who had visited Southern Cross on their way to Kalgoorlie for a Labor Party Caucus Retreat:-

The Hon Mark McGowan MLA, Premier of Western Australia, Treasurer, Minister for Public Sector Management, Federal-State Relations;

The Hon Rita Saffioti MLA, Minister for Transport, Planning, Ports;

The Hon Paul Papalia MLA, Minister for Police, Road Safety, Defence Industry, Veterans Issues;

Hon Darren West MLC, Parliamentary Secretary to Minister for Regional Development, Agriculture and Food, Hydrogen Industry;

Hon Shelley Payne MLC

The Shire President advised that a number of issues were raised with the Premier, Ministers and Upper House Members, mainly relating to the condition of the Great Eastern Highway, the lack of quality Government Regional Officers Housing, the dilemma facing small businesses and agricultural operations with staffing issues and general matters relating to ongoing pandemic and its affect in country WA.

3. PARTICIPATION IN THE MEETING VIA ELECTRONIC MEANS

The Shire President advised that Cr Nolan was currently in Perth and to allow him to participate in the meeting via electronic means, a resolution of Council was required to approve same.

136/2021

Moved Cr Guerini/Seconded Cr Rose

That Council approves of Councillor Nolan participating at this Special Meeting of Council via electronic means.

CARRIED (5/0)

4. ATTENDANCE

Presiding Member	Cr W Della Bosca	President
Members	Cr B Close Cr J Cobden Cr G Guerini Cr P Nolan (via electronic means) Cr L Rose	Deputy President
Council Officers	P Clarke C Watson R Bosenberg N Warren B Forbes	Chief Executive Officer Executive Manager Corporate Services Executive Manager Infrastructure Executive Manager Regulatory Services Manager Finance
Apologies:	Nil	
Observers:	Mrs Kaye Crafter, Ms Onida Truran, Mr Gary Kent	
Leave of Absence:	Nil	

5. DECLARATION OF INTEREST

Nil

6. PUBLIC QUESTION TIME

Nil

6 Reporting Officer – Executive Manager Corporate Services

6.1 2020/2021 Budget Adoption

File Reference	8.2.5.3
Disclosure of Interest	Nil
Voting Requirements	Absolute Majority
Attachments	Attachment 6.1 – 2021/2022 Statutory Budget

Purpose of Report

To consider and adopt the Municipal Fund Budget for the 2021 / 2022 financial year together with supporting schedules, including imposition of rates and minimum payments, adoption of fees and charges, setting of elected members fees for the year and other consequential matters arising from the budget papers.

Background

The 2021 / 2022 operating budget has been compiled based on the principles contained in the Strategic Community Plan and Plan for the Future. The 2021 / 2022 budget has been prepared in accordance with the presentations made to councillors at the budget workshop held on the 6th of July 2021.

The rating structure proposed for the 2021 / 2022 financial year is based on a 0.5% increase in the Rate in the Dollar from those imposed in the previous year. The proposed differential rates for 2021 / 2022 are, as previously indicated, an across the board 0.5% increase in the rate in the dollar. This equates to 0% reduction from those advertised.

The advertising period closed on the 24th of May and resulted in 2 submissions being received.

Comment

The budget has been prepared to include information required by the *Local Government Act 1995*, *Local Government (Financial Management) Regulations 1996* and *Australian Accounting Standards*. The main features of the budget include:

- **The Schedule of Fees & Charges.**

There has been one update to the Fees & Charges that Council considered in May. This update relates to the removal of fees applicable for the hire of the Community Car. These fees are removed because Council no longer offers this type of vehicle for hire.

- **General Rates and Minimums**

The general rate in the dollar will have a 0.5% increase with the general minimums remaining unchanged as follows:

Land Category	Rate in the Dollar		% Increase/ (Decrease)
	2021/22	2020/21	
<u>General Rate</u>			
GRV - Residential / Industrial	11.2894	11.2332	0.50%
GRV- Commercial	7.9469	7.9074	0.50%
GRV- Minesites	15.8938	15.8148	0.50%
GRV - Single Persons Quarters	15.8938	15.8148	0.50%
UV - Rural	1.7663	1.7575	0.50%
UV - Mining Tenements	17.4793	17.3923	0.50%
<u>Minimum General Rate</u>			
GRV - Residential / Industrial	\$500	\$500	0.00%
GRV- Commercial	\$400	\$400	0.00%
GRV- Minesites	\$400	\$400	0.00%
GRV - Single Persons Quarters	\$400	\$400	0.00%
UV - Rural	\$400	\$400	0.00%
UV - Mining Tenements	\$400	\$400	0.00%

There was a general revaluation carried out to UV rated assessments effective 1st July 2021. This revaluation resulted in the following:

COMPARATIVE VALUATIONS	Valuations as at 1st July of the given year.							
	2020/21			2021/2022			Change \$	Change %
	Rateable Valuation	Minimum Valuation	Total Valuation	Rateable Valuation	Minimum Valuation	Total Valuation		
Non-Rateable	-	-	337,864	-	-	293,644	(44,220)	(13.09%)
GRV - Mine Sites	529,565	2,408	531,973	529,565	2,408	531,973	0	0.00%
GRV - Single persons Quarters	774,619	1,713	776,332	816,219	1,075	817,294	40,962	5.28%
GRV - Residential / Industrial	3,405,586	150,582	3,556,168	3,399,106	152,317	3,551,423	(4,745)	(0.13%)
GRV - Commercial	981,205	20,061	1,001,266	981,205	20,061	1,001,266	0	0.00%
UV - Rural	104,151,617	282,645	104,434,262	103,935,117	282,645	104,217,762	(216,500)	(0.21%)
UV - Mining	8,567,598	252,874	8,820,472	8,648,469	259,902	8,908,371	87,899	1.00%

Sewerage Rate in the Dollar and household rubbish collection charges will remain unchanged from those imposed in 2020/2021.

- **Major Income and Expenditure**

Capital expenditure totalling \$9.719M is budgeted, being made up of:

Land & Buildings	\$521,195
Furniture & Equipment	\$39,500
Plant & Equipment	\$1,488,700
Infrastructure	
- Roads	\$3,178,430
- Footpaths	\$60,453
- Drainage	\$14,427
- Parks & Ovals	\$374,000
- Sewerage	\$28,000
- Refuse Sites	\$7,500

Non-Operating grant income includes:

Roads to Recovery	\$906,911
Regional Road Group	\$808,624
Main Roads WA Direct Grant	\$372,140
Federal Local Roads & Community Infrastructure Grant	\$1,512,847

Operating grant income includes:

Federal Equalisation Grant	\$810,013 (Est)
Federal Untied Roads Grant	\$671,828 (Est)

Statutory Environment

Section 6.2 of the *Local Government Act 1995* requires that not later than 31 August in each financial year, or such extended time as the Minister allows, each local government is to prepare and adopt, (Absolute Majority required) in the form and manner prescribed, a budget for its municipal fund for the financial year ending on the next following 30 June.

Divisions 5 and 6 of Part 6 of the *Local Government Act 1995* refer to the setting of budgets and raising of rates and charges. *The Local Government (Financial Management) Regulations 1996* details the form and content of the budget. The 2021 / 2022 budget as presented is considered to meet statutory requirements.

Strategic Implications

The draft 2021 / 2022 budget has been developed based on the existing Plan for the Future and strategic planning documents adopted by council.

Policy Implications

The budget is based on the principles contained in the Plan for the Future and the Corporate Business Plan.

Financial Implications

Forms the basis for Income and Expenditure for the period 1 July 2021 to 30 June 2022.

Risk Implications

Risk Category	Description	Rating (Consequence x Likelihood)	Mitigation Action
Health/People	Service delivery benefits the residents of the district.	Moderate (6)	Community Strategic Planning process.
Financial Impact	Funding deficit leads to cuts in service level provision.	Moderate (9)	Maintain adequate reserve funds for high-risk services such as sewers and waste disposal sites.
Service Interruption	Variable from minor inconvenience to significant health issue.	High (12)	For high-risk services such as sewerage and transport infrastructure, continue to maintain to a suitable standard.
Compliance	Local Government Act 1995 and applicable Regulations	Low (1)	Nil
Reputational	Service delivery not meeting community expectations.	Moderate (9)	Ensure services are adequately resourced.
Property	Various significant community buildings identified.	Moderate (6)	Ensure buildings are adequately maintained and resourced.
Environment	Nil	Nil	Nil.

Risk Matrix						
Consequence		Insignificant	Minor	Moderate	Major	Catastrophic
Likelihood		1	2	3	4	5
Almost Certain	5	Moderate (5)	High (10)	High (15)	Extreme (20)	Extreme (25)
Likely	4	Low (4)	Moderate (8)	High (12)	High (16)	Extreme (20)
Possible	3	Low (3)	Moderate (6)	Moderate (9)	High (12)	High (15)
Unlikely	2	Low (2)	Low (4)	Moderate (6)	Moderate (8)	High (10)
Rare	1	Low (1)	Low (2)	Low (3)	Low (4)	Moderate (5)

Officer Recommendation 1

GENERAL & MINIMUM RATES, INSTALMENT PAYMENT ARRANGEMENTS

1. For the purpose of yielding the deficiency disclosed by the Municipal Fund Budget adopted at Resolution 7 below, council pursuant to sections 6.32, 6.33, 6.34 and 6.35 of the Local Government Act 1995, impose the following differential general rates in the dollar and minimum payments on Gross Rental and Unimproved Values

General Rate

<i>GRV - Residential / Industrial</i>	<i>11.2894</i>
<i>GRV- Commercial</i>	<i>7.9469</i>
<i>GRV- Minesites</i>	<i>15.8938</i>
<i>GRV - Single Persons Quarters</i>	<i>15.8938</i>
<i>UV - Rural</i>	<i>1.7663</i>
<i>UV - Mining Tenements</i>	<i>17.4793</i>

Minimum Payments

<i>GRV - Residential / Industrial</i>	<i>\$500</i>
<i>GRV- Commercial</i>	<i>\$400</i>
<i>GRV- Minesites</i>	<i>\$400</i>
<i>GRV - Single Persons Quarters</i>	<i>\$400</i>
<i>UV - Rural</i>	<i>\$400</i>
<i>UV - Mining Tenements</i>	<i>\$400</i>

2. Pursuant to section 6.45 of the Local Government Act 1995 and regulation 64(2) of the Local Government (Financial Management) Regulations 1996, council nominates the following due dates for the payment in full or by instalments:

Single Full Payment:-

- Full payment due date 17th September 2021

Payment by Two Instalments:-

- First instalment due date 17th September 2021
- Second instalment due date **26th January 2022**

Payment by Four Instalments:-

- First instalment due date 17th September 2021
- Second instalment due date 22nd November 2021
- Third instalment due date **26th January 2022**
- Fourth instalment due date **1st April 2022**

3. Pursuant to Section 6.46 of the Local Government Act 1995, council offers a discount of 5% to ratepayers who have paid their rates in full, including arrears, waste and service charges, within 35 days of the issue date of the rate notice.

4. Pursuant to section 6.45 of the Local Government Act 1995, regulation 67 of the Local Government (Financial Management) Regulations 1996, council adopts an instalment administration charge where the owner has elected to pay rates (and service charges) through an instalment option of \$10 for each instalment after the initial instalment is paid.
5. Pursuant to section 6.45 of the Local Government Act 1995, regulation 68 of the Local Government (Financial Management) Regulations 1996 and clause 13 of the Local Government (COVID-19 Response) Ministerial Order 2021 effective on 2 June 2021, council adopts an interest rate of 0% where the owner has elected to pay rates and service charges through an instalment option.
6. Pursuant to section 6.51(1) and section 6.51(4) of the Local Government Act 1995, regulation 70 of the Local Government (Financial Management) Regulations 1996 and clause 14 of the Local Government (COVID-19 Response) Ministerial Order 2021 effective on 2 June 2021, council adopts an interest rate of 7% for all overdue rates (and service charges) and costs of proceedings to recover such charges subject to:
 - a. This interest rate cannot be applied to an excluded person, as defined in the Local Government (COVID-19 Response) Ministerial Order 2021 that has been determined by the Shire of Yilgarn as suffering financial hardship as a consequence of the COVID-19 pandemic.

Voting Requirements

Absolute Majority Required

Council Resolution 1

137/2021

Moved Cr Cobden/Seconded Cr Close

GENERAL & MINIMUM RATES, INSTALMENT PAYMENT ARRANGEMENTS

3. For the purpose of yielding the deficiency disclosed by the Municipal Fund Budget adopted at Resolution 7 below, council pursuant to sections 6.32, 6.33, 6.34 and 6.35 of the Local Government Act 1995, impose the following differential general rates in the dollar and minimum payments on Gross Rental and Unimproved Values

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<i>UV - Rural</i>	<i>1.7663</i>
<i>UV - Mining Tenements</i>	<i>17.4793</i>

Minimum Payments

GRV - Residential / Industrial	\$500
GRV- Commercial	\$400
GRV- Minesites	\$400
GRV - Single Persons Quarters	\$400
UV - Rural	\$400
UV - Mining Tenements	\$400

4. Pursuant to section 6.45 of the Local Government Act 1995 and regulation 64(2) of the Local Government (Financial Management) Regulations 1996, council nominates the following due dates for the payment in full or by instalments:

Single Full Payment:-

- Full payment due date 17th September 2021

Payment by Two Instalments:-

- First instalment due date 17th September 2021
- Second instalment due date 27th January 2022

Payment by Four Instalments:-

- First instalment due date 17th September 2021
- Second instalment due date 22nd November 2021
- Third instalment due date 27th January 2022 (Thursday)
- Fourth instalment due date 4th April 2022 (Monday)

3. Pursuant to Section 6.46 of the Local Government Act 1995, council offers a discount of 5% to ratepayers who have paid their rates in full, including arrears, waste and service charges, within 35 days of the issue date of the rate notice.
4. Pursuant to section 6.45 of the Local Government Act 1995, regulation 67 of the Local Government (Financial Management) Regulations 1996, council adopts an instalment administration charge where the owner has elected to pay rates (and service charges) through an instalment option of \$10 for each instalment after the initial instalment is paid.
5. Pursuant to section 6.45 of the Local Government Act 1995, regulation 68 of the Local Government (Financial Management) Regulations 1996 and clause 13 of the Local Government (COVID-19 Response) Ministerial Order 2021 effective on 2 June 2021, council adopts an interest rate of 0% where the owner has elected to pay rates and service charges through an instalment option.
6. Pursuant to section 6.51(1) and section 6.51(4) of the Local Government Act 1995, regulation 70 of the Local Government (Financial Management) Regulations 1996 and clause 14 of the Local Government (COVID-19 Response) Ministerial Order 2021 effective on 2 June 2021, council adopts an interest rate of 7% for all overdue rates (and service charges) and costs of proceedings to recover such charges subject to:

- b. This interest rate cannot be applied to an excluded person, as defined in the Local Government (COVID-19 Response) Ministerial Order 2021 that has been determined by the Shire of Yilgarn as suffering financial hardship as a consequence of the COVID-19 pandemic.***

CARRIED BY ABSOLUTE MAJORITY (6/0)

REASON FOR ALTERATION TO RECOMMENDATION

Council was advised that the Recommendation had stated that the Second Instalment Payment payable by 2 Instalments was due on the 26th January, but as this was a Public Holiday (Australia Day) it was preferable to take this out to Thursday, 27 January 2022. The same applied in respect to the 4 Instalments payable regarding the 26th January date and this would also be moved to Thursday, 27 January 2022, which then also affected the Fourth Payment from the recommended 1st April to Monday, 4th April 2022.

Council Resolution and Officer Recommendation 2

138/2021

Moved Cr Guerini/Seconded Cr Close

SEWERAGE RATES & CHARGES

That Council impose the following Sewerage Rates and Charges under s41 of the Health Act 1911, on a per annum basis to cover the cost of the service in Southern Cross and Marvel Loch:

- 1. Southern Cross Sewerage Scheme Charge (Residential/Industrial):***
7.3 cents in the dollar on GRV (Residential and Industrial) properties within the Southern Cross Town-site.
 - Minimum Charge per vacant land - \$210.00***
 - Minimum Charge per residential property - \$276.00***
 - Non-Rated Class 1st Fixture - \$176.00***
 - Non-Rated Class Additional Fixtures - \$89.00***
 - Non-Rates Class 2 and 3 Fixture - \$937.00***
- 2. Southern Cross Sewerage Scheme Charge (Commercial):***
5.0 cents in the dollar on GRV (Commercial) properties within the Southern Cross Town-site.
 - Minimum Charge per commercial property - \$583.00***
- 3. Marvel Loch Sewerage Scheme Charge (Commercial/SPQ):***
12.0 cents in the dollar on GRV (Commercial/SPQ) properties within the Marvel Loch Town-site.
 - Minimum Charge per property - \$300.00***
 - Non-Rated Class 1st Fixture - \$138.00***
 - Non-Rated Class Additional Fixtures - \$62.00***

4. **Marvel Loch Sewerage Scheme Charge (Residential):**
6.4 cents in the dollar on GRV (Residential) properties within the Marvel Loch Town-site.
- **Minimum Charge per property - \$300.00**

CARRIED BY ABSOLUTE MAJORITY (6/0)

Council Resolution and Recommendation 3

139/2021

Moved Cr Rose/Seconded Cr Cobden

SANITATION HOUSEHOLD REFUSE - RATES AND CHARGES

That Council impose the following Sanitation Rates and Charges on a per annum basis:

- **Domestic Collection per bin, per service \$340.00**
- **Commercial Collection per bin, per service \$364.00**
- **Non-Rateable Collection per bin, per service \$561.00**

CARRIED BY ABSOLUTE MAJORITY (6/0)

Council Resolution and Officer Recommendation 4

140/2021

Moved Cr Close/Seconded Cr Rose

ELECTED MEMBERS' FEES AND ALLOWANCES FOR 2021 / 2022

1. Pursuant to section 5.98 of the Local Government Act 1995 and regulations 34 of the Local Government (Administration) Regulations 1996, council adopts the following sitting fees for individual meeting attendance:
 - **Shire President \$600 per Council meeting attended**
 - **Councillors \$400 per Council meeting attended**
 - **Shire President and Councillors \$200 per Committee Meeting attended**
2. Pursuant to section 5.99A of the Local Government Act 1995 and regulations 34A and 34AA of the Local Government (Administration) Regulations 1996, council adopts the following annual allowances for elected members:
 - **Travel Allowance**

Engine Displacement (in cubic centimetres)			
Area & Details	Over 2600cc	Over 1600cc to 2600cc	1600cc and under
	Cents per Kilometre		
Rest of State	99.01	70.87	58.37

- **ICT Allowance**
Annual allowance for hardware upgrades and data usage - \$1,180 per Councillor per annum
3. **Pursuant to section 5.98(5) of the Local Government Act 1995 and regulations 33 of the Local Government (Administration) Regulations 1996, council adopts the following annual local government allowance to be paid in addition to the annual meeting allowance:**
- **Shire President \$12,000**
4. **Pursuant to section 5.98A of the Local Government Act 1995 and regulations 33A of the Local Government (Administration) Regulations 1996, council adopts the following annual local government allowance to be paid in addition of the annual meeting allowance:**
- **Deputy Shire President \$4,000**

CARRIED BY ABSOLUTE MAJORITY (6/0)

Council Resolution and Officer Recommendation 5

141/2021

Moved Cr Cobden/Seconded Cr Rose

MATERIAL VARIANCE REPORTING FOR 2021 / 2022

In accordance with regulation 34 (5) of the Local Government (Financial Management) Regulations 1996, and AASB 1031 Materiality, the level to be used in statements of financial activity in 2021 / 2022 for reporting material variances shall be +/- 10% or \$30,000, whichever is the greater.

CARRIED BY ABSOLUTE MAJORITY (6/0)

Council Resolution and Officer Recommendation 6

142/2021

Moved Cr Close/Seconded Cr Guerini

OTHER STATUTORY COMPLIANCE

That Council confirms it is satisfied the services and facilities it provides: -

1. ***Integrate and co-ordinate, so far as practicable, with any provided by the Commonwealth, the State or any other public body;***

2. Do not duplicate, to an extent that the Local Government considers inappropriate, services or facilities provided by the Commonwealth, the State or any other body or person, whether public or private and; and

3. Are managed efficiently and effectively.

In accordance with Section 3.18 (3) of the Local Government Act 1995.

CARRIED BY ABSOLUTE MAJORITY (6/0)

Council Resolution and Officer Recommendation 7

Prior to Council formally adopting the 2021/2022 Municipal Fund Budget, the Executive Manager Corporate Services (EMCS) and Executive Manager Regulatory Services (EMRS) advised that the Southern cross Motor Cycle Club had submitted a funding request to Council for \$3,000 to assist it in the conduct of its annual "2 Day Enduro".

The EMCS and EMRS indicated that Council in past years had assisted the Club financially in the conduct of the "King of the Cross" however, as this was no longer conducted the "2 Day Enduro" had now become the Motor Cycle Club's major annual event. Whilst no itemised amount had been allocated in the 2021/2022 Budget for a \$3,000 donation, Council did have a general allocation for matters such as these and it was considered that such a financial contribution could be allocated from this expenditure item.

Councillors indicated that there was no objection to such a donation being made to the Southern Cross Motor Cycle Club for its "2 Day Enduro".

143/2021

Moved Cr Cobden/Seconded Cr Guerini

MUNICIPAL FUND BUDGET FOR 2021 / 2022

Pursuant to the provisions of section 6.2 of the Local Government Act 1995, Part 3 of the Local Government (Financial Management) Regulations 1996 and clause 7 of the Local Government (COVID-19 Response) Ministerial Order 2021 effective on 2 June 2021, the council adopt the Municipal Fund Budget which recognises the consequences of the COVID-19 pandemic on the local community, for the Shire of Yilgarn for the 2021 / 2022 financial year which includes the following:

- Statement of Comprehensive Income by Nature and Type***
- Statement of Comprehensive Income by Program***
- Statement of Cash Flows***
- Rate Setting Statement***
- Notes to and forming part of the Budget***
- Budget Program Schedules***
- Transfers to / from Reserve Accounts***

CARRIED BY ABSOLUTE MAJORITY (6/0)

7 CLOSURE

As there was no further business to discuss, the Shire President declared the meeting closed at 5.48pm.

I, Wayne Della Bosca confirm the above Minutes of the Special Meeting held on Wednesday, July 2021, are confirmed on Thursday, 19 August 2021 as a true and correct record of the Special Meeting of Council.

Wayne Della Bosca
SHIRE PRESIDENT

Unconfirmed