



## **Minutes of a Special Meeting of Council**

**held on Tuesday 28 June 2011**

**at 6.30pm**

**Council Chamber, Civic Centre Brighton**

### **PRESENT:**

Cr Alex del Porto (Mayor)  
Cr Louise Cooper-Shaw  
Cr Clifford Hayes  
Cr Felicity Frederico  
Cr Michael Norris  
Cr Simon Russell JP  
Cr James Long BM JP

### **OFFICERS IN ATTENDANCE**

Adrian Robb	- Chief Executive Officer
Sharon Pearsons	- Director Corporate Services
Shiran Wickramasinghe	- Director City Strategy
Heather Johnson	- Director Community Services
Guy Wilson-Browne	- Director Infrastructure Services
Michael Divens	- Manager Finance
Terry Callant	- Governance Manager
Janice Pouw	- Governance Officer

The Mayor declared the Meeting open at 6.30pm and invited Cr Long to read the prayer.

O God  
Bless this City, Bayside,  
Give us courage, strength and wisdom,  
So that our deliberations,  
May be for the good of all,  
Amen

The Mayor invited Cr Cooper-Shaw to read the acknowledgement of the original inhabitants of this land.

- ◆ We acknowledge that the original inhabitants of this land that we call Bayside were the Boonwerung people of the Kulin nation.
- ◆ They loved this land, they cared for it and considered themselves to be part of it.
- ◆ We acknowledge that we have a responsibility to nurture the land, and sustain it for future generations.

**APOLOGIES:** There were no apologies submitted to the meeting.

#### **DECLARATION OF INTERESTS**

- Cr Russell declared an Indirect Interest by close association in Item 1 Schedule of Fees and charges 2011/2012 in relation to Part B as his wife is sole trader in a business that is affected by Fees and Charges.
- Cr Frederico declared an Indirect Interest by close association in Item 2 Budget 2011/2012 Part A as her father submitted a tender for the works associated with the New Street Bridge renewal works stage 2.

**Item 1. Schedule of Fees and Charges 2011/2012**

Corporate Services / Finance  
COR 1234

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*It is recorded that Cr Russell declared an Indirect Interest by close association in relation to this item specifically relating to Part B.*

**Part A**

**Moved: Cr Cooper-Shaw**

**Seconded: Cr Norris**

That Council adopts the Schedule of Discretionary Fees and Charges and the Schedule of Statutory Fees and charges for the financial year ending 30 June 2012 as attached excluding those relating to Environmental Health.

**CARRIED**

*It is recorded that Cr Russell vacated the Chamber at 6.32pm prior to the consideration of PART B in relation to this item.*

**Part B**

**Moved: Cr Frederico**

**Seconded: Cr Long**

That Council adopts the Schedule of Discretionary Fees and Charges for the financial year ending 30 June 2012 as attached relating to Environmental Health.

**CARRIED**

*It is recorded that Cr Russell vacated the Chamber prior to the consideration of PART B and was absent from the Chamber whilst this matter was discussed and was not present in the Chamber whilst the vote was taken on this item.*

*It is recorded Cr Russell returned to the Chamber at 6.33pm.*

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**Item 2. Budget 2011/2012**

Corporate Services / Finance  
COR 1234

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*It is recorded that Cr Frederico declared an Indirect Interest by close association in Item 2 Part A.*

*Cr Frederico vacated the Chamber at 6.34pm prior to the consideration of this item.*

**Part A**

**Moved: Cr Long**

**Seconded: Cr Hayes**

That Council having considered submissions received pursuant to Section 223 of the Local Government Act 1989, adopt the 2011/2012 budget (as attached) for the financial year ending 30 June 2012 noting the following minor amendments from the proposed budget:

1. Inclusion of Capital Grants and Contributions - \$360K State government grant capital income for Highett Hub,
2. Inclusion of Capital Expenditure \$150K Corporate Centre car park extension and \$210k New street bridge renewal work stage two, and
3. Exclusion of Operating Expenditure- Payment to Vision Super liability \$380k paid in the 2010/2011 financial year in accordance with the Council resolution on 14 June.

The reasons for adoption are as follows:

1. To deliver the recurrent service program to meet community expectations for 2011/12.
2. To continue investment in replacement and new capital works in accordance with the Long Term Financial Plan 2011/12 – 2021/22.
3. To ensure overall financial sustainability in accordance with the Long Term Financial Plan 2011/12 – 2021/22.

**CARRIED**

*It is recorded that Cr Frederico vacated the Chamber immediately prior to the consideration of PART A and was not present in the Chamber whilst the vote was taken on this item.*

*It is recorded Cr Frederico returned to the Chamber at 6.36pm.*

**Item 2. Budget 2011/2012 (continued)**

**Moved: Cr Norris**

**Seconded: Cr Cooper-Shaw**

**Part B**

That Council adopts the Long Term Financial Plan and gives authority to the Director of Corporate Services to make the minor editorial changes to reflect the changes made in Part A above.

**Part C**

That Council:

1. gives public notice of its decision to adopt the Budget, in accordance with Section 130 of the Local Government Act 1989.
2. forwards a copy of the 2011/12 Budget to the Minister in accordance with the Local Government Act 1989.

**Part D**

1. That Council responds to the submissions received in respect of the Section 223 budget process as follows:
2. All submitters be thanked for their submissions and receive a written response;
3. Council confirms the current Fees and Charges for tables and chairs on footways, including the surcharge for permanent structures and receives a report in three meeting cycles to consider and review the Fees and Charges for Goods, Signs on Footways including Council policy objectives in economic development and urban design.

**CARRIED**

**Item 3. Declaration of Rates and Charges**Corporate Services / Finance  
COR 1234**Moved: Cr Norris****Seconded: Cr Frederico**

That the following resolution be adopted by Council to formally declare the Rates and Charges for the 2011/12 Rating Year.

**1. Amount Intended To be Raised**

That an amount of \$65,687,471 be declared as the amount which Council intends to raise by general rates, municipal charge, annual service charge and an amount in lieu of rates (in accordance with the Cultural and Recreational Lands Act 1963) described later in this Resolution, which amount is calculated as follows:-

General Rates	\$54,564,875
Municipal Charge	\$5,950,422
Annual Service Charge (Waste)	\$4,911,360
Amount in lieu of rates in accordance with Cultural and Recreational Lands Act	<u>\$260,814</u>
<b>TOTAL</b>	<b><u>\$65,687,471</u></b>

**2. General Rates**

- 2.1 That a General Rate of 0.134452 cents for each dollar of Capital Improved Value be declared in respect of the 2011/12 Financial Year.
- 2.2 That in accordance with of the Cultural and Recreational Lands Act 1963, the amounts payable as rates be the amounts set out in the attached "Cultural and Recreational Lands Summary" in respect of the 2011/12 Financial Year for all land to which that Act applies.

**3. Municipal Charge**

- 3.1 That a Municipal Charge is declared in respect of the 2011/12 Financial Year.
- 3.2 That the Municipal Charge is declared for the purpose of covering some of the administrative costs of Council.
- 3.3 That the Municipal Charge is in the sum of \$120 for each rateable land (or part) in respect of which a municipal charge may be levied.
- 3.4 That it is confirmed that the Municipal Charge is declared in respect of all rateable land within the municipal district in respect of which a Municipal Charge may be levied.

**Item 3. Declaration of Rates and Charges (continued)****4. Annual Service Charges**

4.1 That pursuant to the provisions of Section 162 of the Local Government Act 1989 an Annual Service Charge relating to Waste Management, less any rates concession, be declared for each rateable property:

4.1.1 The Annual Service Charge is levied on each rateable property (excluding Domestic Use Bathing Boxes and Telecommunication Towers) in the sum of \$147 for a 140-litre mobile garbage bin and \$113 for a 80-litre mobile garbage bin.

4.1.2 The Annual Service Charge is declared in respect of the 2011/12 Financial Year.

4.2 That pursuant to the provisions of Section 221 of the Local Government Act 1989 an Annual Service Charge relating to Waste Management is declared on each non-rateable property where the service is provided:

4.2.1 The Annual Service Charge is levied on each non-rateable property in the sum of \$147 for a 140-litre mobile garbage bin and \$113 for a 80-litre mobile garbage bin.

4.2.2 The Annual Service Charge is declared in respect of the 2011/12 Financial Year.

**5. Incentives**

An incentive is given at the rate of 2.0 percent in relation to the amount payable for the sum of the General Rate, Municipal Charge and the Annual Service Charges if full payment is received by 31 August 2011.

**6. Rate Payments**

6.1 Rates are payable in four equal instalments due by 30 September 2011, 30 November 2011, 28 February 2012 and 31 May 2012.

6.2 Where no instalment has been paid by 30 September 2011, rates are due in a lump sum and payable by 15 February 2012.

**7. Consequential**

7.1 It be recorded that Council requires any person to pay interest on any amounts of rates and charges which:

- That person is liable to pay; and
- Have not been paid by the date specified for their payment.

7.2 The Revenue Coordinator is authorised to levy and recover the general rates, municipal and annual service charges described earlier in this Resolution in accordance with the Local Government Act 1989.

**Item 3. Declaration of Rates and Charges (continued)****CULTURAL & RECREATIONAL LANDS SUMMARY 2011/2012**

<b>Description</b>	<b>Total Charge</b>
Basterfield Tennis Club	\$1,477.07
Beamaris Bowls Club	\$3,849.60
Beamaris Community Centre Tennis Club	\$2,228.92
Beamaris Lawn Tennis Club	\$4,879.77
Beamaris Motor Yacht Squadron	\$4,086.77
Beamaris Yacht Club	\$759.09
Black Rock Bowling & Tennis Club	\$4,711.97
Black Rock Yacht Club	\$1,513.37
Brighton Beach Bowling Club	\$2,259.57
Brighton Croquet Club	\$2,803.30
Cheltenham Golf Club	\$1,310.68
Cheltenham Golf Club	\$13,174.36
Dendy Park Bowls Club Inc.	\$4,369.93
Dendy Park Lawn Tennis Club	\$5,351.69
Elsternwick Park Sports Club	\$3,694.71
Elsternwick Tennis Centre	\$2,424.95
Gray Court Reserve P/L	\$1,023.29
Hampton Bowls Club	\$4,537.72
Hampton Sailing Club	\$1,193.10
Hampton Tennis Club	\$1,795.88
Highett Bowls Club	\$1,983.68
Highett Tennis Club	\$936.57
Hurlingham Park Tennis Club	\$2,355.57
Royal Brighton Yacht Club	\$10,133.06
Royal Melbourne Golf Club	\$86,714.04
Royal Melbourne Golf Club	\$24,669.98
Sandringham Angling Club	\$758.29
Sandringham Athletic Club Inc.	\$655.83
Sandringham Bowls Club	\$2,876.71
Sandringham Club	\$5,817.97
Sandringham Croquet Club	\$1,610.17
Sandringham Football Club Beach Oval	\$1,864.29
Sandringham Yacht Club	\$6,377.91
Sandringham Youth Club	\$1,018.05
Scouts Association	\$509.01
Stella Maris Tennis Club	\$2,494.33
Victoria Golf Club	\$44,410.17
Victorian Amateur Football Association	\$1,235.05
West Brighton Club	\$7,359.59

**CARRIED**

*The Mayor declared the Meeting closed at 6.48pm.*

**CONFIRMED THIS 12 DAY OF JULY 2011**

**CHAIRMAN: .....**