

# Clare & Gilbert Valleys Council

## Minutes

Minutes of the Special Meeting of the Clare & Gilbert Valleys Council held on Monday 7 August 2017, in the Council Chambers, 4 Gleeson Street, Clare, commencing at 7.00pm

**His Worship the Mayor, Mr A Aughey OAM declared the meeting open, and welcomed all in attendance.**

### **Acknowledgement of Country**

We acknowledge and respect the traditional custodians whose ancestral lands we are meeting upon here today.

### **1.0 Opening & Welcome**

#### **Present:**

Mayor A Aughey OAM  
Councillor E Calvert  
Councillor H Perry  
Councillor N Golding  
Councillor D Schwarz  
Councillor I Burfitt  
Councillor J Kells  
Councillor L Bruhn

#### **Staff in Attendance**

Acting Chief Executive Officer, Mr J Coombe  
Manager Finance & Administration, Mrs C McAvaney  
Manager Governance & Community Services, Mrs L Kunoth  
Minute Secretary, Mrs S Zuromski

#### **Apologies:**

Councillor L Drummond  
Councillor T Siv

309 -17

Moved: Cr Golding

Seconded: Cr Bruhn

**That the apologies be accepted.**

**CARRIED**

## 2.0 Conflict of Interest

Cr Perry All items - declared a perceived conflict of interest as she is a Director of a Company that provides records management consultancy to Council and will remain in the Chamber for the duration of the meeting

Cr Kells Item 3.1.1 – Declared a perceived conflict of interest as he is a neighbour of the property in Dominic Street – re: Public Submission received and will remain in the Chamber if not discussed in detail.

## 3.0 Business Listed

### 3.1 Budget & Rates

#### 3.1.1 Public Submissions – Draft Annual Business Plan

-17

Moved: Cr Calvert

Seconded:

That Council approve payment to the Saddleworth & District Community Association for a contribution of \$30,000 to allow the Association to purchase the IGA land at Saddleworth.

**The motion lapsed due to Mayor Aughey determining the motion was not sufficiently contrary to a previous motion (289-17) 24 July 2017.**

310 -17

Moved: Cr Kells

Seconded: Cr Perry

**That the verbal submission having been made at the public hearing and the written public submissions (list attached) regarding the 2017/2018 Draft Annual Business Plan and Budget be received and that the Acting Chief Executive Officer provide written responses to the submissions.**

**CARRIED UNANIMOUSLY**

#### 3.1.2 Adoption of Annual Business Plan 2017/2018

311 -17

Moved: Cr Perry

Seconded: Cr Golding

**That pursuant to and in accordance with Section 123 of the Local Government Act 1999 and Regulation 6 of the Local Government (Financial Management) Regulations 2011, the Council adopts the Annual Business Plan for the financial year ending 30 June 2018.**

**CARRIED UNANIMOUSLY**

### **3.1.3 Adoption of Budget**

312 -17

Moved: Cr Perry

Seconded: Cr Golding

**That pursuant to Section 123(7) of the Local Government Act 1999 and Regulation 7 of the Local Government (Financial Management) Regulations 2011 the Council having considered the Budget in conjunction with, and determined the Budget to be consistent with, the Council's Annual Business Plan, adopts the Budget for the financial year ending 30 June 2018 comprising:**

- a) Budgeted Statement of Comprehensive Income**
- b) Budgeted Balance Sheet**
- c) Budgeted Statement of Changes in Equity**
- d) Budgeted Statement of Cash Flows**
- e) Budgeted Uniform Presentation of Finances**
- f) Budgeted Statement of Financial Indicators**

**CARRIED**

### **3.1.4 Adoption of Valuation**

313 -17

Moved: Cr Schwarz

Seconded: Cr Bruhn

**That pursuant to Section 167(2)(a) of the Local Government Act 1999, the Council adopts the Valuer General's most recent valuations available to the Council of the capital value of land within the area of the Council totalling \$2,687,189,790 for rating purposes, for the year ending 30 June 2018.**

**CARRIED**

### **3.1.5 Maximum Increase in General Rates**

314 -17

Moved: Cr Perry

Seconded: Cr Bruhn

**That pursuant to Section 153 (3) of the Local Government Act 1999, the Council resolves not to fix a maximum increase in the general rate to be charged on any rateable land within its area that constitutes the principal place of residence of a principal ratepayer, for the financial year ending 30 June 2018.**

**CARRIED**

### **3.1.6 Differential General Rates**

315 -17

Moved: Cr Burfitt

Seconded: Cr Schwarz

**That pursuant to Sections 152(1)(a), 153(1)(b) and 156(1)(a) of the Local Government Act 1999, Council declares differential General Rates for the financial year ending 30 June 2018, based on the capital value of the rateable land in the Council's area and varying according to land use in accordance with Regulation 14 of the Local Government (General) Regulations 2013 as follows:**

- 1. in respect of Category 1(a) (Residential), Category 1(h) (Vacant Land) and Category 1(i) (Other), a rate of 0.4748 cents in the dollar;**
- 2. in respect of Category 1(b) (Commercial – Shop), Category 1(c) (Commercial – Office) and Category 1(d) (Commercial – Other) a rate of 0.6409 cents in the dollar;**
- 3. in respect of Category 1(e) (Industry – Light) and Category 1(f) (Industry – Other) a rate of 0.6409 cents in the dollar**
- 4. in respect of Category 1(g) (Primary Production) a rate of 0.3086 cents in the dollar**

**CARRIED UNANIMOUSLY**

### **3.1.7 Minimum Amount Payable by Way of Rates**

316 -17

Moved: Cr Bruhn

Seconded: Cr Golding

**That pursuant to Section 158(1)(a) of the Local Government Act 1999, the Council fixes a minimum amount of \$675.00 payable by way of general rates, for the financial year ending 30 June 2018.**

**CARRIED UNANIMOUSLY**

### **3.1.8 Annual Service Charge – Community Wastewater Management Schemes**

317 -17

Moved: Cr Schwarz

Seconded: Cr Bruhn

**That pursuant to Section 155 of the Local Government Act 1999 and Regulation 12 of the Local Government (General) Regulations 2013 and in accordance with the CWMS Property Units Code, the Council imposes, for the financial year ending 30 June 2018, for each of the schemes, an annual service charge of \$380.00 based on the level of usage of the service in respect of land to which it provides or makes available Community Wastewater Management System services within the Townships of Clare, Riverton and Saddleworth.**

**CARRIED**

### **3.1.9 Annual Service Charge – Waste Collection Service**

318 -17

Moved: Cr Perry

Seconded: Cr Schwarz

**That pursuant to Section 155 of the Local Government Act 1999, the Council imposes for the financial year ending 30 June 2018 the following annual service charge based on the nature of the service in respect of all land within the towns and/or designated collection areas of Clare, Riverton, Saddleworth, Mintaro, Sevenhill, Auburn, Watervale, Manoora, Rhynie, Marrabel, Stockport, Tarlee, Waterloo, Armagh and Golfview Heights to which it provides or makes available the waste collection service, an annual service charge of \$190.00.**

**CARRIED UNANIMOUSLY**

### **3.1.10 Waste Collection Service Charge Rebate**

319 -17

Moved: Cr Golding

Seconded: Cr Perry

**That pursuant to Section 166(1)(l)(i) of the Local Government Act 1999, to provide relief against what would otherwise amount to a substantial change in rates payable by a ratepayer due to a redistribution of the rates burden within the community arising from a change to the basis or structure of the Council rates, Council grants a discretionary rebate of the full amount of the Waste Collection Service Charge imposed for the financial year ending 30 June 2018 where the following criteria are met:**

- 1. the property is not used for residential, commercial or industrial purposes;**
- 2. the property is contiguous to another piece of land that is either owned or occupied by the same person; and**
- 3. the property is not receiving the waste collection service.**

**That pursuant to Section 44 of the Local Government Act 1999, the Chief Executive Officer be delegated authority to approve the grant of rebates in accordance with the powers contained in Section 166(1) (l) (i) where the Chief Executive Officer is in possession of sufficient information to determine the entitlement of the rebate or otherwise upon application.**

**CARRIED UNANIMOUSLY**

### **3.1.11 Natural Resources Management Levy**

320 -17

Moved: Cr Perry

Seconded: Cr Bruhn

**That pursuant to Section 95 of the Natural Resources Management Act 2004 and Section 154 of the Local Government Act 1999 and in order to reimburse the Council the amount contributed to the Northern & Yorke Natural Resources Management Board for the financial year ending 30 June 2018 being \$440,564 (four hundred and forty thousand five hundred and sixty four dollars), a separate rate of 0.0168 cents in the dollar based on the capital value of the rateable land be declared in respect of all rateable land in the Council area.**

**CARRIED**

### **3.1.12 Payment of Rates**

321 -17

Moved: Cr Burfitt

Seconded: Cr Perry

**That pursuant to Section 181(1) of the Local Government Act 1999, rates and charges declared for the financial year ending 30 June 2018 will be payable in four equal or approximately equal instalments falling due on 29 September 2017, 15 December 2017, 16 March 2018, and 15 June 2018.**

**CARRIED**

### **3.1.13 Licence Fees**

322 -17

Moved: Cr Perry

Seconded: Cr Bruhn

**That the following licence fees shall be payable by any licensee of road reserves and reserves pursuant to Section 188 of the Local Government Act 1999, for the financial year ending 30 June 2018.**

**For roads and land used for grazing purposes and non-grazing purposes: \$48.00 per hectare or part thereof.**

**CARRIED**

### **3.1.14 Rating Policies**

323 -17

Moved: Cr Perry

Seconded: Cr Schwarz

**That Council ratify the following Policies for 2016/2017:**

- 1. Community Owned Property Rate Rebates and Service Charge Donation Policy**
- 2. Rate Policy**
- 3. Deferment of Rates Due to Hardship Policy**

**CARRIED UNANIMOUSLY**

### **3.1.15 Fees & charges Schedule 2017/18**

324 -17

Moved: Cr Perry

Seconded: Cr Burfitt

**That Council adopt the Schedule of Fees and charges for the 2017/18 financial year as follows:**

- **Fees set by legislation, as advised by relevant authorities;**
- **Leases and licences in accordance with existing agreements; and**
- **Council-controlled fees as applied in the Draft Schedule of Fees and Charges 2017/18 as set out within the Council agenda at attachment 4.**

**CARRIED UNANIMOUSLY**

### **3.2 Clare Valley Hutt Project Inc – Request to Install a Vehicle Supercharger at Clare Valley Wine Food and Tourism Centre.**

325 -17

Moved: Cr Calvert

Seconded: Cr Perry

**That Council approves the request from Clare Valley Hutt Project Inc to install Tesla Supercharger at the Clare Valley Wine Food and Tourism Centre property in accordance with the Lease to occupy and at Lot 136 Corner Horrocks Highway and Spring Gully Road.**

**CARRIED UNANIMOUSLY**

### **3.3 Clare Sport & Recreation Precinct Project**

326 -17

Moved: Cr Burfitt

Seconded: Cr Perry

- 1. That Council authorises the Acting Chief Executive Officer to prepare a brief of the sporting clubs needs and invite submissions from the architectural firms of Grieve Gillett Anderson, Dash Architects and Hames Sharley, and report back to Council on the outcome.**
- 2. That the Clare Sport & Recreation Precinct Working Party include His Worship Mayor Aughey OAM as a member of the working party.**

**CARRIED UNANIMOUSLY**



#### **4.0 Closure**

The meeting was declared closed at 7.50 pm

Confirmed.....

Mayor.....