

Agenda **Special Meeting of Council**

NOTICE IS HEREBY GIVEN THAT A SPECIAL MEETING OF THE COUNCIL OF THE CITY OF JOONDALUP WILL BE HELD IN THE COUNCIL CHAMBER, JOONDALUP CIVIC CENTRE, BOAS AVENUE, JOONDALUP

ON

WEDNESDAY, 17 JUNE 2009

COMMENCING AT

7.00 pm

PUBLIC QUESTION TIME

Members of the public are requested to lodge questions in writing by **9.00 am on Tuesday 16 June 2009**

Answers to those questions received within that timeframe will, where practicable, be provided in hard copy form at the Special Council Meeting.

Please Note: Section 7(4)(b) of the Local Government (Administration) Regulations 1996 states that a 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.

QUESTIONS TO

council.questions@joondalup.wa.gov.au
PO Box 21 Joondalup WA 6919

PURPOSE OF MEETING

To give consideration to:

- The 2009/10 Draft Budget
- The proposal for levying differential rates for the 2009/10 financial year

GARRY HUNT

Chief Executive Officer

12 June 2009

www.joondalup.wa.gov.au

PROCEDURES FOR PUBLIC QUESTION TIME

The following procedures for the conduct of Public Question Time were adopted at the Council meeting held on 17 March 2009:

Questions asked verbally

- 1 Members of the public are invited to ask questions at Council Meetings.
- 2 Questions asked at an ordinary Council meeting can relate to matters that affect the operations of the City of Joondalup. Questions asked at a Special Meeting of the Council must relate to the purpose for which the meeting has been called.
- 3 A register will be provided for those persons wanting to ask questions to enter their name. Persons will be requested to come forward in the order in which they are registered, and to give their name and address.
- 4 Public question time will be limited to two minutes per member of the public, with a limit of two questions per member of the public.
- 5 Statements are not to precede the asking of a question during public question time. Statements should be made during public statement time.
- 6 Members of the public are encouraged to keep their questions brief to enable everyone who desires to ask a question to have the opportunity to do so.
- 7 Public question time will be limited to the legislative minimum of fifteen minutes and may be extended in intervals of up to ten minutes by resolution of the Council, but the total time allocated for public questions to be asked and responses to be given is not to exceed thirty five (35) minutes in total. Public question time is declared closed following the expiration of the allocated time period, or earlier than such time where there are no further questions.
- 8 Questions are to be directed to the Presiding Member and should be asked politely in good faith and are not to be framed in such a way as to reflect adversely or be defamatory on a particular Elected Member or City employee. The Presiding Member shall decide to:
 - Accept or reject any question and his/her decision is final;
 - Nominate a member of the Council and/or City employee to respond to the question;
 - Take a question on notice. In this case a written response will be provided as soon as possible, and included in the agenda of the next Council meeting.
- 9 Where an elected member is of the opinion that a member of the public is:
 - asking a question at a Council meeting, that is not relevant to the operations of the City of Joondalup;
 - making a statement during public question time;they may bring it to the attention of the meeting.

- 10 Questions and any response will be summarised and included in the minutes of the Council meeting.
- 11 It is not intended that question time should be used as a means to obtain information that would not be made available if it was sought from the City's records under Section 5.94 of the Local Government Act 1995 or the Freedom of Information (FOI) Act 1992. Where the response to a question(s) would require a substantial commitment of the City's resources, the Chief Executive Officer (CEO) will determine that it is an unreasonable impost upon the City and refuse to provide it. The CEO will advise the member of the public that the information may be sought in accordance with the FOI Act 1992.

Questions in Writing - Residents and /or Ratepayers of the City of Joondalup Only

- 1 Only City of Joondalup residents and/or ratepayers may submit questions to the City in writing.
- 2 Questions submitted to an ordinary Council meeting can relate to matters that affect the operations of the City of Joondalup. Questions submitted to a Special Meeting of the Council must relate to the purpose for which the meeting has been called.
- 3 The City will accept a maximum of 5 written questions per City of Joondalup resident/ratepayer. To ensure equality and consistency, each part of a multi-part question will be treated as a question in its own right.
- 4 Questions lodged by 9.00 am on the day immediately prior to the scheduled Council meeting will be responded to, where possible, at the Council meeting. These questions, and their responses, will be distributed to Elected Members and made available to the public in written form at the meeting.
- 5 The Presiding Member shall decide to accept or reject any written question and his/her decision is final. Where there is any concern about a question being offensive, defamatory or the like, the Mayor will make a determination in relation to the question. Questions determined as offensive, defamatory or the like will not be published. Where the Presiding Member rules questions to be out of order, an announcement to this effect will be made at the meeting, including the reason(s) for the decision.
- 6 The Presiding Member may rule questions out of order where they are substantially the same as questions previously submitted and responded to.
- 7 Written questions unable to be responded to at the Council meeting will be taken on notice. In this case, a written response will be provided as soon as possible and included on the agenda of the next Council meeting.
- 8 A person who submits written questions may also ask questions at a Council meeting and questions asked verbally may be different to those submitted in writing.
- 9 Questions and any response will be summarised and included in the minutes of the Council meeting.

- 10 It is not intended that question time should be used as a means to obtain information that would not be made available if it was sought from the City's records under Section 5.94 of the Local Government Act 1995 or the Freedom of Information (FOI) Act 1992. Where the response to a question(s) would require a substantial commitment of the City's resources, the Chief Executive Officer (CEO) will determine that it is an unreasonable impost upon the City and refuse to provide it. The CEO will advise the member of the public that the information may be sought in accordance with the FOI Act 1992.

DISCLAIMER

Responses to questions not submitted in writing are provided in good faith and as such, should not be relied upon as being either complete or comprehensive.

PROCEDURES FOR PUBLIC STATEMENT TIME

The following procedures for the conduct of Public Statement Time were adopted at the Council meeting held on 18 December 2007:

- 1 Members of the public are invited to make statements, either verbally or in writing, at Council meetings.
- 2 Statements made at an ordinary Council meeting must relate to matters that affect the operations of the City of Joondalup. Statements made at a Special Meeting of the Council must relate to the purpose for which the meeting has been called.
- 3 A register will be provided for those persons wanting to make a statement to enter their name. Persons will be requested to come forward in the order in which they are registered, and to give their name and address.
- 4 Public statement time will be limited to two minutes per member of the public.
- 5 Members of the public are encouraged to keep their statements brief to enable everyone who desires to make a statement to have the opportunity to do so.
- 6 Public statement time will be limited to a maximum of 15 minutes. Public statement time is declared closed following the 15 minute allocated time period, or earlier than such time where there are no further statements.
- 7 Statements are to be directed to the Presiding Member and are to be made politely in good faith and are not to be framed in such a way as to reflect adversely or be defamatory on a particular Elected Member or City employee.
- 8 Where an Elected Member is of the opinion that a member of the public is making a statement at a Council meeting, that is not relevant to the operations of the City of Joondalup, they may bring it to the attention of the Presiding Member who will make a ruling.
- 9 A member of the public attending a Council meeting may present a written statement rather than making the Statement verbally if he or she so wishes.
- 10 Statements will be summarised and included in the minutes of the Council meeting.

CODE OF CONDUCT

The Code recognises these ethical values and professional behaviours that support the principles of:

Respect for persons - this principle requires that we treat other people as individuals with rights that should be honoured and defended, and should empower them to claim their rights if they are unable to do so for themselves. It is our respect for the rights of others that qualifies us as members of a community, not simply as individuals with rights, but also with duties and responsibilities to other persons.

Justice - this principle requires that we treat people fairly, without discrimination, and with rules that apply equally to all. Justice ensures that opportunities and social benefits are shared equally among individuals, and with equitable outcomes for disadvantaged groups.

Beneficence - this principle requires that we should do good, and not harm, to others. It also requires that the strong have a duty of care to the weak, dependent and vulnerable. Beneficence expresses the requirement that we should do for others what we would like to do for ourselves.

** Any queries on the agenda, please contact Council Support Services on 9400 4369.*

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LATE ITEMS / ADDITIONAL INFORMATION

In the event that further documentation becomes available prior to this Council meeting, the following hyperlink will become active:

[Additional Information 170609.pdf](#)

CITY OF JOONDALUP

Notice is hereby given that a Special Meeting of the Council will be held in the Council Chamber, Joondalup Civic Centre, Boas Avenue, Joondalup on **WEDNESDAY, 17 JUNE 2009** commencing at **7.00 pm**.

GARRY HUNT
Chief Executive Officer
12 June 2009

Joondalup
Western Australia

AGENDA

1 DECLARATION OF OPENING AND ANNOUNCEMENT OF VISITORS

2 PUBLIC QUESTION TIME

(Please Note: Section 7(4)(b) of the Local Government (Administration) Regulations 1996 states that a 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.)

3 PUBLIC STATEMENT TIME

Statements made at a Special Meeting of the Council must relate to the purpose for which the meeting has been called.

4 APOLOGIES AND LEAVE OF ABSENCE

Leave of Absence previously approved

Cr Michael Norman 09 – 24 June 2009 and
25 June 2009 – 12 July 2009 inclusive

5 DECLARATIONS OF INTEREST

6 IDENTIFICATION OF MATTERS FOR WHICH THE MEETING MAY SIT BEHIND CLOSED DOORS

7 ITEMS OF BUSINESS

JSC9-06/09 PROPOSAL FOR LEVYING DIFFERENTIAL RATES FOR THE 2009/10 FINANCIAL YEAR – [48084, 31625]

WARD: All

RESPONSIBLE DIRECTOR: Mr Mike Tidy
Corporate Services

PURPOSE

For Council to consider submissions in response to its advertised proposal for applying differential rates for the 2009/10 Financial Year.

EXECUTIVE SUMMARY

At its meeting on 19 May 2009 Council resolved (CJ113-05/09) to advertise and seek public submissions in relation to the proposal to apply differential rates and minimum payments for the 2009/10 Financial Year. It further resolved to request a report to be presented to a Special Meeting of Council to consider any submissions received and to consider adoption of the Budget for the 2009/10 Financial year.

The advertising period for submissions in relation to the proposed differential rates and minimum payments closed on Monday 15 June 2009. One (1) submission was received as at 12 June 2009.

It is recommended that Council proceed to apply differential rates for rating in the 2009/10 Financial Year in accordance with Section 6.33 of the Local Government Act 1995 and that the differential rates and minimum payments advertised be used in the 2009/10 Budget.

BACKGROUND

The report (CJ113-05/09) at Council's meeting on 19 May 2009 set out the reasons and basis for proposing to apply differential rates for the 2009/10 Financial Year.

Differential rating was introduced in 2008/09. The 2009/10 differentials propose an increase to residential rates of 3%, commercial and industrial 5% with corresponding increases for minimum payments.

A higher differential rate applies to vacant commercial and industrial property to act as an inducement to property owners to develop vacant commercial and industrial property.

DETAILS

In accordance with the provisions of Section 6.36 of the Local Government Act 1995 the City advertised its intention to apply differential rating and the differentials it proposed to apply by local public notice for a minimum 21 days and invited submissions in relation to the proposed differentials. The City placed advertisements in the West Australian on Thursday 21 May 2009 and in subsequent editions of the local newspapers as well as on notice boards and the website. The day for closing of public submissions was Monday 15 June 2009. One (1) submission was received as at 12 June 2009.

Issues and options considered:

The single submission received did not raise any issues in regard to the specific differential rates proposed. The issues concerned the current economic situation and offered two suggestions, one that there be no increase in rates at all or alternatively that a rates subsidy be offered to those in need funded by a higher level of rates for those not in need.

In regard to no rate increase, the City has worked very hard to keep the increase in rates to a low level because of the economic circumstances. No rate increase at all, however, is not considered appropriate and not in the best interests of long term financial sustainability. In regard to the suggestion of subsidising the rates of those in need funded by higher rates for others it is considered that there are all ready numerous State and Federal mechanisms in place to address this kind of need. If the City were to put an arrangement in place it would be unnecessarily replicating existing services at a not insignificant cost.

The City is required under Section 6.36 of the Local Government Act 1995 to consider any submissions received and may make a final resolution in relation to the setting of the rates in the dollar which may be the rates in the dollar as advertised or alternative rates in the dollar.

Link to Strategic Plan:

Key Focus Area: Leadership and Governance

1.3 Objective: To lead and manage the City effectively

Legislation – Statutory Provisions:

The Local Government Act 1995 Section 6.33 sets out the provisions in relation to differential rating and enables the City to apply separate rates in the dollar for different categories of properties based on zoning, land use and whether they are improved or unimproved.

Section 6.36 of the Local Government Act 1995 requires that if the City intends to apply differential rating it must advertise the proposed differentials with local public notice for a minimum 21 days and invite submissions in relation to the proposed differentials. The City is then required to consider any submissions received and may make a final resolution in relation to the setting of the rates in the dollar and the adoption of the budget.

Risk Management considerations:

Provided the statutory provisions are complied with there are no risk management issues for applying a differential rate.

Financial/Budget Implications:

The application of differential rating is apportioning the total rate revenue derived between different categories of property. There are no budget implications from just applying differential rating. The City could derive exactly the same total revenue by applying a general rate to all categories of property.

Policy implications:

Not applicable.

Regional Significance:

Not applicable.

Sustainability implications:

Not applicable.

Consultation:

The proposed differential rates have been advertised and submissions invited in accordance with the requirements of Section 6.36 of the Local Government Act 1995. One (1) submission has been received.

COMMENT

The proposal to apply differential rates has been well canvassed both within Council and with an invitation to the public to make submissions. As there has only been one (1) submission and it addressed broader budget issues about rate increases as opposed to the proposed differential rates it is recommended that Council apply differential rates for the 2009/10 Financial Year and that the differential rates and minimum payments advertised be used in the 2009/10 Budget.

ATTACHMENTS

Not applicable.

VOTING REQUIREMENTS

Simple majority.

RECOMMENDATION

That Council APPLIES differential rates for rating in the 2009/10 Financial Year in accordance with section 6.33 of the Local Government Act 1995 and that the differential rates and minimum payments that be used in the 2009/10 Budget be as follows;

	Rate in \$	Minimum Payment
General Rate - GRV		\$
Residential Vacant	0.056234	611
Residential Improved	0.056234	611
Commercial Improved	0.066273	623
Commercial Not Improved	0.112468	623
Industrial Improved	0.062330	623
Industrial Not Improved	0.112468	623
General Rate - UV		
Residential	0.00659	611
Rural	0.00656	611

JSC10-06/09 2009/10 DRAFT BUDGET – [31625]

WARD: All

RESPONSIBLE DIRECTOR: Mr Mike Tidy
Corporate Services

PURPOSE

The purpose of this report is to present the 2009/10 Draft Budget to Council for adoption.

EXECUTIVE SUMMARY

The process of preparing the 2009/10 Draft Budget commenced in December 2008. It encompassed detailed budget calculation and preparation, Executive review and Elected Member workshops.

The 2009/10 Draft Budget has been developed within a strategic financial planning framework based on leadership by the Council, the determination of Council priorities, and the allocation of resources to these priorities.

The Annual Budget is part of, and is driven by a longer-term strategic planning framework. The process for the development of the 2009/10 Draft Budget has incorporated clear links to Council's long-term objectives.

It is recommended that Council, BY AN ABSOLUTE MAJORITY, ADOPTS the annual budget for the City of Joondalup for the year ending 30 June 2010, incorporating:

- 1 *Budget Statements;*
- 2 *Rates;*
- 3 *Emergency Services Levy;*
- 4 *Domestic Refuse Charges;*
- 5 *Private Swimming Pool Inspection Fees;*
- 6 *Discount and Early Payment Incentives;*
- 7 *Payment Options;*
- 8 *Late Payment Interest;*
- 9 *Emergency Services Levy Interest Charge;*
- 10 *Instalment and Arrangements Administration Fees & Interest Charges;*
- 11 *2009/10 Capital Works Program;*
- 12 *Transfers from Reserves;*
- 13 *Transfers to Reserves;*
- 14 *Fees and Charges;*
- 15 *Loan Borrowings;*

BACKGROUND

The 2009/10 budget process has been in progress since late 2008. The contents of the budget have been refined over this period after presentations, analysis and review by the Chief Executive Officer and senior staff and workshops and consultation with Elected Members.

The 2009/10 Draft Budget has been formulated within a longer-term financial planning framework. Long term financial sustainability requires a continuous commitment and the 2009/10 Draft Budget represents another step in that commitment. Financial parameters have been established and projected, based on agreed assumptions. Emphasis has been placed on ensuring the budget is driven by a long term, strategic planning framework.

DETAILS

Development of the 2009/10 Draft Budget

The City of Joondalup's 2009/10 Draft Budget is a balanced budget but it has been set against the backdrop of some of the most difficult economic conditions experienced for many years. The economic financial crisis has had direct and significant impact on the City's revenue from sources such as investment returns, building and planning fees and other income linked to economic activity.

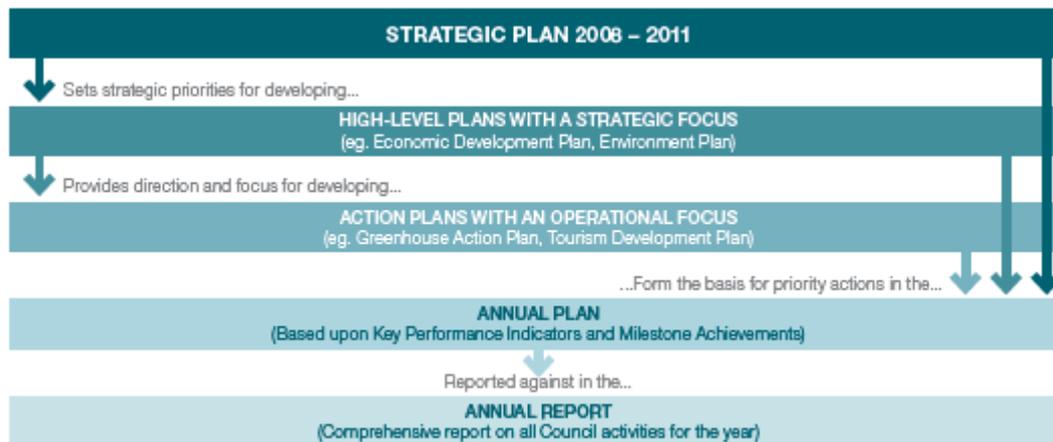
In developing the 2009/10 Draft Budget the City was mindful of the impact of the financial conditions on the ratepayers of the City of Joondalup and the parameters were set very early around achieving a low rate increase.

While government stimulus funds in the form of grants and other contributions announced as the 2009/10 Draft Budget was being developed have been a welcome addition they are tied to specific projects and are not a substitute for the loss of own source revenue.

The budget process has been conducted over a many months and has involved extensive analytical and review stages as summarised below:

- Continuous Analysis of 2008/09 Financial Performance
- Assess Financial Capacity, Sustainability, Assets and Reserves
- Set Budget Parameters
- Submission of Operational and Capital Proposals
- Initial Assessment of Proposals
 - Operations
 - Capital
 - Community need
 - Plans and Strategies
- Reference and align to Strategic Plan 2008-2011
- Initial Review of Service Delivery and Confirmation of Service Standards
- Critical Analysis of 2008/09 Annual Plan Performance
- Review Proposals for Capacity
 - Rating
 - Alternative Revenue Streams
 - Resources to implement and deploy
- Determine Potential Reductions
- Executive Analysis
- Strategic Financial Plan Alignment
- Elected Member Workshops (during February, March, April and May 2009)

The integrated planning framework is depicted in the following diagram:



To achieve a budget within the parameters of a low increase at the same time as other sources of revenue have reduced has proved to be extremely difficult. Operational expenditures in particular have been scrutinised and have been pruned to the bare minimum.

The largest area of operational expenditure is employee costs and these have been examined in detail. Scrutiny of this area has resulted in some positions being removed and many positions currently vacant either not intended to be filled until part way through the year or not filled at all in 2009/10. The City is mindful of the need to maintain the staff resources required to ensure the delivery of the services and projects that the community expects and the expectation for 2009/10 is that there will be little or no capacity to undertake unbudgeted or unplanned works or services.

Capital Budget

This Budget provides for a large capital works and projects programme of \$38.8m including:

- \$6.8m of road construction works in Connolly Drive and Moore Drive
- \$1.0m to complete road and landscaping works in Burns Beach Road
- \$8.0m for Road Preservation and Resurfacing, Local Road Traffic Management and Blackspot Projects
- \$3.3m for the West Coast Drive Streetscape Enhancement project from Beach Road to the Plaza
- \$6.0m to enable completion of the construction of a 50 metre pool at Craigie Leisure Centre
- \$4.9m in other building works and facility upgrades
- \$1.8m for parks equipment including resurfacing of courts and wickets, playground equipment, shelters and barbecues
- \$0.8m for progressing the Ocean Reef Marina Project Master Plan
- \$1.3m for Vehicle and Plant replacement

(For full details refer to the budget papers – Appendix 1)

Reserves Budget

The City will transfer the following amounts to and from various reserves during the budget year:

- Transfer to the Parking Facility Reserve \$1.0m being surplus funds generated from paid parking operations,

- Transfer from the Domestic Cart – Refuse Collection Reserve \$1.1m to cushion the impact of increasing refuse disposal costs and the commencement of operations of the Resource Recovery Facility,
- Transfer from the Vehicle, Plant and Equipment Reserve \$100k for plant replacement.
- Transfer from the Cultural Facility Reserve an amount of \$170k to undertake scoping for this development,
- Transfer from the Parking Facility Reserve \$0.4m to undertake Joondalup City Centre development works,
- Transfer from the Town Planning Scheme (Revoked) Reserve \$280k to complete works in the old Scheme No 10 area of Kingsley and Woodvale,
- Transfer from the Capital Works Carried Forward Reserve \$8.4m to provide for 2008/09 uncompleted works to be undertaken in 2009/10,
- All reserve funds will be credited with the interest earned from their investment.

Rate and Refuse Charge Increases

Differential rating is proposed to be applied in the 2009/10 financial year. Differential rates have been proposed for residential improved and not improved, commercial and industrial improved and commercial and industrial not improved. The proposed differential rate for not improved commercial and industrial is twice the lowest differential rate. The basis for this differential is to encourage the development of not improved commercial and industrial land.

The proposed differential rates provide for an increase of 3.0% on the residential improved and not improved rate and 5.0% on the commercial and industrial improved and not improved rates. The corresponding minimum payments are proposed to be increased by the same percentages. These increases are considered very modest and reasonable in the current economic climate. They take account of key economic indicators such as the Local Government Cost Index (LGCI) which to the last quarter in March is sitting at a 2.4% increase. With a 3.0% rate increase and based on an average gross rental value of \$15,250 the average residential rates (excluding refuse charge) within the City will be \$857.

The City's rubbish charges are proposed to increase to \$274.80 in 2009/10. This is a significant increase and more than anticipated. The major contributor to this was the State Government's decision in its budget to increase the landfill levy from \$7/tonne to \$28/tonne. The City is using some funds from its Domestic Cart – Refuse Collection Reserve to help contain the impact of other waste cost increases. The economic situation has also had a significant impact on revenue from recyclables. The increase in the landfill levy highlights that over the long term the more that can be diverted from landfill, the more sustainable will be the approach. The City's participation in the Resource Recovery Facility which will commence in 2009/10 is a key component of a sustainable waste strategy.

The City of Joondalup's 2009/10 annual budget is a balanced budget that recognises the current economic climate and the difficult times faced by ratepayers and residents.

Issues and options considered:

The process for the development of the Annual Budget 2009/10 has involved:

- The identification of longer term directions for financial management of income and expenditure following a rigorous analysis and consideration of Council's current financial position, and
- The establishment of financial parameters for the 2009/10 financial year including consideration of rating income, grants income and other income, and likely demands on expenditure.

Link to Strategic Plan:

Key Focus Area: Leadership and Governance

1.3 Objective: To lead and manage the City effectively

Legislation – Statutory Provisions:

The accompanying Budget for 2009/10 has been prepared in accordance with the Local Government Act 1995, the Local Government (Financial Management) Regulations 1996 and Australian Accounting Standards.

Risk Management considerations:

When setting the Annual Budget the City is exposed to financial risk over the long term if little regard is given to both revenue and expenditure issues beyond the budget period.

Financial/Budget Implications:

These are detailed in the Budget Papers.

Policy implications:

Not applicable.

Regional Significance:

Not applicable.

Sustainability implications:

The Council has as a key financial objective, the long-term financial sustainability of the City of Joondalup in order to give it the capacity to achieve its key corporate objectives as specified in the Strategic Plan. There is a need however, to recognise the economic constraints facing the community and these have been taken into account.

Consultation:

The Draft Budget 2009/10 contains the collective input from a wide variety sources derived over the course of the previous twelve months as well as the City's long-term plans. Many of these involved considerable community and stakeholder consultation.

Post budget adoption it is also proposed that a series of 'budget briefing forums' be held for key stakeholders, community associations and the business community on the 2009/10 budget.

COMMENT

A rigorous approach has been applied to the preparation of the 2009/10 Draft Budget recognising the current economic environment while maintaining a view of the long-term strategic financial planning framework and the linkages to Council's long-term objectives. In relation to the development of the Strategic Financial Plan and the Annual Budget, Council has complied with the following principles:

- Improving and managing financial risks relating to debt, assets and liabilities;
- Provision of reasonable stability in the level of rate burden;
- Consideration of the financial impacts of Council decisions on future generations; and
- Provision of accurate and timely disclosure of financial information.

In the 2009/10 budget process Council has taken a rigorous cost benefit approach to the provision of services and capital works and projects.

ATTACHMENTS

Appendix 1 – City of Joondalup Draft 2009/10 Budget comprising;

- Executive Report	
- Attachment 1 (grey)	2009/10 Operating Statement by Programme
- Attachment 2 (grey)	2009/10 Statement of Cash Flows
- Attachment 3 (grey)	2009/10 Rate Setting Statement
- Attachment 4 (grey)	2009/10 Statement of Rating Information
- Attachment 5 (blue)	Notes to and Forming Part of the Budget
- Attachment 6 (yellow)	2009/10 Capital Expenditure
- Attachment 7 (pink)	2009/10 Motor Vehicle and Plant Replacement Program
- Attachment 8 (white)	2009/10 Schedule of Fees & Charges
- Attachment 9 (white)	Business Unit Services Matrix

VOTING REQUIREMENTS

Absolute Majority

RECOMMENDATION

That Council BY AN ABSOLUTE MAJORITY:

1 ADOPTS the annual budget for the City of Joondalup for the year ending 30 June 2010 as per Appendix 1 to JSC10-06/09, comprising:

- Executive Report**
- 2009/10 Operating Statement by Programme - Attachment 1 (grey)**
- 2009/10 Statement of Cash Flows - Attachment 2 (grey)**
- 2009/10 Rate Setting Statement - Attachment 3 (grey)**
- 2009/10 Statement of Rating Information - Attachment 4 (grey)**
- Notes to and Forming Part of the Budget - Attachment 5 (blue)**
- 2009/10 Capital Program - Attachment 6 (yellow)**
- 2009/10 Motor Vehicle and Plant Replacement Program - Attachment 7 (pink)**
- 2009/10 Schedule of Fees & Charges - Attachment 8 (white)**
- Business Unit Services Matrix - Attachment 9 (white)**

2 Rates:

- (a) In accordance with the provisions of Sections 6.32 and 6.35 of the Local Government Act 1995 IMPOSES General Rates and Minimum Payments for the 2009/10 Financial Year in accordance with the following tables:

(i) **Gross Rental Valued Properties**

On each Residential, Commercial and Industrial Lot or other piece of rateable land as follows:

Rating Zones	Gross Rental Value Rates (rate in dollar)	Minimum Payment (\$)
Residential Not Improved	0.056234	611
Residential Improved	0.056234	611
Commercial Improved	0.066273	623
Commercial Not Improved	0.112468	623
Industrial Improved	0.062330	623
Industrial Not Improved	0.112468	623

(ii) **Unimproved Valued Properties**

On each Residential and Rural Lot or other piece of rateable land as follows:

Rating Zones	Unimproved Value Rates (rate in dollar)	Minimum Payment (\$)
Residential	0.00659	611
Rural	0.00656	611

- (b) In accordance with the provisions of Section 6.32 and Section 6.37 of the Local Government Act 1995 IMPOSES Specified Area Rates for the 2009/10 Financial Year in accordance with the following tables:

Specified Area	Gross Rental Value Rates (rate in dollar)	Purpose
Harbour Rise (i)	0.47879	Maintaining enhanced landscaping which will be applied during 2009/10
Iluka (ii)	0.16028	Maintaining enhanced landscaping which will be applied during 2009/10
Woodvale Waters (iii)	1.27278	Maintaining enhanced landscaping which will be applied during 2009/10

- (i) Harbour Rise Specified Rate area comprises the area bounded by:
- Going north along Whitfords Avenue and following the boundaries of Whitfords Avenue where this meets lots 331-333, 337-334, 378, 377, 403, 402, 376-367 and lot 9009, then
 - Along the boundary of lot 9009 where it meets Angove Drive, across Mallorca Avenue and following the boundaries of lot 251 & 250 where they meet Angove Drive, then
 - Following the front boundaries of lots 250,249,409,410,247,245-240,411 Ewing Drive, following the rear boundary of strata lots 1 & 2 (lot 408) Marbella Drive to where it meets Ewing Drive and then across Ewing Drive up the boundary that strata lot 1 (lot 201) Ewing Drive shares with lot 650 Ewing Drive and along the rear boundaries of strata lot 1 (lot 201) Ewing Drive and lots 200-198 Marbella Drive, then
 - Along the boundary that lot 198 Marbella Drive shares with lot 171 & 172 Waterford Drive, across Marbella Drive and continuing along the rear boundaries of strata lots 1 & 2 (lot 197) to strata lots 1 & 2 (lot 190) Algarve Way, down the boundary that lot 184 Tobago Rise shares with lot 181 Waterford Drive, across Tobago Rise and the rear boundary of lot 1 The Corniche, continuing along the rear boundaries of lots 75-66 The Corniche and lots 142-149 The Corniche. Along the rear boundary of lot 150 The Corniche until the boundary between lot 204 & lot 166 Lukin Road is reached. Along the boundary between lots 204 & 166 Lukin Road, along the front boundaries of lots 166-164 Lukin Road. Down the boundary of lot 164 Lukin Road where it meets Hepburn Ave and continue along Hepburn Ave along the rear boundaries of Leeward Park until Amalfi Drive is reached, then
 - Along Amalfi Drive on the left hand side boundary of Leeward Park and the front boundaries of lots 13-17 Amalfi Drive, across Antigua Road and along the front boundaries of lots 140-138, continuing left around the roundabout at Azzuro Crescent and left into Tenerife Boulevard. Along the front boundaries of lots 289-282 Tenerife Boulevard across Azores Way and across the front boundaries of lots 328-331.
- (ii) Iluka Specified Rate area comprises the area bounded by:
- Shenton Avenue, Marmion Avenue, Burns Beach Road and the Foreshore Reserve.
- (iii) Woodvale Waters Specified Rate area comprises the area bounded by:
- Timberlane Drive and Yellagonga Regional Park with street addresses of Grey-Smith Gardens, Phillips Fox Terrace, Buvelot Place, Wakelin Close, Conder Place, Streeton Parade, Withers Grove, Olsen Court, Heysen Crest, Fullwood Walk except for lots 156 & 157 Streeton Parade & lot 12240 Phillips-Fox Terrace, for the purposes of maintaining enhanced landscaping which will be applied during 2009/10.

3 Emergency Services Levy

In accordance with the provisions of Sections 36B and 36L of the Fire and Emergency Services Legislation (Emergency Services Levy) Amendment Act 2002, IMPOSES the 2009/10 Emergency Services Levy Rates and Minimum and Maximum Payments on Residential, Vacant Land, Commercial, Industrial and Miscellaneous lots as follows:

ESL CATEGORY	ESL Rate (rate in \$)	Minimum and Maximum Payments ESL CHARGES BY PROPERTY USE			
		Residential and Vacant Land		Commercial, Industrial and Miscellaneous	
		Minimum	Maximum	Minimum	Maximum
1	0.0123	\$43	\$225	\$43	\$130,000

4 Domestic Refuse Charges:

In accordance with the provisions of Part IV of the Health Act 1911 (as amended) and Section 67 under Division 3, Part 6 of the Waste Avoidance and Resource Recovery Act 2007, IMPOSES the following domestic refuse charges for the 2009/10 financial year:

(a) Per existing unit serviced	\$274.80
(b) Each Additional Service	\$274.80
(c) Collection from within the property boundary	\$52.00
(d) New Refuse Service - Purchase and delivery of bin	\$60.00 (inclusive of GST)

5 Private Swimming Pool Inspection Fees:

In accordance with the provisions of the Local Government (Miscellaneous Provisions) Act 1960, Section 245A (8), IMPOSES for the 2009/10 financial year, a Private Swimming Pool Inspection Fee of \$13.75 (inclusive of GST) for each property where there is located a private swimming pool.

6 Early Payment Incentives:

In accordance with the provisions of Section 6.46 of the Local Government Act 1995, OFFERS the following early payment incentives for the payment of rates and charges:

Full payment of all current and arrears of rates including specified area rates, emergency services levy, domestic refuse charge, security charge and private swimming pool inspection fees (inclusive of GST) within 28 days of the issue date on the annual rate notice, for eligibility to enter the early incentive draw with the following prizes:

Major Prizes:

- Toyota Prius i-Tech Hybrid to the value of \$45,600 (including on-road costs)
- Toyota Yaris YR to the value of \$18,000 (including on-road costs)

Naming Rights Prize Package Sponsors (valued at over \$2000 each):

- Westpac
- Lakeside Joondalup Shopping City
- Arena Joondalup
- Clarion Suites Mullaloo Beach
- Westfield Whitford City

Other Prize Sponsors:

- The Great Escape
- West Perth Football Club
- Joondalup Resort & Country Club
- The Good Guys Joondalup
- City of Joondalup Leisure Centres
- Skin Deep Spa
- WA Symphony Orchestra
- Balneaire Seaside Resort, Albany
- Hogs Breath Café

7 Payment Options:

In accordance with the provisions of Section 6.45 of the Local Government Act 1995, OFFERS the following payment options for the payment of rates (including specified area rates), emergency services levy, domestic refuse charge and private swimming pool inspection fees (inclusive of GST):

- One Instalment

Either:

Payment in full (including all arrears) within 28 days of the issue date of the annual rate notice to be eligible to enter the rates incentive scheme for prizes.

Or:

Payment in full within 35 days of the issue date of the annual rate notice and no entitlement to enter the rates incentive scheme for prizes.

- Two Instalments

The first instalment of 50% of the total current rates (including specified area rates), emergency services levy, domestic refuse charge, private swimming pool inspection fees (inclusive of GST) and instalment charge, plus the total outstanding arrears payable within 35 days of date of issue of the annual rate notice.

The second instalment of 50% of the total current rates (including specified area rates), emergency services levy, domestic refuse charge, private swimming pool inspection fees (inclusive of GST) and instalment charge, payable 63 days after the due date of 1st instalment.

- **Four Instalments**

The first instalment of 25% of the total current rates (including specified area rate), emergency services levy, domestic refuse charge, private swimming pool inspection fees (inclusive of GST) and instalment charge, plus the total outstanding arrears payable within 35 days of date of issue of the annual rate notice.

The second, third and fourth instalments, each of 25% of the total current rates (including specified area rates), emergency services levy, domestic refuse charge, private swimming pool inspection fees (inclusive of GST) and instalment charge, payable as follows:-

- 2nd instalment 63 days after due date of 1st instalment
- 3rd instalment 63 days after due date of 2nd instalment
- 4th instalment 63 days after due date of 3rd instalment

8 Late Payment Interest

In accordance with the provisions of Section 6.13 and 6.51 of the Local Government Act 1995, IMPOSES interest on all current and arrears of general rates (including Specified Area rates), current and arrears of domestic refuse charges, current and arrears of private swimming pool inspection fees (including GST) and arrears of security charges at a rate of 11% per annum, calculated on a simple interest basis on arrears amounts which remain unpaid and current amounts which remain unpaid after 35 days from the issue date of the original rate notice, or the due date of the instalment and continues until the instalment is paid. Excluded are deferred rates, instalment current amounts not yet due under the two or four-payment option, registered pensioner portions and current government pensioner rebate amounts. Interest is calculated daily on the outstanding balance and is debited to the account once a month.

9 Emergency Services Levy Interest Charge

In accordance with the provisions of Section 36S of the Fire and Emergency Services Authority of Western Australia Act 1998, IMPOSES interest on all current and arrears amounts of emergency services levy at a rate of 11.00% per annum, calculated on a simple interest basis on amounts which remain unpaid after 35 days from the issue date of the original rate notice, or the due date of the instalment and continues until instalment is paid. Excluded are instalment current amounts not yet due under the two or four-payment option, registered pensioner portions and current government pensioner rebate amounts. Interest is calculated daily on the outstanding balance and is debited to the account once a month.

10 Instalment and Payment Arrangement Administration Fees & Interest Charges:

- (a) In accordance with the provisions of Section 6.45 of the Local Government Act 1995, for the 2009/10 financial year, IMPOSES the following administration fees and interest charges for payment of rates (including specified area rates), domestic refuse charge and private swimming pool inspection fees (inclusive of GST):

(i) **Two Instalment Option**

An administration fee of \$11.00 (inclusive of GST) for instalment two, together with an interest charge of 5.5% per annum, calculated on a simple interest basis on:

- 50% of the total current general rate, specified area rate (where applicable), emergency services levy, domestic refuse charge and private swimming pool inspection fees (inclusive of GST) calculated 35 days from the date of issue of the annual rate notice to 63 days after the due date of the first instalment.

(ii) **Four Instalment Option**

An administration fee of \$11.00 (inclusive of GST) for each of the second, third and fourth instalments, together with an interest charge of 5.5% per annum, calculated on a simple interest basis on:

- 75% of the total current general rate, specified area rate (where applicable), emergency service levy, domestic refuse charge and private swimming pool inspection fees (inclusive of GST) calculated 35 days from the date of issue of the annual rate notice to 63 days after the due date of the first instalment;
- 50% of the total current general rate, specified area rate (where applicable), emergency service levy, domestic refuse charge and private swimming pool inspection fees (inclusive of GST) calculated from the due date of the second instalment to the due date of the third instalment; and
- 25% of the total current general rate, specified area rate (where applicable), emergency service levy, domestic refuse charge and private swimming pool inspection fees (inclusive of GST) calculated from the due date of the third instalment to the due date of the fourth instalment.

(iii) **Special Payment Arrangements**

Special payment arrangements are available on a fortnightly, monthly or bimonthly basis (by direct debit from a bank account) for those ratepayers who may be unable to pay in full or according to the instalment plans offered. An administration fee of \$33.00 is charged on each payment arrangement and penalty interest of 11.00% pa is applied (from the 36th day after the issue of the annual rate notice) to the outstanding balance until the account is paid in full. For those who require special payment arrangements but are unable to enter into a direct debit from a bank account the same arrangements are available for an administration fee of \$50.00.

(b) In accordance with the provisions of Section 6.49 of the Local Government Act 1995, **AUTHORISES** the Chief Executive Officer to enter into special payment arrangements with ratepayers for the payment of general rates, specified area rates (where applicable), emergency services levy, domestic refuse charges (inclusive of GST where applicable) and private swimming pool inspection fees (inclusive of GST) during the 2009/10 financial year.

11 **ADOPTS** the Five Year Capital Works Program with the 2009/10 program incorporated into the 2009/10 Budget and set out in the budget papers in Attachment 6 (yellow attachment);

12 As part of the 2009/10 Budget **AUTHORISES** the following transfers from Reserves:

Reserve	Amount	Purpose
Domestic Cart – Refuse Collection Reserve	\$1,124,628	Cover part of the increasing refuse disposal costs
Vehicle, Plant and Equipment Reserve	\$100,000	Purchase Vehicle, Plant and Equipment
Cultural Facility	\$170,000	Undertake scoping for the development
Parking Facility	\$400,500	To undertake works and projects specific to the Joondalup City Centre
Town Planning Scheme No 10 (Revoked)	\$280,000	To complete works in the old Scheme No 10 area in Kingsley and Woodvale
Capital Works Carried Forward	\$8,384,885	2008/09 uncompleted works to be undertaken in 2009/10

13 As part of the 2009/10 Budget **AUTHORISES** the following transfers to Reserves:

Reserve	Amount	Purpose
Parking Facility	\$1,049,000	Surplus paid parking funds to provide for future parking and other Joondalup City Centre works and services
All reserves	\$1,006,415	Interest earned on the investment of reserve funds

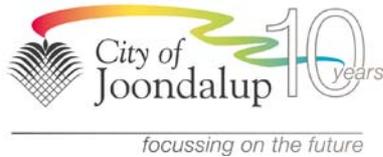
14 As part of the 2009/10 Budget **ADOPTS** the Fees and Charges, as set out in Attachment 8 (white attachment) to Appendix 1, with those fees and charges being applicable from Wednesday 1 July 2009;

15 In accordance with the provisions of Section 6.20 of the Local Government Act 1995 and as part of the 2009/10 Budget **AUTHORISES** the following borrowings for the 2009/10 financial year, subject to where the borrowings are intended as only part funding, the projects progressing to the point where loan funds are required:

- (a) **\$4,600,000 for the completion of construction of a 50m pool at Craigie Leisure Centre, and**
- (b) **\$1,085,000 for the construction of the Westcoast Drive Streetscape Enhancement Project.**

Appendix 1 refers

To access this attachment on electronic document, click here: [Attach1agn170609.pdf](#)



DECLARATION OF FINANCIAL INTEREST/INTEREST THAT MAY AFFECT IMPARTIALITY

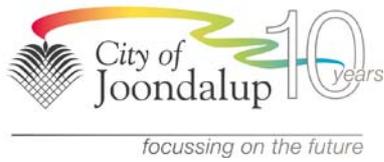
To: CHIEF EXECUTIVE OFFICER
CITY OF JOONDALUP

Name/ Position	
Meeting Date	
Item No/ Subject	
Nature of Interest	Financial Interest * Interest that may affect impartiality* <i>* Delete where not applicable</i>
Extent of Interest	
Signature	
Date	

Section 5.65(1) of the Local Government Act 1995 states that:

“A member who has an interest in any matter to be discussed at a Council or Committee meeting that will be attended by that member must disclose the nature of the interest:

- (a) in a written notice given to the CEO before the meeting; or*
- (b) at the meeting immediately before the matter is discussed.*



**QUESTION TO BE ASKED AT
BRIEFING SESSION/COUNCIL MEETING**

NAME

ADDRESS

QUESTIONS

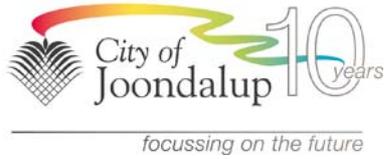
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Please submit this form at the meeting or:

- **post** to The Chief Executive Officer, City of Joondalup, P O Box 21, Joondalup WA 6919
- **email** to council.questions@joondalup.wa.gov.au

Please note that:

- Questions asked at a **Briefing Session** must relate to matters contained on the draft agenda.
- Questions asked at a **Council meeting** can relate to matters that affect the operations of the City of Joondalup.
- Questions asked at a **Special Meeting of the Council** must relate to the purpose for which the meeting has been called



**STATEMENT TO BE MADE AT
BRIEFING SESSION/COUNCIL MEETING**

NAME

ADDRESS

STATEMENT

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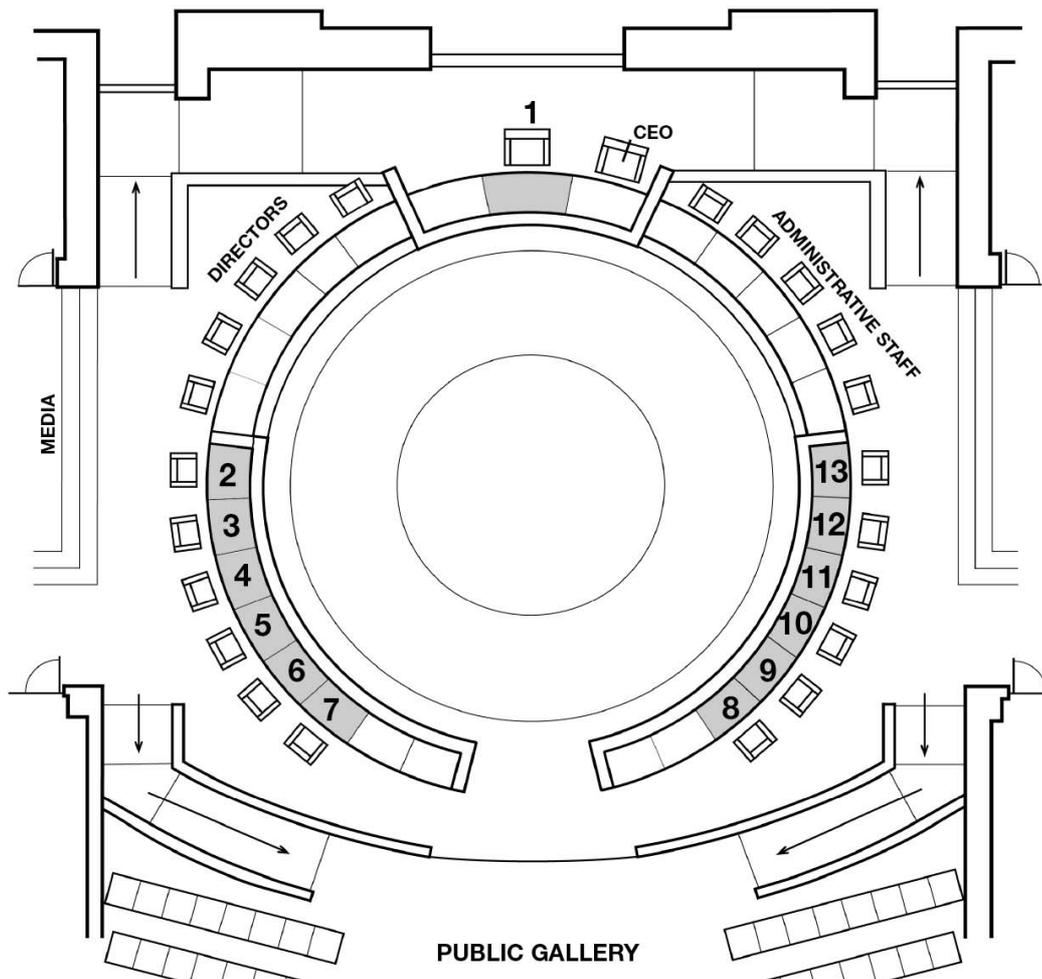
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Please note that:

- Statements made at a **Briefing Session** must relate to matters contained on the draft agenda.
- Statements made at a **Council meeting** can relate to matters that affect the operations of the City of Joondalup.
- Statements made at a **Special Meeting of the Council** must relate to the purpose for which the meeting has been called

Council Chamber – Seating Diagram



Mayor

1 His Worship the Mayor, Troy Pickard (Term expires 10/09)

North Ward

- 2 Cr Kerry Hollywood (Term expires 10/09)
- 3 Cr Tom McLean (Term expires 10/11)

North-Central Ward

- 4 VACANT
- 5 Cr Trona Young (Term expires 10/11)

Central Ward

- 6 Cr Marie Macdonald (Term expires 10/09)
- 7 Cr Geoff Amphlett (Term expires 10/11)

South-West Ward

- 8 Cr Michele Rosano (Term expires 10/09)
- 9 Cr Mike Norman (Term expires 10/11)

South-East Ward

- 10 Cr Sue Hart (Term expires 10/09)
- 11 Cr Brian Corr (Term expires 10/11)

South Ward

- 12 Cr Russ Fishwick (Term expires 10/09)
- 13 Cr Fiona Diaz (Term expires 10/11)

