

# **TOWN OF COTTESLOE**



## **FULL COUNCIL MEETING MINUTES**

**SPECIAL MEETING OF COUNCIL  
HELD IN THE  
COUNCIL CHAMBERS, COTTESLOE CIVIC CENTRE  
109 BROOME STREET, COTTESLOE  
7.00 PM, THURSDAY, 01 JULY, 2004**

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**1 DECLARATION OF MEETING OPENING/ANNOUNCEMENT OF VISITORS**

The Mayor announced the meeting opened at 7.05pm.

**2 RECORD OF ATTENDANCE/APOLOGIES/LEAVE OF ABSENCE (PREVIOUSLY APPROVED)****Elected Members In Attendance**

Mayor Robert Rowell (Chairperson)  
Cr Daniel Cunningham (Arrived 7.07pm)  
Cr Arthur Furlong  
Cr Peter Jeanes  
Cr Bryan Miller  
Cr Kevin Morgan  
Cr William Robertson  
Cr John Walsh

**Officers in Attendance**

Mr Stephen Tindale Chief Executive Officer  
Mr Alan Lamb Manager Corporate Services

**Apologies**

Cr Anthony Sheppard  
Cr Victor Strzina  
Cr John Utting  
Mr Geoff Trigg Manager Engineering Services  
Mr Stephen Sullivan Manager Development Services

**Leave of Absence (previously approved)****3 PUBLIC QUESTION TIME**

Mr M Huston, PO Box 400 – Item 8.1, Draft Budget for the Period 2004/05

Mr Huston asked why the Principal Activities Plan is adopted before the budget (for example considering that it is the budget that will allocate funds to the Principal Activities Plan and not the other way around and that doing it the other way around has necessitated over \$260,000 in adjustments per page 39 of the budget)?

The Mayor responded that the Principal Activities Plan was adopted before the budget as the Act (section 6.2(2)) provided that “In the preparation of the annual budgets the local government is to have regard to the contents of the plan for principal activities accepted by the local government under section 5.58 ...”

Mr Huston asked how has the Principal Activities Plan complied with the Act given that for example it does not provide any description or listing of any projects that are defined as Principal Activities, there is no explanation of how it was developed in consultation with the community other than being available for comment for six weeks after it was prepared and it does not contain an assessment of the Council's performance to date of any of the principal activities of the Town.

The Mayor responded that the adopted Principal Activities Plan met the requirements of section 5.56 of the Act and that the draft Principal Activities Plan was made available in accordance with the Act. The Mayor noted that the capital works section of the Principal Activities Plan (pages 11 & 12) contained a list of projects for roads.

In relation the town planning allocation (page 59 of the budget) the legal expenses line item (1050.135.301) Mr Huston asked is the proposed increase from the 03/04 forecast (of some \$107,000) in relation mostly to being able to defend matters at appeal such as regarding the Cottesloe Beach Hotel and/or Ocean Beach Hotel sites?

The Mayor responded in the affirmative.

Mr Huston asked in relation to the consultants line item (1050.135.301) does the increase from the 03/04 forecast (of nearly \$30,000) relate to consultants for the scheme review?

The Mayor asked the Manager Corporate Services to provide a detailed response. The Manager Corporate Services advised that consultants and other costs relevant to the scheme review were shown against "Scheme Review" (1050.135.316) and that the provision for consultants was made up of \$15,000 Heritage Advisor, \$6,000 Tribunals, \$11,000 Workshops and \$20,000 Town Centre Piazza Study.

**4 APPLICATIONS FOR LEAVE OF ABSENCE**

Nil.

**5 ANNOUNCEMENTS BY PRESIDING MEMBER WITHOUT DISCUSSION**

Nil.

**6 PUBLIC STATEMENT TIME**

Nil.

**7 PETITIONS/DEPUTATIONS/PRESENTATIONS**

Nil.

**8 REPORTS OF COMMITTEES AND OFFICERS**

**8.1 DRAFT BUDGET FOR THE PERIOD 2004/05**

**File No:** C 7. 6  
**Attachments:** [2004/05 Budget](#)  
**Author:** Mr Alan Lamb  
**Author Disclosure of Interest:** Nil.  
**Report Date:** 24 June, 2004  
**Senior Officer:** Mr Stephen Tindale

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**SUMMARY**

The purpose of this report is to put the draft 2004/05 Budget to a special meeting of Council to be held on 1 July, 2004.

**BACKGROUND**

Section 6.2 of the Local Government Act provides that not later than 31 August in each financial year each Local Government is to prepare and adopt a budget for its municipal fund for the year ending on the next following 30 June. This is interpreted to mean that Councils cannot adopt their annual budgets until the commencement of the year to which they apply, and so Council could not adopt its budget until July.

**CONSULTATION**

The Draft Budget has been developed with wide involvement of staff and two workshops/briefing sessions were held for Councillors and senior staff.

**STAFF COMMENT**

The Draft Budget was put to the Works and Corporate Services Committee for its consideration and recommendation to a special Council meeting to be held on 1 July, 2004.

**POLICY IMPLICATIONS**

Nil.

**STRATEGIC IMPLICATIONS**

Nil.

**FINANCIAL IMPLICATIONS**

None other than those shown in the Draft Budget.

**VOTING**

Absolute Majority

**OFFICER & COMMITTEE RECOMMENDATION****(1) ADOPTION OF 2004/2005 BUDGET- SECTION 6.2 LOCAL GOVERNMENT ACT 1995**

That Council resolve that:

- (a) The budget for the financial year ending 30 June 2005, be received and adopted;
- (b) The Statement of Cash Flows for the financial year ending 30 June 2005, be received and endorsed;
- (c) The Statement of Amount to be made up from rates for the financial year ending 30 June 2005, be received and endorsed; and
- (d) The Operating Statement Budget showing expenditure of (\$6,810,063) and revenue of (\$6,850,798) for the financial year ending 30 June 2005, be received and endorsed.

**(2) ADOPTION OF RATE - SECTION 6.32 LOCAL GOVERNMENT ACT 1995****(a) General Rate**

That a rate of 7.552 cents in the dollar on Gross Rental Value of all the rateable property within the Municipality of Cottesloe be imposed for the financial year ending 30 June 2005.

**(b) Minimum Rate**

That a minimum rate of \$656 be imposed for the financial year ending 30 June 2005.

**(c) Refuse Collection**

That a once per week service of a 120 litre mobile garbage bin (MGB) for general household rubbish and a 240 litre MGB for recyclable household rubbish be included in the rate charge for residential properties. Additional services per week for residential properties to be charged at the rate of \$200 (inclusive of GST) per annum.

That the following charges apply to commercial properties:

- General rubbish - one service per week - 240 litre MGB - \$200 per annum (inclusive of GST)
- Recycling – one service per fortnight– 240 litre MGB - \$100 per annum (inclusive of GST)
- Recycling – one service per week– 240 litre MGB - \$200 per annum (inclusive of GST)

(d) Administration Charge - Section 6.45 (3) Local Government Act 1995

That an administration charge of \$42 be imposed where payment of a rate or service charge is made by instalments, except that Eligible Pensioners will be excluded from paying the charge.

(e) Interest - Section 6.51 Local Government Act 1995

That an interest rate of 11% per annum be applied to rates and service charges levied in the 2004-2005 financial year which remain unpaid after they become due and payable and where no election has been made to pay the rate or service charge by instalments.

(f) Rates Instalment Payment Option

That the following rates instalment options be adopted:

Option 1

To pay the total amount of rates and charges included on the rate notice in full by the 35<sup>th</sup> day after the issue.

OR

Option 2

To pay by four (4) instalments, as will be detailed on the rate notices with the following anticipated dates:

- First Instalment due by 30 August 2004
- Second Instalment due by 28 October 2004
- Third Instalment due by 5 January 2005
- Fourth Instalment due by 9 March 2005.

(g) Specified Area Rate – Section 6.37 Local Government Act 1995

That Council, in its 2004/05 Budget and for the purposes of area promotion, include the raising of a specified area rate of 1.5 cents in the dollar on the Gross Rental Valuations of all of the rateable land bounded by Forrest Street, Stirling Highway, the railway line, Brixton Street and Railway Street as shown in Appendix 1 of Town Planning Scheme Number 2 and as the Town Zone Development Policy Plan, except for lots 50 and 61 and any other property in the specified area that is used solely for residential purposes.

(3) INTEREST ON MONEY OWING - SECTION 6.13 OF THE LOCAL GOVERNMENT ACT 1995

That an interest rate of 11% per annum may be applied to any amount not paid within 35 days of the date of the issue of the account.

(4) MEMBERS MEETING ATTENDANCE FEES - SECTION 5.99 LOCAL GOVERNMENT ACT 1995

That the annual meeting attendance fee be \$5,000 for Council Members and \$10,000 for the Mayor.

- (5) MAYOR AND DEPUTY MAYORAL ALLOWANCE – SECTION 5.98 AND 5.98A LOCAL GOVERNMENT ACT 1995

That the Mayoral Allowance be \$5,000 and the Deputy Mayoral Allowance be \$1,000.

- (6) TELECOMMUNICATIONS ALLOWANCE - SECTION 5.99A LOCAL GOVERNMENT ACT 1995

That the Telecommunication allowance be \$1,600 for Elected Members.

**AMENDMENT**

Moved Cr Walsh, seconded Cr Morgan

That the Mayor and Councillors sitting fees and mayor and Deputy Mayor allowances remain as they were for 2003/04.

Lost 2/6

The vote was recorded:

<i>For:</i>	<i>Against:</i>
Cr Morgan	Mayor Rowell
Cr Walsh	Cr Cunningham
	Cr Furlong
	Cr Jeanes
	Cr Miller
	Cr Robertson

**AMENDMENT**

Moved Cr Morgan, seconded Cr Walsh

That the rate in the dollar be increased a further 2% on the 2003/04 rate to provide more funds to better facilitate the timely production of the Town Planning Scheme No. 3 and the defence of any legal challenges that may arise with respect to significant development applications.

Lost 2/6

The vote was recorded:

<i>For:</i>	<i>Against:</i>
Cr Morgan	Mayor Rowell
Cr Walsh	Cr Cunningham
	Cr Furlong
	Cr Jeanes
	Cr Miller
	Cr Robertson

The Manager Corporate Services noted the following errors on the draft budget:

- Deputy Mayoral allowance (page 27 of the draft budget and item (5) of the Recommendation) should read \$1,250, being 25% of Mayoral allowance.



- Detail of the Specified Area Rate omitted in error from page 41 of the draft budget.

## 8.1 COUNCIL RESOLUTION

Moved Cr Miller, seconded Cr Cunningham

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**(6) TELECOMMUNICATIONS ALLOWANCE - SECTION 5.99A LOCAL GOVERNMENT ACT 1995**

That the Telecommunication allowance be \$1,600 for Elected Members.

Carried by absolute majority 7/1

**9 MEETING CLOSURE**

The Mayor announced the closure of the meeting at 7.40pm.

CONFIRMED: MAYOR ..... DATE: ...../...../.....