



**City of
Kalgoorlie
Boulder**

AGENDA

**Notice is hereby given
for the Special Council Meeting**

commencing at 6:00 PM

on

4 AUGUST 2022

at the

Kalgoorlie Town Hall

3/8/2022



NOTICE OF MEETING

A Special Council Meeting of the City of Kalgoorlie-Boulder will be held in the **Kalgoorlie Town Hall** on **Thursday, 4 August 2022** commencing at **6:00 PM**.

Regards

A handwritten signature in black ink, appearing to read "Andrew Brien". The signature is stylized with a long, sweeping line extending from the end of the name.

ANDREW BRIEN

Chief Executive Officer

Table of Contents

1	DECLARATION OF OPENING / ANNOUNCEMENT OF VISITORS	4
2	DISCLAIMER READING	4
3	RECORD OF ATTENDANCE	4
	3.1 ATTENDANCE	4
	3.2 APOLOGIES	4
	3.3 LEAVE OF ABSENCE (PREVIOUSLY APPROVED).....	4
4	PUBLIC ACCESS AND PUBLIC QUESTION TIME	5
	4.1 PUBLIC ACCESS	5
	4.2 PUBLIC QUESTION TIME	5
5	PETITIONS / DEPUTATIONS / PRESENTATIONS	5
6	NOTATIONS OF INTEREST	5
	6.1 INTEREST AFFECTING IMPARTIALITY CITY OF KALGOORLIE-BOULDER CODE OF CONDUCT	5
	6.2 FINANCIAL INTEREST LOCAL GOVERNMENT ACT SECTION 5.60A	5
	6.3 PROXIMITY INTEREST LOCAL GOVERNMENT ACT SECTION 5.60B	5
7	APPLICATIONS FOR LEAVE OF ABSENCE	5
8	URGENT BUSINESS APPROVED BY THE PERSON PRESIDING OR BY DECISION	5
9	REPORTS OF OFFICERS	6
	9.1 CHIEF EXECUTIVE OFFICER.....	6
	9.1.1 Annual Budget for 2022-2023 Financial Year	6
10	CONFIDENTIAL ITEMS	27
11	CLOSURE	27

1 DECLARATION OF OPENING / ANNOUNCEMENT OF VISITORS

2 DISCLAIMER READING

The Mayor will read the disclaimer to those present.

Please note this meeting is being recorded and streamed live on the Council's website in accordance with Council's Recording and Streaming of Council Meetings Policy, which can be viewed on Council's website.

All reasonable care is taken to maintain your privacy; however, as a visitor in the public gallery, your presence may be recorded. By remaining in the public gallery, it is assumed your consent is given if your image is broadcast.

The recommendations contained in this Agenda are Officer's Recommendations only and should not be acted upon until Council has resolved to adopt those recommendations.

The resolutions of Council should be confirmed by perusing the Minutes of the Council Meeting at which these recommendations were considered.

Members of the public should also note that they act at their own risk if they enact any resolution prior to receiving official written notification of Council's decision.

3 RECORD OF ATTENDANCE

3.1 Attendance

In Attendance:

Members of Staff:

Visitors:

Press:

3.2 Apologies

Apologies – Elected Members:

Apologies - Members of Staff:

3.3 Leave of Absence (Previously Approved)

Leave of Absence:

Nil

4 PUBLIC ACCESS AND PUBLIC QUESTION TIME

4.1 Public Access

4.2 Public Question Time

5 PETITIONS / DEPUTATIONS / PRESENTATIONS

6 NOTATIONS OF INTEREST

6.1 Interest Affecting Impartiality City of Kalgoorlie-Boulder Code of Conduct

6.2 Financial Interest Local Government Act Section 5.60A

6.3 Proximity Interest Local Government Act Section 5.60B

7 APPLICATIONS FOR LEAVE OF ABSENCE

8 URGENT BUSINESS APPROVED BY THE PERSON PRESIDING OR BY DECISION

9 REPORTS OF OFFICERS

9.1 Chief Executive Officer

9.1.1 Annual Budget for 2022-2023 Financial Year

Responsible Officer:	Xandra Chief Financial Officer	Curnock
Responsible Business Unit:	Finance	
Disclosure of Interest:	Nil	
Voting Requirements:	Absolute Majority	
Attachments:	<ol style="list-style-type: none"> 1. 2022-23 Statutory Budget [9.1.1.1 - 43 pages] 2. 2023 Statement of Objects and Reasons [9.1.1.2 - 12 pages] 3. Ministerial approval for RID [9.1.1.3 - 1 page] 	

Officer Recommendation

That Council:

1. Pursuant to Sections 6.32, 6.33, 6.34 and 6.35 of the Local Government Act 1995, adopt the following Differential General Rates and Minimum Payments for Gross Rental Values (GRV) and Unimproved Values (UV) for the 2022/23 financial year; representing a five percent (5%) rate in the dollar increase for GRV ratepayers and 5% revenue increase for UV ratepayers.

1.1 DIFFERENTIAL GENERAL RATES

Rate Code	Rate Code Description	Rate in Dollar (RID)
Gross Rental Valuations		
01	GRV Residential	\$0.070078
02	GRV Central Business	\$0.073577
03	GRV General Industry	\$0.079447
04	GRV Mining	\$0.050520
08	GRV Other Properties	\$0.078475
Unimproved Valuations		
05	UV Pastoral	\$0.083217
09 / 11	UV Mining Operations	\$0.180400
10	UV Exploration / Prospecting	\$0.180400

1.2 DIFFERENTIAL MINIMUM PAYMENTS

Rate Code	Rate Code Description	Minimum Payment \$
Gross Rental Valuations		
01	GRV Residential	\$980.00
02	GRV Central Business	\$980.00
03	GRV General Industry	\$980.00
04	GRV Mining	\$980.00
08	GRV Other Properties	\$980.00
Unimproved Valuations		
05	UV Pastoral	\$305.00
09 / 11	UV Mining Operations	\$424.00
10	UV Exploration / Prospecting	\$305.00

2. Pursuant to Section 6.45 of the *Local Government Act 1995* and Regulation 64(2) of the *Local Government (Financial Management) Regulations 1996*, impose the following due dates for the payment in full by instalments;

3. Pursuant to section 6.46 of the *Local Government Act 1995*, authorise the Chief Executive Officer to allow for payment incentive prizes for rates paid in full by 10:00pm WST on the dates listed below and in accordance with terms and conditions table in this report:

- 1st Prize \$7,000 Cash payment due by 27 September 2022
- 2nd Prize \$2,000 Cash payment due by 3 October 2022
- 3rd Prize \$1,000 Cash payment due by 10 October 2022

4. Pursuant to Section 6.46 of the *Local Government Act 1995*, authorise the Chief Executive Officer to conduct an incentive eRates prize draw for ratepayers who register to receive their future rate notices electronically by 10:00pm WDT on 10 October 2022 and in accordance with terms and conditions tabled in this report”.

- 1st prize \$500 VISA Gift Card - Registration due by 10 October 2022

5. Pursuant to Section 6.51(1) and subject to Section 6.51(4) of the *Local Government Act 1995* and Regulation 70 of the *Local Government (Financial Management) Regulations 1996*, impose an interest rate of 7% for rates (and charges) and costs of proceedings to recover such charges that remain unpaid after becoming due and payable.

6. Pursuant to Section 6.45 of the *Local Government Act 1995* and Regulation 68 of the *Local Government (Financial Management) Regulations 1996*, impose an interest rate of 5% where the owner has elected to pay rates and service charges through an instalment option.

7. Pursuant to Section 6.45 of the *Local Government Act 1995* and Regulation 67 of the *Local Government (Financial Management) Regulations 1996*, impose an instalment administration charge of \$8.20 of rates levied per instalment.

8. Pursuant to Section 6.45 of the *Local Government Act 1995* and Regulation 67 of the *Local Government (Financial Management) Regulations 1996*, impose a flat fee of \$40.70 on any ratepayer who wishes to negotiate alternative payments arrangements.

9. Pursuant to Section 67 of the *Waste Avoidance and Resources Recovery Act 2007*, impose the following charges for collection of domestic and commercial waste, incorporating a weekly refuse collection and fortnightly residential recycling service;

- \$390.90 per annum for one (1) refuse service per week and a fortnightly residential recycling service;
- \$390.90 per annum for one (1) weekly refuse service for non-residential services;
- \$390.90 per annum for each additional 240 litre refuse service (residential / non-residential)
- \$172.50 per annum for each additional fortnightly residential recycling service.

10. Pursuant to Section 41 of *Health (Miscellaneous Provision) Act 1911*, the following sewerage rates are to be levied:

- \$0.030715 cents in the dollar, per GRV, per lot of location;
- \$419 minimum payment, per GRV, per lot of location

11. Pursuant to Section 106 of *Health (Miscellaneous Provision) Act 1911*, the following utility service charges (i.e. pan charge) are to be levied on properties that hold rate exemption status (under section 6.26 (2) of the *Local Government Act 1995*), in lieu of sewerage rates:

- \$411.50 per individual utility unit (i.e. water closer, pedestal, Universal Rundle (U.R.C), slophopper and/or cleaners sink).

12. Pursuant to Regulation 53 of the *Building Regulations 2012*, a Swimming Pool Inspection fee levy of \$58.45 is set on each owner of occupier of land on which there is a swimming pool, for the 2022/23 financial year

13. Pursuant to Regulation 34(5) of the *Local Government (Financial Management) Regulations 1996* and AASB 1031 Materiality, a variance of 10% and a minimum of \$50,000 is to be used in the Statements of Financial Activity and Annual Budget Review.

14. Pursuant to the provision of Section 6.2 of the *Local Government Act 1995* and Part 3 of the *Local Government (Financial Management) Regulations 1996*, Council adopt the Municipal Fund Budget 2022/23 for the City of Kalgoorlie-Boulder (as contained in Attachment 1)

Executive Summary

The purpose of this report is to consider the Municipal Fund Budget for the 2022/23 financial year, including imposition of rates and minimum payments, and other consequential matters arising from the Budget papers.

The estimated brought forward balance from 30 June 2022 is a \$5.75 million surplus and the budgeted closing position for 2022/23 is a \$0.18 million deficit. This is unaudited and may be subject to change. Any change may be addressed as part of a future Budget Review.

The main features of the 2022/23 Budget are as follows;

1. A four and a half percent decrease (-4.5%) to UV Mining Tenements (i.e. mining operations, exploration and prospecting) rate in the dollar and 5% increase to minimum payment
2. A five percent (5%) increase to the UV Rural/Pastoral rate in the dollar and minimum payment;
3. A five percent (5%) increase to GRV rate in the dollar and minimum payment applied to general land rates and sewerage rates resulting in a \$1.6m increase in rates income.
4. A three percent (3%) overall increase in fees and charges income
5. Operating expenditure has increased overall by twelve percent (13%) due to CPI increases, an increase in the use of contractors and an expected loss on disposal of assets.
6. The Capital Works Program budgeted expenditure for 2022/23 totals \$73.33 million, including upgrades and renewal spend on roads, footpaths, other infrastructure, land, buildings, plant and equipment and furniture and equipment.

Community Engagement Consultation

No community consultation was considered necessary in relation to the recommendations of the report.

Community Strategic Plan Links

This report links to the Strategic Community Plan through the following Guiding Theme/s:

CAPABLE: We will have the resources to contribute to our community and economy.

Budget Implications

The Budget for 2022/23 is expected to deliver a cash deficit of (\$0.18 million), the details of which are outlined in the Statutory Budget Report 2022/23 as per Attachment 1.

Report

Local Governments must prepare Annual Budgets in the format prescribed in the *Local Government Act 1995* and the *Local Government (Financial Management) Regulations 1996* and Australian Accounting Standards.

The draft 2022/23 Budget (Attachment 1) is based on the principles contained within the Strategic Community Plan (SCP) (adopted by Council on 28 April 2020).

FY2023 Budget highlights:

1. 2021/22 is showing a projected surplus of \$5.57m versus a budgeted surplus of \$1.45m
2. 2022/23 is showing a budgeted deficit of (\$0.18m)
3. Total capital spend for 2022 / 2023 is budgeted at \$73.33m. This consists of;
\$15.5m for the Kal City Centre Transformation Project
\$16.7m on roads renewals and upgrades
\$11.8m on the Golf Course Resort
\$8.8m of sewerage works program, being partly funded by a \$5.2m loan
\$5.5m for the development of a Youth Hub, partly funded by an \$1.9m loan
\$2.8m for the purchase of land, fully funded by a \$2.8m loan
4. Total income is budgeted to be 19.5% (\$15.5m) higher than 2021/22 forecasted income.
5. Overall Rates increase of 6% providing increased Rates income of \$1.6m against 2021 / 2022 forecasted Rates income.
6. 3% overall increase in fees and charges totalling \$1.2m as per increase in schedule of fees and charges.
7. Other revenue is budgeted to be \$0.2m higher than 2021/22 forecast due to an increase in Art Centre performance ticket sales, Airport fees and Golf course food and beverage income.
8. Employment costs are \$1.2m higher than 2021/22 forecast. This 5% increase is a reflection of proposed salary increase across the City.
9. Materials and contracts are \$5.4m higher than 2021/22 forecast. Additional expenditure expected in 2022/23 due to a delay in project completions and

staff shortages.

10. 2022/23 includes an additional \$1.3m for contributions, donations and sponsorships, with the City continuing its support for local projects and not for profit entities.
11. 2022/23 includes a one off \$0.2m for the hosting of the 2022 Tourism Conference in Kalgoorlie.

RATES

Differential Rating

The *Local Government Act 1995*, Section 6.33 allows Councils to adopt differential rates. The intent behind adopting differential rates is to take into account the levels of services provided to different types of properties, to reflect the cost of provision of services to those categories of properties as well as the need to encourage the specific types of activities within the City. It is a fair and equitable method of rating.

Rating & Minimum Payments

The raising of revenue via annual rates is an important source of funds for all Councils throughout Australia. The *Local Government Act 1995* empowers Western Australian Councils to impose general rates and minimum payments. The 2022/23 Objects and Reasons Statement for Differential Rates and Minimum Payments is attached to this report as [Attachment 2](#). The Statement provides details of budget principles applied in formulating the 2022/23 Annual Budget.

Ministerial Approval

In accordance with Section 6.35 of the *Local Government Act 1995*, Ministerial approval has been sought for the imposition of UV rating categories, rate code 09 and 11 (Mining Operations) and rate code 10 (Exploration and Prospecting) differential rates in the dollar (i.e., \$0.180400) due to their rate in the dollar being more than twice the lowest UV rate code 05 – UV Rural/Pastoral (\$0.083217). A copy of the ministerial approval letter is attached to this report as [Attachment 3](#).

Rate Increase

Council's long term financial plan provides for a rate increase of two percent (2%) in 2022/23 and every subsequent year. This assumption is used for planning purposes and there remains scope to adjust individual year rate increases as part of the annual budget process.

At Council Meeting on 25 July 2022 Council endorsed a rates model that;

1. reflected a decrease of 4.5% to the rate in the dollar for UV Mining Operations (rate code 9 and 11) and Exploration and Prospecting tenements (rate code 10);
2. an increase of five percent (5%) to UV Rural/Pastoral (rate code 05) rate in the dollar and minimum payment for 2022/23 financial year.
3. an increase of five percent (5%) to GRV rating category (rate codes 01, 02, 03, 04, 08) rate in the dollar for 2022/23 financial year.

On the finalisation of the budget which includes 1 July 2021 valuations for unimproved values (i.e. mining tenements and rural properties) and recent interim movements in gross rental values, the total rate yield is \$28,918,571 and valuations are \$335,682,292.

Table 1 2022/23 Valuations and Actual Rates to Raise

Rate Code	Rate Code Description	Valuations \$	Property Count	Actual Rates to Raise \$
GRV Values				
01	GRV All Residential	201,742,542	12165	15,276,776
02	GRV Central Business	28,072,483	309	2,084,282
03	GRV General Industry	28,371,144	355	2,258,487
04	GRV Mining	5,077,520	13	262,143
08	GRV All Other Properties	38,667,679	656	3,088,153
subtotal		301,931,368	13498	22,969,841
UV Values				
05	UV Pastoral	2,965,141	52	248,494
09/11	UV Mining Operations	23,448,143	880	4,318,318
10	UV Exploration / Prospecting	7,337,640	1767	1,381,918
subtotal		33,750,924	2699	5,948,730
TOTAL		335,682,292	16197	28,918,571

Gross Rental Values (GRV)

The *Local Government Act 1995* empowers a Council to impose different rates in the dollar for different land zoning's or uses and different rates for improved or vacant land. This power is provided to help local governments with particular rating difficulties and to achieve a better rating equity between different land uses.

Section 6.33 of the *Local Government Act 1995* states:-

“A local government may impose differential general rates according to any, or a combination, of the following characteristics

- the purpose for which the land is zoned, whether or not under a town planning scheme or improvement scheme in force under the *Planning and Development Act 2005*;
- a purpose for which the land is held or used as determined by the local government;
- whether or not the land is vacant land; or
- any other characteristic or combination of characteristics prescribed.”

The City of Kalgoorlie-Boulder has adopted the combination of characteristics relating to land zoned under the Town Planning Scheme and the purpose for which the land is held or used. It should be noted, that where, during the rating year, land is rezoned or its use changes, the City cannot issue an amended rate notice reflecting that change until the new rating year.

GRV Mining rate in the dollar of \$0.050520 forms the base rate for rate calculations for Gross Rental Value (GRV) properties, with a higher rate in the dollar for Central Business (\$0.073577) and General Industry (\$0.079447) properties. Both the Commercial and Industrial sectors require greater resourcing and expenditure from the City in relation to Health, Building and Town Planning services.

The 2022/23 GRV minimum payment of \$980 has again been set to ensure the minimum level of service required is adequately funded and all properties contribute an equitable rate amount.

Council will continue to benchmark its rates in the dollar and minimum payments with other neighbouring local governments to ensure that some equity is retained within the region.

Valuations

The most recent revaluation of the City’s GRV properties was updated 1 July 2019 and there is no change for the 2021/22 rating year. The next revaluation cycle review is scheduled for 2022/23, with the valuations to take effect 1 July 2024.

Gross Rental Values (GRV) have increased by 1.26% from the previous 21/22 financial year (from \$298,180,648 to \$301,931,368) and GRV rates revenue by 6.16% (from \$21,637,925 to \$22,969,841). This data is summarised in table 2 and 3 below.

Table 2 2022/23 Gross Rental Values (GRV) - Valuations

Rating Category	21/22 Valuations	22/23	change to LY	change to LY
-----------------	---------------------	-------	-----------------	-----------------

	\$	Valuations \$	\$	%
Gross Rental Values	298,180,648	301,931,368	3,750,720	1.26%

Table 3 2022/23 Gross Rental Values (GRV) - Rate Revenue

Rating Category	21/22 Actual Rates to Raise \$	22/23 Actual Rates to Raise \$	change to LY \$	change to LY %
Gross Rental Values	21,637,925	22,969,841	1,331,916	6.16%

Unimproved Values (UV)

Rural properties assigned an Unimproved Value (UV) such as Pastoral, Mining Operations, Exploration and Prospecting Leases are rated differentially to reflect the nature of their lease.

- Pastoral Leases rate in the dollar of \$0.083217 and minimum payment of \$305 was set after taking into account issues of rating equity including capacity to pay.
- Mining Operations (Mining and General Purpose Leases) rate in the dollar of \$0.180400 and minimum payment of \$424 is set after taking into account the operations of mining and the effect of their large scale equipment on the City's road network. The City makes a large investment in roads and road drainage infrastructure to service mining activities on rural roads. The ongoing costs involved in maintaining the road network that services this land use extends all the way to the WA/SA state boundary.
- Exploration/Prospecting rate in the dollar of \$0.180400 and minimum payment of \$305 was set after taking into account the operations of mining and the effect of their large scale equipment on the City's road network.

Council recognised that because exploration and prospecting tenements were not income producing leases and their operations had a different level of impact on the City's road infrastructure, a lower minimum rate than Mining Operations has been maintained.

Mining Tenements and Rural/Pastoral properties are subject to annual rental reviews, with an effective date 1 July 2022. The valuations have been factored into the 2022/23 budget.

Unimproved Values (UV) have increased by 9.01% from the previous 21/22 financial year (from \$30,961,004 to \$33,750,924), and UV rates revenue by 14.77% (from \$5,656,804 to \$6,492,408). This data is summarised in tables 4 and 5 below.

Table 4 2022/23 Unimproved Values (UV) – Valuations

Rating Category	21/22 Valuations \$	22/23 Valuations \$	change to LY \$	change to LY %
Unimproved Values	30,961,004	33,750,924	2,789,920	9.01%

Table 5 2022/23 Unimproved Values (UV) - Rates Revenue

Rating Category	21/22 Actual Rates to Raise \$	22/23 Actual Rates to Raise \$	change to LY \$	change to LY %
Unimproved Values	5,656,804	5,948,730	291,926	5.16%

General Charges, Concessions and Interest

The City notes the following;

- It does not provide any discount for early payment of rates, however endorses and acknowledges the rates incentive prize draw sponsor National Bank of Australia for their assistance in collecting the rates early.
- The rates set by the State Government for the Emergency Services Levy (ESL) for Category 2 and 5 regions for 2022/23 and apply these rates on assessments against valuations from Landgate as at 1 July 2022;
- The City is not responsible for setting Emergency Services Levy rates and simply acts as a collection agent for the funds on behalf of the State Government;
- Under section 6.47 of the *Local Government Act 1995* and the terms of Council Policy CORP-F-100, Rates Concession Policy (Rateable Land) , the City provides rates relief to not for profit recreation, sporting and community groups within the City who meet the eligibility criteria.

Variation from Proposed Differential Rates set out in Public Notices

At the OCM Meeting 25 July 2022, Council considered its rating strategy and after reviewing the operating expenditure required for 2022/23, lead to Council endorsing a lower rate in the dollar (RID) increase to UV mining categories Mining Operations (rate code 9 and 11) and Exploration and Prospecting (rate code 10) to the rate as set out in the local public notice of 14 May 2022.

The reduction to UV Mining RID was to ensure that no ratepayer was paying more than their share in rates.

The variations in the rate in the dollar (RID) is illustrated in Table 6 and 7 below:

Table 6 2022/23 Differential General Rates – rates in the dollar (RID)

Rate Code	Rate Code Description	22/23 Public Notice RID (cents)	22/23 Proposed to Adopt RID (cents)
01	GRV All Residential	0.070078	0.070078
02	GRV Central Business	0.073577	0.073577
03	GRV General Industry	0.079447	0.079447
04	GRV Mining	0.050520	0.050520
08	GRV All Other Properties	0.078475	0.078475
05	UV Pastoral	0.083217	0.083217
09/11	UV Mining Operations	0.198449	0.180400
10	UV Exploration / Prospecting	0.198422	0.180400

Table 7 2022/23 Differential General Rates – minimum payments

Rate Code	Rate Code Description	22/23 Public Notice Min Pay \$	22/23 Proposed Min Pay \$
01	GRV All Residential	980	980
02	GRV Central Business	980	980
03	GRV General Industry	980	980
04	GRV Mining	980	980
08	GRV All Other Properties	980	980
05	UV Pastoral	305	305
09/11	UV Mining Operations	424	424
10	UV Exploration / Prospecting	305	305

Council is not obliged to adopt the rates in the dollar advertised and may amend accordingly at its discretion.

Payment Options

In accordance with Section 6.45 of the *Local Government Act 1995*, Council offers the following options for the payment of rates by instalments:

Option One - One Instalment

Payment in full must be received by the City of Kalgoorlie-Boulder within 35 days of the issue date of the annual rate notice. Payment must be received by the City of Kalgoorlie-Boulder on or before 10 October 2022.

Option Two - Two Instalments

The first instalment of 50% of the total current rates plus the total outstanding arrears is payable within 35 days of the issue date of the annual rate notice. Payment must be received by the City of Kalgoorlie-Boulder on or before 10 October 2022.

The second instalment of 50% of the total current rates must be received by the City of Kalgoorlie-Boulder on or before 12 December 2022.

Option Three – four instalments

The first instalment of 25% of the total current rates plus the total of any outstanding arrears is payable within 35 days of the issue date of the annual rate notice.

Payment must be received by the City of Kalgoorlie-Boulder on or before 10 October 2022.

The second instalment of 25% of the total current rates is payable and must be received by the City of Kalgoorlie-Boulder by 12 December 2022.

The third instalment of 25% of the total current rates is payable and must be received by the City of Kalgoorlie-Boulder by 13 February 2023.

The fourth instalment of 25% of the total current rates is payable and must be received by the City of Kalgoorlie-Boulder by 17 April 2023.

Option Four - Special Payment Arrangements

Ratepayers who are unable to pay their rates by the due date, may apply in writing to enter into a payment arrangement with the City to make periodical payments.

These special arrangements usually require weekly, fortnightly or monthly direct debit payments from an Australian bank account. An annual administration fee of \$40.70 applies.

Interest Charges

Interest is charged at 7% per annum, calculated daily, to all outstanding rate assessments that remain unpaid after 10 October 2022. This excludes any rates accounts paying under payment options two and three (i.e. two or four instalments).

Interest is payable, at a rate of 5% per annum calculated daily to overdue rate accounts that pay through the instalment payment options two and three. This interest reflects the loss of investment income to Council by offering the instalment scheme.

Administration Charges

An administration charge of \$8.20 will apply to rates accounts paying under instalment payment options two or three.

An administration fee of \$40.70 per agreement will apply to any ratepayer wishing to negotiate alternative payment arrangements.

Levying of 2022/23 Refuse Collection Charges

Local Governments have a statutory obligation under the Waste Avoidance and Resources Recovery Act 2007 to collect domestic waste.

Table 4 Refuse Collection Charges

Charge Type	Description	2021/22 Fee	2022/23 Fee
Refuse & Recycling Fee (Domestic)	Per Service	\$379.50	\$390.90
Recycling Fee (Domestic and Commercial)	Per Additional Service	\$167.50	\$172.50
Refuse & Recycling Fee (Commercial)	Per Service	\$379.50	\$390.90
Refuse Fee (Domestic & Commercial)	Per Additional Service	\$379.50	\$390.90

The Act permits recovery of the cost of providing this service through a separate charge.

Levying of 2022/23 Sewerage Rates

Pursuant to section 41 of Health (Miscellaneous Provisions) Act 1911 the following sewerage rates are to be levied.

Table 5 Sewerage Rates

Charge Type	Description	2021/22	2022/23
-------------	-------------	---------	---------

		Levy	Levy
GRV	Per assessment		
	Rate in the dollar (cents)	\$0.029252	\$0.030715
per Lot of Location	Per Assessment		
	Minimum Payment	\$399.00	\$419.00

The Act permits recovery of the cost of providing this service through a separate charge.

Levying of 2022/23 Utility Service Charges

Pursuant to Section 106 of Health (Miscellaneous Provisions) Act 1911, the following utility service charges (i.e. pan charge) are to levied on properties that hold rate exemption status under section 6.26 (2) of the Local Government Act 1995, in lieu of a sewerage rate.

Table 6 Utility Service Charges

Charge Type	Charge Description	2021/22 Fee	2022/23 Fee
Utility Service Charge per unit	Pedestal	\$399.50	\$411.50
	Water Closet	\$399.50	\$411.50
	Slophopper /Cleaners Sink	\$399.50	\$411.50
	Universal Rundle (U.R.C.)	\$399.50	\$411.50

The Act permits recovery of the cost of providing this service through a separate charge.

Rates Prize Incentives

1. Early Payments – Cash Prize Draws

An incentive for early payment has been included with three (3) cash prizes, sponsored by the City and the National Australia Bank (50/50).

To be eligible for the prize draws, rates must be paid in full by 10.00pm WST by the following dates:

-
- 27 September 2022 1st prize - \$7,000 Cash
 - 3 October 2022 2nd prize - \$2,000 Cash
 - 10 October 2022 3rd prize - \$1,000 Cash

Terms and Conditions

1. This competition is a promotion run by the City of Kalgoorlie-Boulder ("Promoter"), ABN 63 711 737 609.
2. Entries and information on prizes and how to enter form part of these Terms and Conditions.
3. Participation in this competition constitutes acceptance of these Terms and Conditions.
4. To enter the competition, the entrant must;
 - Be a current GRV individual ratepayer of the City of Kalgoorlie-Boulder (Elected Members and staff are excluded – refer to clause 4)
 - Pay their 2022/23 rates in full by the due dates displayed in the annual rates billing notice:
 - 1st prize \$7,000 Cash, Payment due by 10.00pm WST, 27 September 2022
 - 2nd prize \$2,000 Cash, Payment due by 10.00pm WST, 3 October 2022
 - 3rd prize \$1,000 Cash, Payment due by 10.00pm WST, 10 October 2022
5. City of Kalgoorlie-Boulder Elected Members and staff are ineligible to enter the competition.
6. An Excluded Entity is not eligible for inclusion in the Competition. Excluded entities are;
 - State and / or Federal Government Agencies;
 - Corporations; and
 - Property owners of non-rateable land as per Section 6.26(2) of the Local Government Act 1995.
7. Payment must be received before the nominated closing dates to go into the draws. No responsibility is accepted for late, lost or misdirected payments.
8. The competition commences 1 July 2022 and closes 10.00pm WST on 10 October 2022. The competition will be drawn at 10.00am on Monday 17 October 2022 at the City of Kalgoorlie-Boulder Administration Building, 577 Hannan Street, Kalgoorlie.
9. Three winners will be randomly selected via a computer program, under the supervision of representatives from the City and the National Australia Bank. The promoter's decision is final and no correspondence will be entered into.
10. The winners will be notified by phone, email and registered mail of their prize win.
11. The 1st prize winner will be invited to attend a Rates Prize Draw photo session at a date to be advised.
12. The prize winners will receive their cash payment via an EFT transaction into their nominated bank account.
13. Competition results will be published in the Kalgoorlie Miner Newspaper on Saturday 22 October 2022.
14. The information that entrants provide will be used by the Promoter for the purpose of conducting the competition. By entering this competition entrants consent to the use of their contact details for the purposes described in this clause.

2. ERates Registration

The City has launched a competition to help reduce paper use and postage costs and give one ratepayer a chance to win a \$500 Visa Gift Card.

To enter ratepayers must successfully subscribe to Council's online eRates service before 10.00pm WST 10 October 2022. Once subscribed all future rates notice will be sent directly to the ratepayer's email address and the ratepayer will be automatically entered into the draw.

Any ratepayer that has already subscribed to eRates will be automatically entered into the prize draw. Where a managing agent receives and pay the rates and charges on a property, the agent can subscribe to eRates on behalf of the owner to allow them entry into the competition.

Entries open 1 July 2022 and close at 10.00pm WST Monday 10 October 2022. The winner will be randomly drawn at 10.00am on Monday 17 October 2022. See full terms and conditions below.

Terms and Conditions:

1. This competition is a promotion run by the City of Kalgoorlie-Boulder ("Promoter"), ABN 63 711 737 609.
2. Entries and information on prizes and how to enter form part of these terms and conditions.
3. Participation in this competition constitutes acceptance of these terms and conditions.
4. To enter the competition, the entrant must;
 - Be a current individual ratepayer of the City of Kalgoorlie-Boulder (Elected Members and Staff are excluded – refer to clause 5)
 - Have registered for the City's online eRates service before 10.00pm WST 10 October 2022.
 - Not be considered an "excluded entity" as described in clause 6.
5. City of Kalgoorlie-Boulder Elected Members and staff are ineligible to enter the competition.
6. An Excluded Entity is not eligible for inclusion in the Competition. Excluded Entities are;
 - State and / or Federal Government Agencies;
 - Corporations; and
 - Property owners of non-rateable land as per Section 6.26(2) of the Local Government Act 1995.
7. The draw will take place at 10.00am WST on Monday 17 October 2022, at City of Kalgoorlie-Boulder Administration Building, 577 Hannan Street Kalgoorlie WA 6430.
8. One entry will be awarded per registered Assessment Number. One Assessment Number will be drawn at random and its owner as shown on the Annual Rates & Charges Notice will be deemed the winner. The Promoter's decision is final and no correspondence will be entered into.

9. The cash prize value is \$500 and will be rewarded in the form of a Visa Gift Card.
10. The Prize must be taken as offered and is not exchangeable, transferable or redeemable for cash.
11. The drawn winner will be contacted using the email address supplied in their Electronic Rates Registration within two business days of the draw and will be required to respond back to Council by email confirming their eligibility within five business days of the draw.
12. If the drawn winner is not confirmed as eligible within five business days of the draw, a redraw will occur.
13. The Promoter has the rights to disqualify any entrants or entries where it is reasonably suspected that any unlawful or improper conduct, such as infringing a third party's intellectual property rights, or if there has otherwise been a breach of the competition terms and conditions.
14. Information collected in the Registration process will be used by the Promoter only as agreed by the registrant during registration and for conducting the random draw.
15. On confirmation of an eligible winner, the winner agrees to be photographed and have their name published on the Promoter's website, www.ckb.wa.gov.au and in media and publicity by the Promoter.
16. The Promoter will not be liable for any loss or damage or for any personal injury sustained as a result of taking the Prize or entering into this competition, nor for any tax implications that may arise from accepting the Prize.

OTHER BUDGET ITEMS

Adoption of Material Variance

Each year a Material Variance must be adopted to assist in reviewing the Monthly Financial Statements and the Annual Budget Review.

In accordance with Regulation 34 of the *Local Government (Financial Management) Regulations 1996*, each Council must adopt a percentage over which a Budget variance would be considered material when it reviews the monthly statements of financial activities and accepts the Annual Budget Review.

Over the past number of financial years, Council has adopted a Material Variance of 10% and \$50,000, whichever is the greater amount. This amount is again recommended for the 2022/23 Financial Year.

Elected Member Sitting Fees, Expenses and Allowances

There is no proposed change to the Elected Members annual sitting fee and Mayor and Deputy Mayor's annual allowances and a zero increase to the ITC allowance as a response to COVID-19. As such, the fees and allowances will remain at 2021/22 levels;

- Mayoral Annual Allowance \$ 88,864.
- Deputy Mayor Annual Allowance \$22,216
- Elected Member Sitting Fees (\$31,364 x 13) \$407,732
- Elected Members ICT Allowance (\$1,000 x 13) \$ 13,000

Total Budget allocation \$531,812

Triple Bottom Line Assessment

- Economic Implications

The draft 2022/23 Budget applies sound financial management and accounting principles and is considered to deliver a sustainable service outcome for the community and Council.

- Social Implications

The draft 2022/23 Budget delivers social outcomes via diverse community services, including the provision of building and community infrastructure and financial support to community organisations throughout the City.

- Environmental Implications

The draft 2022/23 Budget supports key environmental strategies and initiatives previously adopted by Council.

Statutory Implications

Section 6.2 of the *Local Government Act 1995* refers.

Section 6.2(2) of the Act requires that in preparing its annual budget the Council is to have regard to the contents of its plan for the future prepared in accordance with section 5.56. Under the *Integrated Planning Framework for Local Government*, that is the *Community Strategic Plan*. This section requires that the City must prepare detailed estimates of:

- (a) Expenditure;
- (b) Revenue and income, independent of general rates
- (c) The amount required to make up the 'deficiency' if any shown by comparing the estimated expenditure with the estimated revenue and income.

Section 6.2(3) requires that all expenditure, revenue and income must be taken in account unless otherwise prescribed. *Local Government (Financial Management Regulation 32* prescribes amounts that may be excluded in calculating the 'budget deficiency'

Section 6.2(4) requires the annual budget to incorporate:

- (a) Particulars of estimated expenditure proposed;

(b) Detailed information relating to the rates and service charges which will apply, including:

i. Amount estimated to be yielded by the general rate

ii. Rate of interest to be charge on unpaid rates and service charges;

(c) Fees and charges;

(d) Borrowings and other financial accommodations proposed;

(e) Reserve account allocations and uses;

(f) Any proposed land transactions or trading undertakings per section 3.59.

Local Government (Financial Management) Regulations 1996 22 through 31 prescribe requirements in relation to form and content of the Budget and required Notes to and forming part of the Budget.

In accordance with section 6.45(3) of the Local Government Act 1995 and clause 13 of the Local Government (COVID-19 Response) Amendment Order 2021, gazetted 1 June 2021, a maximum interest rate of 5.5% applicable to rate and service charge instalment arrangements.

In accordance with section 6.15(1) of the Local Government Act 1995 and clause 14 of the Local Government (COVID-19 Response) Amendment Order 2021, gazetted 1 June 2021, a maximum interest rate of 7% applicable to overdue and unpaid rate and service charges.

Ministerial Approval Requirements

Should Council seek to adopt a rating and minimum payments model other than that set out in the Executive Recommendation, then such a determination should be deferred, to enable necessary assessment under the requirements of sections 6.33 and 6.35 of the Act, noting that if Ministerial approvals are required in respect of a different model of differential rates and minimum payments, such approvals must be obtained before Council can subsequently adopt a revised Budget.

Change from Publicised Intended Rates

Section 6.36(4) of the Act envisages that a Council may adopt differential rates or minimum payments different from those set out in its local public notice of intent to impose differential rates and minimum payments.

In accordance with *Local Government Financial Management Regulations 23(b) and 56(4)(b)*, if Council adopts a differential rate or minimum payment that differs from that set out in its local public notice, then the change and reasons for the change need to detailed in the budget, and in the rates notices or in information accompanying rates notices.

Local Government Act 1995 Section 6.47: Concessions

“Subject to the *Rates and Charges (Rebates and Deferments) Act 1992*, a local government may at the time of imposing a rate or service charge or at a later date resolve to waive* a rate or service charge or resolve to grant other concessions in relation to a rate or service charge”.

*(*absolute majority required.)*

There are no impediments deriving from the *Rates and Charges (Rebates and Deferments) Act 1992*.

Regulatory Requirements:

Local Government (Financial Management) Regulations 1996 – Regulation 26: specifies requirements for information on concessions, for inclusion in annual budgets.

Local Government (Financial Management) Regulations 1996 – Regulation 42: specifies requirements for information on concessions, for inclusion in annual financial reports.

Building Regulations 2012

Local Government Act 1995

Local Government (Financial Management) Regulations 1996

Local Government (Administration) Regulations 1996

Waste Avoidance and Resource Recovery Act 2007

Health (Miscellaneous Provisions) Act 1911

Local Government Amendment (COVID-19 Response) ACT 2020

Local Government (COVID-19 Response) Order 2020

Policy Implications

The City has a Budget Amendment Policy (Corp-F-008) that provides the CEO with authority to make minor budget amendments up to the value of \$25,000. In addition to this limit, each variation shall not impact the quality, quantity, frequency, range of level of service previously intended within the initial budget allocation.

The City has several other financial policies which have been taken into consideration in the budget process, including its policies on investments, assets, treatment of income and expenditure, rates arrears and rating policies (rates charges, rates exemption, rates concession (rateable land), Financial Hardship Policy for Debtors and Financial Hardship Policy for Water Services).

COMMUNITY ENGAGEMENT CONSULTATION

Whilst no specific consultation has been entered into with respect to the draft 2022/23 Budget, community consultation and engagement has previously taken place during development of the Strategic Community Plan (SCP) from which the Corporate Business Plan (CBP) was developed.

The Budget has been formulated taking into consideration the Strategic Community Plan, Corporate Business Plan and Long Term Financial Plan.

In accordance with the requirements of section 6.36 of the *Local Government Act 1995*;

6.36. Local government to give notice of certain rates

Before imposing any differential general rates or a minimum payment applying to a differential rate category under section 6.35(6)(c) a local government is to give local public notice of its intention to do so.

In accordance with the requirements of section 6.36 of the *Local Government Act 1995*, 2022/23 Statement of Objects and Reasons of the intended Differential General Rates and Minimum Payments was advertised in the Kalgoorlie Miner on 14 May 2022, seeking public submissions. Copies of the public notice and Statement of Objects and Reasons were made available for public inspection at the City's Administration Building, the City's website, Kalgoorlie Town Hall Customer Service Centre and Sir William Grundt Memorial Library.

Submissions closed at 4:30pm on 7 June 2022. One submission was received. This was tabled for Council's consideration at Council's Ordinary Council Meeting held 27 June 2022 where Council received and considered the submission.

Section 6.36(4) of the Act requires Council to consider any submissions received, before imposing the proposed rate in the dollar (\$) or minimum payment, with or without modification.

10 CONFIDENTIAL ITEMS

Nil

11 CLOSURE