

CITY OF HOLDFAST BAY

Minutes of the Special Meeting of Council of the City of Holdfast Bay held in the Kingston Room, Civic Centre, 24 Jetty Road, Brighton, on Thursday 26 June 2008 at 7:04pm.

PRESENT

His Worship the Mayor
Deputy Mayor
Councillors

A K Rollond
R A Clancy
R D Beh
R M Bouchée
P N Crutchett
J L Deakin
L R Fisk
P D H Heysen
J D Huckstepp
S C Lonie
T D Looker
A C Norton
R T Donaldson
S G Hodge
R A Thomas
I S Walker

Chief Executive Officer
General Manager City Assets
General Manager City Services
General Manager Corporate Services

1. OPENING

His Worship the Mayor, declared the meeting open with prayer and acknowledgement of Kaurna Traditional Owners at 7:04pm.

2. APOLOGIES

- 2.1 **For Absence** Councillor L van Camp
- 2.2 **Leave of Absence** Nil

3. BUSINESS OF THE SPECIAL MEETING

3.1 2008/2009 Budget and Rate Declaration (Report No: 289/08)

C260608/256 Councillor Clancy moved and Councillor Huckstepp seconded that Addendum to Report 289/08 be received and noted.

CARRIED

Council reconsidered Item 15.5, Report No: 289/08, a motion having been moved and seconded at the Council Meeting held 24 June 2008.

15.5 2008/09 Budget and Rate Declaration (Report No: 289/08)

The 2008/09 Budget is presented for adoption following the special meeting of Council held on 17 June 2008. Further, general, differential and separate rates have been identified to fund Council's activities together with other levies as contained within the budget document. Council is now in a position to formally adopt the Budget and declare the rates for the 2008/09 financial year.

C260608/257 Councillor Huckstepp moved and Councillor Clancy seconded that in respect of the financial year ended 30 June 2009:

1. That the fees and charges incorporated in the Annual Business Plan and contained as Attachment 1 be adopted and that the relevant policies be updated accordingly.
2. Adoption of the 2008/09 Budget

The Budget for the year as laid before the Council at the meeting held on 24 June 2008, which consists of:

- a) the Budgeted Income Statement; and
- b) the Budgeted Balance Sheet; and
- c) the Budgeted Statement of Changes in Equity; and
- d) the Budgeted Statement of Cash Flow; and
- e) the Budgeted Uniform Presentation of Finances

be adopted, such Budget involving;

- (1) a total estimated operating expenditure (including depreciation) of \$41,224,956.
- (2) a total estimated operating income from sources other than rates of \$17,694,388.
- (3) a total estimated capital income of \$550,000.
- (4) a total amount required to be raised from the differential general rate of \$21,586,500.
- (5) a total amount required to be raised from separate rates of \$519,550.
- (6) a total net amount required to be raised for the NRM Levy of \$550,625.
- (7) a total estimated operating deficit before capital income of \$840,393,

and subject to the necessary amendments to reflect the inclusion in the Annual Business Plan of Council's agreed \$40,000 contribution to the replacement of toilets at Glenelg Oval within the Capital Renewal Program, to be funded by a reduction of \$20,000 in the draft Capital Renewal Program allocation for Glenelg Oval maintenance works and the transfer of \$20,000 from the Infrastructure Reserve Fund.

3. Adoption of Valuations

The most recent valuations of the State Valuation Office available to the Council of the capital value of land within Council's area, be adopted for rating purposes, totalling \$9,173,829,980;

4. Attribution of Land Uses

- 1) The numbers indicated against the various categories of land use prescribed by Regulation 10 of the *Local Government (General) Regulations, 1999 (the "Regulations")* be used to designate land uses in the Assessment Record;
- 2) The use indicated by those numbers in respect of each separate assessment of land described in the Assessment Record on this date (as laid before the Council) be attributed to each such assessment respectively; and
- 3) Reference in this resolution to land being of a certain category use means the use indicated by that category number in the Regulations;

5. Declaration of Differential General Rates

In order to raise the amount specified in paragraph 2(4) above:

- 1) In respect of rateable land which is used for Commercial-Shop, Commercial-Office, Commercial-Other, Industrial-Light, Industrial-Other, and Vacant Land uses and classified as such in the Assessment Record of the Council at the date of this declaration, a Differential General Rate of 0.323572 cents in the dollar for the assessed capital value of such property;
- 2) In respect of rateable land which is used for Residential and Other Land uses and classified as such in the Assessment Record of the Council at the date of this declaration, a Differential General Rate of 0.21863 cents in the dollar for the assessed capital value of such property;
- 3) Pursuant to Section 158 of the *Local Government Act 1999* a minimum amount payable by way of the General Rate be fixed at \$696;
- 4) Pursuant to Section 153(3) and (4) of the *Local Government Act 1999* the Council has determined that it will fix a maximum increase of 11.5% in the general rate charged on rateable land that is used for Residential uses and constitutes the principal place of residence of a principal ratepayer; and
- 5) In exercise of the powers in Section 166(1)(i) of the *Local Government Act 1999* and to provide relief against what would otherwise amount to a substantial change in rates payable due to a redistribution of the rates burden by a change to the structure of the Council's rates through the imposition of general rates on the owners of marina berths with the Patawalonga, the Council will provide to the principal ratepayer, a transitional rebate of the general rates for the 2008/09 financial year of 60% of the total General Rates payable.

6. Declaration of Separate Rates

Differential Separate Rate – Jetty Road Mainstreet

- 1) In exercise of the powers contained in *Section 154 of the Local Government Act 1999* and in order to support and improve the activity of promoting and enhancing business viability, profitability and trade, commerce and industry in Jetty Road Glenelg, the Council declares a Differential Separate Rate of 0.156023 cents in the dollar on the capital value of all rateable land:
 - with a frontage to Jetty Road or Moseley Square; and
 - within the side streets that intersect with Jetty Road between High Street and Augusta street; and
 - the entire site referred to as the Holdfast Shores 2B Entertainment Centre; and
 - with a land use of Category 2 (Commercial – Shop), 3 (Commercial – Office) and 4 (Commercial –Other)

Patawalonga Marina

- 2) (a) In exercise of the powers contained in *Section 154 of the Local Government Act 1999* and in order to carry out the activity of the maintenance and upkeep of the Boat Lock in the Patawalonga basin, a Separate Rate of 0.495 cents in the dollar of the capital value of land, be declared on all rateable land within the Patawalonga basin bounded by the high water mark;

- (b) In exercise of the powers contained in Section 158(1)(b) of the *Local Government Act 1999* the amount that would otherwise be payable by way of rates in respect of this separate rate is altered by fixing the maximum amount of the separate rate payable for assessments within the area to which this separate rate applies where the capital values of which exceed \$90,890 at \$450.00;

7. **Imposition of Regional NRM Levy**

In exercise of the powers contained in Section 95 of the *Natural Resources Management Act 2004* and Section 154 of the *Local Government Act 1999*, in order to reimburse the Council for the amount contributed to the Adelaide and Mount Lofty Ranges Natural Resources Management Board, being \$550,625, a separate rate of 0.00625 cents in the dollar of the capital value of all rateable land in the Council's area;

8. **Payment**

- 1) That in accordance with Section 181(1) of the *Local Government Act 1999*, all rates are payable in four equal (or approximately equal) instalments, the due dates being:

3 September 2008;
3 December 2008;
3 March 2009; and
3 June 2009;

Provided that in cases where the initial account requiring payment of rates is not sent by the time set by the *Local Government Act 1999* (the "Act"), or an amended account is required to be sent, authority to fix the date by which rates must be paid in respect of those assessments affected is hereby delegated, pursuant to Section 44 of the Act, to the Manager Financial Services;

- 2) Pursuant to Sections 44 and 181 (5) of the *Local Government Act 1999*, the Manager Financial Services is delegated power to enter into agreements with ratepayers relating to the payment of rates in any case of hardship or financial difficulty, or where it is considered in the best interests of Council so to do.

9. **That the 2008/2009 detailed Rating Policy be updated to include applicable rating details.**

A division was called.

Voted For

R D Beh

R A Clancy

J L Deakin

L R Fisk

P D H Heysen

J D Huckstepp

S C Lonie

A C Norton

Voted Against

R M Bouchée

P N Crutchett

T D Looker

HIS WORSHIP THE MAYOR DECLARED THE MOTION CARRIED

**3.2 Summary Annual Business Plan – Adjourned Report No: 300/08
(Report No: 307/08)**

Council at its meeting held on 24 June 2008 resolved to adjourn consideration of Report No: 300/08 until a Special Meeting of Council to be held on 26 June 2008 and until the outcome of Report No: 289/08 is resolved.

The matter is now presented for further consideration.

C260608/258 Councillor Clancy moved and Councillor Huckstepp seconded that the report be received and the adjourned item [Report No: 300/08] 2008/09 Annual Business Plan Summary Document be reconsidered.

CARRIED

C260608/259 Councillor Clancy moved and Councillor Huckstepp seconded that the Summary of the Annual Business Plan at Attachment 1 to Report No: 300/08 be endorsed for inclusion in Council's first rates notice for 2008/09.

AMENDMENT

Councillor Crutchett moved and Councillor Bouchée seconded that the Summary of the Annual Business Plan at Attachment 1 to Report No: 300/08 be endorsed for inclusion in Council's first rates notice for 2008/09 subject to including words to advise that "if members of the community are concerned about rates increases received, they should not take this up with staff but should contact their relevant Elected Member representatives."

**THE AMENDMENT WAS LOST
THE MOTION WAS PUT**

A division was called.

Voted For
R D Beh
R A Clancy
J L Deakin
P D H Heysen
J D Huckstepp
S C Lonie
A C Norton

Voted Against
R M Bouchée
P N Crutchett
L R Fisk
T D Looker

HIS WORSHIP THE MAYOR DECLARED THE MOTION CARRIED

4. CLOSURE

The Meeting closed at 7:27pm.

CONFIRMED

Tuesday 8 July 2008

MAYOR