



Shire of
Katanning
Heart of the Great Southern

'A prosperous, vibrant and diverse community working together.'

**MINUTES OF
SPECIAL COUNCIL MEETING**

Dear Council Member

Minutes of a Special Council Meeting of the Shire of Katanning held on
Wednesday 8 September 2021 in the Shire of Katanning Council Chambers,
52 Austral Terrace, Katanning.

DISCLAIMER

The Council of the Shire of Katanning hereby
advises that before taking any action on an application or a
decision of the Council, any applicant or members of the
public should wait for written advice from the Council.

PRESIDING MEMBER _____

DATE SIGNED _____



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1. DECLARATION OF OPENING/ ANNOUNCEMENT OF VISTORS

The Presiding Member declared the meeting open at 5.00 pm.

2. RECORD OF ATTENDANCE**PRESENT**

Presiding Member: Cr John Goodheart – Deputy President

Members: Cr Danny McGrath
Cr Martin van Koldenhoven
Cr Owen Boxall
Cr Ernie Menghini
Cr Kristy D'Aprile
Cr Mark Stephens

Council Officers: Julian Murphy, Chief Executive Officer
Denise Gobbart, Executive Manager Corporate & Community
Sam Bryce, Executive Manager Infrastructure & Assets
Sue Eastcott, Executive Assistant to the CEO

Gallery:

Media:

Apologies: Cr Liz Guidera - President
Cr Serena Sandwell

Leave of Absence:

3. ANNOUNCEMENTS BY PRESIDING MEMBER WITHOUT DISCUSSION

Nil.

4. RESPONSE TO PUBLIC QUESTIONS TAKEN ON NOTICE

Nil.

5. DISCLOSURE OF FINANCIAL/IMPARTIALITY INTERESTS

Nil.

6. PUBLIC QUESTION/STATEMENT TIME

Nil.

7. APPLICATIONS FOR LEAVE OF ABSENCE

Nil.

8. PETITIONS/DEPUTATIONS/PRESENTATIONS

Nil.

9. REPORTS OF COMMITTEES AND OFFICERS**9.1 Adoption of the 2021/2022 Budget – GRV Rate in the Dollar**
(ATTACHMENT)

File Ref: FM.BU.1
Reporting Officer: Denise Gobbart, Executive Manager Corporate & Community
Date Report Prepared: 6 September 2021
Disclosure of Interest: Nil

Issue:

To consider revoking Part B – General and Minimum Rates, Instalment Payment Arrangements of Council’s resolution of 31 August 2021 of the budget adoption to correct an administrative error relating to the rate in the dollar imposed on the Gross Rental Values (GRV) of rateable land.

Body/Background:

The *Local Government Act 1995, section 6.2* requires a Local Government to prepare and adopt a budget before 31 August.

Council adopted the Annual Budget for 2021/2022 as presented at the Special Council Meeting held on 31 August 2021. The Statutory Budget document and Council’s resolution to adopt the budget contained an error relating to the rate in the dollar for GRV land.

Council’s original intention when adopting the budget was to provide for an increase in GRV rate revenue of 4%. The rate in the dollar for GRV adopted by Council when applied would result in a decrease in rate revenue of \$49,613.

A copy of the Officer’s Report for the Special Council Meeting of 31 August 2021 for Adoption of the 2021/2022 Budget and a revised Statutory Budget Note 1 is attached for Council’s information.

Officer’s Comment:

The rate billing was run late on Friday 3 September 2021, after checking some rate notices on Monday 6 September it became evident that the GRV rate in the dollar adopted, was not the same as used in the rate modelling. When Note 1 was prepared the officer had included the GRV valuations for non-rateable properties and the rate in the dollar was reduced to get the rate take of \$2,129,179 as was identified in the rate modelling.

In order to conform to Council’s original intent of increasing GRV rates by 4.0% and to meet the requirements of *section 6.32* of the *Local Government Act 1995* to set a rate in the dollar on rateable land it is recommended that Council revokes its resolution of 31 August 2021 for Part B – General and Minimum Rates, Instalment Payment Arrangements in the adoption the 2021/2022 Budget. Council should then readopt Part B – General and Minimum Rates, Instalment Payment Arrangements with the correct GRV rate in the dollar.

Note 1 Rates and Services Charges page 9 of the statutory budget will be amended to reflect the change

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 30 June on the next year.

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

Policy Implications:

There are no policy implications for this report.

Financial Implications:

The Budget document establishes activities which the Shire will pursue during the 2021/2022 financial year considering the Shire of Katanning's strategic planning documents.

Without amending the rate in the dollar for GRV's the budget will have a deficit of \$49,613.

Risk Implications:

This item has been evaluated against the Shire of Katanning's Risk Assessment and Acceptance Criteria. The perceived level of risk is considered to be "Low" risk and can be managed by routine procedures and with current resources.

Strategic Implications:

Shire of Katanning Strategic Community Plan 2017 – 2027

PRIORITY	LEADERSHIP	
ASPIRATION	L1	An inclusive community, recognised as a great place to live and visit.
OBJECTIVE	L1.1	Operate with high ethical and professional standards, being open, transparent and responsive to the community and other stakeholders.
ASPIRATION	L2	A collaborative, progressive and resilient local government which is sustainably resourced.
OBJECTIVE	L2.1	Optimise use of Shire resources, improve organisational systems.

Voting Requirement: Absolute Majority

Officer's Recommendation/Council Motion:

The motion to revoke the decision must be supported by three Councillors.

The motion to revoke the decision is supported by Councillors:

1. CR OWEN BOXALL
2. CR MARK STEPHENS
3. CR DANNY MCGRATH

MOVED: CR ERNIE MENGHINI

SECONDED: CR DANNY MCGRATH

OC105/21 That Council revokes the following decision made at the Special Council Meeting held on 31 August 2021:

PART B – GENERAL AND MINIMUM RATES, INSTALMENT PAYMENT ARRANGEMENTS

1. That Council, for the purpose of yielding the deficiency disclosed by the Municipal Fund Budget adopted at Part A above, pursuant to sections 6.32, 6.33, 6.34 and 6.35 of the *Local Government Act 1995*, imposes the following general and minimum rates on Gross Rental and Unimproved Values.

General Rates

Gross Rental Value (GRV)	0.10270 cents in the dollar
Unimproved (UV)	0.00942 cents in the dollar

Minimum Rates

Gross Rental Value (GRV)	\$1,018
Unimproved (UV)	\$1,018

2. That Council, pursuant to section 6.45 of the *Local Government Act 1995* and regulation 64 (2) of the *Local Government (Financial Management Regulations 1996)*, offers a one, two and four instalment payment option, and nominates the following due dates for payment in full or by instalments:
 - Full payment and 1st instalment due date 15 October 2021
 - 2nd quarterly instalment due date 15 December 2021
 - 2nd half instalment due date 15 February 2022
 - 3rd quarterly instalment due date 15 February 2022
 - 4th quarterly & final instalment due date 15 April 2022
3. That Council, pursuant to section 6.45 of the *Local Government Act 1995* and regulation 67 of the *Local Government (Financial Management Regulations 1996)*, adopts an instalment administration charge where the owner has elected to pay rates (and service charges) through an instalment option of \$10.00 for each instalment after the initial instalment is paid.

4. That Council, pursuant to section 6.45 of the *Local Government Act 1995* and regulation 68 of the *Local Government (Financial Management Regulations 1996)*, adopts an interest rate of 5.5% where the owner has elected to pay rates (and service charges) through an instalment option.
5. That Council, pursuant to section 6.51 (1) and subject to section 6.51 (4) of the *Local Government Act 1995* and regulation 70 of the *Local Government (Financial Management Regulations 1996)*, adopts an interest rate of 7.0% for rates (and service charges) and costs of proceedings to recover such charges that remains unpaid after becoming due and payable.
6. That Council offer ratepayers the chance to win one of five \$1,000 Katanning Regional Business Association vouchers subject to the following terms and conditions:
 - That all rates and charges appearing on the rate notice including arrears are paid in full within 35 days of issue of the rates assessment notice: and
 - Councillors and employees of the Shire of Katanning, state government properties and properties that receive a rates exemption are not eligible to be included in the prize draw.

CARRIED BY AN ABSOLUTE MAJORITY 7/0

Voting Requirement: Absolute Majority

MOVED: CR DANNY MCGRATH

SECONDED: CR MARK STEPHENS

OC106/21 PART B – GENERAL AND MINIMUM RATES, INSTALMENT PAYMENT ARRANGEMENTS

1. That Council, for the purpose of yielding the deficiency disclosed by the Municipal Fund Budget adopted at Part A above, pursuant to sections 6.32, 6.33, 6.34 and 6.35 of the *Local Government Act 1995*, imposes the following general and minimum rates on Gross Rental and Unimproved Values.

General Rates

Gross Rental Value (GRV)	0.10535 cents in the dollar
Unimproved (UV)	0.00942 cents in the dollar

Minimum Rates

Gross Rental Value (GRV)	\$1,018
Unimproved (UV)	\$1,018

2. That Council, pursuant to section 6.45 of the *Local Government Act 1995* and regulation 64 (2) of the *Local Government (Financial Management Regulations 1996)*, offers a one, two and four instalment payment option, and nominates the following due dates for payment in full or by instalments:
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 - That all rates and charges appearing on the rate notice including arrears are paid in full within 35 days of issue of the rates assessment notice:
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CARRIED BY AN ABSOLUTE MAJORITY 7/0

10. ELECTED MEMBERS MOTION OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN

Nil

11. NEW BUSINESS OF AN URGENT NATURE INTRODUCED BY DECISION OF MEETING

Nil

12. CONFIDENTIAL ITEMS

Nil

13. CLOSURE OF MEETING

The Presiding Member declared the meeting closed at 5.04 pm.