

Minutes

Special Meeting of Council

Tuesday, 14th June 2016

**City of Kingston
Special Meeting of Council**

Minutes

14 June 2016

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| | <i>[Note that any Conflicts of Interest need to be formally declared at the start of the meeting and immediately prior to the item being considered – type and nature of interest is required to be disclosed – if disclosed in writing to the CEO prior to the meeting only the type of interest needs to be disclosed prior to the item being considered.]</i> | |
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The meeting commenced at 7.01pm in the Council Chamber, 1230 Nepean Highway, Cheltenham.

Present: Cr Tamsin Bearsley (Mayor)
Cr Tamara Barth
Cr Ron Brownlees OAM
Cr David Eden
Cr Geoff Gledhill
Cr Steve Staikos

In Attendance: John Nevins, Chief Executive Officer
Mauro Bolin, General Manager Community Sustainability
Paul Franklin, General Manager Corporate Services
Daniel Freer, General Manager City Assets and Environment
Jonathan Guttman, General Manager Planning and Development
Caroline Reidy, Manager Finance and Corporate Performance
Keryn Fisher, Program Leader Communications & Events
Bridget Draper, Acting Manager Governance
Stephanie O’Gorman, Governance Officer
Nelly Bossick, Governance Officer
Lindsay Holland, Facilities Officer Governance

1. Apologies

Apologies from Cr Peulich, Cr Staikos, Cr West and Cr Ronke were submitted to the meeting.

Moved: Cr Brownlees

Seconded: Cr Gledhill

That the apologies from Cr Peulich, Cr Staikos and Cr West and Cr Ronke be received.

CARRIED

2. Foreshadowed Declaration by Councillors, Officers or Contractors of any Conflict of Interest

John Nevins, Chief Executive Officer declared a direct conflict of interest in Item 3.2 Contract No 16/59 - Provision of Loan Finance - Tender Acceptance Report.

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3. Corporate Services Reports

3.1 Adoption of the 2016/17 Annual Budget

Moved: Cr Brownlees

Seconded: Cr Gledhill

That Council:

1. Adopt the 2016/17 Budget and Statutory Information (including fees and charges) as attached to this report subject to an additional \$46,000 allocated from the open space reserve to be provided to Mordialloc Bowls Club;
2. In respect of Rates and Charges:-
 - a) Declare a differential rate for rateable land having the characteristics specified in the Schedules to Appendix B of the Budget document, which characteristics will form the criteria for each differential rate so declared:
 - 8.1 General Land (refer to Schedule A)
 - 8.2 Agricultural Land (refer to Schedule B)
 - 8.3 Extractive and Landfill Land (refer to Schedule C);
 - 8.4 Retirement Village Land (refer to Schedule D); and that the rate of (based on the cents in the dollar of Capital Improved Value set out below) be;

| Category | Rate in the \$ |
|-----------------------------------|----------------|
| General Land Rate | 0.0021130 |
| Agricultural Land | 0.0016904 |
| Extractive and Landfill Land Rate | 0.0063390 |
| Retirement Village Land | 0.0019017 |

- b) A Municipal Charge of \$100 per rateable property; and
- c) Waste Service Charges as follows:

| | |
|---|-------|
| Service Choice A - 120 litre garbage, 240 litre recycling and 240 litre green waste bins including recovery of costs attributable to the State Government Landfill Levy | \$225 |
| Service Choice B – 80 litre garbage, 240 litre recycling and 240 litre green waste bins including recovery of costs attributable to the State Government Landfill Levy | \$186 |
| Service Choice C – 120 litre garbage, 240 litre recycling and 120 litre green waste bins including recovery of costs attributable to the State Government Landfill Levy | \$207 |
| Service Choice D – 80 litre garbage, 240 litre recycling and 120 litre green waste bins including recovery of costs attributable to the State Government Landfill Levy | \$174 |
| Service Choice E – 120 litre garbage and 240 litre recycling bins including recovery of costs attributable to the State Government Landfill Levy | \$164 |
| Service Choice F – 80 litre garbage and 240 litre recycling bins including recovery of costs attributable to the State Government Landfill | \$135 |

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| | |
|--|-------|
| Levy | |
| Service Choice G – 240 x 2 Share Garbage, 240 Recycle including recovery of costs attributable to the State Government Landfill Levy | \$135 |
| Service Choice H – 240 x 3 Share Garbage, 240 Recycle including recovery of costs attributable to the State Government Landfill Levy | \$106 |
| Service Choice I – 240 x 4 Share Garbage, 240 Recycle including recovery of costs attributable to the State Government Landfill Levy | \$95 |
| Service Choice P – 120 x 2 Share Garbage, 240 Recycle including recovery of costs attributable to the State Government Landfill Levy | \$95 |
| Service Choice W – Additional 120 Green Waste Bin | \$46 |
| Service Choice X – Additional 240 Green Waste Bin | \$58 |
| Service Choice Y – Additional 240 Garbage Bin including recovery of costs attributable to the State Government Landfill Levy | \$142 |
| Service Choice Z – Additional 120 Garbage Bin including recovery of costs attributable to the State Government Landfill Levy | \$134 |

3. It be recorded that Council will grant a waiver of \$100.00 of general rates for the property subject to the State Government Municipal Rates Concession pursuant to Section 171 of the Local Government Act 1989.
4. In addition to payment annually or four (4) times yearly on the dates specified in the Local Government Act 1989, namely:-
 - a. in a lump sum on or, before 15 February 2017; or
 - b. by four approximately equal instalments paid on or before 30 September 2016; 30 November 2016, 28 February 2017 and 31 May 2017; or
 - c. by ten approximately equal direct debit payments from 1 September 2016 until 1 June 2017.
5. No incentive be declared for early payment of general rates, municipal charge and waste service charge.
6. The Chief Executive Officer of Council be authorised to give public notice of the adoption of the Budget and Statutory Information in accordance with Sections 130(2) of the Local Government Act 1989.
7. It be recorded that Council requires any person to pay interest on any amounts of rates and charges which:-
 - a. that person is liable to pay; and
 - b. have not been paid by the dates specified for their payment.
8. The interest for the 2016/17 rating year is to be calculated at the rate fixed under Section 2 of the Penalty Rate Act 1983 that is applicable at 1 July 2016 pursuant to Section 172(2) of the Local Government Act 1989 as amended by the Local Government (Further Amendment) Act 1997.
9. The Manager, Finance and Corporate Performance, be authorised to levy and

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recover the general rates, municipal charge and annual waste service charges in accordance with the Local Government Act 1989.

10. Detailed responses to each of the submitters be provided.

CARRIED

3.2 Contract No 16/59 - Provision of Loan Finance - Tender Acceptance Report

John Nevins, Chief Executive Officer, declared a direct conflict of interest in Item 3.2 as he owns banks shares and left the meeting at 7.15pm prior to any discussion on the matter.

Moved: Cr Gledhill

Seconded: Cr Barth

That Council:

1. Invite:
 - Commonwealth Bank of Australia; and
 - National Australia Bankto submit final bids to Council for the provision of \$3.395 million of loan finance.
2. Delegate the award of the contract to the General Manager Corporate Services on the recommendation of the Manager Finance and Corporate Performance.
3. Note officers will use the principle of lowest cost available now to award the contract.

CARRIED

John Nevins returned to the meeting at 7.16pm.

4. Confidential Items

Moved: Cr Brownlees

Seconded: Cr Gledhill

That in accordance with the provisions of section 89(2) of the *Local Government Act 1989*, the following items be designated confidential:

Confidential Appendices

**3.2 Contract No 16/59 - Provision of Loan Finance - Tender Acceptance Report
Appendix 1, Confidential Attachment - Contract No 16/59 - Provision of Loan Finance**

This appendix is confidential in accordance with the Local Government Act s89(2) as it relates to (s89 2d)

CARRIED

The meeting closed at 7.17pm.

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Confirmed.....

The Mayor 27 June 2016