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**(31 MAY 2005)**

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Minutes of the Special Meeting of Council of the Town of Vincent held at the Administration and Civic Centre, 244 Vincent Street, Leederville, on Tuesday 31 May 2005, commencing at 6.05pm.

**1. DECLARATION OF OPENING**

The Presiding Member, Mayor Nick Catania JP, declared the meeting open at 6.05pm.

**2. APOLOGIES/MEMBERS ON APPROVED LEAVE OF ABSENCE**

**(a) Apologies:**

Nil.

**(b) Present:**

Mayor Nick Catania, JP	Presiding Member
Cr Simon Chester	North Ward
Cr Helen Doran-Wu	North Ward
Cr Steed Farrell	North Ward
Cr Sally Lake	South Ward
Cr Dudley Maier	North Ward
Cr Izzi Messina	South Ward
John Giorgi, JP	Chief Executive Officer
Rob Boardman	Executive Manager, Environmental and Development Services
Rick Lotznicher	Executive Manager Technical Services
Mike Rootsey	Executive Manager, Corporate Services

Nil Members of the Public

**(c) Members on Leave of Absence:**

- Cr Maddalena Torre for the period 26 April to 14 June 2005 (inclusive) for personal reasons.
- Cr Ian Ker for 31 May 2005 for business reasons.

**3. PUBLIC QUESTION TIME & RECEIVING OF PUBLIC SUBMISSIONS**

*The Presiding Member advised that:*

*“Council at a Special meeting is not required to answer a question that does not relate to the purpose of the meeting. It is requested that only questions that relate to items on the Agenda be asked.”*

There were no speakers from the public gallery.

**5. ANNOUNCEMENTS BY THE PRESIDING MEMBER (WITHOUT DISCUSSION)**

5.1. Announcement Under Section 3.12(2) of the Local Government Act 1995 to Amend a Local Law

This announcement refers to item 7.2 on tonight's Agenda. This item refers to a proposal to increase the penalties under the Town of Vincent Parking Facilities Local Law and replace the sixth schedule to reflect the proposed increases.

Therefore, it is advised that the Town of Vincent hereby gives public notice that it intends to amend the Town of Vincent Local Law Relating to Parking Facilities, as published in the Government Gazette on 23 May 2000 and amended on 24 August 2004 and 14 January 2005 to replace the Sixth Schedule which will;

- (a) delete redundant clause numbers and inserting new clause numbers;
- (b) increase the penalties and fees listed in the sixth schedule that are applicable for a contravention of the parking facilities local law.

**6. DECLARATION OF INTERESTS**

- 6.1 Cr Lake declared a financial interest in Item 7.4 - Page 1.9 - Community Based Environment Project. The extent of her interest being that she is employed by an environment group which undertakes community based projects.
- 6.2 Cr Dudley Maier declared a financial interest in Item 7.4 - Page 1.9 Community Based Environment Project. The extent of his interest being that his partner is employed by a community group which may receive funds under this item.

**7.1 Consider and Adopt Fees and Charges for 2005/2006**

Ward:		Date:	26 May 2005
Precinct:		File Ref:	FIN0025
Attachments:	<a href="#">001</a>		
Reporting Officer(s):	M Rootsey		
Checked/Endorsed by:	J Giorgi	Amended by:	

**OFFICER RECOMMENDATION:**

*That the Council APPROVES BY AN ABSOLUTE MAJORITY the Schedule of Fees and Charges attached at Appendix 7.1 for adoption for the 2005/2006 financial year in conjunction with adoption of the 2005/2006 Annual Budget.*

Crs Ker and Torre were on approved leave of absence and were not present at the meeting.

**Moved Cr Farrell, Seconded Cr Chester**

*That the recommendation be amended to read as follows:*

*"That the Council APPROVES BY AN ABSOLUTE MAJORITY the Schedule of Fees and Charges attached at Appendix 7.1 for adoption for the 2005/2006 financial year in conjunction with adoption of the 2005/2006 Annual Budget subject to the following amendments:*

- **Page 8.5 Health (Public Building) Regulations 1992.**

*"Fee equal to the costing of ~~considering~~ the application up to a maximum of \$660."*

- **Page 8.10 Applications for Retrospective Approval**

*"The fee required for a development application for ~~prospective~~ retrospective planning approval be four times (4x) that for a similar development in these Fees and Charges ~~2002/2003~~ at the discretion of the Chief Executive Officer."*

- **Page 8.10 Work Bonds \$20,001 - upwards**

*"2005/06 Fee ~~\$450~~ \$650"*

Mayor Catania then advised that the Draft Fees and Charges Schedule 2005-2006 would be perused page by page and requested Elected Members to raise matters on the various pages.

Items on the Draft Budget 2005-2006 - Fees and Charges Schedule were considered as follows:

1. **Heath Services (Page 8.2)**

**Moved Cr Messina, Seconded Cr Farrell**

*That the proposed fee for 2005/2006 for Eating House - Food Preparation Registration and Licence be amended to \$350.*

Debate ensued.

**AMENDMENT CARRIED (4-3)**

<u>For</u>	<u>Against</u>
Mayor Catania	Cr Chester
Cr Doran-Wu	Cr Lake
Cr Farrell	Cr Maier
Cr Messina	

2. Library (Page 8.5)

Moved Cr Maier, Seconded Cr Farrell

*That the proposed fee for 2005/2006 for printing pages from the internet be amended to 20 cents per page.*

Debate ensued.

AMENDMENT CARRIED (7-0)

3. Sundry Information (Page 8.5)

Moved Cr Chester, Seconded Cr Messina

*That the proposed fee for 2005/2006 for Rate Account Enquiry Fee be amended to \$12.00.*

Debate ensued.

AMENDMENT CARRIED (7-0)

4. Sundry Information (page 8.6)

Moved Cr Messina, Seconded Cr

*That the proposed fee for 2005/2006 for Issue of Zoning Certificate be amended to \$60.00.*

Debate ensued.

LAPSED FOR WANT OF A SECONDER

Moved Cr Messina, Seconded Cr

*That the proposed fee for 2005/2006 for Reply to Property Settlement Questionnaire be amended to \$60.00.*

Debate ensued.

LAPSED FOR WANT OF A SECONDER

Moved Cr Messina, Seconded Cr Doran-Wu

*That the proposed fee for 2005/2006 for Issue of Zoning Certificate be amended to \$60.00.*

Debate ensued.

AMENDMENT CARRIED (7-0)

5. Development Applications (Page 8.10)

Moved Cr Maier, Seconded Cr Lake

*That the words "at the discretion of the Chief Executive Officer" be deleted from the column headed "2005/2006".*

Debate ensued.

AMENDMENT LOST (2-5)

For

Cr Chester  
Cr Maier

Against

Mayor Catania  
Cr Doran-Wu  
Cr Farrell  
Cr Lake  
Cr Messina

6. Works Bonds (Page 8.10)

Moved Cr Chester, Seconded Cr Messina

*That the proposed fee for 2005/2006 for Works Bonds \$100 - \$3,000 be amended to \$100.00.*

Debate ensued.

AMENDMENT CARRIED (5-2)

For

Mayor Catania  
Cr Chester  
Cr Doran-Wu  
Cr Farrell  
Cr Messina

Against

Cr Lake  
Cr Maier

7. General (Page 8.11)

Cr Messina departed the Chamber at 6.42pm.

Moved Cr Maier, Seconded Cr Chester

*That;*

(i) *the words "the construction component of" be added after the word "for" in column one; and*

(ii) *the all words following the figure of "\$2,600" be deleted from the column headed "2005/2006".*

Debate ensued.

Cr Messina returned to the Chamber at 6.45pm.

Mayor Catania ruled that the amendment will be voted upon in two parts.

Clause (i) was Put.

**CLAUSE (i) AMENDMENT CARRIED (6-1)**

<u>For</u>	<u>Against</u>
Cr Chester	Mayor Catania
Cr Doran-Wu	
Cr Farrell	
Cr Lake	
Cr Maier	
Cr Messina	

Clause (ii) was Put.

**CLAUSE (ii) AMENDMENT CARRIED (6-1)**

<u>For</u>	<u>Against</u>
Cr Chester	Mayor Catania
Cr Doran-Wu	
Cr Farrell	
Cr Lake	
Cr Maier	
Cr Messina	

**Moved** Cr Maier, **Seconded** Cr Lake

*That the proposed fee for 2005/2006 - Cash-in-Lieu be approved as \$2,600.*

**AMENDMENT CARRIED (6-1)**

<u>For</u>	<u>Against</u>
Cr Chester	Mayor Catania
Cr Doran-Wu	
Cr Farrell	
Cr Lake	
Cr Maier	
Cr Messina	

8. **Bond Charges (Page 8.12)**

**Moved** Cr Chester, **Seconded** Cr Messina

*That the proposed fee for 2005/2006 for Commercial/Private Hiring - Meetings/Lectures <sup>1</sup>/<sub>2</sub> hour Preparation be amended to \$175.00.*

Debate ensued.

**AMENDMENT CARRIED (6-1)**

<u>For</u>	<u>Against</u>
Mayor Catania	Cr Maier
Cr Chester	
Cr Doran-Wu	
Cr Farrell	
Cr Lake	
Cr Messina	

9. **Beatty Park Leisure Centre - Admission to Pool Premises and Use of Pool**  
**(Page 8.12)**

**Moved** Cr Messina, **Seconded** Cr Farrell

*That the proposed fee for 2005/2006 for Sauna/Spa/Steam Room/Swim - Student be amended to \$5.80.*

Debate ensued.

**AMENDMENT CARRIED (7-0)**

**Moved** Cr Messina, **Seconded** Cr Farrell

*That the proposed fee for 2005/2006 for Activity/Sauna/Spa/Steam - Student be amended to \$2.90.*

Debate ensued.

**AMENDMENT CARRIED (7-0)**

10. **Reserve Deposits/Bonds (Page 8.18)**

**Moved** Cr Lake, **Seconded** Cr Maier

*That a new category of "Event Bond - Community Group" be included and the proposed fee be \$100.00.*

Debate ensued.

**AMENDMENT LOST (2-5)**

**For**  
Cr Lake  
Cr Maier

**Against**  
Mayor Catania  
Cr Chester  
Cr Doran-Wu  
Cr Farrell  
Cr Messina

**Moved** Cr Lake, **Seconded** Cr Farrell

*That a new category of "Event Bond - Community Group" be included and the proposed fee be \$210.00.*

Debate ensued.

**AMENDMENT CARRIED (7-0)**

**MOTION AS AMENDED CARRIED**  
**BY AN ABSOLUTE MAJORITY (7-0)**

**COUNCIL DECISION ITEM 7.1**

*That the Council APPROVES BY AN ABSOLUTE MAJORITY the Schedule of Fees and Charges attached at Appendix 7.1 for adoption for the 2005/2006 financial year in conjunction with adoption of the 2005/2006 Annual Budget subject to the following amendments:*

1. **Heath Services (Page 8.2)**

*The proposed fee for 2005/2006 for Eating House - Food Preparation Registration and Licence being amended to \$350.*



2. Page 8.5 - Health (Public Building) Regulations 1992  
*"Fee equal to the costing of ~~considering~~ the application up to a maximum of \$660."*
3. Library (Page 8.5)  
*The proposed fee for 2005/2006 for printing pages from the internet being amended to 20 cents per page.*
4. Sundry Information (Page 8.5)  
*The proposed fee for 2005/2006 for Rate Account Enquiry Fee being amended to \$12.00.*
5. Sundry Information (page 8.6)  
*The proposed fee for 2005/2006 for Issue of Zoning Certificate being amended to \$60.00.*
6. Page 8.10 - Applications for Retrospective Approval  
*"The fee required for a development application for ~~prospective~~ retrospective planning approval be four times (4x) that for a similar development in these Fees and Charges ~~2002/2003~~ at the discretion of the Chief Executive Officer."*
7. Works Bonds (Page 8.10)  
*The proposed fee for 2005/2006 for Works Bonds \$100 - \$3,000 being amended to \$100.00.*
8. Page 8.10 - Work Bonds \$20,001 - upwards  
*"2005/06 Fee ~~\$450~~ \$650"*
9. General (Page 8.11)  
*The;*
  - (i) words "the construction component of" be added after the word "for" in column one; and
  - (ii) all words following the figure of "\$2,600" be deleted from the column headed "2005/2006".
10. Bond Charges (Page 8.12)  
*The proposed fee for 2005/2006 for Commercial/Private Hiring - Meetings/Lectures 1/2 hour Preparation be amended to \$175.00.*
11. Beatty Park Leisure Centre - Admission to Pool Premises and Use of Pool (Page 8.12)  
*The proposed fee for 2005/2006 for*
  - (i) Sauna/Spa/Steam Room/Swim - Student being amended to \$5.80; and
  - (ii) Activity/Sauna/Spa/Steam - Student being amended to \$2.90.

**12. Reserve Deposits/Bonds (Page 8.18)**

*A new category of "Event Bond - Community Group" be included and the proposed fee be \$200.00.*

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**PURPOSE OF REPORT:**

To present the Fees and Charges for the financial year 2005/2006 for approval.

**BACKGROUND:**

The Town of Vincent, as all other local authorities, applies charges for services provided and for the use of facilities available for hire. All such fees are required to be reviewed annually.

The Local Government Act 1995 allows fees and charges to be adopted and included in the Annual Budget without having to be gazetted separately.

**DETAILS:**

The attached schedule outlines details of Fees and Charges proposed for the 2005/2006 year with a comparison to last year's fees, where there has been a change from last year the particular item has been highlighted in bold italics.

A number of fees are determined by legislation, these include Dogs and Building/Planning Fees and a number of fees are raised under the Health Act.

Fees and Charges that are raised where the Town is engaged in what is deemed to be commercial activity, GST must be applied. Fees where GST is applicable are marked with a tick in the last column of the schedule.

Local Government Fees and Charges that are raised under legislation or local laws are in general GST free by way of exemption through Division 81 of the GST Legislation.

**New fees recommended for 2005/2006 include:**

Health Fees

Benchmarking with other metropolitan councils and the adoption of new Health Local Laws has resulted in the establishment of a number of new fees listed on pages 8.2 and 8.3.

**Increased charges have been recommended in the following areas:**

Dog Pound

An increase in the fees associated with the Dog Pound is proposed to reflect inflationary increases, these have not been increased for a number of years.

Abandoned Vehicles

An increase in the towing fees is proposed to reflect cost increases.

Car parking fees/day

An increase in both the hourly and all day fees are proposed for this financial year.

Car parking fees/night

An increase in fees also has been proposed in the night fees.

### Loton Park Temporary Parking Fees

A slight increase is proposed.

### Health Fees

The Executive Director Public Health now reviews prescribed fees on an annual basis to prevent periodic substantial increases.

### **Sundry Information**

#### Zone and Order Search Enquiries

The Town receives approximately 1,100 of those enquiries per year. The current fee of \$40.00 should be increased to reflect the full cost of recovery of the enquiry search.

A search of neighbouring local governments has revealed the following:

City of South Perth	\$75.00	(Rates only \$35.00)
City of Wanneroo	\$73.00	
City of Joondalup	\$72.00	(Rates only \$24.00)
Town of Cambridge	\$70.00	
City of Bayswater	\$70.00	
City of Stirling	\$50.00	

#### Members Equity Stadium - Deed of Licence - Commercial Events using the Pitch

This is the second year for this fee. The increase is CPI, as prescribed in the Heads of Agreement (Deed of Clarification).

#### Building Plan Copies

Increases proposed to reflect cost recovery of the task.

#### Planning and Building Policy and Town Planning Scheme Maps

Increases proposed to align with full cost recovery of the task.

#### Development Applications

Renewals and modification to previously assessed and approved conditions. In 2004/2005 the fees were 50% of scheduled fees. In 2005/2006 the following is proposed:

- Development application assessment has been undertaken, minor amendments to plans or application - 25% of paid fees.
- Major amendments to plans or application - 50% of paid fees.
- New development application for reconsideration of a condition(s) on previous valid planning approval - \$100
- New development application for a previously determined development 100% of scheduled fees.

#### Hire of Hall and Community Centres

Increase in a number of fees in this area to reflect inflationary pressures, of the cost of maintaining these venues. The level of hire fees for these facilities have remained the same for several years.

### Cash in Lieu

Cash in lieu payment for car parking to be adjusted for 2005/2006 to each car parking bay or part thereof: \$2,600 equals construction component plus 50% of land value of the property (as determined by the Valuer General) per square metre multiplied by the car bay area (land component).

### Works Bonds

A substantial fee increase is proposed to reflect the full cost of recovery of damage caused to the Town's infrastructure (p8.10).

### Sports Grounds and Reserves

A small increase is proposed.

### Beatty Park

A review of Beatty Park fees in comparison to other centres is conducted annually.

Beatty Park fees and charges are adjusted each year to minimise significant increases and to ensure the centre remains competitive as well as meeting its community obligations.

### Sports Grounds and Reserves

It is proposed to increase the fees for the use of the sportsgrounds and reserves for the next financial year. These fees have remained at the same level for a number of years and are due to be reviewed.

### **CONSULTATION/ADVERTISING:**

Advertised as part of the Annual Budget document.

### **LEGAL/POLICY:**

In accordance with Local Government Act (1995) S6.16, 6.17 and 6.18.

### **STRATEGIC IMPLICATIONS:**

The new and amended charges have been included in the preparation of the Draft 2005/2006 Budget.

### **FINANCIAL/BUDGET IMPLICATIONS:**

N/A

### **COMMENTS:**

It is recommended that the Fees and Charges contained in the attached schedule be adopted for the 2005/2006 Budget so that Council can apply these from 1 July 2005 (or subsequent date where nominated).

**7.2 Consider and Amend the Town of Vincent Local Law Relating to Parking Facilities - Penalty Increase to the Sixth Schedule**

<b>Ward:</b>	Both	<b>Date:</b>	25 May 2005
<b>Precinct:</b>	All	<b>File Ref:</b>	LEG0047
<b>Attachments:</b>	-		
<b>Reporting Officer(s):</b>	J MacLean, John Giorgi		
<b>Checked/Endorsed by:</b>	-	<b>Amended by:</b>	-

**OFFICER RECOMMENDATION:**

*That the Council;*

- (i) *RECEIVES the concerning the modified penalties (infringement notices) and comparison with adjoining local governments;*
- (ii) *Pursuant to Sections 3.12 to 3.17 of Subdivision 2 of Division 2 of Part 3 of the Local Government Act 1995, the Council APPROVES BY AN ABSOLUTE MAJORITY to amend the Town of Vincent Local Law Relating to Parking Facilities as follows:*

**"LOCAL GOVERNMENT ACT 1995 (as amended)  
TOWN OF VINCENT PARKING FACILITIES LOCAL LAW  
AMENDMENT**

*In pursuance of the powers conferred upon it by the Local Government Act 1995, and all other powers enabling it, the Council of the Town of Vincent HEREBY RECORDS having resolved on ..... to amend the Town of Vincent Parking Facilities Local Law published in the Government Gazette on 23 May 2000 and its amendments published in the Government Gazette on 24 August 2004 and 14 January 2005 by deleting the existing Sixth Schedule and replacing with a new Sixth Schedule as follows:*

*Part 7 Clause 76(1)*

**SIXTH SCHEDULE**

**LOCAL GOVERNMENT ACT 1995**

*Modified Penalties*

<i>ITEM NO.</i>	<i>OFFENCE</i>	<i>MODIFIED PENALTY</i>
1.	<i>CLAUSES: 11(3), 16(1), 49, 50(1), 50(2), 74</i>	<i>\$125.00</i>
2.	<i>CLAUSE: 7(1)(a), 7(1)(b), 12(1)(a), 12(1)(b), 12(1)(c), 12(1)(d), 12(2), 12(3), 13(1), 20, 23, 24, 44(1)(a), 44(1)(b), 51, 67, 75(2)</i>	<i>\$100.00</i>
3.	<i>CLAUSE: 18(2)</i>	<i>\$85.00</i>
4.	<i>CLAUSES: 7(2)(a), 7(2)(b), 11(2), 18(4), 19(4), 25, 27(1), 27(2), 40(1), 40(2), 40(3), 43(5)(a), 44(2)(a), 44(2)(b)</i>	<i>\$70.00</i>

<i>ITEM NO.</i>	<i>OFFENCE</i>	<i>MODIFIED PENALTY</i>
5.	<i>CLAUSES: 8(1), 8(2), 8(3), 9(1)(a), 9(1)(b), 9(1)(c), 9(1)(d), 9(2), 10(1), 11(1), 14(2), 15, 17(1), 21(1), 21(3)(a), 21(3)(b) 26(3)(a), 26(3)(b), 26(3)(c), 28(1), 28(2), 29(1), 29(2), 29(3), 30, 36(1)(a), 36(1)(b), 37(1), 38(1)(a), 38(1)(b), 38(1)(c), 38(1)(d), 38(2), 39(1)(a), 39(1)(b), 42(1), 42(2), 42(3), 43(4)(a), 43(4)(b), 43(4)(c), 44(4), 45(1), 45(2), 48(2)</i>	<i>\$50.00</i>
6.	<i>CLAUSES: 7(3), 44(3)</i>	<i>In the case of an offence under Clauses 7(3) and 44(3) where the specified time referred to in that clause is one half hour or less: (a) where the vehicle stops on that part of the road or parking station referred to in that clause for a period of one half hour or less in excess of the specified time – fifty dollars (\$50.00) (b) where the vehicle stops on that part of the road or parking station referred to in that clause for a period of more than one half hour in excess of the specified time – fifty dollars (\$50.00) with respect to the first one half hour in excess and fifty dollars (\$50.00) with respect to any time thereafter.</i>
7.	<i>CLAUSES: 7(3), 44(3)</i>	<i>In the case of an offence under Clauses 7(3) and 44(3) where the specified time referred to in that clause is one hour or more: (a) where the vehicle stops on that part of the road or parking station referred to in that clause for a period of one hour or less in excess of the specified time fifty dollars (\$50.00); (b) where the vehicle stops on that part of the road or parking station referred to in that clause for a period of more than one hour in excess of the specified time – fifty dollars (\$50.00) with respect to the first hour in excess and fifty dollars (\$50.00) any time thereafter.</i>
8.	<i>ANY CLAUSE NOT MENTIONED ABOVE</i>	<i>\$50.00''</i>

*and*

*(iii) RECEIVES a further report and considers any submissions received from the public at the close of the statutory six (6) week consultation period.*

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**Moved Cr Farrell, Seconded Cr Maier**

*That the recommendation be adopted.*

**Debate ensued.**

**Moved Cr Maier, Seconded Cr Messina**

*That fees for the modified penalties for clauses 40(1), 40(2) and 40(3) be increased from \$55.00 to \$125.00 and the Sixth Schedule be amended accordingly by removing clauses 40(1), 40(2) and 40(3) from Item 4 and inserting them in Item 1.*

**AMENDMENT CARRIED (6-1)**

<b><u>For</u></b>	<b><u>Against</u></b>
Cr Chester	Mayor Catania
Cr Doran-Wu	
Cr Farrell	
Cr Lake	
Cr Maier	
Cr Messina	

(Crs Ker and Torre on approved leave of absence.)

**MOTION AS AMENDED CARRIED  
BY AN ABSOLUTE MAJORITY (7-0)**

(Crs Ker and Torre on approved leave of absence.)

**COUNCIL DECISION ITEM 7.2**

*That the Council;*

- (i) *RECEIVES the concerning the modified penalties (infringement notices) and comparison with adjoining local governments;*
- (ii) *Pursuant to Sections 3.12 to 3.17 of Subdivision 2 of Division 2 of Part 3 of the Local Government Act 1995, the Council APPROVES BY AN ABSOLUTE MAJORITY to amend the Town of Vincent Local Law Relating to Parking Facilities as follows:*

***"LOCAL GOVERNMENT ACT 1995 (as amended)  
TOWN OF VINCENT PARKING FACILITIES LOCAL LAW  
AMENDMENT***

*In pursuance of the powers conferred upon it by the Local Government Act 1995, and all other powers enabling it, the Council of the Town of Vincent HEREBY RECORDS having resolved on ..... to amend the Town of Vincent Parking Facilities Local Law published in the Government Gazette on 23 May 2000 and its amendments published in the Government Gazette on 24 August 2004 and 14 January 2005 by deleting the existing Sixth Schedule and replacing with a new Sixth Schedule as follows:*

*Part 7 Clause 76(1)*

**SIXTH SCHEDULE**

**LOCAL GOVERNMENT ACT 1995**

*Modified Penalties*

<b>ITEM NO.</b>	<b>OFFENCE</b>	<b>MODIFIED PENALTY</b>
1.	<b>CLAUSES:</b> 11(3), 16(1), 40(1), 40(2), 40(3), 49, 50(1), 50(2), 74	<b>\$125.00</b>
2.	<b>CLAUSE:</b> 7(1)(a), 7(1)(b), 12(1)(a), 12(1)(b), 12(1)(c), 12(1)(d), 12(2), 12(3), 13(1), 20, 23, 24, 44(1)(a), 44(1)(b), 51, 67, 75(2)	<b>\$100.00</b>
3.	<b>CLAUSE:</b> 18(2)	<b>\$85.00</b>
4.	<b>CLAUSES:</b> 7(2)(a), 7(2)(b), 11(2), 18(4), 19(4), 25, 27(1), 27(2), 43(5)(a), 44(2)(a), 44(2)(b)	<b>\$70.00</b>
5.	<b>CLAUSES:</b> 8(1), 8(2), 8(3), 9(1)(a), 9(1)(b), 9(1)(c), 9(1)(d), 9(2), 10(1), 11(1), 14(2), 15, 17(1), 21(1), 21(3)(a), 21(3)(b), 26(3)(a), 26(3)(b), 26(3)(c), 28(1), 28(2), 29(1), 29(2), 29(3), 30, 36(1)(a), 36(1)(b), 37(1), 38(1)(a), 38(1)(b), 38(1)(c), 38(1)(d), 38(2), 39(1)(a), 39(1)(b), 42(1), 42(2), 42(3), 43(4)(a), 43(4)(b), 43(4)(c), 44(4), 45(1), 45(2), 48(2)	<b>\$50.00</b>
6.	<b>CLAUSES:</b> 7(3), 44(3)	<p><i>In the case of an offence under Clauses 7(3) and 44(3) where the specified time referred to in that clause is one half hour or less:</i></p> <p>(a) <i>where the vehicle stops on that part of the road or parking station referred to in that clause for a period of one half hour or less in excess of the specified time – fifty dollars (\$50.00)</i></p> <p>(b) <i>where the vehicle stops on that part of the road or parking station referred to in that clause for a period of more than one half hour in excess of the specified time – fifty dollars (\$50.00) with respect to the first one half hour in excess and fifty dollars (\$50.00) with respect to any time thereafter.</i></p>
7.	<b>CLAUSES:</b> 7(3), 44(3)	<p><i>In the case of an offence under Clauses 7(3) and 44(3) where the specified time referred to in that clause is one hour or more:</i></p> <p>(a) <i>where the vehicle stops on that part of the road or parking station referred to in that clause for a period of one hour or less in excess of the specified time fifty dollars (\$50.00);</i></p> <p>(b) <i>where the vehicle stops on that part of the road or parking station referred to in that clause for a period of more than one hour in excess of the specified time – fifty dollars (\$50.00) with respect to the first hour in excess and fifty dollars (\$50.00) any time thereafter.</i></p>



*Modified Penalties*

<i>ITEM NO.</i>	<i>OFFENCE</i>	<i>MODIFIED PENALTY</i>
8.	<i>ANY CLAUSE NOT MENTIONED ABOVE</i>	<i>\$50.00"</i>

*and*

*(iii) RECEIVES a further report and considers any submissions received from the public at the close of the statutory six (6) week consultation period.*

**PURPOSE OF REPORT:**

The purpose of this report is to approve of amendments to the Town's Local Law Relating to Parking Facilities to increase modified penalties (Infringement Notices) and correct the sixth schedule of the Parking Facilities Local Law.

**BACKGROUND:**

The Council last reviewed and increased parking modified penalties in April 2003.

A comparison has been carried out with the Cities of Perth and Subiaco, both who are similar to the Town of Vincent.

The Town's specific penalties are grouped in categories (as shown in the recommendation) to reflect the seriousness and importance of the offence. It is recommended that the Town increase their penalties to bring the penalties into line with both Perth and Subiaco.

Sixth Schedule Item No	CLAUSE		Vincent Current	Vincent Proposed	Perth	Subiaco
<b>PARKING ON ROAD</b>						
	S669C(1)	Refuse to State (Full) Name and Address	\$ 100.00	\$ 100.00		
2	7(1)(a)	No Stopping (Anytime)	\$ 85.00	\$ 100.00	\$ 100.00	\$ 90.00
2	7(1)(b)	No Stopping (Restricted Periods)	\$ 85.00	\$ 100.00	\$ 100.00	\$ 90.00
3	7(2)(a)	No Parking (Anytime)	\$ 55.00	\$ 70.00	\$ 50.00	\$ 70.00
3	7(2)(b)	No Parking (Restricted Periods)	\$ 55.00	\$ 70.00	\$ 50.00	\$ 70.00
5	7(3)	Stop Longer than Time Allowed	\$ 35.00	\$ 50.00	\$ 50.00	\$ 50.00
4	8(1)	Stop Upon a Median Strip	\$ 35.00	\$ 50.00	\$ 100.00	\$ 60.00
4	8(2)	Unlawfully Stop Adjcent to a Median Strip	\$ 35.00	\$ 50.00	\$ 50.00	\$ 60.00
4	8(3)	Stop Upon or Within 9 Metres of a Traffic Island	\$ 35.00	\$ 50.00	\$ 60.00	\$ 60.00
4	9(1)(a)	Not Parallel to Kerb	\$ 35.00	\$ 50.00	\$ 60.00	\$ 40.00
4	9(1)(b)	Not Close to Kerb	\$ 35.00	\$ 50.00	\$ 60.00	\$ 40.00
4	9(1)(c)	Not Headed in Direction of Movement of Traffic	\$ 35.00	\$ 50.00	\$ 50.00	\$ 40.00
4	9(1)(d)	Not Wholly Within a Stall - Road	\$ 35.00	\$ 50.00	\$ 50.00	\$ 30.00
4	9(2)	Not Wholly Within Parking Stall - Angled	\$ 35.00	\$ 50.00	\$ 50.00	\$ 30.00
4	10(1)	Stop or Attempt to Stop in a Stall Already Occupied	\$ 35.00	\$ 50.00	\$ 50.00	\$ 30.00
4	11(1)	Stop within 10m of an Intersection	\$ 35.00	\$ 50.00	\$ 100.00	\$ 60.00
3	11(2)	Park Alongside Obstacle or Impediment to Traffic	\$ 55.00	\$ 70.00	\$ 100.00	\$ 60.00
1	11(3)	Stop on or Over a Footpath	\$ 105.00	\$ 125.00	\$ 100.00	\$ 80.00
2	12(1)(a)	Park as to Cause an Obstruction on Road	\$ 85.00	\$ 100.00	\$ 100.00	\$ 80.00
2	12(1)(b)	Obstruct an Entrance/Exit of Premises	\$ 85.00	\$ 100.00	\$ 100.00	\$ 80.00
2	12(1)(c)	Obstruct an Intersection	\$ 85.00	\$ 100.00	\$ 100.00	\$ 80.00
2	12(1)(d)	Obstruct a Right of Way	\$ 85.00	\$ 100.00	\$ 100.00	\$ 80.00
2	12(2)	Park in Excess of 24 Hours	\$ 85.00	\$ 100.00	-	-
2	12(3)	Deemed Obstruction	\$ 85.00	\$ 100.00	\$ 100.00	\$ 80.00
2	13(1)	Double Parking/Stopping Abreast	\$ 85.00	\$ 100.00	\$ 60.00	\$ 60.00
4	14(2)	Unlawfully Stop Upon a Verge	\$ 35.00	\$ 50.00	\$ 50.00	\$ 40.00
4	15	Stop within 1m of a Pillar Fire Hydrant	\$ 35.00	\$ 50.00	\$ 50.00	\$ 60.00
1	16(1)	Stop on a Pedestrian Crossing	\$ 105.00	\$ 125.00	\$ 100.00	\$ 80.00
4	17(1)	Return to Time Restricted Area within One Hour	\$ 35.00	\$ 50.00	\$ 50.00	\$ 30.00

Sixth Schedule Item No	CLAUSE		Vincent Current	Vincent Proposed	Perth	Subiaco
2	18(2)	Park in Area Set Aside for Other Persons	\$ 85.00	\$ 85.00	-	\$ 70.00
3	18(4)	Park in Area for Vehicle of a Different Class	\$ 55.00	\$ 70.00	\$ 100.00	\$ 60.00
3	19(4)	Unauthorised Vehicle in Work Zone	\$ 55.00	\$ 70.00	\$ 50.00	-
2	20	Refuse to Remove Vehicle	\$ 85.00	\$ 100.00	\$ 100.00	\$ 60.00
4	21(1)	Stop Non Commercial Vehicle in Loading Zone	\$ 35.00	\$ 50.00	\$ 100.00	\$ 50.00
4	21(3)(a)	Stop for more than 5 Minutes - Small Commercial Vehicle	\$ 35.00	\$ 50.00	\$ 50.00	\$ 50.00
4	21(3)(b)	Park Over 15 Minutes in a Loading Zone	\$ 35.00	\$ 50.00	\$ 50.00	\$ 50.00
2	23	Stop in a Bus Stand	\$ 85.00	\$ 100.00	\$ 100.00	\$ 60.00
2	24	Stop in a Tourist Bus Stand	\$ 85.00	\$ 100.00	\$ 100.00	\$ 60.00
3	25	Park in Area Set Aside as Eating Area	\$ 55.00	\$ 70.00	\$ 100.00	-
4	26(3)(a)	Permit Parking - Outside Hours	\$ 35.00	\$ 50.00	\$ 50.00	-
4	26(3)(b)	Permit Parking - Contrary to Conditions	\$ 35.00	\$ 50.00	\$ 50.00	-
4	26(3)(c)	Park after Withdrawal of Permit	\$ 35.00	\$ 50.00	\$ 60.00	-
3	27(1)	Park Long Vehicle in Residential Street	\$ 55.00	\$ 70.00	\$ 50.00	\$ 40.00
3	27(2)	Commercial Vehicle in Residential Street	\$ 55.00	\$ 70.00	\$ 50.00	\$ 40.00
4	28(1)	Park Non Motorcycle in M/C Stall	\$ 35.00	\$ 50.00	\$ 50.00	\$ 30.00
4	28(2)	Park in Stall Set Aside for M/C	\$ 35.00	\$ 50.00	\$ 50.00	\$ 30.00
4	29(1)	Park Motorcycle Longer than Time Allowed	\$ 35.00	\$ 50.00	\$ 50.00	\$ 30.00
4	29(2)	Motorcycle in Stall Longer than Time Allowed	\$ 35.00	\$ 50.00	\$ 50.00	\$ 30.00
4	29(3)	Motorcycle Not Wholly Within Stall	\$ 35.00	\$ 50.00	\$ 50.00	\$ 30.00
4	30	Park in Stall Other than One Marked M/C	\$ 35.00	\$ 50.00	\$ 50.00	\$ 30.00
4	36(1)(a)	Fail to Display Valid Ticket - Ticket Zone	\$ 35.00	\$ 50.00	\$ 50.00	\$ 30.00
4	36(1)(b)	Fail to Display Details on Valid Ticket - Ticket Zone	\$ 35.00	\$ 50.00	\$ 50.00	\$ 35.00
4	37(1)	Stop Longer than Maximum Period - Ticket Zone	\$ 35.00	\$ 50.00	\$ 50.00	-
4	38(1)(a)	Stop Not Parallel to Kerb - Ticket Machine Zone	\$ 35.00	\$ 50.00	\$ 50.00	\$ 40.00
4	38(1)(b)	Not Close to Kerb - Ticket Machine Zone	\$ 35.00	\$ 50.00	\$ 50.00	\$ 40.00
4	38(1)(c)	Not Wholly in Stall - Ticket Machine Zone	\$ 35.00	\$ 50.00	\$ 50.00	\$ 30.00
4	38(1)(d)	Not Headed in Direction of Traffic - Ticket Machine Zone	\$ 35.00	\$ 50.00	\$ 50.00	\$ 40.00
4	38(2)	Not Wholly in Parking Stall - Angle Parking	\$ 35.00	\$ 50.00	\$ 50.00	\$ 30.00
<b>PARKING STATIONS AND PARKING FACILITIES</b>						
4	39(1)(a)	Fail to Display Valid Ticket - Car Park	\$ 35.00	\$ 50.00	\$ 50.00	\$ 30.00
4	39(1)(b)	Fail to Display Details on Valid Ticket - Car Park	\$ 35.00	\$ 50.00	\$ 50.00	\$ 35.00
3	40(1)	Deface/Alter Parking Ticket - Car Park	\$ 55.00	\$ 70.00	\$ 150.00	\$ 80.00
3	40(2)	Display Defaced/Altered Ticket - Car Park	\$ 55.00	\$ 70.00	\$ 150.00	\$ 80.00
3	40(3)	Produce a Defaced/Altered Ticket	\$ 55.00	\$ 70.00	\$ 150.00	\$ 80.00
4	42(1)	Motorcycle Not Wholly Within M/C Stall - Car Park	\$ 35.00	\$ 50.00	\$ 50.00	\$ 30.00
4	42(2)	Fail to Pay Motorcycle Fee - Car Park	\$ 35.00	\$ 50.00	\$ 50.00	\$ 30.00
4	42(3)	Park Motorcycle Outside Permitted Time - Car Park	\$ 35.00	\$ 50.00	\$ 50.00	-
4	43(4)(a)	Fail to Display Permit in Parking Station	\$ 35.00	\$ 50.00	\$ 50.00	-
4	43(4)(b)	Fail to Display Valid Permit in Parking Station	\$ 35.00	\$ 50.00	\$ 50.00	-
4	43(4)(c)	Park in Area Set Aside for Other Persons - Parking Station	\$ 35.00	\$ 50.00	\$ 100.00	\$ 70.00
3	43(5)(a)	Park in Area for Vehicle of a Different Class - Parking Station	\$ 55.00	\$ 70.00	\$ 100.00	\$ 60.00
2	44(1)(a)	Stop in a No Stopping Area in a Parking Station	\$ 85.00	\$ 100.00	\$ 100.00	\$ 90.00
2	44(1)(b)	Stop During Restricted Period in a Parking Station	\$ 85.00	\$ 100.00	\$ 100.00	-
3	44(2)(a)	Park in a No Parking Area in a Parking Station	\$ 55.00	\$ 70.00	\$ 100.00	\$ 70.00
3	44(2)(b)	Park a Vehicle During a Restricted Period in a Parking Station	\$ 55.00	\$ 70.00	\$ 100.00	-
6	44(3)	Stop Longer than Time Allowed in a Parking Station	\$ 35.00	\$ 50.00	\$ 50.00	-
4	44(4)	Park Not Wholly in a Stall in a Parking Station	\$ 35.00	\$ 50.00	\$ 50.00	\$ 30.00
4	45(1)	Park Longer than Time Allowed in a Parking Station	\$ 35.00	\$ 50.00	\$ 50.00	-
4	45(2)	Return to Parking Station Within 1 Hour	\$ 35.00	\$ 50.00	\$ 50.00	\$ 30.00
4	48(2)	Fail to Obtain Ticket - Special Event Parking	\$ 35.00	\$ 50.00	\$ 50.00	\$ 40.00
1	49	Fail to Move When Directed in a Parking Station	\$ 105.00	\$ 125.00	\$ 100.00	\$ 60.00
1	50(1)	Sell/Hire on a Parking Station/Parking Facility	\$ 105.00	\$ 125.00	\$ 150.00	\$ 80.00
1	50(2)	Sell/Hire Goods on a Parking Station/Parking Facility	\$ 105.00	\$ 125.00	\$ 150.00	\$ 80.00
2	51	Cause an Obstruction Within a Parking Station	\$ 85.00	\$ 100.00	\$ 100.00	\$ 60.00
<b>MISCELLANEOUS</b>						
2	67	Park on Private Land Without Consent	\$ 85.00	\$ 100.00	\$ 100.00	\$ 80.00
1	74	Display Standard Sign without Permission	\$ 105.00	\$ 125.00	\$ 100.00	-
2	75(2)	Erase Chalk Marks from Marked Tyres	\$ 85.00	\$ 100.00	\$ 100.00	\$ 80.00
	ULG3	Unlawfully Stop Vehicle in 'Disabled' Parking Stall	\$ 120.00	\$ 120.00	\$ 120.00	\$ 120.00

**CONSULTATION/ADVERTISING:**

There will be a need to advertise the above proposal on a Statewide and local publication basis for six (6) weeks and to seek public comment on the proposed amendments.

**LEGAL/POLICY:**

Section 3.12 of the Local Government Act 1995, as amended, sets out the procedure to be adopted when amending Local Laws.

This requires that the Council approves the amendments before issuing a Statewide and local advertisement seeking public comment on the proposals. After a statutory public consultation period of 6 weeks, any comments or objections are to be considered and reported to the Council for final approval before gazettal.

**STRATEGIC IMPLICATIONS:**

In the 2005 – 2010 Strategic Plan, Key Result Area 4, “Leadership & Management”, Part 4.5 - *"Promote Financial Management"*.

**FINANCIAL/BUDGET IMPLICATIONS:**

There will be small costs associated with the advertising of the proposal.

The increase in parking infringement modified penalties will result in an increase in revenue. It is difficult to accurately calculate the precise revenue to be raised, however it is estimated to be in the vicinity of \$150,000 - \$175,000 (this is based on the number of infringement notices issued in 2004/05).

**COMMENTS:**

The above proposal is consistent with the current operating procedures of the Town. The amendments above are recommended for approval.

**7.3 Review and Adoption of Members Fees and Expenses 2005/2005**

<b>Ward:</b>	Both	<b>Date:</b>	24 May 2005
<b>Precinct:</b>	All	<b>File Ref:</b>	ADM0051
<b>Attachments:</b>	-		
<b>Reporting Officer(s):</b>	John Giorgi		
<b>Checked/Endorsed by:</b>	-	<b>Amended by:</b>	-

**OFFICER RECOMMENDATION:**

*That the Council APPROVES BY AN ABSOLUTE MAJORITY for 2005/2006 the financial support that will be provided to Elected Members through the payment of allowances, fees and reimbursement of expenses incurred and insurance cover while performing the official functions and duties of office as detailed in Policy 4.2.7 - Elected Member Allowances, Fees and Re-imbusement of Expenses subject to the following amendments:*

*(i) Policy clause 11 - Meeting Attendance Fees*

*"Increasing the meeting and attendance fees from \$12,000 to \$14,000 for the Mayor and from \$6,000 to \$7,000 for the Councillors";*

*(ii) Policy clause 2.3 - Mayor's Vehicle - Petrol*

*"Increasing the re-imbusement of fuel costs for the Mayor to a maximum of value of \$55 per week, to a maximum of \$2,840 per annum." (previously \$50 per week and to a maximum of \$2,600);*

*(iii) Policy clause 5 - Child Care Costs*

*"Increasing the hourly rate for child care costs from \$10 per hour up to a maximum of \$20 per hour".*

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**COUNCIL DECISION ITEM 7.3**

**Moved Cr Farrell, Seconded Cr Maier**

*That the recommendation be adopted.*

Debate ensued.

**CARRIED BY AN ABSOLUTE MAJORITY (7-0)**

**(Crs Ker and Torre on approved leave of absence.)**

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**PURPOSE OF REPORT:**

The purpose of this report is to review and adopt the fees and expenses applicable to Elected Members for 2005/2006, as required by the Local Government Act 1995.

**BACKGROUND:**

At the Ordinary Meeting of the Council held on 8 June 2004, the Council approved the Policy - Elected Members Allowance, Fees and Re-imbusement of Expenses, policy number 4.2.7 and approved of the fees and expenses and also made minor amendments to the Council Policy.

**Mayor's Vehicle - Petrol**

The increase is to reflect the significant rise in fuel prices which have occurred over the previous year. The current amount of \$50 per week has been marginally increased to \$55.

**Child Care Costs**

The re-imbusement for child care costs has not been increased since 1996 when it was set by Local Government Regulation at a maximum of \$10 per hour. Recent amendments to the Regulation have increased the maximum to \$20 per hour. Accordingly, the increase is recommended.

**CONSULTATION/ADVERTISING:**

The Council's Policy relating to Elected Member Fees and Expenses was previously advertised for public comment in May 2003.

In view of the very minor nature of the proposed amendments which do not materially affect the principle conditions of the policy, it is recommended that the amendments to fees and expenses not be advertised separately for public comment, but considered as part of the Budget process.

**LEGAL/POLICY:**

The Local Government Act provides that a Member has a legal right to be reimbursed for rental on one telephone line and one facsimile line and in addition, can claim child care costs incurred whilst attending to Council business.

The Local Government (Administration) Regulations also provide:

*“The extent to which an expense ...can be reimbursed is the actual amount, verified by sufficient information”.*

The above criteria must be met before any reimbursement can be made. That is:

- the Council must first approve the types of expenses which can be reimbursed (and may set limits to these);
- the expense must be incurred in performing a function as a council member;
- reimbursement is limited to the actual expense incurred; and
- the expense must be verified by sufficient information.

**STRATEGIC IMPLICATIONS:**

Nil.

**FINANCIAL/BUDGET IMPLICATIONS:**

The above costs associated with this policy are included in the Annual Budget 2005/2006.

**COMMENTS:**

The expenses and allowances approved by the Town of Vincent are comparable with other local governments of a similar size and budget to the Town of Vincent and no difficulties have been raised.

**7.4 Draft Budget 2005-2006 - Revised Version**

<b>Ward:</b>	Both	<b>Date:</b>	23 May 2005
<b>Precinct:</b>	All	<b>File Ref:</b>	FIN0025
<b>Attachments:</b>	-		
<b>Reporting Officer(s):</b>	M Rootsey, J Giorgi		
<b>Checked/Endorsed by:</b>		<b>Amended by:</b>	

**OFFICER RECOMMENDATION:**

*That the Council;*

- (i) *NOTES the amendments to the Draft Budget 2005/06 following the adoption of the Council decisions of the Special Council Meeting on 17 May 2005; and*
- (ii) *AUTHORISES the Chief Executive Officer to advertise the Draft Budget 2005-2006 for public comment for a period of twenty-one (21) days and further considers any submissions received.*

Cr Messina departed the Chamber at 7.14pm.

Moved Cr Farrell, Seconded Cr Doran-Wu

*That the recommendation be adopted.*

Debate ensued.

Cr Messina returned to the Chamber at 7.15pm

Moved Cr Lake, Seconded Cr Doran-Wu

*That clause (i) be amended to read as follows:*

- "(i) *NOTES the amendments to the Draft Budget 2005/06 following the adoption of the Council decisions of the Special Council Meeting on 17 May 2005; ~~and~~ subject to:*
  - *the amount listed on page 1.5 - Playgrounds for Forrest Park being increased by \$15,000 to \$65,000 to include provision for a shade structure at the Forrest Park Playgroup; and*

**AMENDMENT CARRIED (7-0)**

(Cr Torre on approved leave of absence. Cr Ker on approved leave of absence.)

Mayor Catania advised that Crs Lake and Maier had declared a financial interest in Line Item - Technical Services - Community Based Environmental Projects on Page 1.9. He further advised that as Crs Lake and Maier had declared an interest that the Line Item would need to be voted on. Crs Lake and Maier departed the Chamber at 7.18pm.

**Moved Cr Farrell, Seconded Cr Doran-Wu**

*That Line Item - Technical Services - Community Based Environmental Projects on Page 1.9 be approved.*

**CARRIED (5-0)**

(Crs Ker and Torre on approved leave of absence. Crs Lake and Maier absent from the Chamber and did not vote.)

Crs Lake and Maier returned to the Chamber at 7.20pm.

**MOTION AS AMENDED (EXCLUDING THE ITEM  
“COMMUNITY BASED ENVIRONMENTAL  
PROJECTS” ON PAGE 19 – WHICH WAS  
PREVIOUSLY APPROVED WHILST CR’S LAKE  
AND MAIER WERE ABSENT FROM THE CHAMBER)  
CARRIED BY AN ABSOLUTE MAJORITY (7-0)**

(Crs Ker and Torre on approved leave of absence.)

**COUNCIL DECISION ITEM 7.4**

*That the Council;*

- (i) *NOTES the amendments to the Draft Budget 2005/06 following the adoption of the Council decisions of the Special Council Meeting on 17 May 2005 subject to:*
- *the amount listed on page 1.5 - Playgrounds for Forrest Park being increased by \$15,000 to \$65,000 to include provision for a shade structure at the Forrest Park Playgroup; and*
- (ii) *AUTHORISES the Chief Executive Officer to advertise the Draft Budget 2005-2006 for public comment for a period of twenty-one (21) days and further considers any submissions received.*

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**PURPOSE OF REPORT:**

To present the Draft Budget prepared for the financial year 2005/2006.

**BACKGROUND:**

The Draft Budget for the financial year 2005/2006 was considered at the Special Meeting of Council on 17 May 2005. At that meeting a number of amendments to the Draft Budget were adopted which have now been included in the revised version of the budget document.

**DETAILS:**

**Draft Budget**

The Draft Budget 2005-2006 as presented proposes the funds for the new capital works as follows:

Land and Buildings	\$32,041,460
Infrastructure	\$3,470,733
Plant and Equipment	\$681,740
Furniture and Equipment	\$137,300



The Town's Administration has prepared the draft budget and has included the following;

- (a) Council adopted programs;
- (b) items that have come from Council resolutions;
- (c) Elected Members' requests;
- (d) ratepayer/resident requests; and
- (e) projects identified by the Town's Administration.

The Town's Administration has used the following criteria to determine project priorities;

<b>Priority Rating</b>		
1	Very High	Adopted program/Legislative requirement/safety issue/significant Ratepayer benefit
2	High	Essential/cost benefits/Community need
3	Medium	Desirable/may benefit the Community
4	Low	Nice to do/not a priority
5	Very Low	No demonstrated benefit/need

The budget for recurrent operating expenditure is \$24,095,801. In addition an allocation of \$949,220 has been made for new operating items.

The rates figure on the summary page of the Draft Budget of \$13,478,431 represents the funds that would be generated from a rates calculation at this point of time using the existing rate in the dollar, therefore taking into account any interim accounts that would be applicable for the full year.

As the summary indicates, if all the works included on the Draft Budget 2005/06 as presented are funded, the Council will need an estimated increase of **3.25%** in the rate in the dollar to meet all of the requests, before adjustment for the tri-annual revaluation is made to the rate in the dollar.

**CONSULTATION/ADVERTISING:**

The Council's Policy No. 4.1.21 "Community Consultation" prescribes the Draft Budget to be advertised on a local basis for a period of 21 days. Copies are also placed on the Town's Web page, placed in the Library and sent to the Community/Business Groups.

**LEGAL/POLICY:**

**Adoption of Budget**

The recent amendments to the Local Government Act 1995 now allows the Council to adopt its budget prior to the end of the financial year 30 June 2005. However, this year the Council will continue with its current practice of adopting the Annual Budget at the first meeting in July.

**STRATEGIC IMPLICATIONS:**

The Council's budget process is in accordance with the Council's Draft Strategic Plan 2005-2010, Key Result Area Governance and Management – *Action Plan 4.1 (a) "Continue to develop a long term Strategic Vision and Financial Plan to ensure the long term financial viability of the Town."*

**FINANCIAL/BUDGET IMPLICATIONS:**

The approval in principle of the Draft Budget is essential to maintain the timeframe to allow adoption of the Annual Budget in line with the Council approved timetable.

This will then ensure funding for the operations of the Council for the next financial year.

**COMMENTS:**

It is considered the Draft Budget 2005-2006 provides funding for a varied capital works programme together with existing and new operational requirements.

It is recommended the Council consider and approve in principle the Draft Budget 2005-2006 and for this to be advertised and issued for public comment.

**8. CLOSURE**

**The Presiding Member, Mayor Catania JP, declared the meeting closed at 7.20pm with the following persons present:**

Cr Steed Farrell ( <i>Deputy Mayor</i> )	North Ward
Cr Simon Chester	North Ward
Cr Helen Doran-Wu	North Ward
Cr Sally Lake	South Ward
Cr Dudley Maier	North Ward
Cr Izzi Messina	South Ward
John Giorgi, JP	Chief Executive Officer
Rob Boardman	Executive Manager, Environmental and Development Services
Rick Lotznicher	Executive Manager Technical Services
Mike Rootsey	Executive Manager, Corporate Services

These Minutes were confirmed by the Council as a true and accurate record of the Special Meeting of the Council held on 31 May 2005.

Signed: .....Presiding Member  
Mayor Nick Catania, JP

Dated this ..... day of ..... 2005