



**SPECIAL
MEETING OF
COUNCIL**

AGENDA

23 JUNE 2008

Special Meeting of Council

Welcome

Welcome to this Special Meeting of the Port Phillip City Council.

Council Meetings are an important way to ensure that your democratically elected representatives are working for you in a fair and transparent way. They also allow you to be involved in the process and work with Council towards making Port Phillip a great place to live and work.

About this meeting

There are a few things to know about tonight's meeting.

The first page of tonight's Agenda itemises all the different parts to the meeting. Some of the items are administrative and are required by law. In the agenda you will also find a list of all the items to be discussed this evening.

Only the items specified in the agenda will be considered unless all Councillors are present and unanimously agree to include another matter on tonight's agenda.

Each item has a report written by a Council officer outlining the purpose of the report, all relevant information and a recommendation. Council will consider the report and either accept the recommendation or make amendments to it. All decisions of Council are adopted if they receive a majority vote from the Councillors present at the meeting.

Public Question Time

There is no opportunity at this meeting for the public to ask questions unless the Chairperson determines otherwise.

Public Comment

Any person who has made a written submission on an item pursuant to section 223 of the Local Government Act and requested that she or he be heard in support of that written submission will be entitled to address Council. Any other public comment at this meeting is at the discretion of the Chairperson.

If you would like to address the Council on any of the items being discussed tonight, please fill in the blue 'Do you wish to make a Public Comment' form located outside the Chamber and give to the Administrative Officer.

When your item is being discussed the Chairperson will call your name and ask you to address the Council. You will have 3 minutes to speak. If somebody has already raised an issue you agree with, there is no need to repeat it.



CITY OF PORT PHILLIP

PORT PHILLIP CITY COUNCIL

SPECIAL MEETING OF COUNCIL

To Councillors

Notice is hereby given that a Special Meeting of the Port Phillip City Council will be held in the **Council Chamber, St Kilda Town Hall** on **Monday 23 June 2008, commencing at 6.00pm.**

AGENDA

- 1. APOLOGIES**

- 2. PRESENTATION OF REPORTS**
(See Report Index)

- 3. PRESENTATION OF CONFIDENTIAL REPORTS**

David Spokes
Chief Executive Officer
18 JUNE 2008

SPECIAL MEETING OF COUNCIL

REPORT INDEX

2. PRESENTATION OF REPORTS

1 Adoption Of The 2008/2009 Budget 5

Responsible Executive Director: Sally Calder, Executive Director, Organisation Systems & Support

Purpose: To Adopt The 2008/09 Draft Budget

Recommendation: Council To Undertake A Final Review And Adopt The Budget To Enable The Declaration Of The Rates And Charges.

2 Declaration Of Rates And Charges 1 July 2008 To 30 June 2009 11

Responsible Executive Director: Sally Calder, Executive Director, Organisation Systems & Support

Purpose: To Declare The Rates And Charges For 2008/2009

Recommendation: Acknowledgement And Approval For The Proposed Rates And Charges

3 Adoption Of The 2008/2009 Council Plan (Year 4 Of The 2005-2009 Council Plan) And The 2008/2009 – 2011-2012 Strategic Resource Plan 21

Responsible Executive Director: Sally Calder, Executive Director Organisation Systems And Support

Purpose: Adoption Of The 2008/2009 Council Plan (Year 4 Of The 2005/2009 Council Plan) And The 2008/2009 – 2011-2012 Strategic Resource Plan).

Recommendation: That The Council Resolve Adopt The 2008-2009 Council Plan (Year 4 Of The 2005-2009 Council Plan), The 2008/2009 - 2011/2012 Strategic Resource Plan, Initiatives And Key Strategic Activities And Forward A Copy To The Minister For Local Government As Per Attachment 1.

3. PRESENTATION OF CONFIDENTIAL REPORTS

Nil.

**SPECIAL MEETING OF COUNCIL
23 JUNE 2008**

1	ADOPTION OF THE 2008/2009 BUDGET
LOCATION/ADDRESS:	
RESPONSIBLE EXECUTIVE DIRECTOR:	SALLY CALDER, EXECUTIVE DIRECTOR, ORGANISATION SYSTEMS & SUPPORT
AUTHOR:	DAVID FILMALTER, MANAGER, FINANCE & INVESTMENTS
FILE NO.:	N/A
ATTACHMENTS:	2008/2009 BUDGET TO BE DISTRIBUTED ON 19 JUNE 2008 (Not available at this time)

1. KEY ISSUES

- 1.1. A Special Council Meeting was held on Monday 16 June 2008, to enable Council to consider any written or oral public submissions on the 2008/2009 Draft Budget.
- 1.2. Having heard and reviewed the submissions, Council is now able to proceed to adopt the Budget and declare the rates and charges. The Declaration of the Rates and Charges report is to be addressed immediately following the adoption of the Budget.

2. CONTEXT

- 2.1. At a Special Meeting of Council on Monday 26 May 2008, Council received and adopted the Draft Budget and resolved to advertise it and invite submissions to it.
- 2.2. At a Special Meeting of Council was held on Monday 16 June 2008, Council received and considered four written submissions from the public
- 2.3. Council also received and considered two oral budget submissions.
- 2.4. The submissions covered the following issues:
 - 2.4.1. Details requested on the Port Melbourne Waterfront revitalization project.
 - 2.4.2. Confirmation requested on the adequacy of reserves to part fund capital works and that monies will be spent as planned this year and not postponed.
 - 2.4.3. Confirmation requested that projects will be included in the final budget.
 - 2.4.4. Confirmation required on whether works adjacent to the light rail will be carried out from previously unexpended funding.

- 2.4.5. A request for the Garden City Reserve to be accelerated from a three year plan to a two year plan.
 - 2.4.6. A request for Council to supply further detail on employee costs, additional contract services and professional services.
 - 2.4.7. The budget for legal services.
 - 2.4.8. Reasons for the professional services budget given the budget allocation for employee costs.
 - 2.4.9. An explanation of the methods used by Council to monitor staff costs.
 - 2.4.10. Details required of the responsibility for approving capital works and rationals.
 - 2.4.11. A breakdown requested on the cost in Capital for Planning, implementation and other.
 - 2.4.12. What were the priorities in selecting the works outlined in the capital section and what other projects were considered and rejected.
 - 2.4.13. What information did Councillors have to improve them on the figures in the draft budget.
 - 2.4.14. Concerns about the large amount of litter on footpaths in the South Melbourne precinct.
 - 2.4.15. Parking meter revenue generated and projected from additional metered parking spaces in South Melbourne.
 - 2.4.16. A request for Council to remove paid parking in areas where restrictions are one hour or less in the South Melbourne precinct.
 - 2.4.17. A request for Council to provide more information (ie: business cases) for major capital works projects.
 - 2.4.18. A request for more in-depth consultation by Council on the proposed Urban Studies Centre.
 - 2.4.19. Details on Council's budgeted expenditure for library collection acquisitions.
 - 2.4.20. What efforts have been made by Council to recover the costs of remediation of the Gasworks site from its previous owners.
 - 2.4.21. Details requested on the revenue increase at the South Melbourne Market which is due to the Cecil Street restaurant strip and increased rents in the remainder of the market.
 - 2.4.22. Details requested on the percentage increase applied to child care fees.
- 2.5. Council received comprehensive responses to each of the matters raised in the submissions at the Special Council Meeting on 16 June 2008.
- 2.6. After considering the submissions at the Special Council Meeting on 16 June 2008, Council resolved to receive this report and proceed to the adoption of the Budget at the Special Meeting of Council on Monday 23 June 2008.

3. PROPOSAL

- 3.1. Council adopts the 2008/2009 Budget at the Special Council meeting on Monday 23 June 2008.
- 3.2. This budget includes provision for an increase in the Council sponsored pensioner rate rebate from \$93.00 to \$97.00 in 2008/2009.

4. OPTIONS

- 4.1. Council may adopt the budget in the form advertised; or make further amendments to the Budget.

5. POLICY IMPLICATIONS

- 5.1. Section 130 of the Local Government Act 1989, requires that by 31 August each year a Council must declare what it intends to raise by general rates, municipal charge, service rates and service charges. Once Council has adopted the Budget it will be in a position to comply with the legislation.

6. SUSTAINABILITY IMPLICATIONS

6.1. Social

The budget contains a number of projects and programs that have a direct impact on the Social Equity pillar, including a number of community building initiatives.

6.2. Economic

The 2008/2009 Budget is financially responsible and progresses all of the Council Plan objectives and strategies. It is also forward looking in that it fits within a longer term framework, which seeks to achieve financial sustainability in the long term.

6.3. Environmental

The budget contains a number of projects and programs that have a direct impact on the Environmental Responsibility pillar, including twelve new climate change initiatives.

6.4. Cultural

The budget contains a number of projects that have a direct impact on the Cultural Vitality pillar.

7. RESOURCE IMPLICATIONS

- 7.1. A proposed increase of 4.00% in the Council's rates revenue will raise an estimated \$73.680 million in rates and charges. This will result in a rate in the dollar of 3.6088 cents on the Net Annual Value which represents an effective 2.9% increase on the average rates bill in 2008/2009 (reduction of 24.76% in rate in the dollar).

8. INTERNAL CONSULTATION

8.1. Development of the Budget has been undertaken through a rigorous internal process involving staff, management and Councillors.

9. EXTERNAL CONSULTATION

9.1. Public notices requesting submissions to the Draft Budget have been displayed in the local press and on Council's website.

9.2. Copies of the Draft Budget have been on display at the Town Halls and Libraries since Friday 23 May 2008.

9.3. A public budget information session was convened on Tuesday 27 May 2008. This forum afforded members of the community an opportunity to receive a briefing on the draft 2008/2009 Budget as well as an opportunity to question the CEO and other senior Council officers on specific aspects of the Draft Budget.

9.4. Public submissions were considered at a Special Council Meeting on 16 June 2008.

10. IMPLEMENTATION

10.1. The remainder of the Budget timetable is:

23 June 2008	Adopt the Budget and strike the rate
30 June & 1 July 2008	Public notice of the adoption of the Budget
July 2008	Advise people who made Budget submissions of Council's final decision
July 2008	Issue of Rate notices

11. CONCLUSION

11.1. Having heard the public submissions, Council should undertake a final review and adopt the Budget to enable the declaration of the rates and charges (which is the subject of a separate report).

12. COMMUNICATION

12.1. Adoption of the Budget will be communicated to the community via the local press, Council publications and in some instance letters to service users. Communications will focus on the way in which the budget responds to key issues of interest to local residents, including childcare, climate change, social justice, transport. Key messages will include:

12.1.1. Child Care

- Fees at City of Port Phillip managed child care centres will rise by 4.5% next financial year, or \$3.30 per day.
- Most families will pay less than they did in previous years, with the combined effect of the federal government's new 50 per cent tax rebate, child care benefit and council's own subsidy.
- Council's child care policy has delivered 241 new council and community managed child care places since November 2006.

12.1.2 Climate Change

- Council has allocated an additional \$511K for twelve new climate change initiatives.
- Council has developed a Toward Zero Strategy and we are committed to meeting our targets.

12.1.3 Social Justice

- The Council has allocated \$531K in additional funds, plus community building initiatives such as Small Poppy Grants and community leadership forums.

12.1.4 Sustainable Transport

- \$1.4M will be spent in 2008-2009 on new bike paths and upgrading existing bike paths in the City of Port Phillip (including some funds from state government).

13. RECOMMENDATION

- 13.1. Having considered all submissions received pursuant to Section 223 of the Local Government Act 1989 at the Special Council Meeting held on 16 June 2008, Council adopt the 2008/2009 Budget as attached which contains no substantive amendments.
- 13.2. Council resolve to increase the Council sponsored Pensioner Rate Rebate from \$93.00 to \$97.00 in 2008/2009.
- 13.3. Council authorise the placement of a public notice of the adoption of the Budget.

**SPECIAL MEETING OF COUNCIL
23 JUNE 2008**

2	DECLARATION OF RATES AND CHARGES 1 JULY 2008 TO 30 JUNE 2009
LOCATION/ADDRESS:	N/A
RESPONSIBLE EXECUTIVE DIRECTOR:	SALLY CALDER, EXECUTIVE DIRECTOR, ORGANISATION SYSTEMS & SUPPORT
AUTHOR:	DAVID FILMALTER, MANAGER, FINANCE & INVESTMENTS JOHN ENTERKIN, RATES, REVENUE & RECORDS CO-ORDINATOR
FILE NO.:	-
ATTACHMENTS:	NO 1. CULTURAL AND RECREATIONAL LANDS NO. 2. OFFICE OF HOUSING RATING AGREEMENTS WAIVERS NO. 3. ADVERTISEMENT - DECLARATION OF THE RATE

1. KEY ISSUES

- 1.1. To declare the rates and charges of the City of Port Phillip for the 2008/2009 municipal year in accordance with the provisions of section 158 of the Local Government Act 1989.

2. BACKGROUND

- 2.1. On 16 June 2008 a Special Council Meeting was held for the purpose of receiving and considering public submissions on the 2008/2009 Draft Budget.

3. PROPOSAL

- 3.1. To declare the rates and charges for 2008/2009.

4. OPTIONS

- 4.1. The Local Government Act 1989 requires Council to adopt its budget by 31 August each year, which includes the declaration of its rates and charges.

5. DECLARATION OF RATES AND CHARGES

5.1. AMOUNT INTENDED TO BE RAISED

5.1.1. That an amount of **\$73,882,240** be raised by General Rates and Waste Charges, as described below:

General Rate	\$73,680,000
240 Litre Bin Annual Service Charge – 1538 bins @ \$120	\$184,560
<u>Annual Non Rateable property Waste Management Service Charge – 68 Properties @ \$260</u>	\$17,680
Total General Rates and Service Charges	\$73,882,240

The distribution of the rates levied will be as follows:

Residential rates levied	\$56,226,147
Industrial rates levied	\$2,951,581
Commercial rates levied	\$14,502,272
Total Rates Levied	\$73,680,000

5.2. GENERAL RATES

5.2.1. That a general rate be declared for the period commencing on 1 July 2008 and concluding on 30 June 2009.

5.2.2. That it be further declared that the General Rate be raised by the application of a uniform rate in accordance with section 158 of the Local Government Act 1989.

5.2.3. That the percentage of 0.036088 be specified as the uniform rate such percentage may be alternatively expressed as 3.6088 cents in the dollar.

5.2.4. That it be confirmed that the General Rate for all rateable land within the municipal district be determined by multiplying the Net Annual Value of each rateable land by that percentage so that the amount payable be 3.6088 cents in the dollar of the Net Annual Value.

5.3. PORT MELBOURNE ACTIVITY CENTRE SPECIAL RATE (FOR THE PROVISION OF MARKETING AND PROMOTION)

5.3.1 That a special rate as previously declared be confirmed for the period commencing 1 July 2008 and concluding 30 June 2009 to raise an annual amount of \$150,000.

5.3.2 That it being declared, the special rate be raised in accordance with section 163 of the Local Government Act 1989.

- 5.4. FITZROY STREET ST. KILDA PRECINCT SPECIAL RATE (FOR THE PROVISION OF MARKETING, MANAGEMENT AND BUSINESS DEVELOPMENT)
- 5.4.1. That a special rate as previously declared be confirmed for the period commencing 1 July 2008 and concluding 30 June 2009 to raise an annual amount of \$120,000.
- 5.4.2. That it being declared, the special rate be raised in accordance with section 163 of the Local Government Act 1989.
- 5.5. ACLAND STREET SPECIAL RATE (FOR THE PROVISION OF MARKETING AND PROMOTION)
- 5.5.1. That a special rate as previously declared be confirmed for the period commencing 1 July 2008 and concluding 30 June 2009 to raise an annual amount of \$120,000.
- 5.5.2. That it being declared, the special rate be raised in accordance with section 163 of the Local Government Act 1989.
- 5.6. CLARENDON STREET SPECIAL RATE (FOR THE PROVISION OF MARKETING AND PROMOTION)
- 5.6.1. That a special rate as previously declared be confirmed for the period commencing 1 July 2008 and concluding 30 June 2009 to raise an annual amount of \$170,000.
- 5.6.2. That it being declared, the special rate be raised in accordance with section 163 of the Local Government Act 1989.
- 5.7. GENERAL RATES SUBJECT TO CULTURAL AND RECREATIONAL LANDS ACT (1963)
- 5.7.1. That in accordance with section 5 of the Cultural and Recreational Lands Act 1963, the properties listed on Attachment 1 be declared "Recreational Lands" and the level of charges for these properties be set in accordance with the percentages (shown in the Attachment 1) of the general rate which would otherwise be payable
- 5.8. ANNUAL NON RATEABLE GARBAGE SERVICE CHARGE
- 5.8.1. That an annual service charge be declared under Section 221 of the Local Government Act 1989, for the period commencing 1 July 2008 and concluding 30 June 2009.
- 5.8.2. That the annual service charge be declared for the collection and disposal (by Council) of refuse within the municipal district.
- 5.8.3. That the annual service charge be in the sum of \$260.
- 5.8.4. That the criteria specified below be the criteria, which forms the basis of the annual service charge:
- "Ownership and/or occupancy of non-rateable properties within the City of Port Phillip where Council collects and disposes of refuse of these properties".

- 5.9. GARBAGE BIN SURCHARGE - Provision of 240 litre bins within the City of Port Phillip.
- 5.9.1. That an annual service charge be declared under Section 162 of the local Government Act 1989, for the period commencing 1 July 2008 and concluding 30 June 2009. Where Council provides a 240 litre bin for the collection of waste (non recyclable) under the following criteria.
- 5.9.2. The annual service charge be the sum of \$120 per 240 litre bin;
- 5.9.3. That the criteria specified below be the criteria which forms the basis of the service charge;
- “That where a 240 Litre Bin (non recyclable) has been supplied the charge will be applicable; the charge is for the provision of a 240 Litre Bin by Council and within the City of Port Phillip.”
- 5.10. LEGAL COSTS (SOLICITORS LETTER) SERVICE CHARGE
- 5.10.1. That an annual service charge be declared under section 162 of the Local Government Act 1989, for the period commencing 1 July 2008 and concluding 30 June 2009. All solicitors letters that have been lodged by the Council’s debt collection agency have been lodged under the following criteria.
- 5.10.2. The annual service charge be the sum of \$25.00 per letter.
- 5.10.3. That the criteria specified below be the criteria which forms the basis of the service charge;
- “That where an account has been supplied to Council’s solicitors the charge will be applicable; the charge being for the administration of the account by Council’s solicitors for the recovery of outstanding municipal rates, special rates and charges”.
- 5.11. ADVERSE POSSESSION ADMINISTRATION SERVICE CHARGE
- 5.11.1. That a service charge be declared under Section 162 of the Local Government Act 1989, for the period commencing 1 July 2008 and concluding 30 June 2009.
- 5.11.2. The service charge be in the sum of \$100.00 per application.
- 5.11.3. That the criteria specified below be the criteria, which forms the basis of the service charge:
- “That where an application has been received by Council to supply information to support an adverse possession claim the charge will be applicable, the charge is for the provision of evidentiary documentation for the adverse possession claim received”.

5.12. LAND INFORMATION CERTIFICATE URGENT APPLICATION SERVICE CHARGE

5.12.1. That a service charge be declared under Section 162 of the Local Government Act 1989, for the period commencing 1 July 2008 and concluding 30 June 2009.

5.12.2. The service charge be the sum of \$69.50 per application, (including GST of \$4.50).

5.12.3. That the criteria specified below be the criteria which forms the basis of the service charge:

“That where a Land Information Certificate application has been received by Council to supply the certificate within 24 hours of receipt by the Rates Department the charge will be applicable. The charge is for the administration of the Land Information Certificate within 24 hours of the application being received by the Rates Department”.

5.13. GOVERNMENT REBATES ON MUNICIPAL RATES AND CHARGES

5.13.1. That the Council, pursuant to Sub section 4 of Section 171 of the Local Government Act 1989 subject to the consent of the Minister of Local Government, treats any person(s) who has been excused the prescribed amount of the General Rate for the year ending 30 June, 2009, as being eligible for the 2008/2009 municipal year.

5.13.2. In respect of any premises, being the sole or principal place of residence, as having lodged a similar application in respect of municipal year 1/7/2008 to 30/6/2009 subject to such person(s) being eligible to continue to receive assistance in accordance with the State Concession Act 1986. Further, that any person(s) not eligible to continue to receive such assistance shall notify the Council within two months.

5.14. MINISTRY OF HOUSING RATING AGREEMENTS

5.14.1. That in accordance with the Rating Agreements between the Ministry of Housing and the City of Port Phillip, Council grants a rebate equivalent to half the General Rate for the elderly persons flats as described on Attachment 2.

5.15. COUNCIL REBATE

- 5.15.1. That a council rebate under section 171 of the Local Government Act 1989 may be granted on all rates and charges payable for the financial year 1 July, 2008 to 30 June, 2009.
- 5.15.2. Council will treat any eligible person(s) who has been excused the prescribed amount of the General Rate for the year ending 30 June, 2008 in respect of any premises, being the sole or principal place of residence, as having lodged a similar application in respect of the municipal year 1/7/2008 to 30/6/2009. Further, that any person(s) not eligible to continue to receive such assistance shall notify the Council within two months.
- 5.15.3. The maximum value of the council rebate will be \$97.00, the total value of the combined government and council rebates will not exceed 50% of the rates and charges payable for the financial year.

5.16. CONSEQUENTIAL

- 5.16.1. That the Coordinator Rates, Revenue & Records be authorised to levy and recover the general rate, special rates and annual service charge.
- 5.16.2. That all Rates and Revenue Staff be authorised to issue Land Information Certificates pursuant to Section 224 of the Local Government Act 1989.
- 5.16.3. That any charges, fees and fines as detailed in the 2008/2009 budget (other than a rate or charged declared under the Local Government Act 1989) be declared, fixed or imposed (as the case may be) and levied in accordance with the legislation authorising its declaration, fixing or imposition.

5.17. RATES AND CHARGES PAYMENT AND INTEREST POLICY

- 5.17.1. That under Section 167 of the Local Government Act 1989, ratepayers may pay rates and charges by lump sum by the date fixed by the Minister by notice published in the Government Gazette, or by instalments on the dates fixed by the Minister by notice published in the Government Gazette.
- 5.17.2. In accordance with the section 172 of the Local Government Act 1989, interest will be charged under the Penalty Interest Act (1983) at the prescribed rate fixed by the Governor in Council on general rates, charges and all special rates that remain unpaid after the payment dates prescribed by the Governor in Council.

- 5.17.3. Where the prescribed date falls on a weekend or a public holiday, under the provisions of the Interpretation of Legislation Act (1984), the due date will automatically become the next working day.

Payment Type Description	Payment Date	Due Date	Interest Rate (07/08 12%)
Full payment	15 Feb, 2009	1 July, 2008	Prescribed Rate as at 1 July 2008
1 st Instalment	30 Sept, 2008	30 Sept, 2008	N/A
2 nd Instalment	30 Nov, 2008	30 Nov, 2008	Prescribed Rate as at 1 July 2008
3 rd Instalment	28 Feb, 2009	28 Feb, 2009	Prescribed Rate as at 1 July 2008
4 th Instalment	31 May, 2009	31 May, 2009	Prescribed Rate as at 1 July 2008

Interest on Deferred Rate Applications from Pensioners

Council resolved in October 2003, to introduce a 50% rebate on interest charged for approved deferred rate applications from pensioners who are eligible for a State Government pensioner rate remission. This concession has been extended to self funded retirees over the age of 65 with effect from 1 July 2005.

When interest will apply from

Interest will be charged on outstanding rates and charges not paid by the dates as described in the dates and interest table above, except:

Payments made by post that bear an Australia Post postmark before the payment date;

Payments made by telephone or the internet, by EFTPOS, Australia Post or to the locked box facility, that have a transaction or receipt number on or before the payment date.

Interest and action to be taken on late second instalments

Outstanding second instalments will be charged interest at the maximum prescribed interest rate. However, interest will be waived on late payment of the second instalment, conditional on the payment of the third and fourth instalments being paid by the prescribed in full payment date, i.e.: currently 15 February, 2009.

Interest on Supplementary Valuations

Where there has been an increase in the rate, payment can be made interest free within two months of the supplementary valuation date or the prescribed date for full payment date, whichever is the latter.

Where a supplementary valuation and rate notice is issued one month prior to the prescribed full payment date (currently 15 February, 2009), interest will be waived if necessary, if half the outstanding rates are paid within two months and the balance by the remaining instalment payment dates.

5.18. **EFFECTIVE DATE OF DECLARATION**

5.18.1. This declaration will become effective from July 1, 2008.

5.19. **DETERMINATION OF ANNUAL DUE DATE FOR RATES AND CHARGES**

5.19.1. The due date for the Rates and Charges be set at 1 July, 2008, and is deemed to be the date on which any rates or charges are declared under the provisions of the Local Government Act 1989.

6. POLICY CONTEXT

6.1. The 2008/2009 Budget was developed to align with Council's agreed strategic direction. Striking the rate will allow Council to collect rate monies to implement the programs proposed in the Budget.

7. RESOURCE IMPLICATIONS

7.1. The declaration of the rates and charges enables Council to raise its rate revenue for the 2008/2009 municipal year.

8. INTERNAL CONSULTATION

8.1. The Budget process has involved the participation of Councillors, management and staff.

9. EXTERNAL CONSULTATION

9.1. A Special Council Meeting was held on 16 June 2008 to enable Council to consider any written or oral submissions on the 2008/2009 Draft Budget.

10. IMPLEMENTATION

10.1. The rates and charges will be raised and notices forwarded to ratepayers after Council has declared the rates.

11. CONCLUSION

11.1. To enable Council to raise the rate revenue outlined in its budget, it is required to declare the rates and charges detailed in this report.

12. RECOMMENDATION

12.1. That Council:

12.1.1. pursuant to Section 158 of the Local Government Act declare that an amount of \$73,882,240 be raised by general rates and service charges for the period 1 July 2008 to 30 June 2009;

12.1.2. declare a uniform general rate in the dollar of 3.6088 cents on the Net Annual Value of all rateable properties within the municipality;

12.1.3. declare an annual garbage charge of \$260 per tenement on all non-rateable properties where the City of Port Phillip is administering the waste management;

- 12.1.4. declare an annual garbage bin surcharge of \$120 where Council provides a 240 litre bin for the collection of non-recyclable waste within the City of Port Phillip;
- 12.1.5. confirm the previously declared special rate schemes for 2008/2009 for:

Port Melbourne Activity Centre - Marketing and Promotion	\$150,000
Fitzroy Street St. Kilda Precinct – Marketing, Management and Business Development	\$120,000
Acland Street – Marketing and Promotion	\$120,000
Clarendon Street (Current Estimate)	\$170,000

- 12.1.6. declare the properties on Attachment 1 to be “Recreational Lands” and that the level of charges for these properties be set in accordance with percentages of the general rate also shown in Attachment 1;
- 12.1.7. declare a legal costs service charge (issue of solicitor’s letter) of \$25 per letter for recovery of outstanding rates and charges;
- 12.1.8. declare an adverse possession administration service charge of \$100 per application for information provided to support an adverse possession claim;
- 12.1.9. declare an urgent land information certificate application fee of \$69.50 per application, (including GST of \$4.50);
- 12.1.10. grant a rebate equivalent to half the general rate for the elderly persons flats as outlined in Attachment 2, in accordance with the agreement between council and the Ministry of Housing;
- 12.1.11. subject to the consent of the Minister for Local Government, treat any person(s) who has been excused the prescribed amount of the general rate for the year ending 30 June 2008 in accordance with the State Concessions Act 1986, as being similarly eligible for the 2008/2009 year;
- 12.1.12. grant a council rebate of a maximum of \$97 to those persons who satisfy eligibility requirements as in 12.1.11 above, and that the maximum of the government rebate and the council rebate will not exceed 50% of the rates and charges payable for the 2008/2009 financial year for the recipients principal place of residence within the municipality;
- 12.1.13. adopt the penalty interest rate in accordance with the Penalty Interest Rate Act (1983) at the prescribed rate fixed by the Governor in Council for general rates and charges that remain unpaid after the payment dates prescribed by the Governor in Council;

12.1.14. adopt the following payment dates and due dates:

Payment Type Description	Payment Date	Due Date	Interest Rate (07/08 12%)
Full payment	15 Feb, 2009	1 July, 2008	Prescribed Rate as at 1 July 2008
1 st Instalment	30 Sept, 2008	30 Sept, 2008	N/A
2 nd Instalment	30 Nov, 2008	30 Nov, 2008	Prescribed Rate as at 1 July 2008
3 rd Instalment	28 Feb, 2009	28 Feb, 2009	Prescribed Rate as at 1 July 2008
4 th Instalment	31 May, 2009	31 May, 2009	Prescribed Rate as at 1 July 2008

12.1.15. authorise the Co-ordinator, Rates, Revenue & Records to collect all rates and charges declared.

**SPECIAL MEETING OF COUNCIL
23 JUNE 2008**

3	ADOPTION OF THE 2008/2009 COUNCIL PLAN (YEAR 4 OF THE 2005-2009 COUNCIL PLAN) AND THE 2008/2009 – 2011-2012 STRATEGIC RESOURCE PLAN
LOCATION/ADDRESS:	N/A
RESPONSIBLE EXECUTIVE DIRECTOR:	SALLY CALDER, EXECUTIVE DIRECTOR ORGANISATION SYSTEMS AND SUPPORT
AUTHOR:	MELISSA CAMPBELL, CORPORATE PLANNING CONSULTANT, CORPORATE PLANNING AND PERFORMANCE CHRIS PIKE, MANAGER, CORPORATE PLANNING AND PERFORMANCE
FILE NO.:	
ATTACHMENTS:	1 – 2008-2009 COUNCIL PLAN (YEAR 4 OF THE 2005-2009 COUNCIL PLAN, INCLUDING THE 2008/2009 – 2011-2012 STRATEGIC RESOURCE PLAN)

1. EXECUTIVE SUMMARY

- 1.1. Having prepared the 2008/2009 Council Plan (Year 4 of the 2005-2009 Council Plan, and advertised for public submissions, Council should proceed to adopt Year 4 of the 2005-2009 Council Plan and the 2008/2009 – 2011-2012 strategic resource plan), and forward it to the Minister for Local Government.

2. BACKGROUND AND CONTEXT

- 2.1. At the Special Meeting of Council held on 26th May 2008, Council agreed to adopt the Draft 2008/2009 Council Plan which includes the 2008/2009 - 2011/2012 Strategic Resource Plan and call for public submissions in accordance with Sec.223 of the Local Government Act 1989. This was done in conjunction with the Section 223 public submission process on the Draft 2008/2009 Budget.
- 2.2. A Special Meeting was held on 16th June 2008 to hear any submissions on the Draft Council Plan and Budget, but no written submissions were received on the Council Plan or the Strategic Resource Plan and there were no verbal submissions made at the meeting on these plans.
- 2.3. At the Special Council Meeting held on Monday 16th June 2008, Council agreed to adopt the 2008/2009 Council Plan (Year 4 of the 2005-2009

Council Plan), which includes the 2008/2009 - 2011/2012 Strategic Resource Plan (SRP).

- 2.4. The attached document (Attachment 1) has been modified to include the Mayors & CEO's forewords and amendments to the description of Initiative 13, Initiative 18 and Key Strategic Activity 2.1

3. RECOMMENDED OPTION

Council adopts the 2008/2009 Council Plan at the Special Council meeting of the 23rd June 2008.

3.1. Criterion for recommendation

Previously reported.

3.2. Sustainability assessment

Previously reported.

3.3. Policy and legislative implications

The Council Plan provides a strong policy framework for the Council's activities.

3.4. Risk implications

Previously reported.

3.5. Resource implications

Previously reported.

4. ALTERNATIVE OPTIONS

4.1. Council may:

- 4.1.1. Adopt the 2008/2009 Council Plan (preferred option)
4.1.2. Not adopt the 2008/2009 Council Plan and make further amendments.

5. PARTICIPATION AND ENGAGEMENT

5.1. Internal

- 5.1.1. Engagement has been extensive and covered the Mayor and Councilors, Executive Team, Senior management and other officers.

5.2. External

5.2.1. The methods used to engage external people and/or organisations in relation to this issue are:

- Public notices requesting submissions on the 2008/2009 Council Plan were displayed in “The Age”, “The Port Phillip Leader” & “Emerald Hill Weekly” Newspapers.
- Copies of the draft 2008/2009 Council Plan and the 2008/2009 - 2011/2012 Strategic Resource Plan have been on display in the Libraries and Assist Counters and available on the City of Port Phillip website.

6. IMPLEMENTATION

6.1. The remaining timetable

- 23rd July 2008 - Forward the Plan to the minister for Local Government in accordance with agreed timetable.
- Late July 2008 - Publish a printed version of the Council Plan and widely communicate the launch of the 2008/2009 Council Plan.

7. RECOMMENDATION

- 7.1. That the Council resolve adopt the 2008-2009 Council Plan (Year 4 of the 2005-2009 Council Plan), the 2008/2009 - 2011/2012 Strategic Resource Plan, Initiatives and Key Strategic Activities and forward a copy to the Minister for Local Government as per Attachment 1.