Special Meeting of Council

Council Chambers
Civic Centre
Boxshall Street Brighton

Tuesday
30 June 2020
at 6:30pm

Agenda
Chairperson: Cr Clarke Martin (Mayor)

Councillors: Cr Sonia Castelli
Cr Alex del Porto
Cr Laurence Evans OAM
Cr Rob Grinter (Deputy Mayor)
Cr Michael Heffernan
Cr James Long BM JP

Important Notice

Council is closely monitoring the State Government’s gradual easing of social restrictions. Over the coming weeks, we will review our temporary meeting procedures with a view to restoring limited public participation when practicable. Until this time, **Council and Committee meetings will continue to be held without members of the public present; however, meetings will be live-streamed via Council's website: [http://stream.bayside.vic.gov.au/](http://stream.bayside.vic.gov.au/)**

Alternative arrangements are in place for members of the community to make a submission in relation to items listed on the agenda, or to submit a public question, via the following links:

**Requests to be heard**

**Ask a question at an Ordinary Meeting of Council**

For further queries, please contact the Governance office on 9599 4444
In accordance with Section 84 of the Local Government Act 1989, a **Special Meeting of Bayside City Council** will be held at the Council Chambers, Civic Centre, Boxshall Street Brighton, on **Tuesday, 30 June 2020 at 6:30pm** for the purpose of transacting the following business:

**Order of Business**

1. Apologies

2. Disclosure of any Conflict of Interest of any Councillor

3. Reports by Special Committees
   3.1 Minutes of the 24 June 2020 Special Committee of Council to hear submissions related to: Council Plan 2017-2021 (Proposed 2020 Review) / Proposed Strategic Resource Plan 2020/21-2023/24...

   3.2 Minutes of the 24 June 2020 Special Committee of Council to hear submissions related to: Proposed Annual Budget 2020/21 .......

4. Reports by the Organisation
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1. **Apologies**

2. **Disclosure of any Conflict of Interest of any Councillor**
Executive summary

Purpose and background

Council, at its meeting held on 28 April 2020, established a Special Committee of Council for the purpose of undertaking the statutory process to hear submissions in relation to the Proposed 2020 Review of the 2017-2021 Council Plan; and, at its meeting held on 19 May 2020, established a Special Committee of Council to hear submissions in relation to the Strategic Resource Plan 2020/21-2023/24.

Key issues
Attached for Council’s information is a copy of the Special Committee of Council minutes of the meeting held on 24 June 2020.

It is proposed that Council considers the submissions received in conjunction with the report listed as part of this agenda.

Recommendation

Support Attachments
1. 24 June 2020 Special Committee of Council Minutes (Proposed Council Plan Review and Proposed Strategic Resource Plan) ↓
Considerations and implications of recommendation

Liveable community

Social
The Council Plan contains a number of strategic objectives to improve social connectedness and build a stronger community.

Natural Environment
The Council Plan contains a number of environmental strategic objectives to achieve positive environmental outcomes.

Built Environment
The Council Plan contains a number of built environment strategic objectives which assist in protecting and enhancing amenity, liveability and neighbourhood character.

Customer Service and Community Engagement
Consultation on the review of the Council Plan and Strategic Resource Plan was undertaken in accordance with Section 223 of the Local Government Act 1989. Nine submissions were received and two submitters requested to be heard. A Special Committee of Council was held on 24 June 2020 at 6:30pm to hear the submitters speak in support of their submissions.

Human Rights
The implications of this report have been assessed and are not considered likely to breach or infringe upon the human rights contained in the Victorian Charter of Human Rights and Responsibilities Act 2006.

Legal
The 2020 Review of the 2017-2021 Council Plan has been undertaken in accordance with Section 125 of the Local Government Act 1989. The review of the Strategic Resource Plan 2020/21-2023/24 has been undertaken in accordance with Section 126 of the Local Government Act 1989.

Finance
In accordance with legislation, the Strategic Resource Plan 2020/21-2023/24 has been prepared which describes the financial and non-financial resources required to achieve the strategic objectives of the Council Plan.

Links to Council policy and strategy
The 2020 Review of the 2017-2021 Council Plan establishes the key strategic direction for Bayside City Council for the period 1 July 2020 to 30 June 2021 and is the key document within the Council planning framework. The Strategic Resource Plan 2020/21-2023/24 describes both the financial and non-financial resources (including human resources) for at least the next four financial years to achieve the strategic objectives as outlined within the proposed Council Plan.
Special Committee of Council

To hear submissions in relation to:


To be held remotely via Zoom application and live-streamed on Council’s website

Wednesday 24 June 2020 at 6:30pm

Minutes
PRESENT:

Chairperson: Cr Clarke Martin (Mayor)

Councillors: Cr Sonia Castelli
            Cr Alex del Porto
            Cr Laurence Evans OAM
            Cr Rob Grinter (Deputy Mayor)
            Cr Michael Heffernan
            Cr James Long BM JP
            Cr Clarke Martin

Officers:  Mick Cummins Chief Executive Officer
           Jill Colson Director Corporate Services
           Adam McSwain Director Environment, Recreation & Infrastructure
           Terry Callant Manager Governance & Corporate Reporting
           Bill Shanahan Manager Finance
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   4.4 Council Plan 2017-2021 (Proposed 2020 Review) Submission - Mr Dirk Gierlach
   4.5 Council Plan 2017-2021 (Proposed 2020 Review) Submission - Mr Peter Hill (on behalf of A2B Strategies Pty Ltd)
   4.6 Proposed Strategic Resource Plan 2020/21-2023/24 Submission - Mr Ash Israel
   4.7 Proposed Strategic Resource Plan 2020/21-2023/24 Submission - Mr David Atkins
   4.8 Proposed Strategic Resource Plan 2020/21-2023/24 Submission - Ms Jan Smallman
   4.9 Proposed Strategic Resource Plan 2020/21-2023/24 Submission - Mr George Reynolds (on behalf of Bayside Ratepayers’ Group - Ratepayers Victoria Inc.)

5. Requests to be heard in support of submissions

   The following listed people have requested to be heard in support of their submission to Special Committee of Council Meeting:

   1. Mr Peter Hill (on behalf of A2B Strategies Pty Ltd) – Council Plan 2017-2021 (Proposed 2020 Review)
1. Welcome and opening of the meeting

The Mayor welcomed Councillors, Council Officers and members of the public participating remotely of viewing the live-streaming to the Special Committee Meeting established to hear submissions in relation to the Proposed 2020 Review of the 2017-2021 Council Plan and the Proposed Strategic Resource Plan 2020/21-2023/2024.

2. Apologies

There were no apologies submitted to the meeting.

3. Declarations of any Conflict of Interest

There were no conflicts of interest submitted to the meeting.

4. Submissions

In accordance with Section 223 of the Local Government Act 1989, Council must consider any submissions received by the Council following the 28 days after the publication of the public notice. At the closing date of submissions, Council received nine written submissions in relation to the Proposed 2020 Review of the 2017-2021 Council Plan and Proposed Strategic Resource Plan 2020/21-2023/24.

Of the nine submissions received, two submitters requested to be heard in support of their written submissions.

1. Mr Peter Hill (on behalf of A2B Strategies Pty Ltd) – Council Plan 2017-2021 (Proposed 2020 Review)


The Mayor reminded the speakers that Section 223 (b)(i) of the Local Government Act 1989 indicates that Council must provide the person with the opportunity to be heard in support of their submission and that in accordance with Council’s Governance Local Law No: 1 (2013) submissions in relation to section 223 of the Local Government Act be granted up to 15 minutes to speak in support of their submission. A copy of the submissions received has been circulated to all councillors for their consideration prior to the meeting.
4.1 COUNCIL PLAN 2017-2021 (PROPOSED 2020 REVIEW) SUBMISSION - MR JETHRO FRYER

Corporate Services - Governance
File No: PSF/20/1904 – Doc No: DOC/20/128360

It is recorded that a submission from Mr Jethro Fryer was received, and Mr Fryer did not request to be heard in support of his submission.

4.2 COUNCIL PLAN 2017-2021 (PROPOSED 2020 REVIEW) SUBMISSION - MR LARRY CLARK

Corporate Services - Governance
File No: PSF/20/1904 – Doc No: DOC/20/128375

It is recorded that a submission from Mr Larry Clark was received, and Mr Clark did not request to be heard in support of his submission.

4.3 COUNCIL PLAN 2017-2021 (PROPOSED 2020 REVIEW) SUBMISSION - MR GEOFF PARK

Corporate Services - Governance
File No: PSF/20/1904 – Doc No: DOC/20/128379

It is recorded that a submission from Mr Geoff Park was received, and Mr Park did not request to be heard in support of his submission.

4.4 COUNCIL PLAN 2017-2021 (PROPOSED 2020 REVIEW) SUBMISSION - MR DIRK GIERLACH

Corporate Services - Governance
File No: PSF/20/1904 – Doc No: DOC/20/140105

It is recorded that a submission from Mr Dirk Gierlach was received, and Mr Gierlach did not request to be heard in support of his submission.
4.5 COUNCIL PLAN 2017-2021 (PROPOSED 2020 REVIEW) SUBMISSION - MR PETER HILL (ON BEHALF OF A2B STRATEGIES PTY LTD)

Environment, Recreation & Infrastructure - Sustainability & Transport
File No: PSF/20/16 – Doc No: DOC/20/162365

It is recorded that Mr Peter Hill (on behalf of A2B Strategies Pty Ltd) spoke for 15 minutes in support of his submission.

4.6 PROPOSED STRATEGIC RESOURCE PLAN 2020/21-2023/24 SUBMISSION - MR ASH ISRAEL

Corporate Services - Governance
File No: PSF/20/12 – Doc No: DOC/20/171732

It is recorded that a submission from Mr Ash Israel was received, and Mr Israel did not request to be heard in support of his submission.

4.7 PROPOSED STRATEGIC RESOURCE PLAN 2020/21-2023/24 SUBMISSION - MR DAVID ATKINS

Corporate Services - Governance
File No: PSF/20/12 – Doc No: DOC/20/171740

It is recorded that a submission from Mr David Atkins was received, and Mr Atkins did not request to be heard in support of his submission.

4.8 PROPOSED STRATEGIC RESOURCE PLAN 2020/21-2023/24 SUBMISSION - MS JAN SMALLMAN

Corporate Services - Governance
File No: PSF/20/12 – Doc No: DOC/20/174989

It is recorded that a submission from Ms Jan Smallman was received, and Ms Smallman did not request to be heard in support of her submission.
4.9 PROPOSED STRATEGIC RESOURCE PLAN 2020/21-2023/24
SUBMISSION - MR GEORGE REYNOLDS (ON BEHALF OF BAYSIDE RATEPAYERS' GROUP - RATEPAYERS VICTORIA INC.)

Corporate Services - Finance
File No: PSF/20/11 – Doc No: DOC/20/173895

It is recorded that Mr George Reynolds (on behalf of Bayside Ratepayers’ Group – Ratepayers Victoria) spoke for 15 minutes in support of his submission.

Moved: Cr Long 
Seconded: Cr Grinter (Deputy Mayor)

That all submissions in relation to the Proposed 2020 Review of the 2017-2021 Council Plan and the Proposed Strategic Resource Plan 2020/21-2023/2024 be received and noted, and further considered as part of Council’s deliberations at the 30 June 2020 Special Meeting of Council (at 6:30pm) in relation to the Council Plan and Strategic Resource Plan.

CARRIED

Following consideration all submissions, the Chairperson declared the meeting closed at 7:05pm.
Executive summary

Purpose and background
To note the Minutes of the Special Committee of Council established to hear submissions in relation to the Proposed Annual Budget 2020/21.

Council, at its meeting on 19 May 2020, established a Special Committee of Council for the purpose of undertaking the statutory process to hear submissions in relation to the Proposed Annual Budget 2020/21.

Key issues
Attached for Council’s information is a copy of the Special Committee of Council minutes of the meeting held on 24 June 2020.

It is proposed that Council considers the submissions received in conjunction with the report listed as part of this agenda.

Recommendation
That Council notes the Minutes of the Special Committee of Council held on 24 June 2020 to hear submissions in relation to the Proposed Annual Budget 2020/21.

Support Attachments
1. 24 June 2020 Special Committee of Council Minutes (Proposed Annual Budget)
Considerations and implications of recommendation

Liveable community

Social
The Proposed Annual Budget 2020/21 will have positive benefits for achievement of Council’s commitment to people in Bayside enjoying a high quality of life and wellbeing.

Natural Environment
There are no natural environmental impact associated with this report.

Built Environment
There are no built environmental impacts associated with this report.

Customer Service and Community Engagement
Consultation on the Proposed Budget 2020/21 was undertaken in accordance with Section 223 of the Local Government Act 1989. Seven submissions were received on the proposed Budget. A Special Committee of Council heard presentations from one submitter in relation to the proposed Budget on 24 June 2020 at 7:30pm at the Council Chamber, Brighton.

Human Rights
The implications of this report have been assessed and are not considered likely to breach of infringe upon the human rights contained in the Victorian Charter of Human Rights and Responsibilities Act 2006.

Legal
This Proposed Annual Budget 2020/21 was developed in accordance with Sections 127 and 129 of the Local Government Act 1989.

Finance
In accordance with the legislation, an annual budget has been prepared which details the financial resources required to achieve the Council Plan 2017-2021.

Links to Council policy and strategy
The Proposed Annual Budget 2020/21 is directly linked to the Council plan to ensure the strategic objectives can be achieved.
Special Committee of Council

To hear submissions in relation to:
Proposed Annual Budget 2020/21

To be held remotely via Zoom application
and live-streamed on Council’s website

Wednesday 24 June 2020
at 7:30pm

Minutes
PRESENT:

Chairperson: Cr Clarke Martin (Mayor)

Councillors: Cr Sonia Castelli
Cr Alex del Porto
Cr Laurence Evans OAM
Cr Rob Grinter (Deputy Mayor)
Cr Michael Heffernan
Cr James Long BM JP
Cr Clarke Martin

Officers: Mick Cummins Chief Executive Officer
Jill Colson Director Corporate Services
Adam McSwain Director Environment, Recreation & Infrastructure
Terry Callant Manager Governance & Corporate Reporting
Bill Shanahan Manager Finance
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5. Requests to be heard in support of submissions

   The following listed people have requested to be heard in support of their submission to Special Committee of Council Meeting:

   1. Mr George Reynolds (on behalf of Bayside Ratepayers' Group - Ratepayers Victoria Inc.)
1. **Welcome and opening of the meeting**

The Mayor welcomed Councillors, Council Officers and members of the public participating remotely of viewing the live-streaming to the Special Committee Meeting established to hear submissions in relation to the Proposed Annual Budget 2020/21.

2. **Apologies**

There were no apologies submitted to the meeting.

3. **Declarations of any Conflict of Interest**

There were no conflicts of interest submitted to the meeting.

4. **Submissions**

In accordance with Section 223 of the *Local Government Act 1989*, Council must consider any submissions received by the Council following the 28 days after the publication of the public notice. At the closing date of submissions, Council received seven written submissions in relation to the Proposed Annual Budget 2020/21.

Of the seven submissions received, one submitter requested to be heard in support of their written submission.

1. Mr George Reynolds (on behalf of Bayside Ratepayers’ Group - Ratepayers Victoria Inc.)

The Mayor reminded the speaker that Section 223 (b)(i) of the *Local Government Act 1989* indicates that Council must provide the person with the opportunity to be heard in support of their submission and that in accordance with Council’s Governance Local Law No: 1 (2013) submissions in relation to section 223 of the Local Government Act be granted up to 15 minutes to speak in support of their submission. A copy of the submissions received has been circulated to all councillors for their consideration prior to the meeting.
4.1 PROPOSED BUDGET 2020/21 SUBMISSION - MR GEORGE REYNOLDS (ON BEHALF OF BAYSIDE RATEPAYERS’ GROUP - RATEPAYERS VICTORIA INC.)

Corporate Services - Finance
File No: PSF/20/11 – Doc No: DOC/20/163280

It is recorded that Mr George Reynolds (on behalf of Bayside Ratepayers’ Group – Ratepayers Victoria) spoke for 15 minutes in support of his submission.

4.2 PROPOSED BUDGET 2020/21 SUBMISSION - MR NEIL HOSKING

Corporate Services - Finance
File No: PSF/20/11 – Doc No: DOC/20/149501

It is recorded that a submission from Mr Neil Hosking was received, and Mr Hosking did not request to be heard in support of his submission.

4.3 PROPOSED BUDGET 2020/21 SUBMISSION - MS KATHERINE COPSEY (ON BEHALF OF ALLIANCE FOR GAMBLING REFORM)

Environment, Recreation & Infrastructure - Open Space, Recreation & Wellbeing
File No: PSF/20/18 – Doc No: DOC/20/149493

It is recorded that a submission from Ms Katherine Copsey (on behalf of Alliance for Gambling Reform) was received, and Ms Copsey did not request to be heard in support of her submission.

4.4 PROPOSED BUDGET 2020/21 SUBMISSION - MR ANDREY SEMENETS

Corporate Services - Finance
File No: PSF/20/12 – Doc No: DOC/20/171728

It is recorded that a submission from Mr Andrey Semenets was received, and Mr Semenets did not request to be heard in support of his submission.
4.5 PROPOSED BUDGET 2020/21 SUBMISSION - MR KEVIN HOWARD

Corporate Services - Finance
File No: PSF/20/11 – Doc No: DOC/20/174685

It is recorded that a submission from Mr Kevin Howard was received, and Mr Howard did not request to be heard in support of his submission.

4.6 PROPOSED BUDGET 2020/21 SUBMISSION - MR RICHARD CROSSLAND

Corporate Services - Finance
File No: PSF/20/11 – Doc No: DOC/20/175637

It is recorded that a submission from Mr Richard Crossland was received, and Mr Crossland did not request to be heard in support of his submission.

4.7 PROPOSED BUDGET 2020/21 SUBMISSION - MR NICK MILAT (ON BEHALF OF SANDRINGHAM ATHLETIC CLUB)

Corporate Services - Finance
File No: PSF/20/11 – Doc No: DOC/20/175761

It is recorded that a submission from Mr Nick Milat (on behalf of Sandringham Athletic Club) was received, and Mr Milat did not request to be heard in support of his submission.

Moved: Cr del Porto  Seconded: Cr Castelli
That all submissions in relation to the Proposed Annual Budget 2020/21 be received and noted, and further considered as part of Council’s deliberations at the 30 June 2020 Special Meeting of Council (at 6:30pm) in relation to the Annual Budget.

CARRIED

Following consideration all submissions, the Chairperson declared the meeting closed at 7:42pm.
4. **Reports by the Organisation**


Corporate Services - Governance

File No: PSF/20/12 – Doc No: DOC/20/177634

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**Executive summary**

**Purpose and background**

The purpose of this report is to consider the submissions received in relation to the 2020 review of the Council Plan 2017-2021 and Strategic Resource Plan 2020/21-2023/24 and adopt the Council Plan 2017-2021 (2020 Review) and Strategic Resource Plan 2020/21-2023/24 in accordance with Section 125 and 126 of the *Local Government Act 1989*.

**Council Plan 2017-2021 (2020 Review)**

In June 2017, Council adopted the Council Plan for the period 1 July 2017 to 30 June 2021. The Council Plan is a key document that outlines Council’s strategic direction for the four years of the Council term.

The goals of the Council Plan 2017-2021 are aligned to the aspirations articulated in the Bayside Community Plan 2025. The Community Plan was developed through comprehensive community engagement which provided valuable insights that informed the development of the Council Plan 2017-2021.

The Council Plan goals reflect the seven domains of liveability that frame the Community Plan. The Council Plan includes the eighth goal of ‘Governance’ to signify the community’s and Council’s desire to have decision making informed by improved community engagement, and deliver financially sustainable services and facilities that meet the needs of the community, now and into the future.

The following goals of the Council Plan are:

- **Goal 1** Infrastructure
- **Goal 2** Transport
- **Goal 3** Housing and neighbourhoods
- **Goal 4** Open space
- **Goal 5** Environment
- **Goal 6** Local economy and activity centres
- **Goal 7** Community health and participation
- **Goal 8** Governance.

In accordance with Section 125 (7) of the *Local Government Act 1989*, at least once in each financial year, Council must consider whether the current Council Plan requires any adjustment in respect of the remaining period of the Council Plan.

Council, at its meeting on 28 April 2020, resolved to place on exhibition the 2020 review of the Council Plan which includes:

- The removal of some Strategic Objectives that were not aligned to strategies and actions
- The removal of completed activities
• Improved Strategic Indicators to measure our success against the Plan. The strategic indicators now reflect the more detailed questions in the customer satisfaction survey.

• More deliverable actions across all Goals of the Council Plan.

**Strategic Resource Plan 2020/21 – 2023/24**

Similar to the Council Plan process, Council at its meeting on 19 May 2020, resolved to place on exhibition the Strategic Resource Plan 2020/21-2023/24 which clearly articulates the plan of resources required to achieve the strategic objectives of the Council Plan.

In accordance with Section 126 of the *Local Government Act 1989*, the Strategic Resource Plan must include at least the next four financial years:

• Financial statements describing the required financial resources
• Statements describing the required non-financial resources, including human resources.

**Submissions**

Submissions were invited from the community on both the Council Plan (2020 Review) and the Strategic Resource Plan. As at close of submissions for both documents, five submissions were received relating to the Council Plan, and four submissions were received in relation to the Strategic Resource Plan.

A Special Committee of Council was held on 24 June 2020 to hear the submissions relating to the Council Plan (2020 Review) and Strategic Resource Plan 2020/21-2023/24.

A summary of the submissions and the organisation’s response is attached to this report (Attachment 3).

**Key issues**

The submissions have been considered and it is recommended that no changes be made to the Council Plan 2017-2021 (2020 Review) and the Strategic Resource Plan 2020/21 - 2023/24 on that basis.

**Additional organisational changes to the Council Plan 2017-2021 (2020 Review)**

Further to the in-principle Council Plan 2017-2021 (2020 Review) endorsed by Council at the 28 April 2020 meeting, all additional changes in the below table, relate to the strategic indicators. The changes to the strategic indicators are, in large part, to reflect the recent results of the Annual Community Satisfaction Survey data.

The Annual Community Satisfaction Survey has been undertaken by an external research consultancy that specialises in local government community satisfaction surveys. The survey provides Council with a more accurate understanding of the community’s satisfaction through an improved and more statistically robust methodology. 700 respondents were involved in the survey through randomised face-to-face interviews, and including questions that better align with Council’s activities and provide greater understanding of the reasons behind the community’s perceptions.

The survey provides context comparisons with other councils in the Greater Melbourne and Inner East regions. The survey also categorises the scores into satisfaction levels to assist Council in interpreting and communicating the results.
The following changes to the strategic indicators reflect the most recent survey results:

<table>
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<tr>
<th>Page</th>
<th>Goal</th>
<th>Current indicator</th>
<th>Proposed change</th>
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| 16   | 1    | **Maintain Community satisfaction score with recreation and aquatic facilities, Art Centres and Local Libraries** (Years 4 targets – Recreation and Aquatic facilities maintained 7.90 rating)  
Art Centres maintained 7.99 rating  
Local Libraries maintained 9.05 rating  
Sports grounds and ovals maintained 8.18 rating) | Maintain Community satisfaction score with recreation and aquatic facilities, Art Centres and Local Libraries (Years 4 targets – Recreation and Aquatic facilities maintained 7.90 rating)  
*Bayside Gallery* maintained 7.99 rating  
Local Libraries maintained 9.05 rating  
Sports grounds and ovals maintained 8.18 rating) |
| 20   | 2    | Increased number of people travelling to work by bike, Year 4 – 840 Cyclists – (Source-ABS) | Delete – ABS Data will not be available to measure |
| 26   | 3    | Increase community satisfaction with planning and population growth Year 4 target 6.43 rating | Increase community satisfaction with planning for population growth Year 4 target 6.43 rating |
| 47   | 7    | Maintain community satisfaction with Council’s advocacy to ensure that the elderly and people with a disability continue to have access to high quality support services | Improve community satisfaction that Council is making decisions in the best interest of the community. Year 4 Target – 7.10 rating) |

**Recommendation**

That Council:

1. Having considered the submissions received in accordance with Section 223 of the *Local Government Act 1989* in relation to the Council Plan 2017-2021 (2020 Review) and the Strategic Resource Plan 2020/21-2023/24, adopts:
   
a) The 2020 Review of the Council Plan 2017-2021 (Attachment 1) incorporating changes outlined in the report specifically relating to the strategic indicators; and
   

2. Forwards to the Minister of Local Government a copy of the Council Plan 2017-2021 (2020 Review) and the Strategic Resource Plan 2020/21-2023/24 in accordance with legislative requirements.

Support Attachments
2. The Strategic Resource Plan 2020/21-2023/24 (separately enclosed)
3. Summary of Council Plan and Strategic Resource Plan Submissions

Considerations and implications of recommendation

Liveable community

Social
The Council Plan 2017-21 identifies a number of strategies to enhance Bayside’s social environment through improved community infrastructure and services which impact health, participation and wellbeing.

Natural Environment
The Council Plan 2017-21 identifies a number of strategies to protect and enhance the natural environment, while balancing community use with the need to protect natural assets for future generations.

Built Environment
The Council Plan 2017-21 identifies a number of strategies to improve infrastructure, whilst protecting and enhancing neighbourhood character and liveability.

Customer Service and Community Engagement
The development of the Council Plan was informed by the aspirations of the Bayside Community Plan 2025 that was developed following extensive consultation. Council at its meeting on 28 April 2020 resolved to adopt in principle the Council Plan 2017-2021 (2020 Review) for the purpose of seeking public submissions.

In accordance with the statutory requirement, Council placed a public notice in The Age newspaper on 1 May 2020 and on Council’s website regarding the 2020 review of the Council Plan. Submissions closed at 5pm on 5 June 2020.

Similarly, a public notice was placed in the Age Newspaper on 20 May 2020 and on Council’s website regarding the Strategic Resource Plan. Submissions closed at 5pm on 17 June 2020. A Special Committee of Council was held on 24 June 2020 to hear those submitters requesting to be heard in support of their submission.

Human Rights
The implications of this report have been assessed and are not considered likely to breach or infringe upon, the human rights contained in the Victorian Charter of Human Rights and Responsibilities Act 2006.

Legal
The annual review of the Council Plan 2017-2021 has been undertaken in accordance with Section 125 of the Local Government Act. The development of the Strategic Resource Plan 2020/21-2023/24 has been undertaken in accordance with Section 126 of the Local Government Act 1989.

Finance
In accordance with the legislation, the Strategic Resource Plan has been prepared which describes the financial and non-financial resources required to achieve the strategic objectives of the Council Plan.
**Summary of Council Plan and Strategic Resource Plan Submissions.**

Note: The original submissions received were presented to all Councillors in totality at a Special Committee of Council held on 24 June 2020.

**Council Plan Submissions**

1. **Mr Jethro Fryer**
   Mr Fryer’s submission is in support of the installation of a toilet at Green Point.

   **Officer’s comment**
   As part of the 2020 Review of the Council Plan, it is proposed to construct a public toilet within the Greenpoint parkland; however, this is subject to community consultation as to the preferred location. This facility is programmed to be completed during 2020/21.

2. **Mr Larry Clark**
   Mr Clark’s submission relates to the redevelopment of the Brighton Life Saving Club and surrounds and suggests that Council should just “get on with this”.

   **Officer’s comment**
   The redevelopment of the Brighton Life Saving club is detailed in the Council plan under Goal 6 - Strategic Objective 6.1:
   
   “Award the works contract and commence delivery of the Dendy Street Beach Master plan improvements, including the new lifesaving pavilion”.

   Unfortunately, the delivery of the construction of the Life Saving Club is on hold given the matter is the subject to Supreme Court action which is listed to be heard before the court in November.

3. **Mr Geoff Park**
   Mr Park’s submission relates to commentary concerning the Transfer Station and the unloading of paint tins and the pot holes in roads.

   **Officer’s comments**
   Whilst this submission does not specifically relate to the Council Plan, but rather an operational matter, Mr Park’s concerns have been forwarded to the appropriate directorate for action and response.
4. Mr Dirk Gierlach

Mr Gierlach’s first submission relates to the low targets of the performance indicators outlined in the Council Plan.

**Officer’s comments**

The targets for many of the activities within the Council Plan relate to the community satisfaction scores within the Community Satisfaction Survey which is based on the community’s perception of performance.

Mr Gierlach’s second submission relates to the indicators within the Council Plan and expresses that the targets are set low.

**Officer’s comments**

It should be noted that in most cases Bayside’s performance is well above the metropolitan Council average of indicator results, given the results are based on community perception.

Mr Gierlach indicates that the Council’s target on transparency of Council decisions of 2.59% is extremely low and should be increased over the 4 years period. This indicator describes the percentage of Council decisions made in a closed meetings (confidential business). A lower score represents a great outcome, as only 2.57% of Council decisions are made at a closed meeting. This is a great result.

Once again Bayside is a leader in this specific indicator across the sector.

5. Mr Peter Hill

Mr Hill, on behalf of A2B Strategies Pty Ltd, has provided Council with a comprehensive submission concerning the bus network within Bayside and commuter parking, and provides a proposal for improvements to the bus network within Bayside.

**Officer’s comments**

**Proposed changes to Bayside bus routes**

The summary of changes to bus routes and their benefits and impacts are noted. Council is currently in the process of identifying high performance bus routes servicing our municipality. The information included within this report will be used to complement and/or inform upcoming advocacy as we seek to deliver better bus services for the Bayside community.

On the provision the proposal has merits and does not disadvantage the Bayside community, Council will seek to share the information presented by Mr Hill with the Department of Transport.

**Commuter car parks**

The potential benefits of autonomous vehicles (AVs) and connected autonomous vehicles (CAVs) are noted. The legal use of such vehicles on a public road will require formal approvals from the State Government and it is our understanding limited trials are occurring in Melbourne by a consortium of partnerships. Council’s current focus at this time includes but is not limited to the following:
- Improve commuter parking at train stations within Bayside
- A 10-minute train frequency on the Sandringham line
- The inclusion of the Highett Road as part of the State Government Level Crossing Removal Project
- Minimum bus service frequencies for all bus routes including later service coverage
- More bus shelters at bus stops within Bayside.

Strategic Resource Plan submissions

1. Mr Ash Israel
   Mr Israel’s submission does not speak directly to the Proposed Strategic Resource Plan and could be considered to be unsolicited advertising. Officers are therefore unable to comment further.

2. Mr David Atkins
   Mr Atkins’ submission does not relate to the proposed Strategic Resource Plan, but rather an operational matter concerning the steps from middle parking bay down to New Street service road.

   Officer’s comments
   Whilst the specific detail of Mr Atkins’ request is unclear, we have endeavoured to contact Mr Atkins to ascertain more detail.

3. Ms Jan Smallman
   Ms Smallman requests Council to reconsider its position on the provision of a football field and pavilion at Elsternwick Park south.

   Officer’s comment
   Council has previously resolved on this matter following extensive community consultation.
4. Mr George Reynolds

Mr Reynolds’ submission suggests that the Strategic Resource Plan is seriously flawed.

**Officer’s comments**

Council has met its obligations under the S223 of the Act as both the Council Plan and Strategic Resource Plan (SRP) were made available for public comment for the required statutory period. The delay in the commencement of the SRP S223 period was unavoidable due to the changes required in the SRP and budget to accommodate the emerging financial impact of COVID-19. While these budget changes impact the SRP included in the Council Plan, they do not otherwise impact the Council Plan.

In respect to the comments made by Mr Reynolds regarding the Strategic Resource Plan, Mr Reynolds’ comments are substantially incorrect and appear to be based on a lack of understanding of the relevant Australian Accounting Standards, Local Government (Finance and Reporting) Regulations 2014, and Local Government Act 1989.

Council has prepared its Annual Budget in accordance with the Local Government Act 1989, the Local Government (Planning and Reporting) Regulations 2014, Australian Accounting Standards, and the new Local Government Amendment (Fair Go Rates) Act 2015.
4.2 ADOPTION OF THE ANNUAL BUDGET 2020/21 AND LONG TERM FINANCIAL PLAN 2020/21-2029-30

Corporate Services - Finance
File No: PSF/20/11 – Doc No: DOC/20/172391

Executive summary

Purpose and background

Key issues

Budget Submissions
Submissions were invited from the community on the budget.

At the close of submissions at 5pm on 17 June 2020, seven submissions were received.

A Special Committee of Council was held on 24 June 2020 to hear the budget submissions. A summary of the submissions and the organisation’s response is attached to this report. Following the consideration of the submissions, Councillors did not make any amendments to the budget.

Changes to the Budget
The following changes were made to the attached fees and charges schedule.

- New fee - 150mm Pot (Special Display) $12.50
  - To reflect the increased resources for propagation of more complex plants by the Bayside Nursery
- New fee - Meningococcal B vaccination by Registered Nurse’ $152
  - To accommodate a schedule change which will now allow the Immunisation Services team to administer the Meningococcal B vaccination to residents who would like to purchase this additional vaccine.

Long Term Financial Plan 2020/21 to 2029/30
Council’s Long Term Financial Plan (LTFP) has been the basis for the preparation of the Strategic Resource Plan and the Annual Budget 2020/21. The LTFP is the key ten-year financial planning document of Council and is governed by a series of financial strategies and accompanying performance indicators.

The key strategies embedded in the LTFP to meet these challenges include:
- Ensure rate increases are set in accordance with the Fair Go Rates Framework
- Continue to review each service annually as part of the service planning process to ensure services provided to the community provide value and are sustainably funded
• Identify efficiency gains in the operating budget in order to ensure a financially sustainable operating surplus in a rate cap environment
• Ensure that service users are making a reasonable contribution to the cost of services through appropriate fees and charges by maintaining an annual minimum CPI increase in non-statutory fees and charges with the proposed increase subject to benchmarking
• Identify alternative revenue streams and funding opportunities to take pressure off rate increases
• Explore greater financial and community returns from Council’s property portfolio
• Increase funding for capital renewal and new/upgrade works
• Ensure that any new debt is based on a sound business case and demonstrated community benefit
• Continue to manage the extreme nature of Defined benefits superannuation shortfalls by quarantining funds in a reserve with an annual increase of $500k
• Ensure that any new programs or projects generate specific community value and are funded in a sustainable way.

**Strategic Resource Plan 2020/21-2023/24**

Key financial highlights of the 4 year Strategic Resource Plan include:

• Rate increases will be capped at CPI in accordance with the new Rate capping environment. Waste services are delivered on a direct cost recovery model
• An average operating surplus of $20.1 million per year over the next 4 years
• Council will invest $219.2 million in the capital program over the next 4 years to improve community assets
• Council will utilise $46.8 million of cash reserves over the next 4 years to fund strategic capital projects while maintaining benchmark liquidity ratios
• Continue to set aside $0.5 million per annum to smooth out the extreme nature of the Defined Benefits Superannuation Shortfall calls
• Achievement of key financial sustainability ratios over the SRP.

**Annual Budget 2020/21**

The 2020/21 Proposed Budget reflects a financially sustainable position while achieving Council's operational objectives. These include the delivery of ongoing services and the delivery of capital projects to meet the existing and growing needs of our community in relation to health, safety, sustainability and infrastructure.

The Victorian Government restrictions in response to the COVID-19 pandemic crisis are expected to negatively impact on Council revenues and we anticipate non rate income such as rent, charges, fines and permits to be reduced by at least $2.7 million in the first quarter of 2020/21 due to the downturn in the economy. In response to the pandemic crisis, Council has redirected resources and funding into critical areas such as in-home care, delivered meals and social outreach for vulnerable residents. Pandemic restrictions have also meant that services traditionally performed by volunteers at no cost are now provided by redeployed Council staff. In order to maintain Council's operating surplus, the 2020/21 New Initiatives program has been deferred to future periods and an additional savings target in discretionary spending of $1.2 million has been budgeted for in the first quarter of 2020/21.

Key financial highlights of the Budget include:

• A capital works budget of $37.8 million in 2020/21
• Net cost of delivering services to the community of $64.2 million with an underlying increase of 2%
• Productivity and efficiency savings of $0.35 million identified in the operating budget
• A strong operating surplus of $19.1 million for 2020/21
• Average general rates and municipal charge increase of 2% complying with the rate capping framework set by State Government
- An increase in the waste charge of 1%
- Maintenance of a sound cash position with cash and investments to be drawn down in future years to fund Council’s major capital program.

The Annual Budget 2020/21 (Attachment 1) and Long Term Financial Plan 2020/21-2029/30 (Attachment 2) are separately enclosed attachments that provide a full analysis.

Recommendation

That Council:

1. Having considered submissions received pursuant to Section 223 of the Local Government Act 1989, adopts the Annual Budget 2020/21 (Attachment 1) for the financial year ending 30 June 2021.
2. Gives public notice of its decision to adopt the Annual Budget 2020/21 in accordance with Section 130 of the Local Government Act 1989.
3. Forwards a copy of the Annual Budget 2020/21 to the Minister in accordance with the Local Government Act 1989.
4. Thanks the submitters for their submissions and advises of the reason for the adoption of the Annual Budget 2020/21.

Support Attachments

1. Annual Budget 2020/21 (separately enclosed)
2. Long Term Financial Plan 2020/21 to 2029/30 (separately enclosed)
3. Summary of budget submissions ↓
Considerations and implications of recommendation

Liveable community

Social
There are no social impacts associated with this report.

Natural Environment
There are no natural environmental impacts associated with this report.

Built Environment
There are no built environmental impacts associated with this report.

Customer Service and Community Engagement
Advertisements were placed in The Age on 20 May 2020, and the proposed Budget was publicised on Council’s social media sites, website and Have Your Say page from that date. The public had the opportunity to make a submission on any proposal contained in the Budget within 28 days of publication of the public notice. Due to COVID-19 restrictions, the budget document was made available to the public at the corporate centre by appointment.

Human Rights
The implications of this report have been assessed and are not considered likely to breach or infringe upon, the human rights contained in the Victorian Charter of Human Rights and Responsibilities Act 2006.

Legal
This Proposed Budget and LTFP complies with the principles of sound financial management as detailed in section 136 of the Local Government Act 1989 which includes:

- Prudently manage financial risks relating to debt, assets and liabilities
- Provide reasonable stability in the level of rate burden
- Consider the financial effects of Council decisions on future generations
- Provide full, accurate and timely disclosure of financial information.

In accordance with section 127 of the Local Government Act 1989, Council must prepare a budget each financial year and must include budget information containing financial statements, the funding of major initiatives, services and capital works, rating information and any ‘special order’ for rate cap variation.

Finance
In accordance with the legislation, an Annual Budget has been prepared, which details the financial resources required to achieve the Council Plan 2017-2021.

Links to Council policy and strategy
The 2020/21 Budget and Long Term Financial Plan 2020/21-2029/30 are identified within Goal 8 in the Council Plan 2017-2021, Strategy - Ensure the financial sustainability of Council over time, in line with the objectives of the Council’s Long Term Financial Plan.
Summary of Council Budget Submissions.

Note: The original submissions received were presented to all Councillors in totality at a Special Committee of Council held on 24 June 2020.

**Council Budget Submissions**

<table>
<thead>
<tr>
<th>Item 4.2 – Reports by the Organisation</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>1. Mr George Reynolds (on behalf of the Bayside Ratepayers’ Group)</strong></td>
</tr>
<tr>
<td>Mr Reynolds is of the view that Council has not correctly applied the accounting standards, has misappropriated surplus funds, and by including depreciation and amortisation in the comprehensive income statement has falsified the financial statements.</td>
</tr>
<tr>
<td><strong>Officer’s comment</strong></td>
</tr>
<tr>
<td>Mr Reynolds was invited to make an appointment to collect a hard copy of the 2020/21 budget but did not pursue this. Mr Reynolds’ comments are substantially incorrect and appear to be based on a lack of understanding of the relevant Australian Accounting Standards, Local Government (Finance and Reporting) Regulations 2014, and Local Government Act 1989. Council has prepared its Annual Budget in accordance with the Local Government Act 1989, the Local Government (Planning and Reporting) Regulations 2014, Australian Accounting Standards, and the new Local Government Amendment (Fair Go Rates) Act 2015.</td>
</tr>
</tbody>
</table>

| **2. Mr Neil Hosking** |
| Mr Hosking made three separate submissions requesting that, in light of the COVID-19 crisis and the impact on ratepayers and the community, that Council produce a more conservative budget, reduce unnecessary expenditure, have no rate increase, and questioned the productivity of staff. |
| **Officer’s comment** |
| Rates will increase by 2 per cent in 2020/21 in line with the Victorian Government’s Fair Go Rates System. Rates are Council’s main form of income and will be used to continue to support our vulnerable community members, traders, and businesses who are facing significant financial hardship during the COVID-19 crisis. While financial impacts from COVID-19 will hit Council’s bottom line hard, helping the community recover is our priority. Council has provided financial relief where it can including an economic support package for small business, rent relief for our community and commercial tenants, and continues to provide rates deferral for ratepayers in financial hardship. This is necessary to help our community recover; however, the reality is that combined with a reduction in other non-rate revenue due to COVID 19 impacts, our revenue will reduce by an estimated 36 million including $2.7 million in the first quarter of 2020/21. As a result the 2020/21 New Initiatives program has been suspended saving $1.5 million and a savings target for the 1st Quarter of 2020/21 of $1.2 million has been set in order to maintain Council’s financial position. |
3. Ms Katherine Copsey (on behalf of Allied for Gambling Reform)

The Alliance is seeking $15,000 from Bayside City Council. In requesting these funds, we invite Council to commence a partnership with the Alliance as part of the strong group of Leadership Councils. These funds enable the Alliance to offer individual support to councils for activities to prevent harm from gambling and allow us to continue our ground-breaking work pressuring big corporate actors like Woolworths to get out of the pokies business, raising awareness of the harmful effects of sports gambling advertising - especially on children - and furthering our campaign for meaningful regulatory reform.

**Officer’s comments**

In response to the Alliance for Gambling Reform’s submission request to allocate $15,000 annually to the campaign ‘The Pokies Play You’, officers advise the Alliance to seek financial support through Council’s Community Grants Program.

The Community Grants Program (the Program) provides financial support (up to $7,500) for not-for-profit and community organisations to support initiatives within the Bayside community. The Program aims to:

- establish, extend and improve programs and services that address local needs
- encourage voluntary activity, community participation and the contribution of local groups and organisations to community life
- promote sustainable community development and builds social capital
- encourage innovative approaches to emerging issues and needs.

The Alliance for Gambling Reform has been contacted directly and encouraged to apply.

4. Mr Andrew Semenets

Mr Semenets submission has questioned the increase in rates when the national economy is officially in recession and millions of Australians are jobless due to COVID19? What research, if any, has been undertaken that suggests that Bayside residents had limited or no impact due to COVID19 and supports the Bayside City Council's intention to increase rates?

**Officer’s comments**

Rates will increase by 2 per cent in 2020/21 in line with the Victorian Government’s Fair Go Rates System. Rates are Council’s main form of income and will be used to continue to support our vulnerable community members, traders, and businesses who are facing significant financial hardship during the COVID-19 crisis. While financial impacts from COVID-19 will hit Council’s bottom line hard, helping the community recover is our priority.

Council has provided financial relief where it can including an economic support package for small business, rent relief for our community and commercial tenants, and continues to provide rates deferral for ratepayers in financial hardship. This is necessary to help our community recover; however, the reality is that combined with a reduction in other non-rate revenue due to COVID 19 impacts, our revenue
will reduce by an estimated $6 million including $2.7 million in the first quarter of 2020/21. As a result the 2020/21 New Initiatives program has been suspended saving $1.5 million and a savings target for the 1st Quarter of 2020/21 of $1.2 million has been set in order to maintain Council’s financial position.

5. Mr Kevin Howard

Mr Howard has requested that in light of the COVID-19 crisis and the negative economic impact on ratepayers that Council reduce expenses, scale back or postpone projects not seen as urgent in order to reduce property rates.

Officer’s comments
Rates will increase by 2 per cent in 2020/21 in line with the Victorian Government’s Fair Go Rates System. Rates are Council’s main form of income and will be used to continue to support our vulnerable community members, traders, and businesses who are facing significant financial hardship during the COVID-19 crisis. While financial impacts from COVID-19 will hit Council’s bottom line hard, helping the community recover is our priority.

Council has provided financial relief where it can including an economic support package for small business, rent relief for our community and commercial tenants, and continues to provide rates deferral for ratepayers in financial hardship. This is necessary to help our community recover; however, the reality is that combined with a reduction in other non-rate revenue due to the impacts of COVID 19, Council’s revenue will reduce by an estimated $6 million including $2.7 million in the first quarter of 2020/21. As a result, the 2020/21 New Initiatives program has been suspended saving $1.5 million and a savings target for the 1st Quarter of 2020/21 of $1.2 million has been set in order to maintain Council’s strong financial position.

Council does not benefit financially from an increase in property values. Total rate revenue will increase in accordance with the rate cap with the rate burden distributed across Bayside’s ratepayers relative to individual property values.

The $20 million operating surplus projected in the 2020/21 budget is used to fund Council’s Capital program. The $219 million four year capital program will deliver significant improvements in community assets and infrastructure required for the municipality and is being substantially funded from a draw-down of Council’s cash reserves.

6. Mr Richard Crossland

Mr Crossland has requested Council address the opportunities for model change presented by the COVID-19 pandemic particularly as they relate to the following issues

- Minimum footpath dimensions
- Bringing forward Integrated Transport Strategy projects and Climate Emergency Actions Plans
- Council support for a growing local economy through low cost, rent controlled space for businesses
- Couple with the pandemic, a recession and in lieu of State Govt intervention, Council should purchase sites to accommodate localised affordable housing

**Officer’s comments**

Active Transport and modal shift are strong themes and goals in many Bayside City Council strategies such as the Integrated Transport Strategy, and the Bayside Walking Strategy. In 2020/21, the Draft Budget allocates $1.8 million towards footpath and bicycle way projects. Council officers are currently reviewing any possibilities for ‘reallocating street spaces’ pilot projects within Bayside. This may include investigating a combination of temporary/permanent footpath and cycle path widths.

Council is responsible for planning, constructing and maintaining much of the pedestrian network. As part of the development of streetscape masterplans for our shopping centres (activity centres) footpaths are reviewed to achieve increased inclusive mobility and well designed and managed spaces for people, improve integration, supportive land use planning, reduce crime and fear of crime and support a culture of walking. The Footpath Trading Policy also applies to these areas and has been developed to maintain the balance between pedestrian access, trading activities and ensuring an enjoyable shopping experience. We continue to monitor the impacts and requirements of COVID-19 on our shopping centres to ensure the safety of our community and enjoyable shopping experience is maintained.

Consideration to fast track the delivery of Council’s Integrated Transport Strategy will be given where feasible and practical. For example, works associated with the Bay Trail high risk sites will be prioritised for 2020/21 given the influx of users travelling along the Bay Trail in light of COVID-19. Actions proposed in the Draft Climate Emergency Action Plan for 2020/21 have considered the current funding and resource constraints and known and/or committed budgets. 34 of the 54 proposed actions have some deliverables in 2020/21. This includes 11 actions delivered within the organisation under the theme ‘Build the Foundations’ that do not require additional budget and can be delivered with existing resources. Actions in the Climate Emergency Action Plan will be updated in 2021/22 with future deliverables subject to funding and resource allocations in future budgets.

Council supports a growing local economy in a variety of ways including through planning controls to strengthen shopping strips, streetscape and other works to build attractive centres, a significant events program to attract visitors to our shopping strips, and economic development initiatives such as the successful Bayside Business Network. As part of the immediate response to COVID-19, Council has significantly reduced a number of fees for traders, provided significant information and support and is currently streamlining approval processes for businesses to start or expand. Council will continue to evolve the support based on business needs and consider initiatives to support businesses to have access to affordable spaces for start-ups and growing businesses.
Council’s affordable housing program focuses on outreach programs to connect homeless people with services, advocacy for the increased provision of affordable housing by Government and working with developers to increase the supply of affordable housing in new developments. In June, 2020, Council approved a new apartment development in Hampton East that includes 10 affordable (key worker) dwellings and a developer contribution to the Homes for Homes program. Direct funding of affordable homes is not currently a Council approach as this is a State Government responsibility. Council is developing an affordable housing policy which will be completed in the near future and will further consider the appropriate interventions.

7. Mr Nick Milat on behalf of the Sandringham Athletics Club

Ms Milat’s submission expresses support for the 2020/21 budget particularly the $2.6 million investment that Council will make in the upgrade to the clubs athletics track and looks forward to continued collaboration with Council on this important community project.

Officer’s comment

Bayside City Council acknowledges the support expressed by the Sandringham Athletics Club for the 2020/21 budget which includes investment in the upgrade to the Club’s athletics track.

The Sandringham Athletics Club continues to demonstrate the important social benefits it provides to our community and Council looks forward to working collaboratively with the Club to deliver the redevelopment of the athletics track in 2020/21 with an investment of $2.6 million as well as the design of the new pavilion which is currently scheduled for replacement in 2023/24.
Executive summary

The report proposes that Council declare rates and charges for the 12 month rating year from 1 July 2020 to 30 June 2021.

The increase in the average general rate and municipal charge will be 2.0% in compliance with the rate cap. This is in line with the new Fair Go Rates System (FGRS) which has capped rate increases by Victorian councils to the forecast movement of 2.0% in the Consumer Price Index (CPI).

Purpose and background

Council, on 19 May 2020, prepared a Budget for the year ending 30 June 2021 and gave public notice in ‘The Age’ on 20 May 2020. Pursuant to Section 158 of the Local Government Act 1989, Council must declare the amount to be collected from rates and charges at least once in each financial year and before 31 August 2020. The Declaration of the Rates and Charges will facilitate the commencement of the preparation of the 2020/21 Valuation and Rate Notices.

Key issues

A key decision of Council is to determine the level of rate increase that will address funding levels for capital works and service provision for the municipality and improve Council’s long term financial sustainability.

The increase in the average general rate and municipal charge will be 2.0% in compliance with the rate cap and will raise $86.475 million. This is in line with the new Fair Go Rates System (FGRS) which has capped rate increases by Victorian councils to the forecast movement of 2.0% in the Consumer Price Index (CPI). Council has not elected to apply to the Essential Services Commission (ESC) for a variation for 2020/21. In total, Council will raise rates and charges of $100.303 million.

An annual service charge for waste will raise $13.499 million which reflects the direct cost recovery of waste services. Rate revenue declared in accordance with the Cultural and Recreational Lands Act 1963 will raise $0.329 million.

Waste Management Charge

Bayside has a policy of direct cost recovery for waste services.

The standard Waste Charge for 2020/21 will increase by 1.0% reflecting the cost of providing waste services. The waste management charge will increase from $319.14 to $322.34 per annum (140 litre bin). The charge for an 80 litre bin will increase from $242.40 to $244.83 per annum. The charge for a shared 140 litre bin will increase from $242.40 to $244.83 per annum per property. The contribution for properties with no waste service available will increase from $72.87 to $77.73 per annum. The charge for properties that choose not to utilise Council’s waste service will increase from $72.87 to $77.73 per annum. Total waste revenue is expected to be $13.499 million.
Municipal Charge

The Municipal Charge for 2020/21 is $157.93. Revenue from the municipal charge is anticipated to be $7,314 million in 2020/21. Under Section 159(2) of the Local Government Act 1989, up to a maximum of 20% of the total revenue from rates and charges may be levied as a municipal charge. The municipal charge ensures all properties pay an equitable contribution towards the unavoidable fixed costs of Council.

Cultural and Recreational Lands Act

On the basis of cost to Council, it has been calculated that for the purposes of determining the charges payable under the Cultural and Recreation Lands Act (CRLA), (notionally 60% of the rate in the dollar) can be attributable to sporting clubs and other CRLA properties. This percentage was determined following the completion of an allocation of actual Council service costs that are applicable to the CRLA properties.

The charge is calculated by multiplying the ‘In use’ valuation by 60% of the rate in the dollar. ‘In use’ valuations were determined following consultation with Council’s legal representative, Maddocks, and Council’s then contract-valuers, Matheson Stephen Valuations. All CRLA properties have utilised the Public Park and Recreation Zone (PPRZ) valuations. PPRZ recognises areas for public recreation and open space. These valuations are used for consistency and fairness by our valuation contractors. The ‘in use’ valuation is preferred for the following reasons:

- A fairer and more equitable basis for determining valuation according to community benefit
- Reflects a valuation process that recognises the character of recreational lands role within the community
- A methodology that enables minimal discrimination between public & residential zoning from a community benefit perspective.

When the ‘in use’ valuation as assessed by the Valuer General’s current contract valuer is multiplied by the current CRLA rate in the dollar, the resulting charge will become the ‘deemed’ Cultural and Recreational Lands Rate for 2020/21.

Recommendation

That Council formally declare the Rates and Charges for the 2020/21 Rating Year as follows:

1. Amount Intended To be Raised

That an amount of $100,303,155 be declared as the amount which Council intends to raise by General Rates, Municipal Charge, Annual Service Charge and an amount in lieu of General Rates (in accordance with the Cultural and Recreational Lands Act 1963) described later in this Resolution, which amount is calculated as follows:

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>General Rates</td>
<td>$79,160,825</td>
</tr>
<tr>
<td>Municipal Charge</td>
<td>$7,314,370</td>
</tr>
<tr>
<td>Annual Service Charge (Waste)</td>
<td>$13,498,618</td>
</tr>
<tr>
<td>Amount in lieu of General Rates</td>
<td>$329,342</td>
</tr>
<tr>
<td><strong>TOTAL</strong></td>
<td><strong>$100,303,155</strong></td>
</tr>
</tbody>
</table>
2. General Rates

2.1 That a General Rate be applied at a uniform rate of 0.117318 cents for each dollar of Capital Improved Value be declared in respect of the 2020/21 Financial Year.

2.2 That in accordance with 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 2020/21 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 2020/21 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 a Municipal Charge in the sum of $157.93 for each rateable land (or part thereof) in respect of which a municipal charge may be levied is declared in respect to the 2020/21 financial year.

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.

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 be declared for each rateable property:

4.1.1 The Annual Service Charge is charged on each rateable property (excluding Advertising Signs, Electricity Substations, Telecommunication Towers and Bathing Boxes) in the sum of $322.34 for a 140-litre mobile garbage bin or $244.83 for an 80-litre mobile garbage bin or $244.83 for a shared 140-litre mobile garbage bin.

4.1.2 That an amount of $77.73 be charged as a waste contribution if no waste service is available.

4.1.3 That an amount of $77.73 be charged as a waste availability service charge where no waste service is provided by Council but such a service is available.

4.1.4 That an amount of $237.92 be charged for the second waste bin on each rateable property.

4.1.5 That an amount of $475.84 be charged for the third or subsequent waste bin on each rateable property.

4.1.6 That an amount of $81.51 be charged for the second or subsequent recycling bin on each rateable property, or the first recycling bin if no waste bin is provided.

4.1.7 That an amount of $99.10 be charged for the second or subsequent food and green waste bin on each rateable property, or the first food and green waste bin if no waste bin is provided.

4.1.8 The Annual Service Charge is declared in respect of the 2020/21 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 $322.34 for a 140-litre mobile garbage bin or $244.83 for an 80-litre mobile garbage bin or $244.83 for a shared 140-litre mobile garbage bin.

4.2.2 That an amount of $237.92 be charged for the second waste bin on each non-rateable property.

4.2.3 That an amount of $475.84 be charged for the third or subsequent waste bin on each non-rateable property.

4.2.4 That an amount of $81.51 be charged for the second or subsequent recycling bin on each non-rateable property, or the first recycling bin if no waste bin is provided.

4.2.5 That an amount of $99.10 be charged for the second or subsequent green waste bin on each non-rateable property, or the first green waste bin if no waste bin is provided.

4.2.6 The Annual Service Charge is declared in respect of the 2020/21 Financial Year.

5. Incentives

An incentive is given at the rate of 0.5 percent discount in relation to the total amount payable for the sum of the Rates, Municipal Charge and Annual Service Charges if full payment is received by 31 August 2020.

6. Rate Payments

6.1 Rates are payable in four instalments due by 30 September 2020, 30 November 2020, 28 February 2021 and 31 May 2021.

6.2 Where the first instalment has not been paid by 30 September 2020, rates are due in a lump sum and payable by 15 February 2021.

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 rates, municipal and annual service charges and interest described earlier in this Resolution in accordance with the *Local Government Act 1989*.

**Support Attachments**

Nil
### Cultural and Recreational Lands Summary (excluding Municipal Charge)

<table>
<thead>
<tr>
<th>Description</th>
<th>2020/21 Rates</th>
</tr>
</thead>
<tbody>
<tr>
<td>Elsternwick Park Tennis Centre (Tiebreak Enterprises Pty Ltd)</td>
<td>3,660.32</td>
</tr>
<tr>
<td>Elsternwick Park Sports Club Inc</td>
<td>3,498.42</td>
</tr>
<tr>
<td>Royal Brighton Yacht Club</td>
<td>10,699.40</td>
</tr>
<tr>
<td>West Brighton Club</td>
<td>8,094.94</td>
</tr>
<tr>
<td>Brighton Croquet Club</td>
<td>3,589.93</td>
</tr>
<tr>
<td>Dendy Park Tennis Club</td>
<td>7,792.26</td>
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<td><strong>TOTAL</strong></td>
<td><strong>329,341.66</strong></td>
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Considerations and implications of recommendation

Social
There are no social impacts associated with this report.

Natural Environment
There are no natural environmental impacts associated with this report.

Built Environment
There are no built environmental impacts associated with this report.

Customer Service and Community Engagement
There are no impacts to customer service.

Advertisements were placed in The Age on the 20 May 2020, and the proposed Budget was publicised on Council’s social media sites, website and Have Your Say page from that date. The public had the opportunity to make a submission on any proposal contained in the Budget within 28 days of publication of the public notice.

Human Rights
The implications of this report have been assessed and are not considered likely to breach or infringe upon, the human rights contained in the Victorian Charter of Human Rights and Responsibilities Act 2006.

Legal
Pursuant to Section 158 of the Local Government Act 1989, Council must at least once in each financial year and before 31 August 2020 declare the amount to be collected from rates and charges.

Finance
The declaration of rates and charges will enable Council to raise rates and charges revenue in accordance with the rates and charges included in the 2020/21 budget.

Links to Council policy and strategy
The rates and charges are levied in accordance with Council’s Rating Strategy.