

Kyogle Council

Unconfirmed Minutes of the Extraordinary Meeting held in the Council Chambers, Stratheden Street, Kyogle, on Monday 27 June 2016.

PRESENT

Cr Danielle Mulholland (Mayor in the Chair), Cr Maggie Creedy, Cr Ross Brown, Cr Chris Simpson, Cr John Burley, Cr Robert Dwyer, Cr Lindsay Passfield and Cr Michael Reardon.

IN ATTENDANCE

The General Manager, the Executive Manager Infrastructure Works, the Executive Manager Administration and Community, the Executive Manager Planning and Environment, Executive Manager Urban and Assets, Manager Financial Services, Manager Corporate Services and Governance, the Personal Assistant to the General Manager and Administration and Community.

MEETING COMMENCEMENT

The Mayor declared the meeting open at 5pm.

ITEM 1 APOLOGIES

Nil

ITEM 2 OPENING PRAYER

The Mayor read the opening prayer.

ITEM 3 TRADITIONAL LANDS ACKNOWLEDGEMENT

The Mayor acknowledged that the meeting was being held on the Traditional Lands of the Bundjalung people.

ITEM 4 DECLARATION OF INTERESTS

Nil

ITEM 5 GENERAL MANAGER'S REPORT

5.1 DELIVERY PROGRAM 2016/20 AND OPERATIONAL PLAN 2016/17 FOR ADOPTION

TITLE Adoption of Delivery Program 2016/2020 and operational plan 2016/2017

REPORT BY: ADMINISTRATION AND COMMUNITY

**CONTACT: EXECUTIVE MANAGER ADMINISTRATION AND COMMUNITY
CAROL O'NEILL**

Moved by Councillor Maggie Creedy, seconded by Councillor Michael Reardon.

That Council:

1. Adopt the amended Draft Delivery Program 2016/2020 and Operational Plan 2016/2017 incorporating any editing changes, alterations to strategies, budget estimates or fees and charges, as necessary to take effect to resolutions made during the consideration of this report;
2. Adopt a Farmland Rate, to be known as the "Farmland Rate" of 0.380025 cents in the dollar on the Land Value for the rating year 1 July 2016 to 30 June 2017 in accordance with Section 494 of the Local Government Act 1993, on all rateable land in the area of the Council of Kyogle that has been categorised as Farmland in accordance with Section 515 of the Local Government Act 1993, subject to a base amount of \$220.00 which is expected to yield 14.3% of revenue in this category, in accordance with Sections 499 and 537 of the Local Government Act 1993;
3. Adopt a Residential Rate, to be known as the "Residential Rate" of 0.669997 cents in the dollar on the Land Value for the rating year 1 July 2016 to 30 June 2017 in accordance with Section 494 of the Local Government Act 1993, on all rateable land in the area of the Council of Kyogle that has been categorised as Residential in accordance with Section 516 of the Local Government Act 1993, subject to a base amount of \$220.00 which is expected to yield 42.1% of revenue in this category, in accordance with Sections 499 and 537 of the Local Government Act 1993;
4. Adopt a Residential Rate, to be known as the "Residential – Kyogle" Rate of 0.867440 cents in the dollar on the Land Value for the rating year 1 July 2016 to 30 June 2017 in accordance with Section 494 of the Local Government Act 1993, on all rateable land in the area of the Council of Kyogle that belongs to the sub-category of Residential - Kyogle (being all rateable land (other than business) in the Kyogle Urban Area, as defined and includes properties in the areas of Kyogle, Geneva, Highfield, Homestead and the Golf Course Estate) in accordance with Sections 516 and 529 of the Local Government Act 1993, subject to a base amount of \$235.00 which is expected to yield 21.7% of revenue in this category, in accordance with Sections 499 and 537 of the Local Government Act 1993;

5. Adopt a Residential Rate, to be known as the “Rural Residential Rate” of 0.487860 cents in the dollar on the Land Value for the rating year 1 July 2016 to 30 June 2017 in accordance with Section 494 of the Local Government Act 1993, on all rateable land in the area of the Council of Kyogle that belongs to the sub-category of Residential Rural (being parcels of residential land that are the site of a dwelling and are between 2 and 40 hectares in area, or which do not have a significant and substantial commercial purpose or character) in accordance with Sections 516 and 529 of the Local Government Act 1993, subject to a base amount of \$220.00 which is expected to yield 21.5% of revenue in this category, in accordance with Sections 499 and 537 of the Local Government Act 1993;
6. Adopt a Business Rate, to be known as the “Business Rate” of 0.474746 cents in the dollar on the Land Value for the rating year 1 July 2016 to 30 June 2017 in accordance with Section 494 of the Local Government Act 1993, on all rateable land in the area of the Council of Kyogle that has been categorised as Business in accordance with Section 518 of the Local Government Act 1993, subject to a base amount of \$220.00 which is expected to yield 42.4% of revenue in this category, in accordance with Sections 499 and 537 of the Local Government Act 1993;
7. Adopt a Business Rate, to be known as the “Business – Kyogle” Rate of 0.878532 cents in the dollar on the Land Value for the rating year 1 July 2016 to 30 June 2017 in accordance with Section 494 of the Local Government Act 1993, on all rateable land in the area of the Council of Kyogle that belongs to the sub-category of Business - Kyogle (being all rateable land (other than residential) in the Kyogle Urban Area, as defined and includes properties in the areas of Kyogle, Geneva, Highfield, Homestead and the Golf Course Estate) in accordance with Sections 518 and 529 of the Local Government Act 1993, subject to a base amount of \$235.00 which is expected to yield 14.4% of revenue in this category, in accordance with Sections 499 and 537 of the Local Government Act 1993;
8. Adopt a Stormwater and Flood Special Rate, to be known as the “Stormwater and Flood Residential” Rate of 0.041455 cents in the dollar on the Land Value for the rating year 1 July 2016 to 30 June 2017 in accordance with Section 495 of the Local Government Act 1993, on all rateable land in the area of the Council of Kyogle that belongs to the category of Residential and the sub-category of Residential - Kyogle in accordance with Sections 516 and 529 of the Local Government Act 1993, that is developed land and not able to be defined as vacant land subject to a minimum amount of \$88.00 in accordance with Section 548 of the Local Government Act 1993;
9. Adopt a Stormwater and Flood Special Rate, to be known as the “Stormwater and Flood Business” Rate of 0.041455 cents in the dollar on the Land Value for the rating year 1 July 2016 to 30 June 2017 in accordance with Section 495 of the Local Government Act 1993, on all rateable land in the area of the Council of Kyogle that belongs to the category of Business and the sub-category of Business - Kyogle in accordance with Sections 518 and 529 of the Local

Government Act 1993, that is developed land, not able to be defined as vacant land, subject to a minimum amount of \$88.00 in accordance with Section 548 of the Local Government Act 1993;

10. Adopt the following Water Supply Charges for the rating year 1 July 2016 to 30 June 2017, in accordance with Sections 501, 502 and 503 of the Local Government Act 1993;

Access Charges

• Vacant Property	\$107.00
• 20mm Connection	\$361.00
• 25mm Connection	\$564.00
• 32mm Connection	\$925.00
• 40mm Connection	\$1,445.00
• 50mm Connection	\$2,258.00
• 80mm Connection	\$5,779.00
• 100mm Connection	\$9,030.00
• Fire Service Connection	\$361.00

Consumption Charges

Consumption up to 200kL usage	\$1.58 per kL
Consumption above 200kL usage	\$2.00per kL
Home Dialysis allocation first 100 kL	no charge

11. Adopt the following Residential Sewerage Charges for the rating year 1 July 2016 to 30 June 2017, in accordance with Sections 501, 502 and 503 of the Local Government Act 1993;

Sewerage Annual Charge	\$688.00
Vacant Annual Sewerage Charge	\$107.00

12. Adopt the following Non Residential Sewerage Charges for the rating year 1 July 2016 to 30 June 2017, in accordance with Sections 501, 502 and 503 of the Local Government Act 1993; subject to a minimum amount of \$688.00 in accordance with Section 542 of the Local Government Act 1993;

(a) Non-Residential Sewerage

Access Charges

• Vacant property	\$111.00
• 20mm Connection	\$271.00
• 25mm Connection	\$423.00
• 32mm Connection	\$694.00
• 40mm Connection	\$1,084.00
• 50mm Connection	\$1,694.00
• 80mm Connection	\$4,336.00
• 100mm Connection	\$6,775.00

Consumption Charges

\$1.03 per kl

13. Adopt the following Trade Waste Charges for the rating year 1 July 2016 to 30 June 2017, in accordance with Sections 501, 502 and 503 of the Local Government Act 1993;

(a) Trade Waste – Dischargers with pre-treatment

Annual Trade Waste Fee	\$88.00
Re-inspection Fee	\$68.00
Consumption Charge	\$1.03

(b) Trade Waste – Dischargers without pre-treatment

Annual Trade Waste Fee	\$88.00
Re-inspection Fee	\$68.00
Consumption Charge	\$3.00/kL

(c) Trade Waste – Large dischargers (over 20kl/d)

Annual Trade Waste Fee	\$500.00
Re-inspection Fee	\$68.00
Excess mass charges	(detailed in Fees and Charges)

(d) Trade Waste – Discharges with a sewerage dump point

Annual Trade Waste Fee	\$688.00
Re-inspection Fee	\$68.00

14. Adopt the following Domestic Waste Management charges for the rating year 1 July 2016 to 30 June 2017, in accordance with Section 496 and Sections 501, 502 and 503 of the Local Government Act 1993;

- Waste Management Service availability charge \$50.00
(all rateable properties within the Kyogle LGA garbage collection service area)
- Occupied Premises \$450.00
- Additional Domestic Waste Service \$400.00

15. Adopt the following Commercial and Other Waste charges for the rating year 1 July 2016 to 30 June 2017, in accordance with Section 501 of the Local Government Act 1993;

- Commercial Properties \$478.00
- Landfill Management Charge \$39.00
(all rateable properties outside the garbage collection area)
- Additional Commercial Waste Service \$428.00

16. Adopt the following On Site Sewerage Management charges for the rating year 1 July 2016 to 30 June 2017, in accordance with Section 501 of the Local Government Act 1993;
 - OSMS Annual Charge \$40.00
17. Set the Rate of Interest, to apply for the rating year 1 July 2016 to 30 June 2017, on rates, charges, and debtor accounts which remain unpaid after they become due and payable, at 8% per annum, accruing on a daily basis, in accordance with Section 566 of the Local Government Act 1993;
18. Adopt the Schedule of Fees and Charges contained in the Draft 2016/2017 Fees and Charges, as amended, in accordance with Sections 608, 609 and 610 of the Local Government Act 1993;
19. Approve the borrowing proposed and authorise the Mayor and General Manager to sign under Common Seal, any documentation relating to the proposed loans.

Councillor Lindsay Passfield moved an amendment, seconded by Councillor Ross Brown:

That the Delivery Program and Operational Plan be altered such that the allocation for capital works/renewals on MR361 is changed to include an amount of \$147,000 for "renewals" and \$420,000 for "Woodenbong-Urbenville" section in 2016/17, and an amount of \$576,675 for "renewals" and an amount of nil for "Woodenbong-Urbenville" section.

CARRIED

FOR VOTE - Unanimous vote
 ABSENT. DID NOT VOTE - Janet Wilson

Councillor Lindsay Passfield moved an amendment, seconded by Councillor Ross Brown:

That the Delivery Program and Operational Plan be altered such that the allocation for Village and LGA Signage Upgrades and Branding Exercise of \$345,000 be deleted.

LOST

FOR VOTE - Ross Brown, Chris Simpson, Lindsay Passfield, Bob Dwyer
 AGAINST VOTE - Danielle Mulholland, Michael Reardon, John Burley, Maggie Creedy
 ABSENT. DID NOT VOTE - Janet Wilson
 The amendment was defeated on the casting vote of the Mayor.

Councillor Lindsay Passfield moved an amendment, seconded by Robert Dwyer:

That the Delivery Program and Operational Plan be altered such that the allocation for Christmas Tree Kyogle Main Street of \$30,000 be deleted.

LOST

FOR VOTE - Ross Brown, Lindsay Passfield, Chris Simpson, Bob Dwyer

AGAINST VOTE - John Burley, Danielle Mulholland, Michael Reardon, Maggie Creedy

ABSENT. DID NOT VOTE - Janet Wilson

The amendment was defeated on the casting vote of the Mayor.

Councillor Lindsay Passfield moved an amendment, seconded by Councillor Ross Brown:

That the Council set the Rate of Interest, to apply for the rating year 1 July 2016 to 30 June 2017, on rates, charges, and debtor accounts which remain unpaid after they become due and payable, at 5% per annum, accruing on a daily basis, in accordance with Section 566 of the Local Government Act 1993.

LOST

FOR VOTE - Lindsay Passfield, Danielle Mulholland

AGAINST VOTE - Ross Brown, John Burley, Michael Reardon, Chris Simpson, Maggie Creedy, Bob Dwyer

ABSENT. DID NOT VOTE - Janet Wilson

Councillor Michael Reardon moved an amendment, seconded by Councillor Danielle Mulholland:

That the allocation for the Christmas Tree Kyogle Main Street be altered to include Christmas Trees for the adjoining villages and towns in the LGA and that the design be determined by a competition and that a further report be presented to Council outlining the rules of the competition.

LOST

FOR VOTE - Michael Reardon

AGAINST VOTE - Ross Brown, John Burley, Lindsay Passfield, Danielle Mulholland, Chris Simpson, Maggie Creedy, Bob Dwyer

ABSENT. DID NOT VOTE - Janet Wilson

270616/01 RESOLVED

Moved by Councillor Maggie Creedy, seconded by Councillor Michael Reardon.

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2. Adopt a Farmland Rate, to be known as the “Farmland Rate” of 0.380025 cents in the dollar on the Land Value for the rating year 1 July 2016 to 30 June 2017 in accordance with Section 494 of the Local Government Act 1993, on all rateable land in the area of the Council of Kyogle that has been categorised as Farmland in accordance with Section 515 of the Local Government Act 1993, subject to a base amount of \$220.00 which is expected to yield 14.3% of revenue in this category, in accordance with Sections 499 and 537 of the Local Government Act 1993;
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18. Adopt the Schedule of Fees and Charges contained in the Draft 2016/2017 Fees and Charges, as amended, in accordance with Sections 608, 609 and 610 of the Local Government Act 1993;

19. Approve the borrowing proposed and authorise the Mayor and General Manager to sign under Common Seal, any documentation relating to the proposed loans.

20. That the Delivery Program and Operational Plan be altered such that the allocation for capital works/renewals on MR361 is changed to include an amount of \$147,000 for "renewals" and \$420,000 for "Woodenbong-Urbenville" section in 2016/17, and an amount of \$576,675 for "renewals" and an amount of nil for "Woodenbong-Urbenville" section.

FOR VOTE - John Burley, Danielle Mulholland, Michael Reardon, Maggie Creedy, Bob Dwyer

AGAINST VOTE - Ross Brown, Lindsay Passfield, Chris Simpson

ABSENT. DID NOT VOTE - Janet Wilson

ITEM 6 URGENT BUSINESS WITHOUT NOTICE

Nil

MEETING CLOSURE

There being no further business the Mayor declared the meeting closed at 6.03pm.