



# Unconfirmed Minutes Special Council Meeting

30 July 2019



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# Flinders Council Special Meeting – Unconfirmed Minutes

## Tuesday 30 July 2019

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**Venue** Flinders Arts and Entertainment Centre, Whitemark  
**Commencing** 9.12am

**Attendees - Councillors** Mayor Annie Revie  
Deputy Mayor David Williams  
Sharon Blyth  
Aaron Burke  
Peter Rhodes  
Vanessa Grace

**Apologies** Rachel Summers

**Attendees - Staff** Heidi Marshall | A/General Manager  
Vicki Warden | Executive Officer (minute taker)  
Lauren Moriatis | Corporate Services Officer

**At 9:13 am the Mayor advised Councillors and the gallery of the following revision:**

*“In relation to the current agenda, 30 July 2019, report 3.1, Rates and Charges 2019/20, an error has been found. The error is as follows.*

- Under previous Council consideration, ‘Nil’ consideration was stated, however, previous Council consideration was given at the Ordinary Council Meeting held 18<sup>th</sup> June 2019, under decisions 188.06.2019 and 189.06.2019. These decisions can be viewed in the minutes of Ordinary Council Meeting 18 June 2019 under Section 20.2 Rates and Charges 2019/20.*

*A new report with the above changes is presented as a revised Rates and Charges for 2019/20 report, under Section 3.1, in this Special Council Meeting.”*

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## 1 Declaration of Pecuniary Interest

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None declared.

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## 2 Conflict of Interest

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None declared.

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## 3 Finance

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### 3.1 Rates and Charges for 2019/20

<b>Action</b>	<b>Decision</b>
<b>Proponent</b>	Council Officer
<b>Officer</b>	Heidi Marshall   A/General Manager Dianne Walsh   Finance Officer
<b>File Reference</b>	FIN/0701 and FIN/1205
<b>Annexures</b>	3.1.1 Rates Summary 3.1.2 Adjustment Factors 3.1.3 Land Use Codes

#### INTRODUCTION

Section 82 of the *Local Government Act 1993* (the Act), requires the General Manager to prepare Budget Estimates of the Council's revenue and expenditure for each financial year.

As part of these Budget Estimates and pursuant to section 90 of the Act, Council can raise rates on all rateable land (i.e. all land excepting the land set out in section 87 of the Act) within the Flinders municipal area.

In prior years, at the July 2017 Ordinary Meeting of Council, following a thorough review of Council's rating system, Council decided to move to a Capital Value (CV) based rating system with a Fixed Charge component and, in the process, to introduce differential rating.

In 2019, the Assessed Annual Values (AAV) and Capital Value Adjustments on properties (which occurs every two years) has been conducted by the Office of the Valuer General (OVG). A full revaluation of Land, Capital and Assessed Annual Values occurs every six years.

Rates may vary from year to year, based on a combination of: changes in the Capital Value and Assessed Annual Value of properties; changes in the rate in the dollar applied; and changes in the fixed charge component.

This report puts forward the proposed rates resolution for the 2019/20 Budget which is in line with these actions.

#### PREVIOUS COUNCIL DISCUSSION

4 June 2019 Council Workshop

#### PREVIOUS COUNCIL CONSIDERATION

188.06.2019 18<sup>th</sup> June 2019

189.06.2019 18<sup>th</sup> June 2019

#### OFFICER'S REPORT

Due to the significant implications of the cost of resurfacing the airport long runway in 2020 (\$1.8 million), the following recommendation aims to increase Council's income, generated from general rates, by 5% in 2019/20 (excluding new properties). This recommendation is in line with requirements outlined in the Strategic Long-Term Financial Plan.

An adjustment to property valuations has been conducted by the Office of Valuer General (OVG), which will impact on individual properties, ranging from 0% to 20%, as per Annexure 20.2.1.

In addition to the OVG increase in capital valuations, I recommend that Council increases the rates in the dollar by 5% and the fixed charge component by 5%.

This is in line with the Strategic Long-Term Financial Plan, which required a 10% increase in 2019/20. The additional 5% (\$96,680) is required to contribute towards the shortfall in user-fee airport income of \$161,000 per annum (refer Agenda Item 19.1 User Fees and Charges).

#### Fire Services Contribution

Pursuant to the *Fire Service Act* 1979, Council is required to collect funds for firefighting services throughout the State.

S.93A of the Act grants Council the power to make one or more service rate for the purpose of collecting those funds.

The amount generated, less legislated collection costs, will be forwarded to the State Fire Commission who has indicated that the minimum levy will be \$41 per assessment.

#### Payments

The payment provisions within the proposed resolution, including penalty and daily interest charges, are in accordance with the Act; consistent with previous years; in accordance with Council's Rating and Charges Policy; and in line with practices in other Councils.

### **STATUTORY REQUIREMENT**

*Local Government Act 1993*

### **POLICY/STRATEGIC IMPLICATIONS**

4. Strategic, Efficient and Effective Organisation – Responding to risks and opportunities.
- 4.3 Ensure Council meets its statutory obligations and manages corporate and community risk.
- 4.3.9 An integrated and strategic approach to financial and asset management.

### **BUDGET AND FINANCIAL IMPLICATIONS**

The adoption of this resolution will provide the framework to raise the necessary funds for the implementation of the Annual Plan 2019/20 and to achieve Council's strategic outcomes detailed in Council's Strategic Plan. It also aligns with the Strategic Long-Term Financial and Asset Management Plans of the Council.

In the next three years, Council's reserve balances will drastically reduce due to significant capital projects, such as the Telecommunications upgrade and Airport runway upgrade, as well as the repayment of our loans. All of these projects have generated significant benefits to the community. As only 40% of our revenue is generated from rates and user fees, future sustainability heavily relies on rateable income and user fees.

The implications of the rates resolution and achieving a 5% rate rise, is essential to Council's immediate financial health.

### **RISK/LIABILITY**

High.

At present, to address our financial needs and sustainability, we have few options available. Application for Government grants require long term relationship-building and have no sure outcomes. Therefore, our only reliable mechanisms remain with rates and user fees.

### **VOTING REQUIREMENTS**

Absolute Majority

## RECOMMENDATION

In accordance with the provisions of the *Local Government Act* 1993, the Flinders Council hereby makes the following rates and charges for the period commencing 1 July 2019 and ending 30 June 2020:

### 1. Definitions & Interpretations

- (a) 'Act' means the *Local Government Act* 1993;
- (b) 'Council' means the Flinders Council;
- (c) 'land' has the meaning given to that term in section 86 of the Act;
- (d) 'Land Use Codes' means the relevant subcategories, of the use or predominant use of the land, set out as uses of land in the most recent Land Use Codes provided to the councils by the Valuer-General and published on the internet by the Tasmanian Government as part of the Land Information System Tasmania;
- (e) 'Municipal Area' means the municipal area of the Council as defined in section 3 of the Act;
- (f) 'rateable land' means all land excepting land exempt by operation of section 87(1) of the Act; and
- (g) Super Land Use Group means the groups of Land Use Codes set out in column B of Annexure 19.2.3 to this resolution.

### 2. General Rates & Variations

2.1. Pursuant to sections 90 and 91 of the Act, Council makes the following two-component general rate for all rateable land within the Municipal Area for the financial year commencing on 1 July 2019 and ending on 30 June 2020:

- (a) a rate 0.4123319 cents in the dollar of Capital Value; and
- (b) a Fixed Charge in the amount of \$400.

2.2. Pursuant to section 107(1) of the Act, Council hereby varies the general rate (as previously made) according to one or more of the following factors:

- (a) the use or predominant use of the land;
- (b) the non-use of land;
- (c) the locality of the land; and/or
- (d) the prescribed factor of Land Use Codes pursuant to r.33(c) of the *Local Government (General) Regulations* 2015 (here referred to as Land Use Codes), in accordance with the following Variation Table:

VARIATION TABLE		
Locality	Use/Non-use/Land Use Codes	Variation
Flinders Island Bass Strait Islands	Rateable land subject to any Land Use Code within the Super Land Use Group "Commercial" EXCEPTING the following: <ul style="list-style-type: none"><li>• C40 (Hotel / Motel);</li><li>• P32 (Transport – Aviation);</li><li>• P321 (Transport-Aviation-Private);</li><li>and</li><li>• V2 (Vacant-Commercial).</li></ul> (i.e. Non-Vacant Commercial)	The rate of 0.4123319 is increased to 0.494798 cents in the dollar of Capital Value

<b>VARIATION TABLE</b>		
<b>Locality</b>	<b>Use/Non-use/Land Use Codes</b>	<b>Variation</b>
Flinders Island Bass Strait Islands	Rateable land subject to the Land Use Code C40 (Hotel / Motel). (i.e. Non-Vacant Commercial – Hotel / Motel)	The rate of 0.4123319 is increased to 0.536031 cents in the dollar of Capital Value
Flinders Island Bass Strait Islands	Rateable land subject to any of the following Land Use Codes: <ul style="list-style-type: none"> <li>• P32 (Transport – Aviation); and</li> <li>• P321 (Transport-Aviation-Private).</li> </ul> (i.e. Non-Vacant Commercial – Aviation)	The rate of 0.4123319 is increased to 0.556648 cents in the dollar of Capital Value
Flinders Island Bass Strait Islands	Rateable land subject to any Land Use Code within the Super Land Use Group “Residential” EXCEPTING the following: <ul style="list-style-type: none"> <li>• V5 (Vacant-Rural Residential);</li> <li>• V4 (Vacant-Englobo/Broad Hectares);</li> <li>• V1 (Vacant-Residential); and</li> <li>• V (Vacant Land).</li> </ul> (i.e. Non-Vacant Residential)	The rate of 0.4123319 is reduced to 0.391715 cents in the dollar of Capital Value
Cape Barren Island	Rateable land subject to any Land Use Code within the Super Land Use Group “Commercial” EXCEPTING V2 (Vacant-Commercial). (i.e. Non-Vacant Commercial)	The rate of 0.4123319 is increased to 0.453564 cents in the dollar of capital value
Cape Barren Island	Rateable land subject to the Land Use Codes within the Super Land Use Group “Residential” EXCEPTING the following: <ul style="list-style-type: none"> <li>• V5 (Vacant-Rural Residential);</li> <li>• V4 (Vacant-Englobo/Broad Hectares);</li> <li>• V1 (Vacant-Residential); and</li> <li>• V (Vacant Land).</li> </ul> (i.e. Non-Vacant Residential)	The rate of 0.4123319 is reduced to 0.350482 cents in the dollar of Capital Value
Cape Barren Island	<ul style="list-style-type: none"> <li>• Rateable land subject to any of the Land Use Codes within the Super Land Use Group “Community Services” that is not vacant. (i.e. Non-Vacant Community Services)</li> <li>• Rateable land subject to any of the Land Use Codes within the Super</li> </ul>	The rate of 0.4123319 is reduced to 0.371098 cents in the dollar of Capital Value

VARIATION TABLE		
Locality	Use/Non-use/Land Use Codes	Variation
	<p>Land Use Group "Industrial" that is not vacant. (i.e. Non-Vacant Industrial)</p> <ul style="list-style-type: none"> <li>• Rateable land subject to any of the Land Use Codes within the Super Land Use Group "Primary Production" that is not vacant. (i.e. Non-Vacant Primary Production)</li> <li>• Rateable land subject to any of the following Land Use Codes: <ul style="list-style-type: none"> <li>~ V2 (Vacant-Commercial);</li> <li>~ V5 (Vacant-Rural Residential);</li> <li>~ V4 (Vacant-Englobo/Broad Hectares);</li> <li>~ V1 (Vacant-Residential); and</li> <li>~ V (Vacant Land). (i.e. Vacant)</li> </ul> </li> </ul>	

### 3 Fire Service Contribution

3.1 Pursuant to Section 81 of the *Fire Service Act* 1979 and Section 93A of the Act, for the period commencing 1 July 2019 and ending 30 June 2020, Council hereby makes the following service rate for the purposes of collecting the fire service contribution from all rateable land in the Municipal Area:

- (a) a rate of 0.3620900 cents in the dollar of Assessed Annual Value with a minimum amount payable of \$41.00.

### 4 Separate Land

4.1 For the purposes of these resolutions, the rates and charges shall apply to each parcel of land which is shown as being separately valued in the valuation list prepared under the *Valuation of Land Act* 2001.

### 5 Adjusted Values

5.1 For the purposes of each of these resolutions, any reference to Capital Value and Assessed Annual Value includes a reference to that value as may be adjusted pursuant to section 89 of the Act.

### 6 Payment of Rates & Charges

6.1 Pursuant to section 124 of the Act, the rates and charges as set out in parts 2 and 3 of this resolution will be payable in two instalments with the following payment schedule:



- (a) the first instalment must be made on or before the 31<sup>st</sup> day of October 2019; and
- (b) the second instalment must be made on or before the 29<sup>th</sup> day of February 2020.

6.2 Pursuant to section 124(5) of the Act, where a ratepayer fails to pay any instalment within 21 days of the date on which that instalment falls due for payment, Council may require the ratepayer to pay the full amount owing for the financial year.

6.3 Pursuant to section 128 of the Act, if any rate or instalment is not paid on or before the date it falls due for payment Council imposes the following penalties:

- (a) a penalty of 10% of the amount of the unpaid rate or instalment; and
- (b) a daily interest charge 0.022131% (8.1% per annum) in respect of the relevant outstanding amount.

## **DECISION**

**206.07.2019 Moved: Cr A Burke**

**Seconded: Cr V Grace**

**That Council rescind motion 189.06.2019 being “the proposal for rates and charges be approved, subject to finalisation of the expenditure budget”.**

**CARRIED UNANIMOUSLY (6-0)**

**For: Mayor A Revie, Deputy Mayor D Williams, Cr S Blyth, Cr A Burke, Cr V Grace, Cr P Rhodes**

**207.07.2019 Moved: Deputy Mayor D Williams    Seconded: Cr P Rhodes**

**In accordance with the provisions of the *Local Government Act* 1993, the Flinders Council hereby makes the following rates and charges for the period commencing 1 July 2019 and ending 30 June 2020:**

### **1. Definitions & Interpretations**

- (a) ‘Act’ means the *Local Government Act* 1993;
- (b) ‘Council’ means the Flinders Council;
- (c) ‘land’ has the meaning given to that term in section 86 of the Act;
- (d) ‘Land Use Codes’ means the relevant subcategories, of the use or predominant use of the land, set out as uses of land in the most recent Land Use Codes provided to the councils by the Valuer-General and published on the internet by the Tasmanian Government as part of the Land Information System Tasmania;
- (e) ‘Municipal Area’ means the municipal area of the Council as defined in section 3 of the Act;
- (f) ‘rateable land’ means all land excepting land exempt by operation of section 87(1) of the Act; and
- (g) Super Land Use Group means the groups of Land Use Codes set out in column B of Annexure 19.2.3 to this resolution.

### **2. General Rates & Variations**

**2.1. Pursuant to sections 90 and 91 of the Act, Council makes the following two-component general rate for all rateable land within the Municipal Area for the financial year commencing on 1 July 2019 and ending on 30 June 2020:**

- (a) a rate 0.4123319 cents in the dollar of Capital Value; and**

**(b) a Fixed Charge in the amount of \$400.**

**2.2. Pursuant to section 107(1) of the Act, Council hereby varies the general rate (as previously made) according to one or more of the following factors:**

- (a) the use or predominant use of the land;**
- (b) the non-use of land;**
- (c) the locality of the land; and/or**
- (d) the prescribed factor of Land Use Codes pursuant to r.33(c) of the *Local Government (General) Regulations 2015* (here referred to as Land Use Codes), in accordance with the following Variation Table:**

<b>VARIATION TABLE</b>		
<b>Locality</b>	<b>Use/Non-use/Land Use Codes</b>	<b>Variation</b>
<b>Flinders Island Bass Strait Islands</b>	Rateable land subject to any Land Use Code within the Super Land Use Group “Commercial” EXCEPTING the following: <ul style="list-style-type: none"> <li>• C40 (Hotel / Motel);</li> <li>• P32 (Transport – Aviation);</li> <li>• P321 (Transport-Aviation-Private); and</li> <li>• V2 (Vacant-Commercial). (i.e. Non-Vacant Commercial)</li> </ul>	The rate of 0.4123319 is increased to 0.494798 cents in the dollar of Capital Value
<b>Flinders Island Bass Strait Islands</b>	Rateable land subject to the Land Use Code C40 (Hotel / Motel). (i.e. Non-Vacant Commercial – Hotel / Motel)	The rate of 0.4123319 is increased to 0.536031 cents in the dollar of Capital Value
<b>Flinders Island Bass Strait Islands</b>	Rateable land subject to any of the following Land Use Codes: <ul style="list-style-type: none"> <li>• P32 (Transport – Aviation); and</li> <li>• P321 (Transport-Aviation-Private).</li> </ul> (i.e. Non-Vacant Commercial – Aviation)	The rate of 0.4123319 is increased to 0.556648 cents in the dollar of Capital Value
<b>Flinders Island Bass Strait Islands</b>	Rateable land subject to any Land Use Code within the Super Land Use Group “Residential” EXCEPTING the following: <ul style="list-style-type: none"> <li>• V5 (Vacant-Rural Residential);</li> <li>• V4 (Vacant-Englobo/Broad Hectares);</li> <li>• V1 (Vacant-Residential); and</li> <li>• V (Vacant Land).</li> </ul> (i.e. Non-Vacant Residential)	The rate of 0.4123319 is reduced to 0.391715 cents in the dollar of Capital Value
<b>Cape Barren Island</b>	Rateable land subject to any Land Use Code within the Super Land Use	The rate of 0.4123319 is increased to 0.453564

<b>VARIATION TABLE</b>		
<b>Locality</b>	<b>Use/Non-use/Land Use Codes</b>	<b>Variation</b>
	<b>Group “Commercial” EXCEPTING V2 (Vacant-Commercial). (i.e. Non-Vacant Commercial)</b>	<b>cents in the dollar of capital value</b>
<b>Cape Barren Island</b>	<b>Rateable land subject to the Land Use Codes within the Super Land Use Group “Residential” EXCEPTING the following:</b> <ul style="list-style-type: none"> <li>• <b>V5 (Vacant-Rural Residential);</b></li> <li>• <b>V4 (Vacant-Englobo/Broad Hectares);</b></li> <li>• <b>V1 (Vacant-Residential); and</b></li> <li>• <b>V (Vacant Land).</b></li> </ul> <b>(i.e. Non-Vacant Residential)</b>	<b>The rate of 0.4123319 is reduced to 0.350482 cents in the dollar of Capital Value</b>
<b>Cape Barren Island</b>	<ul style="list-style-type: none"> <li>• <b>Rateable land subject to any of the Land Use Codes within the Super Land Use Group “Community Services” that is not vacant. (i.e. Non-Vacant Community Services)</b></li> <li>• <b>Rateable land subject to any of the Land Use Codes within the Super Land Use Group “Industrial” that is not vacant. (i.e. Non-Vacant Industrial)</b></li> <li>• <b>Rateable land subject to any of the Land Use Codes within the Super Land Use Group “Primary Production” that is not vacant. (i.e. Non-Vacant Primary Production)</b></li> <li>• <b>Rateable land subject to any of the following Land Use Codes:</b> <ul style="list-style-type: none"> <li>~ <b>V2 (Vacant-Commercial);</b></li> <li>~ <b>V5 (Vacant-Rural Residential);</b></li> <li>~ <b>V4 (Vacant-Englobo/Broad Hectares);</b></li> <li>~ <b>V1 (Vacant-Residential); and</b></li> <li>~ <b>V (Vacant Land).</b></li> </ul> <b>(i.e. Vacant)</b> </li> </ul>	<b>The rate of 0.4123319 is reduced to 0.371098 cents in the dollar of Capital Value</b>

### **3 Fire Service Contribution**

**3.1** Pursuant to Section 81 of the *Fire Service Act* 1979 and Section 93A of the Act, for the period commencing 1 July 2019 and ending 30 June 2020 Council hereby makes the following service rate for the purposes of collecting the fire service contribution from all rateable land in the Municipal Area:

- (a)** a rate of 0.3620900 cents in the dollar of Assessed Annual Value with a minimum amount payable of \$41.00.

### **4 Separate Land**

**4.1** For the purposes of these resolutions, the rates and charges shall apply to each parcel of land which is shown as being separately valued in the valuation list prepared under the *Valuation of Land Act* 2001.

### **5 Adjusted Values**

**5.1** For the purposes of each of these resolutions, any reference to Capital Value and Assessed Annual Value includes a reference to that value as may be adjusted pursuant to section 89 of the Act.

### **6 Payment of Rates & Charges**

**6.1** Pursuant to section 124 of the Act, the rates and charges as set out in parts 2 and 3 of this resolution will be payable in two instalments with the following payment schedule:

- (a)** the first instalment must be made on or before the 31<sup>st</sup> day of October 2019; and
- (b)** the second instalment must be made on or before the 29<sup>th</sup> day of February 2020.

**6.2** Pursuant to section 124(5) of the Act, where a ratepayer fails to pay any instalment within 21 days of the date on which that instalment falls due for payment, Council may require the ratepayer to pay the full amount owing for the financial year.

**6.3** Pursuant to section 128 of the Act, if any rate or instalment is not paid on or before the date it falls due for payment, Council imposes the following penalties:

- (a)** a penalty of 10% of the amount of the unpaid rate or instalment; and
- (b)** a daily interest charge 0.022131% (8.1% per annum) in respect of the relevant outstanding amount.

*Note: Deputy Mayor David Williams read the following statement:*

*“Apart from the Airport shortfall (which has gone on for a number of years), it is important that the Community is aware of the substantial costs which our small council has incurred in providing major improvements in several important areas.*

*The report from our Acting General Manager points out the fact that if we are to survive as an independent Council and stick to our Strategic Long-Term Financial Plan, then it is essential that the proposed rate increase goes ahead.*

*It is important for us all to note that Council has made severe cuts in our expenditure for the year and, on top of the rate increase, the Community will notice a hardline approach to outgoings. Every department within Council has seen its budget cut. There is no apology for this tough approach to our drastic financial situation – if we don't take radical action we are heading toward amalgamation. Let it be noted, however, that we are in discussion with the State Government to find ways in which they can assist us with our large financial commitments in the coming years.*

*It is also important that the Community understands that this proposed increase in rates is not a failure of Council – our Community needed the infrastructure upgrades that we have delivered, and it is only the imminent cost of our runway upgrade that has put us in this situation.*

*As everyone is aware, we have also increased the passenger tax on Sharp flights – putting an emphasis on user pays – but even more drastic steps need to be taken if we are to survive the coming years.*

*I am, of course, regretful that our Community has to face such a rate increase but have to stress that it is unavoidable and is done so after much debate and careful consideration.”*

#### **AMENDMENT**

**208.07.2019 Moved: Cr A Burke**

**Seconded: Cr V Grace**

**That the penalty under 6.3 be 5% of the amount of the unpaid rate or instalment and the daily interest charge be 2% per annum.**

**CARRIED UNANIMOUSLY (6-0)**

**For: Mayor A Revie, Deputy Mayor D Williams, Cr S Blyth, Cr A Burke, Cr V Grace, Cr P Rhodes**

#### **SUBSTANTIVE**

**207.07.2019**

**In accordance with the provisions of the *Local Government Act 1993*, the Flinders Council hereby makes the following rates and charges for the period commencing 1 July 2019 and ending 30 June 2020:**

#### **1. Definitions & Interpretations**

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## 2. General Rates & Variations

2.1. Pursuant to sections 90 and 91 of the Act, Council makes the following two-component general rate for all rateable land within the Municipal Area for the financial year commencing on 1 July 2019 and ending on 30 June 2020:

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- (b) a Fixed Charge in the amount of \$400.

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- (a) the use or predominant use of the land;
- (b) the non-use of land;
- (c) the locality of the land; and/or
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<b>Cape Barren Island</b>	<p>Rateable land subject to any Land Use Code within the Super Land Use Group “Commercial” EXCEPTING V2 (Vacant-Commercial). (i.e. Non-Vacant Commercial)</p>	The rate of 0.4123319 is increased to 0.453564 cents in the dollar of capital value
<b>Cape Barren Island</b>	<p>Rateable land subject to the Land Use Codes within the Super Land Use Group “Residential” EXCEPTING the following:</p> <ul style="list-style-type: none"> <li>• V5 (Vacant-Rural Residential);</li> <li>• V4 (Vacant-Englobo/Broad Hectares);</li> <li>• V1 (Vacant-Residential); and</li> <li>• V (Vacant Land).</li> </ul> <p>(i.e. Non-Vacant Residential)</p>	The rate of 0.4123319 is reduced to 0.350482 cents in the dollar of Capital Value
<b>Cape Barren Island</b>	<ul style="list-style-type: none"> <li>• Rateable land subject to any of the Land Use Codes within the Super Land Use Group “Community Services” that is not vacant. (i.e. Non-Vacant Community Services)</li> <li>• Rateable land subject to any of the Land Use Codes within the Super Land Use Group “Industrial” that is not vacant. (i.e. Non-Vacant Industrial)</li> <li>• Rateable land subject to any of the Land Use Codes within the Super Land Use Group “Primary Production” that is not vacant. (i.e. Non-Vacant Primary Production)</li> </ul>	The rate of 0.4123319 is reduced to 0.371098 cents in the dollar of Capital Value

VARIATION TABLE		
Locality	Use/Non-use/Land Use Codes	Variation
	<ul style="list-style-type: none"> <li>• Rateable land subject to any of the following Land Use Codes:               <ul style="list-style-type: none"> <li>~ V2 (Vacant-Commercial);</li> <li>~ V5 (Vacant-Rural Residential);</li> <li>~ V4 (Vacant-Englobo/Broad Hectares);</li> <li>~ V1 (Vacant-Residential); and</li> <li>~ V (Vacant Land).</li> </ul> </li> </ul> <p>(i.e. Vacant)</p>	

### 3 Fire Service Contribution

3.1 Pursuant to Section 81 of the *Fire Service Act* 1979 and Section 93A of the Act, for the period commencing 1 July 2019 and ending 30 June 2020 Council hereby makes the following service rate for the purposes of collecting the fire service contribution from all rateable land in the Municipal Area:

(a) a rate of 0.3620900 cents in the dollar of Assessed Annual Value with a minimum amount payable of \$41.00.

### 4 Separate Land

4.1 For the purposes of these resolutions, the rates and charges shall apply to each parcel of land which is shown as being separately valued in the valuation list prepared under the *Valuation of Land Act* 2001.

### 5 Adjusted Values

5.1 For the purposes of each of these resolutions, any reference to Capital Value and Assessed Annual Value includes a reference to that value as may be adjusted pursuant to section 89 of the Act.

### 6 Payment of Rates & Charges

6.1 Pursuant to section 124 of the Act, the rates and charges as set out in parts 2 and 3 of this resolution will be payable in two instalments with the following payment schedule:

(a) the first instalment must be made on or before the 31<sup>st</sup> day of October 2019; and

(b) the second instalment must be made on or before the 29<sup>th</sup> day of February 2020.

6.2 Pursuant to section 124(5) of the Act, where a ratepayer fails to pay any instalment within 21 days of the date on which that instalment falls due for payment, Council may require the ratepayer to pay the full amount owing for the financial year.



**6.3 Pursuant to section 128 of the Act, if any rate or instalment is not paid on or before the date it falls due for payment, Council imposes the following penalties:**

- (a) a penalty of 5% of the amount of the unpaid rate or instalment; and**
- (b) a daily interest charge 0.00547945% (2% per annum) in respect of the relevant outstanding amount.**

*Note: Cr Peter Rhodes read the following statement:*

*“Madam Mayor, fellow Councillors and members of the public present. This is the eighth budget I have been involved with since I have been on Council. I am on the record as voting against, or not voting for, a majority of them.*

*As a small, remote Council we have problems without many of the solutions available to other Councils. According to the Government’s 2017-18 Rates Snapshot report, recently issued by the Department of Premier and Cabinet, our rate revenue, as a percentage of total operating revenue, is the lowest of the six RASM (rural agricultural, small and medium) Councils: twenty per cent, as opposed to the almost 50 % RASM Council average and is one-third of the total state average.*

*Additionally, the average amount of operating costs per rateable property is 7.6 thousand dollars, more than double the RASM Council average and the State average.*

*Simply put, our operating costs are too high, especially when compared to our rate income. This should not surprise anyone: it underpins the very question of our ongoing sustainability.*

*The solution is not just to increase rates, fees and charges. In most cases, if you want to balance a budget, you need to not just rely on trying to increase your income. You must also look at decreasing your expenditure.*

*To quote again, Mr Micawber’s recipe for happiness:*

*‘Annual income twenty pounds, annual expenditure nineteen [pounds] nineteen [shillings] and six [pence], result happiness. Annual income twenty pounds, annual expenditure twenty pounds ought and six, result misery.’ **Charles Dickens, David Copperfield***

*That is not to say, however, that there has not been an ongoing attempt to reduce our operating expenses.*

*I commend the Acting General Manager, and Council staff, for their hard work to date, on achieving gains in this area. I also commend the Acting GM for a vastly more transparent budget process that there has been in the seven years previous.*

*The Estimates and Annual Plan are still to be finalised, so there is further scope for improvement.*

*Finally, I thank my fellow Councillors for the significant amount of time they have put into this process so far and look forward to our finalising the estimates next month.*

*I recommend the motion to you.”*

*Note: Mayor Annie Revie read the following statement:*

*“None of our Councillors like having to impose a rate rise. However, we have studied the Council’s current finances in detail. I, and the other Councillors, regret that the Community is facing a rate rise that is above the CPI. However, we recognise that it must be done so that Council can begin the journey to a sustainable future. I wish to thank our Acting General Manager, Heidi Marshall, and her staff for guiding Council through a very thorough process. I also thank all Councillors for the time and energy they have given to the task.”*

**CARRIED UNANIMOUSLY (6-0)**

**For: Mayor A Revie, Deputy Mayor D Williams, Cr S Blyth, Cr A Burke, Cr V Grace, Cr P Rhodes.**

## 3.2 General Manager's Power to Meet Current and Accruing Requirements

<b>Action</b>	<b>Decision</b>
<b>Proponent</b>	Council Officer
<b>Officer</b>	Heidi Marshall   A/General Manager

### INTRODUCTION

Section 82 of the *Local Government Act 1993* (the Act), requires the General Manager to prepare Budget Estimates of the Council's revenue and expenditure for each financial year.

Budget Estimates must be adopted by Council no earlier than one month before the start of the financial year and no later than 31 August.

If a council has not adopted the Budget Estimates for the next financial year before the end of the financial year, Section 82A of the Act allows Council to authorise the General Manager to issue and apply such amounts as may be necessary to meet the current and accruing requirements of the Council for the months of July and August in that financial year.

### PREVIOUS COUNCIL DISCUSSION

Nil

### PREVIOUS COUNCIL CONSIDERATION

Nil

### OFFICER'S REPORT

Due to staffing reassignment following the resignation of Council's General Manager in May, the Budget Estimates will not be presented to Council for consideration until the 20 August 2019 Ordinary Meeting of Council.

Given the timeframe, it is advisable that Council authorises the General Manager to issue and apply such amounts as may be necessary to meet the current and accruing requirements of the council for the months of July and August 2019, within the parameters of Section 82A of the Act:

#### ***"82A. Power of general manager to meet current and accruing requirements***

*(1) If a council has not adopted before the end of a financial year, or considers that it is unlikely to so adopt, under [section 82](#), estimates for the next financial year, the council may authorise the general manager to issue and apply in accordance with this section such amounts as may be necessary to meet the current and accruing requirements of the council for the months of July and August in that financial year.*

*(2) If authorised to do so by the council under [subsection \(1\)](#), a general manager may issue and apply, in accordance with this section and any conditions specified by the council in the authorisation, such amounts as may be necessary to meet the current and accruing requirements of the council for the months of July and August in that financial year.*

*(3) The authority of a general manager under this section to issue and apply amounts ceases on the adoption, by the council under [section 82](#), of estimates for the relevant financial year, and does not in any event extend beyond 31 August in that financial year.*

*(4) All amounts issued and applied under this section are taken to have been issued and applied in accordance with the estimates later adopted by the council under [section 82](#) for the relevant financial year.*

(5) Amounts issued and applied by the general manager under this section for any one month are not, in total, to exceed the amount that would be equivalent to the expenditure for the month of June of the immediately preceding financial year in respect of all salaries, pay, wages, allowances, contracts, supplies, services, rents, other charges and all ordinary contingencies of the council.

(6) The issue or application of any amount under this section is to be issued or applied out of the cash reserves of the council.”

#### **STATUTORY REQUIREMENT**

*Local Government Act 1993 S82 and S82A*

#### **POLICY/STRATEGIC IMPLICATIONS**

4. Strategic, Efficient and Effective Organisation – Responding to risks and opportunities.

4.3 Ensure Council meets its statutory obligations and manages corporate and community risk.

4.3.12 Annual budget estimates and reviews.

#### **BUDGET AND FINANCIAL IMPLICATIONS**

Costs appropriated in July and August will be included as part of the Budget Estimates 2019/20.

#### **RISK/LIABILITY**

Nil

#### **VOTING REQUIREMENTS**

Simple Majority

#### **RECOMMENDATION**

That Council authorises the General Manager to issue and apply such amounts as may be necessary to meet the current and accruing requirements of the council for the months of July and August 2019, within the parameters of Section 82A of the *Local Government Act*.

#### **DECISION**

**Moved: Cr P Rhodes                      Seconded: Cr A Burke**

**That Council authorises the General Manager to issue and apply such amounts as may be necessary to meet the current and accruing requirements of the Council for the months of July and August 2019, within the parameters of Section 82A of the *Local Government Act*.**

**CARRIED UNANIMOUSLY (6-0)**

**For: Mayor A Revie, Deputy Mayor D Williams, Cr S Blyth, Cr A Burke, Cr V Grace, Cr P Rhodes.**

*Mayor Annie Revie declared the meeting closed.*

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**Meeting Closed 9.39am**

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