

Kyogle Council

Confirmed Minutes of the Extraordinary Meeting held in the Council Chambers, Stratheden Street, Kyogle, on Monday 28 June 2010.

PRESENT

Cr. R. Brown, (Mayor in the Chair), Cr. J. Wilson, Cr. J. O'Reilly, Cr. L. Passfield , Cr. L. Zito, Cr. R. Dwyer, Cr. R. Leadbeatter and Cr. T. Cooper.

IN ATTENDANCE

The General Manager, the Director of Technical Services, the Director of Corporate & Community Services, the Director of Planning & Environmental Services and the Personal Assistant to the General Manager & Corporate Services.

MEETING COMMENCEMENT

The Mayor declared the meeting open at 3.32 p.m.

ITEM 1 APOLOGIES

An apology was received from Councillor Ernie Bennett.

280610/ 1 RESOLVED

Moved Councillor Lindsay Passfield, seconded Councillor John O'Reilly.

That the apology by accepted.

CARRIED

FOR VOTE - Unanimous vote
ABSENT. DID NOT VOTE - Ernie Bennett

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 and we acknowledge Elders, both past and present.

ITEM 4 DECLARATION OF INTERESTS

Nil

ITEM 5 GENERAL MANAGER 'S REPORT

5.1 2010-2011 MANAGEMENT PLAN

A motion was moved by Councillor Lindsay Passfield, seconded Councillor Tom Cooper.

1. That Council adopt the amended 2010/2011 Management Plan, incorporating any editing changes, alterations to strategies, budget estimates or fees and charges, as necessary;
2. That a Farmland Rate, to be known as the "Farmland Rate" of 0.219745 cents in the dollar on the Land Value be now made for the rating year 1 July, 2010 to 30 June, 2011 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 \$173.00 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;
3. That a Residential Rate, to be known as the "Residential Rate" of 0.520700 cents in the dollar on the Land Value be now made for the rating year 1 July, 2010 to 30 June, 2011 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 \$173.00 which is expected to yield 43.3% of revenue in this category, in accordance with Sections 499 and 537 of the Local Government Act 1993;
4. That a Residential Rate, to be known as the "Residential – Kyogle" Rate of 0.718500 cents in the dollar on the Land Value be now made for the rating year 1 July, 2010 to 30 June, 2011 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 \$205.00 which is expected to yield 24.5% of revenue in this category, in accordance with Sections 499 and 537 of the Local Government Act 1993;
5. That a Residential Rate, to be known as the "Rural Residential Rate" of 0.332000 cents in the dollar on the Land Value be now made for the rating year 1 July, 2010

to 30 June, 2011 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 \$173.00 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;

6. That a Business Rate, to be known as the "Business Rate" of 0.379630 cents in the dollar on the Land Value be now made for the rating year 1 July, 2010 to 30 June, 2011 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 \$173.00 which is expected to yield 42.3% of revenue in this category, in accordance with Sections 499 and 537 of the Local Government Act 1993;
7. That a Business Rate, to be known as the "Business – Kyogle" Rate of 0.676900 cents in the dollar on the Land Value be now made for the rating year 1 July, 2010 to 30 June, 2011 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 \$205.00 which is expected to yield 16.1% of revenue in this category, in accordance with Sections 499 and 537 of the Local Government Act 1993;
8. That the following Water Supply Charges be made for the rating year 1 July, 2010 to 30 June, 2011, in accordance with Sections 501, 502 and 503 of the Local Government Act 1993;

Access Charges

• Vacant Property	\$80.00
• 20mm Connection	\$246.00
• 25mm Connection	\$387.00
• 32mm Connection	\$634.00
• 40mm Connection	\$985.00
• 50mm Connection	\$1,549.00
• 80mm Connection	\$3,942.00
• 100mm Connection	\$6160.00
• Fire Service Connection	\$246.00

Consumption Charges

Consumption up to 200kL usage	\$1.14 per kL
Consumption above 200kL usage	\$1.75 per kL
Home Dialysis allocation first 100 kL	no charge

9. That the following Residential Sewerage Charges be made for the rating year 1 July, 2010 to 30 June, 2011, in accordance with Sections 501, 502 and 503 of the Local Government Act 1993;

Sewerage Annual Charge	\$569.00
Vacant Annual Sewerage Charge	\$ 75.00

10. That the following Non Residential Sewerage Charges be made for the rating year 1 July, 2010 to 30 June, 2011, in accordance with Sections 501, 502 and 503 of the Local Government Act 1993; subject to a minimum amount of \$569.00 in accordance with Section 542 of the Local Government Act 1993;

(a) Non-Residential Sewerage

Access Charges

• Vacant property	\$ 75.00
• 20mm Connection	\$224.00
• 25mm Connection	\$352.00
• 32mm Connection	\$576.00
• 40mm Connection	\$896.00
• 50mm Connection	\$1,408.00
• 80mm Connection	\$3,584.00
• 100mm Connection	\$5,600.00

Consumption Charges

\$0.91 per kl

11. That the following Trade Waste Charges be made for the rating year 1 July, 2010 to 30 June, 2011, in accordance with Sections 501, 502 and 503 of the Local Government Act 1993;

(a) Trade Waste – Dischargers requiring nil or minimal pre-treatment

Annual Trade Waste Fee	\$72.00
Re-inspection Fee	\$68.00

(b) Trade Waste – Dischargers requiring prescribed pre-treatment

Annual Trade Waste Fee	\$72.00
Re-inspection Fee	\$68.00
Consumption Charge	\$1.00/kL

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

Annual Trade Waste Fee	\$477.00
Re-inspection Fee	\$68.00
Excess mass charges	per Appendix B

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

Annual Trade Waste Fee	\$569.00
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Re-inspection Fee \$68.00

12. That the following Domestic Waste Management charges be made for the rating year 1 July, 2010 to 30 June, 2011, in accordance with Section 496 and Sections 502 and 503 of the Local Government Act 1993;

- Occupied Premises \$293.00
- Unoccupied Premises \$ 25.00

13. That the following Commercial Waste charges be made for the rating year 1 July, 2010 to 30 June, 2011, in accordance with Section 501 of the Local Government Act 1993;

- Commercial Properties \$326.00

14. That the following On Site Sewerage Management charges be made for the rating year 1 July, 2010 to 30 June, 2011, in accordance with Section 501 of the Local Government Act 1993;

- OSMS Annual Charge \$40.00

15. That Council set the Rate of Interest, to apply for the rating year 1 July, 2010 to 30 June, 2011, on rates, charges, and debtor accounts which remain unpaid after they become due and payable, at 9% per annum, accruing on a daily basis, in accordance with Section 566 of the Local Government Act 1993;

16. That Council adopt the Schedule of Fees and Charges contained in the Appendix to the Management Plan in accordance with Sections 608, 609 and 610 of the Local Government Act 1993;

17. That subject to the approval of the Minister for Local Government, Council approve the borrowing proposed and authorise the Mayor and General Manager to sign under Common Seal, any documentation relating to the proposed loans.

An amendment was moved by Councillor Lindsay Passfield

14. That the following On Site Sewerage Management charges be made for the rating year 1 July, 2010 to 30 June, 2011, in accordance with Section 501 of the Local Government Act 1993;

- OSMS Annual Charge \$30.00

The amendment was seconded by Councillor Tom Cooper

The amendment was put to the vote and was CARRIED

The amendment then became the motion.

FOR VOTE - Janet Wilson, John O'Reilly, Lindsay Passfield, Robert Dwyer, Tom Cooper
AGAINST VOTE - Lynette Zito, Robert Leadbeatter, Ross Brown
ABSENT. DID NOT VOTE - Ernie Bennett

An amendment was moved by Councillor Ross Brown

14. (a) That the following On Site Sewerage Management charges be made for the rating year 1 July, 2010 to 30 June, 2011, in accordance with Section 501 of the Local Government Act 1993;

- OSMS Annual Charge \$30.00

14.(b) That an additional \$5.00 be added to the OSMS Annual Charge following confirmation from the Division of Local Government that the funding can be provided from the On-site Sewerage Management Charge and the Sewerage fund towards the cost of a feasibility study for sewerage villages.

The amendment was seconded by Councillor Lindsay Passfield

The amendment was put to the vote and was CARRIED

FOR VOTE - Janet Wilson, Lindsay Passfield, Lynette Zito, Robert Dwyer, Robert Leadbeatter, Ross Brown
AGAINST VOTE - John O'Reilly, Tom Cooper
ABSENT. DID NOT VOTE - Ernie Bennett

The amendment then became the motion.

The motion was put to the vote and was CARRIED.

280610/ 2 RESOLVED

Councillor Ross Brown, seconded Councillor Lindsay Passfield.

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14. (b) That an additional \$5.00 be added to the OSMS Annual Charge following confirmation from the Division of Local Government that the funding can be provided from the On-site Sewerage Management Charge and the Sewerage fund towards the cost of a feasibility study for sewerage villages.

15. That Council set the Rate of Interest, to apply for the rating year 1 July, 2010 to 30 June, 2011, on rates, charges, and debtor accounts which remain unpaid after they become due and payable, at 9% per annum, accruing on a daily basis, in accordance with Section 566 of the Local Government Act 1993;
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17. That subject to the approval of the Minister for Local Government, Council approve the borrowing proposed and authorise the Mayor and General Manager to sign under Common Seal, any documentation relating to the proposed loans.

CARRIED

FOR VOTE - Unanimous vote
ABSENT. DID NOT VOTE - Ernie Bennett

A motion was moved by Councillor Ross Brown, seconded Councillor Lindsay Pasffield

18. That the following Stormwater Management charge be made for the rating year 1 July, 2010 to 30 June, 2011, in accordance with Section 496A of the Local Government Act 1993;
 - Stormwater Management Charge per Residential/Business Property
\$25.00
 - Stormwater Management Charge per Residential/Strata Unit
\$12.50

The motion was put to the vote and was CARRIED.

280610/ 3 RESOLVED

Councillor Ross Brown, seconded Councillor Lindsay Passfield.

18. That the following Stormwater Management charge be made for the rating year 1 July, 2010 to 30 June, 2011, in accordance with Section 496A of the Local Government Act 1993;
 - Stormwater Management Charge per Residential/Business Property
\$25.00
 - Stormwater Management Charge per Residential/Strata Unit
\$12.50

CARRIED

FOR VOTE - John O'Reilly, Lindsay Passfield, Lynette Zito, Robert Dwyer, Robert Leadbeatter, Ross Brown
AGAINST VOTE - Janet Wilson, Tom Cooper
ABSENT. DID NOT VOTE - Ernie Bennett

A motion was moved by Councillor Ross Brown

- 19. That Council inform the Division of Local Government that Council no longer requests the above rate pegging application for 2010/11 financial year.
- 20. That Council staff provide a report for the 1st quarter budget review for the 2010/11 financial year that identifies the financial savings to provide the required funding for stormwater drainage capital works.

The motion was seconded by Councillor Lynette Zito.

The motion was put to the vote and was CARRIED.

280610/ 4 RESOLVED

Councillor Ross Brown, seconded Councillor Lynette Zito.

- 19. That Council inform the Division of Local Government that Council no longer requests the above rate pegging application for 2010/11 financial year.
- 20. That Council staff provide a report for the 1st quarter budget review for the 2010/11 financial year that identifies the financial savings to provide the required funding for stormwater drainage capital works.

CARRIED

FOR VOTE - Unanimous vote
ABSENT. DID NOT VOTE - Ernie Bennett

MEETING CLOSURE

There being no further business the Mayor declared the meeting closed at 4.06 p.m.

Signature of Chairperson.....

