TheBarossaCouncil

MINUTES OF THE MEETING OF SPECIAL COUNCIL MEETING
held on Tuesday 18 July 2023 commencing at 6.00 pm
in the Council Chambers, 43-51 Tanunda Road, Nuriootpa.

M I N U T E S

1. ATTENDANCE RECORD

1.1 MEMBERS PRESENT

Mayor Bim Lange, Crs John Angas, Don Barrett, Tony Hurn, Kathryn Schilling, Cathy Troup, Jane Evans, Bruce Preece, Jess Greatwich, Rick Lane and Heidi Thompson

Apologies

Cr David de Vries

2. DEBATE REPORTS

2.1 Corporate Services and Business Innovation

2.1.1
FEES AND CHARGES REGISTER 2023-2024
23/39138

MOVED Cr Angas

That Council approve the proposed Fees and Charges for the 2023/2024 budget year included as Attachments 1, 2 and 3.

SECONDED Cr Schilling **CARRIED 2022-26/210**

PURPOSE

Council must review the Fees and Charges structure to be applied for the 2023/2024 financial year.

REPORT

Discussion
A list of the proposed Fees and Charges for 2023/2024 is provided as Attachment 1. The list is encompassing of all sundry fees charged by Council in its general service provisions and includes dog registration fees which were previously adopted by Council at the 21 March 2023 meeting.

Any relevant fees and charges set by the State Government have been excluded as Council management decided they should not be included with Councils Fees and Charges Register because they do not require Council approval and are available through relevant State Government authorities. Any fees and charges that do not have a comparable 2022/2023 amount are new for 2023/2024.

Community Wastewater Management System
Sale of water fees have been internally reviewed (required every five years) and costs are being covered when adding June CPI each year, so this pricing structure will continue for the next fee cycle.

Barossa Caravan Parks and Pools
Belgravia Leisure have provided a table of the proposed Fees and charges for Barossa Caravan Parks for 2023/24 is provided at Attachment 2 and 3.

Summary and Conclusion
To maintain existing cost recovery rates for various services, and to continue to minimise the general rate burden on our community, it is imperative that Council increase the fees and charges at least in line with the cost increases being experienced by Council in the delivery of such activities to our community. Accordingly, all fees have been reviewed by the relevant Budget Manager and have been increased where required.

ATTACHMENTS OR OTHER SUPPORTING REFERENCES

Attachment 1	Fees and Charges Register 2023-2024
Attachment 2	Fees and Charges - The Rex, Nuriootpa and Williamstown Pools 2023-2024
Attachment 3	Fees and Charges - Belgravia Managed Caravan Parks

Supporting references
Nil

COMMUNITY PLAN / CORPORATE PLAN / LEGISLATIVE REQUIREMENTS

Community Plan

How We Work - Good Governance

Corporate Plan
6.2. Ensure that Council's policy and process frameworks are based on principles of sound governance and meet legislative requirements.
6.3. Align operational strategy to strategic objectives and measure organisational performance to demonstrate progress towards achieving our goals.

6.4. Ensure that decisions regarding expenditure of Council's budget are based on an assessment of whole of life costs, risks associated with the activity and advice contained within supporting plans.
6.9. Provide access to Council's plans, policies and processes and communicate with the community in plain English.
6.16. Provide contemporary internal administrative and business support services in accordance with mandated legislative standards and good practice principles.

Legislative Requirements
Section 188 of the Local Government Act 1999

FINANCIAL, RESOURCE AND RISK MANAGEMENT CONSIDERATIONS

The current budget is aligned to the Fees and Charges register and this report represents no change in risk, financial outcomes, or resource allocations.

COMMUNITY ENGAGEMENT

Fees and charges set by the State Government are a legislative requirement and Council is required to charge the amounts applied by the relevant Act. These fees are not shown in Council's Fees and Charges Register but are available from relevant State Government authorities. Other fees and charges are set by Council as part of the budget process and public consultation on the 2023/2024 which has been completed. The newly adopted fees and charges will be available for the Community to access on Council's website once approved.

2.1.2
ADOPTION OF ANNUAL BUSINESS PLAN AND BUDGET FOR THE 2023-2024 FINANCIAL YEAR INCORPORATING THE LONG TERM FINANCIAL PLAN FOR THE FINANCIAL YEARS 2023-2024 TO 2032-2033
23/39180

The Chief Executive Officer tabled additional information providing a pie chart of the operating expenditure components of the draft budget, which was released in accordance with the notice periods of the Local Government Act for this special meeting and highlighted a small update to the recommendation to ensure the pie chart is included in the final document.

MOVED Cr Angas

(1) That Council, pursuant to Section 123 of the *Local Government Act 1999*, having previously reviewed the submissions made during the public consultation period and considered those submissions and further amendments to the Annual Business Plan for 2023-2024 adopt the amended draft Annual Business Plan 2023-2024.

(2) That Council, pursuant to Section 122 and 123 of the *Local Government Act 1999*, having previously reviewed the submission made during the public consultation period and considered that submission and further amendments to the Annual Budget and Business Plan, adopt:

(a) The draft Annual Budget 2023-2024, used for the purpose of public consultation, as amended, as The Barossa Council Annual Budget for the 2023-2024 financial year;

(b) The annual review of the draft Long Term Financial Plan for the 2023-2024 to 2032-2033 financial years, used for the purpose of public consultation, as amended, as The Barossa Council Long Term Financial Plan 2023-2024 to 2032-2033;

(c) Notes the Chief Executive Officer's Council's Sustainability report on the Council's long term financial performance and position as recorded in the Annual Business Plan and Budget 2023-2024, incorporating the Long Term Financial Plan 2023-2024 to 2032-2033; and authorises the Chief Executive Officer to make necessary minor changes to the text, inclusion of the operating expenditure pie chart and full cost attribution outcomes as necessary prior to formal publication;

(d) The reserve transfers for the items listed in this report.

(3) That Council, pursuant to Section 123 of the *Local Government Act 1999*, approve the borrowing of funds up to the amount identified in the Annual Business Plan and Budget 2023-2024, incorporating the Long Term Financial Plan 2023-2024 to 2032-2033 and that they shall be drawn from the Local Government Finance Authority using a combination of Cash Advance Debentures and Principal Interest loans as determined by the Chief Executive Officer in consultation with the Mayor and in alignment with Councils' Treasury Management Policy.

(4) The Council authorise the Mayor and Chief Executive Officer to sign and seal any loan and related documentation to give effect to part 3 of this resolution.

SECONDED Cr Greatwich **CARRIED 2022-26/211**

PURPOSE

To adopt the consolidated Annual Budget & Business Plan (ABP&B) 2023-2024, incorporating the annual review of the Long-Term Financial Plan (LTFP) 2023-2024 to 2032-2033.

REPORT

Background

Council approved a draft ABP&B and LTFP for consultation which has concluded. Council will (and will have concluded) consider the feedback provided and also alterations recommended as part of the Ordinary Council meeting of 18 July 2023, this matter cannot proceed until the report 7.1.2 of this meeting is completed.

The ABP&B has been developed through a rigorous process of consultation and review with Council Officers and Elected Members and follows the Business Planning Framework outlined in the Strategic Directions area of this document.

This report provides with a summary of the final proposed ABP&B and LTFP.

Discussion

Revised Information

Valuation, General Rating, Service Changes - Analysis

Valuation

Valuation data, as provided by the Valuer-General, has been received and updated in Council's modelling tools, using the draft Rating Model as included within the Draft ABP&B for 2023-24. Updates have been made to the Property Valuation; an increase of 14.89% over last year and the increase in growth assessment numbers is 0.91%.

An amendment for the supplementary valuations to 30 June 2023 is included within the following Valuation and Differential Rating reports to this meeting and the ABP&B document.

General Rate Revenue

The overall increase to general rate revenue from last year has been reduced from the draft projections now at 3.28% down from 3.48%. Due to slightly higher valuation increases from the consultation rating valuations along with additional growth, resulted in Councils general rate revenue increasing by $92k, improving Council operating results in future years of the LTFP.

Service Charges - Community Wastewater Management Systems (CWMS)

The CWMS Service charge for Residential customers is set at $386 pa; last year this was $362 pa and for Non-Residential customers the amount decreased from last year at $0.0011 to $0.001004.

Service Charges - Waste Services

Overall, the refuse, recycling and green organics collection service charge has been increased from last year at $247 to $271, however have been reduced from that estimated as part of the draft budget settings placed on consultation. The 140L Refuse Bin has increased from last year at $121 to $130. Recycling has increased from last year at $64 to $70 and Green Organics increased from $62 to $71. The refuse collection service rate for 240L bins, available to commercial premises to upsize to 240L, has increased from last year at $150 to $169. The service charges are based on cost increases for collection and disposal.

Operating Budget

Further reviews to the Budget over the last few weeks resulted in adjustments to the operating, in summary:

- General rate income and service charges, as noted above,
- As a result of the Federal Government payment in advance of the 2023-2024 Financial Assistance Grants of $2,085k in June 2023*, improving the cash position as at 30 June 2023 but impacted the 2023-2024 operating result and the cumulative operating results in the LTFP,
- Numerous other minor operating adjustments as present in the ordinary meeting of 18 July 2023 agenda item 7.1.2.

The Nuriootpa Centennial Park Authority (NCPA) board approved their 2023-2024 Budget and Business plan and LTFP. The NCPA operating and capital budget information is contained within Council's ABP&B and LTFP.

Full Cost Attribution has not been applied, the functional report will be added to the final version of the document before release; this is an allocation of internal services to external services and does not affect the budget net result.
Additional operating adjustments have been included in the updated ABP&B as attached for the Operating unfavourable impact $2,342k and Capital Expenditure and Income a net unfavourable impact of $577k, budget adjustments listed in the table shown on the next page.

The various amendments to the operating items overall has adjusted the forecast result to an operating deficit of $2,345k (note: this amount includes amendments as per above table) from a draft operating deficit of $5k in the consultation document. With the removal of the advanced payment of 2023-2024 grants now paid in the 2022-2023 financial year*, the true underlying operating position for 2023-2024 is a $260K deficit being some $478K better than anticipated when the 2022-23 budget and long term financial plan were adopted.

Area	Details	Budget Amendment Amount $ (Fav)/ Unfav	Operating /Capital	Type	LTFP Impact
Contributions LGA's	LGFA Contributions - three new areas in the LG reforms	1,100	Operating	Expenditure	Ongoing
Contributions to GRFMA	GFRFMA business plan budget settings lower than anticipated	(1,360)	Operating	Expenditure	Ongoing
Multiple expenditure lines	Reallocation of 0.5 FTE to an trainee through a service provider	0	Operating	Expenditure	Ongoing
NCPA - C block Amenities	Cost increase for renewal works required	80,000	Capital	Expenditure	One-off
NCPA - to pay for C block Amenities changes	Cleaners van replace 24-25	(25,000)	Capital	Expenditure	One-off
Numerous expenditure lines	Reduce expenses to fund additional amenity block costs - Accounting/Admin	(55,000)	Operating	Income & Expenditure	One off
CWMS - Internal Service charges	Office and Depots - CWMS Service charge	(7,800)	Operating	Income	Ongoing
NCPA - interest on Fixed loan	Less than NCPA draft budget	(2,211)	Operating	Expenditure	One-off
Street Infrastructure	Signage track system in townships	90,000	Capital	Expenditure	One-off
Computer Equipment	Computer equipment replacement - provision for needs between 3 year leasing cycle	10,000	Operating	Expenditure	for 3 years at maximum will then be incorproated into next lease period
Rate Rebates - Discretionary Rebates	Budget updated refer Council meeting 20 June 2023	7,000	Operating	Income	Ongoing
Rate Rebates - Mandatory Rebates	Budget updated refer Council meeting 20 June 2023	(6,000)	Operating	Income	Ongoing
Full Cost Attribution	Allocation of internal services to Waste and CWMS Services	0	Operating	Expenditure	Ongoing
2325 Financial Assistance Grants	$2m paid early 29/6/23 -Admin and Local Roads funding allocation	2,085,846	Operating	Cash Flow	One off
Contractors	Reallocation of Swimming Championships budget from operating to capital - $42k is for assets not operating	(42,000)	Operating	Expenditure	One off
Contractors	Reallocation of Swimming Championships budget from operating to capital - $42k is for assets not operating	42,000	Capital	Expenditure	One off
Salaries	Provision for Strategic and Economic Development Project resource - business case to come - 9 month proivision - devote to strategic actions in corporate plan including recent housing project and others to be presented as part of the business case at the July ordinary meeting. This includes oncosts. Over the 5 years the model indicates the role will be cost neutral. Suggest 3 year appointment in first instance.	97,477	Operating	Expenditure	Ongoign but review after 3 years
Mobile Phone Expenses	See above	250	Operating	Expenditure	5 years
Direct Purchases Other	See above	500	Operating	Expenditure	5 years
Data Services	See above	200	Operating	Expenditure	5 years
Contactors	Contractor support for project work	25,000	Operating	Expenditure	5 years
Contractors	Bridge funding gap for The Rex pool heaters replacement	165,150	Capital	Expenditure	One off
Contractors	10 Year Footpath Solution - Northern Side Kalimna Road - resolved immediate issues raised prior to full reconstruction of road after residential land development complete	100,000	Capital	Expenditure	One off
General Rate Revenue	Increased revenue due to growth from new assessments through subdivisions and other revisits for construction increasing valuation	(92,349)	Operating	Income	Ongoing
CWMS Service Charge and Rate	Revenue adjustments for growth from new assessments through subdivisions and other revisits for construction increasing valuation offset by reduced service charge and rate	(553)	Operating	Income	Ongoing
Numerous expenditure lines	Waste Service charge and collection contractor-decrease	7,970	Operating	Income & Expenditure	Ongoing
Numerous expenditure lines	Green Organic Service charge and collection contractor-decrease	(4,655)	Operating	Income & Expenditure	Ongoing
Numerous expenditure lines	Recycling Service charge and collection contractor-decrease	(5,022)	Operating	Income & Expenditure	Ongoing
Consultants	Director Recruitment	18,000	Operating	Expenditure	One off
Donation and related expenditure	Artist in residence project - needs to be set up at commencement of year	0	Operating	Income & Expenditure	2 more year
Grant funding and related expenditure	Live and Local Project - Carry forward of grant funding	5,500	Operating	Income & Expenditure	One off
Grant Funding	Barossa Culture Hub - Creative Industries Centre	(125,000)	Capital	Income	One off
Contractors	Barossa Culture Hub - Creative Industries Centre - Commence Construction - Bring Forward Expenditure from 2024-25 to Meet Grant Requirements	250,000	Capital	Expenditure	One off
Cash Advance Debenture interest	Additional cash requirements for the additional Capital projects and an increase from the draft interest rate	300,000	Operating	Income	One off
Proceeds from Vehicles sales	Align LTFP to scheduled trade-ins	(16,500)	Cash Flow	Cash Flow	One off
Vehicle trade in Profit & Loss	Numerous vehicles scheduled trade-in	99,845	Non Cash impact	N/A	Asset movements
Renewal builds asset values	Unsealed Roads - Loss on Disposal	405,570	Non Cash impact	N/A	Asset movements
Renewal builds asset values	Sealed Roads - Loss on Disposal	400,000	Non Cash impact	N/A	Asset movements
Election costs	Added to years 26/27 and 30/31	165,000	Future years	Expenditure	Every 4 years
Loans - Fixed to CAD	Previously Fixed 22/23 - $10m now a CAD facility and draw down as and when needed with a higher interest rate		Operating	Expenditure and Income	All years
Operating Net		**2,341,893**	Operating		
Capital Net		**577,150**	Capital		
Cash Flow		**(16,500)**	Cash Flow		
Non Cash Impact		**905,415**	Non Cash impact		
Other LTFP amendments		**165,000**	Future years		

Reserve Transfers

All Service Charges net operating result will be adjusted to/from the relevant Reserve at the end of 2023-2024 and a report provided to Council for this approval.

Annual Budget & Business Plan

As required under Section 123 of the Act, the draft Business Plan has been prepared and is contained within the first section of the draft ABP&B 2023-2024.

The consolidated Financial Statements are included in the "Annual Budget" section of the Draft ABP&B 2023-2024.

Pursuant to Section 123 (7) of the Act, Council must adopt its Annual Business Plan with or without amendment before the adoption of its Annual Budget, as per the following excerpt:

(7) Each budget of a council must-
  (a) be considered in conjunction with the council's annual business plan (and must be consistent with that plan, as adopted); and
  (b) be adopted by the council after the council has adopted its annual business plan.

Pursuant to Section 153(5)(a) of the Act, Council must adopt its ABP&B *prior* to adopting rates for the financial year.

Long Term Financial Plan

As required in Section 122 of the Act, Council must undertake a review of its LTFP as soon as practical after adopting the Council's Annual Business Plan.

The annual review of the LTFP is included as a section within the document. It is noted that following the inclusion of the submissions and revised information above, the LTFP has been updated from the draft consultation document.

The LTFP sub-plans are prepared for Waste Service, CWMS Services, NCPA, all other Council services and consolidated to form Council's summary LTFP - this summary annual review is reported within the ABP&B.

The LTFP includes known operational and capital expenditure programs to maintain, renew and implement assets and services as required for Council services over the ten years.

Funding Plan

As required in Section 122 (1e) of the Act, to meet future service provision Council uses a mix of revenue sources including general rates, service charges, user and statutory charges, grants and contributions, commercial and other income along with loan financing as a means of funding both operating and capital expenditure.

Refer to the Long Term Financial Plan for Councils funding of operating and capital programs and requirements, indexation, financial assumptions and estimates, loan financing and financial indicators.

Revenue, Expenditure and Financing

The general rate revenue increase at 3.28% for 2023/24 and for 2024/25 and 2025/26 at 4%, 3.5% for 2026/27, 3% for 2027/28 and the remaining years in the LTFP are 2.5% plus growth in assessments plus growth in assessment numbers at 0.75% pa.

Expenditure
Operating expenditure is indexed within a range of 0% to 4%, with one-off and cyclic expenditure works and programs scheduled in the appropriate year as and when required.

To ensure appropriate cost recovery for Waste services for Refuse, Recycling and Green Organic with 2023/24 at 9.7% and future years ranging from 2.5% to 3.75% pa plus new services at 1% pa.

To ensure appropriate cost recovery for CWMS Services, increases in total revenue increases with 2023/24 at 6.63% and future years ranging from 2.25% to 2.75%, plus 1% to 1.5% pa estimated for new services. The LTFP includes known operational and capital expenditure programs to maintain, renew and implement assets as required for this service.

NCPA have revised and adopted their LTFP in line with current information, trends and service requirements and has been validated to Council's NCPA – LTFP sub-plan. Operating income and expenditure is indexed at 2-3% pa. In the early years while repaying a Council internal loan, capital expenditure has been kept at minimal levels. Maintaining adequate cash balance for their operations, NCPA loan debt repayments include the Council loan balance at $130k, to be finalised in 2023/24 and a $1m 10 year fixed loan repaid by 2029/30.

Loan financing for the forward years is currently the use of Cash Advance Debenture (CAD) peaking at $30.6m in 25/26 with the CAD balance $7m at the end of 2032/33. Council to consider using fixed loans where appropriate. Council has existing CAD facilities established for $21m, currently $2m is utilised.

Existing Community loans and scheduled repayments have been included in the LTFP in line with the approved agreements. Community Loans are self-funded with contributions from relevant Clubs, these loans will be presented to Council, considering Councils Treasury Management Policy requirements.

The LTFP sits within the Business Planning Framework providing an integral link between Council's strategy and Council operations.

<u>Summary and Conclusion</u>
Financial Sustainability & Performance Report
As required in Section 122 of the Act, the Council's Chief Executive Officer (CEO) is to prepare a report on the Council's long term financial performance and position, considering the provisions of Council's annual business plan and strategic management plans.

Council's Financial Sustainability Principles play an important part of the preparation of the LTFP and are included in the document. Council has adopted the Local Government sector key financial indicators to assess Council's long-term financial sustainability. The CEO report uses the Key Performance Indicators (KPI's) as a tool to analyse and measure forecasts to targets.

The measurement of Council's performance includes both financial and non-financial KPI's. These are reported within the document in detail for the budget year and in summary for the 10 year plan. An explanation of the variances for the LTFP KPI's are recorded in the document.

A Financial Sustainability Performance Report is included in the final ABP&B on the section "Long Term Financial Plan 2023-2024 to 2032-2033".

ATTACHMENTS OR OTHER SUPPORTING REFERENCES

Attachment 1 Annual Business Plan and Budget for 2023-2024

Supporting references
Nil

COMMUNITY PLAN / CORPORATE PLAN / LEGISLATIVE REQUIREMENTS

Community Plan

Natural Environment and Built Heritage

Community and Culture

Infrastructure

Health and Wellbeing

Business and Employment

Goal

1. The Barossa has sustainable farmland providing diverse and stable returns, while protecting the unique natural environment and biodiversity of the region.
2. The history of our region including aboriginal sites is reflected in our streetscapes and our historic buildings are maintained for future generations.
3. We take a proactive approach in responding to key environmental challenges such as climate change, water security and waste management.
4. The Barossa fosters community resilience, connection and wellbeing through its social planning, recreation, safety, education, preventative health and social strategies especially for our youth and vulnerable people.
5. We are a strong community that is welcoming, safe and enjoys a quality lifestyle that celebrates our local identities, diversities, cultures and histories including our Aboriginal heritage.
6. The Barossa maintains and develops infrastructure that meets the needs of the region and is efficient.
7. Community infrastructure planning is aligned to both current and the future needs of the community
8. To have a connected and safe transport network that meets the needs of our community
9. Our community has fair and equitable access to the resources and services they need to lead a safe, healthy, inclusive and connected lifestyle

10. Our region enjoys the benefits of sustainable community groups, networks and facilities that encourage everybody to participate in the community.
11. The Barossa has a strong local economy that adapts, innovates and thrives on change and strives for a diverse industry base that provides a sustainable range of business and job opportunities for people.
12. We are a visitor destination of choice.
13. The Barossa is competitive and in a strong position to attract both private and public investment in the development of new and existing businesses, services and industry.

<u>Strategies</u>

1.1. Ensure land use planning and resource use protects the quality of the natural environment, the existing character of rural landscapes, historic significance and the high value of agricultural land.
1.2. Support tourism development that is sensitive to the natural environment and ensures that the unique character of the rural landscape is appropriately managed and promoted.
1.3. Build on the conservation of the region's natural heritage including bush eco-systems, grassy woodlands, agricultural landscapes and recreational green spaces.
2.1. Continue to maintain streetscapes that reflect the character and heritage of the region and facilitate opportunities to repurpose or find alternative uses of built heritage.
2.2. Ensure clearly defined townships are maintained to manage residential and commercial development that is sensitive to the natural environment and areas of historical significance.
3.1. Support community based sustainability initiatives to help reduce the Barossa's contribution to the climate crisis and build on the capacity of local residents and industry to mitigate negative impacts.
3.2. Collaborate with partners and our community to support innovative approaches to waste minimisation, and increase reuse and recycling opportunities.
3.3. Ensure long term confidence in the Barossa's capacity to access water to meet its industrial, domestic and environmental needs.
4.1. Build on a strong sense of community pride with active community groups and individuals participating in local decision making and community building activities.
4.2. Continue creating strong and sustainable community networks, and support young people to actively participate in the community and develop the leaders of the future.
4.3. Embrace place-making principles when developing community infrastructure and regulate planning and development in public spaces and active recreation.
5.1. Support the development of activities that celebrate the history, art and culture of the Barossa and its people.
5.2. Create places where people want to live and plan for the future in a coordinated, affordable, appropriate and proactive way.
5.3. Create vibrant public spaces that provide places for creative development, cultural interaction and social connections.
5.4. Recognising and celebrating the community successes and learning from opportunities.
6.1. Advocate for and identify funding opportunities that support the development of community, cultural, health and other facilities and

infrastructure to meet personal and commercial needs of residents and businesses.

6.2. Continue to ensure that infrastructure considers place-making is inclusive and accessible for all.

6.3. The use of new and emerging technologies, alternative and renewable materials where appropriate and cost effective will be trailed.

7.1. Build on sound asset management practices to deliver sustainable services to ensure that infrastructure is adequate to support the community.

7.2. Ensure both current and future infrastructure needs are met in a proactive rather than reactive way.

8.1. Support opportunities to increase community transport and access to services and facilities.

8.2. Ensure a high quality road, shared paths and footpath network throughout the Barossa in partnership with all levels of government.

9.1. Work towards combating loneliness and social isolation and ensuring that people enjoy a sense of inclusion and feel connected.

9.2. Promote a healthy community through a planned approach to public health, and sustainable access to allied, primary and mental healthcare services and facilities.

10.1. Children and young people are supported to feel safe and to engage, thrive and feel empowered within the community.

10.2. Advocate for and encourage services that ensure equity and support inclusion and at risk members of the community.

10.3. Build on the capacity of community members to participate in cultural, creative, recreational, sporting and learning opportunities.

11.1. Work closely with State Government, Federal Government and other key stakeholders to support economic growth, development and job creation.

11.2. Support proactive population growth that is incremental, well managed and is backed up by local planning and development opportunities.

11.3. Promote the Barossa as a place for business's to thrive, invest, innovate, take measured risks and prosper.

12.1. Encourage and support the sector to further promote and develop tourism experiences including ecological, cultural and agricultural tourism.

12.2. Support economic development and destination awareness through events, festivals, creative enterprise and attractions.

12.3. Provide experiences and infrastructure that continue to support the needs of the tourism market.

13.1. Foster small business and industry confidence and growth that translates into innovation and strong employment figures.

13.2. Attract investment for new and innovative industries, and facilitate business growth by supporting local industry and their capacity to compete for government contracts.

<u>Legislative Requirements</u>
Section 123 of the Local Government Act 1999

FINANCIAL, RESOURCE AND RISK MANAGEMENT CONSIDERATIONS

Outlined in the body of the report and the attachment.

COMMUNITY ENGAGEMENT

Has been undertaken and presented in the Ordinary Council meeting agenda of 18 July 2023 at agenda item 7.1.2.

2.1.3
ADOPTION OF VALUATIONS FOR THE 2023-2024 FINANCIAL YEAR RATING PURPOSES
23/39190

MOVED Cr Barrett

That Council, in accordance with Section 167(2)(a) of the *Local Government Act 1999*, adopts for rating purposes for the year ending 30 June 2024, the Valuer-General's most recent valuations available to Council of the Capital Value in relation to the area of the Council, which specifies that the total values are to apply within the area is $7,478,941,400 of which $7,328,819,865 is rateable.

SECONDED Cr Thompson **CARRIED 2022-26/212**

PURPOSE

Property valuations received from the Valuer-General require adoption for the purpose of generating the 2023-2024 rates.

REPORT

The movement in property valuations from 2022-2023 to 2023-2024 is outlined in the table below.

Table 1 – Property Valuation Movement

Local Government Categories	Land Use Code	No. of assessments	22/23 Total Valuations	22/23 Average Valuation	No. of assessments	23/24 Total Valuations	23/24 Average Valuation	% Movement Total Valuations
Residential	1	9,651	3,930,088,994	407,221	9,752	4,590,015,758	470,674	**16.79%**
Commercial	2-4	655	411,905,348	628,863	683	484,790,207	709,795	**17.69%**
Industry - Light	5	45	19,249,221	427,760	43	21,162,773	492,158	**9.94%**
Industry - Other	6	93	262,611,827	2,823,783	90	275,146,833	3,057,187	**4.77%**
Primary Production	7	2,184	1,595,871,981	730,711	2,174	1,770,207,292	814,263	**10.92%**
Vacant Land	8	465	94,935,737	204,163	466	113,474,622	243,508	**19.53%**
Other	9	142	64,109,864	451,478	148	74,022,380	500,151	**15.46%**
		13,235	**6,378,772,972**	**481,962**	**13,356**	**7,328,819,865**	**548,729**	**14.89%**
Difference from last year to current year					**121**	***950,046,893***	***66,766***	**0.910%**

There has been an increase of approximately $950m in total property valuations from last years' property valuations being 14.9%. Growth in assessments is 0.91%.

ATTACHMENTS OR OTHER SUPPORTING REFERENCES

Nil

Supporting references
Nil

COMMUNITY PLAN / CORPORATE PLAN / LEGISLATIVE REQUIREMENTS

Community Plan

How We Work - Good Governance

Corporate Plan

6.16. Provide contemporary internal administrative and business support services in accordance with mandated legislative standards and good practice principles.

6.1. Ensure that the community has access to information regarding the discussions held and decisions made by Elected Members.

6.2. Ensure that Council's policy and process frameworks are based on principles of sound governance and meet legislative requirements.

Legislative Requirements

Section 167 of the Local Government Act 1999

FINANCIAL, RESOURCE AND RISK MANAGEMENT CONSIDERATIONS

There are no changes to the financial, resources or risk management considerations not already known and embedded in the organisation as a result of this report.

COMMUNITY ENGAGEMENT

Included as part of the draft Annual Budget and Business Plan 2023-2024 consultation and adoption process.

2.1.4
DECLARATION OF DIFFERENTIAL GENERAL RATES FOR THE 2023-2024 FINANCIAL YEAR
23/39197

MOVED Cr Angas

That Council, pursuant to Sections 152(1)(c)(i), 153(1)(b) and 156(1)(a) of the *Local Government Act 1999*, declares the following differential general rates on rateable land within its area for the year ending 30 June 2024, based upon the capital value of the land, which rates vary by referencing to land use categories as per Regulation 14 of the *Local Government (General) Regulations 2013*:

(1) Category (a) (Residential), a rate of 0.00294 in the dollar;
(2) Category (b) (Commercial – Shop), Category (c) (Commercial – Office) and Category (d) (Commercial – Other), a rate of 0.00454 in the dollar;
(3) Category (e) (Industry – Light) a rate of 0.0045 in the dollar;
(4) Category (f) (Industry – Other) a rate of 0.01433 in the dollar;
(5) Category (g) (Primary Production) a rate of 0.00295 in the dollar;
(6) Category (h) (Vacant Land) a rate of 0.00559 in the dollar;

(7) Category (i) (Other) a rate of 0.005 in the dollar.

AND

GENERAL RATES CAP - RESIDENTIAL AND PRIMARY PRODUCTION

That Council, pursuant to section 153(3) and (4) of the Local Government Act 1999, has determined to fix, on application of the property owner, a maximum increase in general rates (excluding fixed charge) levied upon a category (a) land use (Residential) or category (g) land use (Primary Production) property, for the year ending 30th June 2024 which constitutes the principal place of residence of a principal ratepayer at:

(a) 7.5% over and above the general rates levied for the 2022/2023 financial year (for those eligible for a State Government concession on their Council rates including those in receipt of the Cost of Living Concession) or;
(b) 15% over and above the general rates levied for the 2022/2023 financial year (for all other such ratepayers), provided that:
(c) the property has been the principal place of residence of the principal ratepayer since at least 1 July 2022, and;
(d) the property has not been subject to improvements with a value of more than $20,000 since 1 July 2022, and;
(e) excluding land related to the principal place of residence for the purposes of single farm enterprise and/or contiguous land.

SECONDED Cr Hurn **CARRIED 2022-26/213**

PURPOSE

To adopt the differential general rates-in-the-dollar to apply for the 2023/24 rating year and the general rates cap on application and the Revaluation Initiative general rates cap.

REPORT

A comparison of the rates-in-the-dollar for 2022/23 and 2023/24 is outlined in the table below:

Local Government Categories	% change to rate in $	22/23 Rate in $/charge	22/23 Revenue	% of Total Rate Revenue (excl Fixed Chg)	23/24 Rate in $/charge	23/24 Revenue	% of Total Rate Revenue (excl Fixed Chg)	% Increase in revenue
Residential	-9.95%	0.003265	12,831,741	51.29%	0.002940	13,494,646	51.98%	5.2%
Commercial	-9.65%	0.005025	2,069,824	8.27%	0.004540	2,200,948	8.48%	6.3%
Industry - Light	-10.89%	0.005050	97,209	0.39%	0.004500	95,232	0.37%	-2.0%
Industry - Other	-3.95%	0.014920	3,918,168	15.66%	0.014330	3,942,854	15.19%	0.6%
Primary Production	-8.81%	0.003235	5,162,646	20.64%	0.002950	5,222,112	20.12%	1.2%
Vacant Land	-9.40%	0.006170	585,753	2.34%	0.005590	634,323	2.44%	8.3%
Other	-8.78%	0.005481	351,386	1.40%	0.005000	370,112	1.43%	5.3%
Fixed Charge		400	5,062,800		420	5,380,200		6.3%
TOTAL			**30,079,527**	**100.0%**		**31,340,427**	**100.0%**	**4.192%**

Table 1 – Rate-in-$ Comparison 2022/23 – 2023/24 outline the overall application of rate charges including growth. The recommendation is directly aligned to the Annual

Budget and Business plan. The table includes growth of 0.91% the net growth being 3.28%.

The rating settings directly aligned to the Annual Budget and Business plan and now ready for adoption.

ATTACHMENTS OR OTHER SUPPORTING REFERENCES

Nil

Supporting references
Policy
Budget & Business Plan and Review Policy
Rating Policy

COMMUNITY PLAN / CORPORATE PLAN / LEGISLATIVE REQUIREMENTS

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How We Work - Good Governance

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6.1. Ensure that the community has access to information regarding the discussions held and decisions made by Elected Members.

6.2. Ensure that Council's policy and process frameworks are based on principles of sound governance and meet legislative requirements.

6.16. Provide contemporary internal administrative and business support services in accordance with mandated legislative standards and good practice principles.

Legislative Requirements
Chapter 10 of the Local Government Act 1999

FINANCIAL, RESOURCE AND RISK MANAGEMENT CONSIDERATIONS

There are no changes to the financial, resources or risk management considerations not already known and embedded in the organisation as a result of this report.

COMMUNITY ENGAGEMENT

Has been undertaken and presented in the Ordinary Council meeting agenda of 18 July 2023 at agenda item 7.1.2.

2.1.5
DECLARATION OF FIXED CHARGE FOR THE 2023-2024 FINANCIAL YEAR
23/39219

MOVED Cr Hurn

That Council, pursuant to Section 152(1)(c)(ii) of the *Local Government Act 1999*, impose a Fixed Charge of $420.00 on each separately valued piece of rateable land within the Council area for the year ending 30 June 2024.

SECONDED Cr Greatwich **CARRIED 2022-26/214**

PURPOSE

To adopt a Fixed Charge on all rateable properties for the 2023-2024 rating year.

REPORT

A Fixed Charge of $420 represents a $20 increase on the amount applied for the 2022/23 rating year.

ATTACHMENTS OR OTHER SUPPORTING REFERENCES

Nil

Supporting references
Policy
Budget & Business Plan and Review Policy

COMMUNITY PLAN / CORPORATE PLAN / LEGISLATIVE REQUIREMENTS

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Legislative Requirements
Section 152 of the Local Government Act 1999

FINANCIAL, RESOURCE AND RISK MANAGEMENT CONSIDERATIONS

There are no changes to the financial, resources or risk management considerations not already known and embedded in the organisation as a result of this report.

COMMUNITY ENGAGEMENT

Has been undertaken and presented in the Ordinary Council meeting agenda of 18 July 2023 at agenda item 7.1.2.

2.1.6
DECLARATION OF WASTE COLLECTION SERVICE CHARGES FOR THE 2023-2024 FINANCIAL YEAR
23/39227

MOVED Cr Angas

That Council, pursuant to Section 155 of the *Local Government Act 1999*, and in order to provide the service of waste collection in those parts of the Council's area described in (3) below, declares the following service charges by reference to the nature and/or level of usage of the service, for the year ending 30 June 2024:

(1) Non-recyclable Waste Collection
- a. An annual service charge of $130 per 140L General (Landfill) Waste collection receptacle;
- b. An annual service charge of $169 per 240L General (Landfill) Waste collection receptacle except in instances where, subject to written application to and the approval of the Council, residential households with six or more permanent residents or a special medical condition may receive a 240L receptacle at the same service charge for a 140L receptable.

(2) Recyclable Waste Collection
- a. An annual service charge of $70 for 240L Co-mingled Recycling collection receptacle;
- b. An annual service charge of $71 for 240L Green Organic Recycling collection receptacle.

(3) Parts of Council Area
- a. All Service Entitled Properties in the Designated Waste Collection Areas and along the Approved Waste Collection Route as identified in the Waste Management Services Policy.

SECONDED Cr Evans **CARRIED 2022-26/215**

PURPOSE

To adopt the Waste Collection Service Charge for the 2023/2024 rating year.

REPORT

The proposed service charges are based on the estimated cost to Council in providing the service.
Pursuant to Section 155(5) of the Local Government Act 1999, Council cannot recover by way of the service rate an amount exceeding the estimated cost of operating the service.

ATTACHMENTS OR OTHER SUPPORTING REFERENCES

Nil

Supporting references
Policy
Budget & Business Plan and Review Policy

COMMUNITY PLAN / CORPORATE PLAN / LEGISLATIVE REQUIREMENTS

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6.16. Provide contemporary internal administrative and business support services in accordance with mandated legislative standards and good practice principles.

Legislative Requirements
Section 155 of the Local Government Act 1999

FINANCIAL, RESOURCE AND RISK MANAGEMENT CONSIDERATIONS

There are no changes to the financial, resources or risk management considerations not already known and embedded in the organisation as a result of this report.

COMMUNITY ENGAGEMENT

Has been undertaken and presented in the Ordinary Council meeting agenda of 18 July 2023 at agenda item 7.1.2.

2.1.7
DECLARATION OF COMMUNITY WASTEWATER MANAGEMENT SYSTEMS (CWMS) RATE AND SERVICE CHARGES FOR THE 2023-2024 FINANCIAL YEAR
23/39230

MOVED Cr Preece

That Council, pursuant to Section 155 of the *Local Government Act 1999*, declare a service rate and impose a service charge for the year ending 30 June 2024, in the following areas to which Council makes available a Community Wastewater Management System (CWMS):

(1) **Lyndoch, Mount Pleasant, Nuriootpa, Penrice, Stockwell, Tanunda and Williamstown – Residential & Vacant Land Properties**
   a. An annual service charge of $386 for occupied residential rateable and non-rateable land;
   b. An annual service charge of $110 on each assessment of vacant rateable and non-rateable land.

(2) **Lyndoch, Mount Pleasant, Nuriootpa, Penrice, Stockwell, Tanunda and Williamstown – Non-Residential & Non-Vacant Land Properties**
   a. A service rate of 0.001004 in the dollar of the capital value of occupied non-residential rateable land.

(3) **Springton – Residential & Vacant Land Properties**
   a. An annual service charge of $386 on assessments of occupied residential rateable land and non-rateable land;
   (b) An annual service charge of $95 on each assessment of vacant rateable and non-rateable land.

(4) **Springton – Non-Residential & Non-Vacant Land Properties**
   a. A service rate of 0.001004 in the dollar of the capital value of occupied non-residential rateable land.

SECONDED Cr Evans **CARRIED 2022-26/216**

PURPOSE

To adopt the declaration of Community Wastewater Management Systems (CWMS) rates and charges for the 2023/24 rating year.

REPORT

The proposed service rates and charges are based on the estimated cost to Council in delivering the service.

Pursuant to Section 155(5) of the Local Government Act 1999, Council cannot recover by way of the service rate and charges an amount exceeding the estimated cost of operating, maintaining, improving and replacing the service.

The charge for all residential properties connected to a CWMS scheme is solely based on a service charge.

ATTACHMENTS OR OTHER SUPPORTING REFERENCES

Nil

Supporting references
Policy
Budget & Business Plan and Review Policy
Rating Policy

COMMUNITY PLAN / CORPORATE PLAN / LEGISLATIVE REQUIREMENTS

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6.2. Ensure that Council's policy and process frameworks are based on principles of sound governance and meet legislative requirements.

6.16. Provide contemporary internal administrative and business support services in accordance with mandated legislative standards and good practice principles.

Legislative Requirements

Section 155 of the Local Government Act 1999

FINANCIAL, RESOURCE AND RISK MANAGEMENT CONSIDERATIONS

There are no changes to the financial, resources or risk management considerations not already known and embedded in the organisation as a result of this report.

COMMUNITY ENGAGEMENT

Has been undertaken and presented in the Ordinary Council meeting agenda of 18 July 2023 at agenda item 7.1.2.

2.1.8
DECLARATION OF REGIONAL LANDSCAPE LEVY FOR THE 2023-2024 FINANCIAL YEAR
23/39235

RECOMMENDATION

That Council, in exercise of the powers contained in section 154 of the *Local Government Act 1999* and section 69 of the Landscape South Australia Act 2019, for the year ending 30 June 2024 and in order to reimburse the Council for the amount contributed to the Northern and Yorke Landscape Board, a levy in the nature of a separate rate of 0.0001122 in the dollar of the capital value of land, be declared on all rateable land in the area of that Board.

PURPOSE

To adopt the declaration of the State Government Northern and Yorke Landscape Board Levy for the 2023-2024 rating year.

REPORT

The levy is collected on behalf of the State Government and then forwarded to the Northern and Yorke Landscape Board on a quarterly basis. Council has no control over the expenditure and is simply collecting the State's taxes. There is a significant increase in the cost applied by the State to The Barossa Council area this year of over 40%.

ATTACHMENTS OR OTHER SUPPORTING REFERENCES

Nil

Supporting references
Policy
Budget & Business Plan and Review Policy
Rating Policy

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6.16. Provide contemporary internal administrative and business support services in accordance with mandated legislative standards and good practice principles.

Legislative Requirements
Section 154 of the Local Government Act 1999
Section 69 of the Landscape South Australia Act 2019

FINANCIAL, RESOURCE AND RISK MANAGEMENT CONSIDERATIONS

There are no changes to the financial, resources or risk management considerations not already known and embedded in the organisation as a result of this report.

COMMUNITY ENGAGEMENT

Has been undertaken and presented in the Ordinary Council meeting agenda of 18 July 2023 at agenda item 7.1.2.

2.1.9
PAYMENT OF RATES FOR THE 2023-2024 FINANCIAL YEAR
23/39240

MOVED Cr Hurn

That Council:

(1) Pursuant to Section 181(1) and (2) of the *Local Government Act 1999*, all rates and charges will be payable in four quarterly instalments due on **12 September 2023, 5 December 2023, 5 March 2024 and 4 June 2024**; provided that in cases where the initial account requiring payment of rates is not sent at least 30 days prior to these dates, or an amended account is required to be sent, authority to fix the date by which rates must be paid in respect of those assessments affected, is hereby delegated to the Chief Executive Officer

(2) Pursuant to Section 44 of the *Local Government Act 1999* the Chief Executive Officer (or his delegate) be delegated power under Section 181(4)(b) of the Act to enter into agreements with ratepayers relating to the payment of rates in any case where he considers it necessary or desirable to do so.

SECONDED Cr Evans **CARRIED 2022-26/217**

PURPOSE

To adopt the quarterly payment due dates for the 2023-2024 rating year.

REPORT

In accordance with the provisions of the Local Government Act 1999, rate payments must be offered on a quarterly basis in September, December, March and June each year.

ATTACHMENTS OR OTHER SUPPORTING REFERENCES

Nil

Supporting references
Policy
Budget & Business Plan and Review Policy
Rating Policy

COMMUNITY PLAN / CORPORATE PLAN / LEGISLATIVE REQUIREMENTS

Community Plan

How We Work - Good Governance

Corporate Plan
6.1. Ensure that the community has access to information regarding the discussions held and decisions made by Elected Members.

6.2. Ensure that Council's policy and process frameworks are based on principles of sound governance and meet legislative requirements.
6.16. Provide contemporary internal administrative and business support services in accordance with mandated legislative standards and good practice principles.

Legislative Requirements
Section 44 and 181 of the Local Government Act 1999

FINANCIAL, RESOURCE AND RISK MANAGEMENT CONSIDERATIONS

There are no changes to the financial, resources or risk management considerations not already known and embedded in the organisation as a result of this report.

COMMUNITY ENGAGEMENT

Not required or recommended, applying the legislative standards to payment.

3. CONFIDENTIAL REPORTS

3.1 Office of the Mayor and CEO

Pursuant to Section 120(1) of the Local Government Act 1999, Mr McCarthy, Chief Executive Officer, disclosed a Conflict of Interest in the matter Item 3.1.1 - CEO Performance Review Outcomes and Remuneration Review as it relates directly to his performance outcome, future targets and contractual conditions of employment.

Mr McCarthy advised Council of the Conflict of Interest and stated he would remain in the meeting to answer any questions from members and would leave the meeting prior to any debate commencing.

3.1.1
CEO PERFORMANCE REVIEW OUTCOMES AND REMUNERATION REVIEW
23/39353

The matter of the agenda item being:

Section 90(3)(a) of the *Local Government Act 1999:*
information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead);
pursuant to Section 90(3)(a) of the Local Government Act 1999 ("the Act") being information that must be considered in confidence.

There is strong public interest in enabling members of the public to observe Council's transparent and informed decision-making. This helps to ensure accountability, maintain transparency of public expenditure, facilitate public participation, assist public awareness and allow for the scrutiny of information. Attendance at a Council meeting is one means of satisfying this interest. The public will only be excluded from a Council meeting when the need for confidentiality pursuant to Section 90(2) of the Act outweighs the public interest of open decision-making.

In this matter, the reasons that receipt, consideration or discussion of the information or matter in a meeting open to the public would be contrary to the public interest are that relates to the personal affairs of the Chief Executive Officer being his annual performance and remuneration review

On balance, the above reason which supports the need for confidentiality pursuant to Section 90(2) of the Act outweighs the factors in favour of the public interest of open decision-making.

MOVED Cr Schilling

That Council:

(1) Under the provisions of Section 90(2) of the *Local Government Act 1999*, make an order that the public be excluded from the meeting with the exception of the , in order to consider in confidence a report relating to 3.1.1 CEO Performance Review Outcomes and Remuneration Review being information that must be considered in confidence pursuant to:

Section 90(3)(a) of the *Local Government Act 1999:*

information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead);

(2) Accordingly, on this basis, Council is satisfied that public interest in conducting meetings in a place open to the public has been outweighed by the need to keep the information and discussion confidential in order that relates to the personal affairs of the Chief Executive Officer being his annual performance and remuneration review

SECONDED Cr Preece **CARRIED 2022-26/218**

The meeting moved into confidence at 6.26pm

Mr McCarthy left the meeting at 6.28pm

MOVED Cr Hurn

That Council, having noted and received the CEO Performance Review Committee findings and reviewed and discussed the performance results and remuneration review:

(1) Council resolution.

(2) Council resolution.

(3) Council resolution.

(4) Council resolution.

(1)	Having considered this matter in confidence under Sections 90(2) and 90(3)(a) of the *Local Government Act 1999,* makes an order pursuant to Section 91(7), that the minutes, agenda report and attachments other than the minutes relating to this confidentiality order of the Confidential Council Meeting held on 18 July 2023 in relation to item 3.1.1 CEO Performance Review Outcomes and Remuneration Review be kept confidential and not available for public inspection until Council's annual review.
SECONDED Cr Angas	**CARRIED CO 2022-26/219**

Resumption of open council meeting at 6.49pm

Mr McCarthy returned to the meeting at 6.49pm

4. NEXT MEETING

Tuesday 15 August 2023 at 5.30pm

5. CLOSURE

Mayor Lange declared the meeting closed at 6.49pm

Confirmed at Council Meeting on 15 August 2023

Date:………………………………. Mayor:………………………………….