

The following document is the minutes of the Council and Committee meetings held on 20 July 2006. These minutes are subject to confirmation as to their accuracy at the next meeting to be held on 17 August 2006 and therefore subject to change. Please refer to minutes of 17 August 2006 for confirmation.



# **COFFS HARBOUR CITY COUNCIL**

**ORDINARY MEETING**

**(CORPORATE SERVICES COMMITTEE)**

**COUNCIL CHAMBERS**

**COUNCIL ADMINISTRATION BUILDING**

**COFF AND CASTLE STREETS, COFFS HARBOUR**

**20 JULY 2006**

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# COFFS HARBOUR CITY COUNCIL

## ORDINARY MEETING

### (CORPORATE SERVICES COMMITTEE)

20 JULY 2006

**Present:** Councillors K D Rhoades (Mayor), I D Hogbin (Deputy Mayor), J C Bonfield, W D Featherstone, C O Joass, R W McKelvey, I J Ovens, W R Palmer and G R Smithers.

**Staff:** General Manager, Director of Corporate Services, Acting Director of Planning Environment and Development, Acting Director of City Services, Acting Director of City Business Units, Administration Manager, City Treasurer and Executive Assistant.

The meeting commenced at 6.01pm with the Mayor, Cr K D Rhoades in the chair.

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#### CORPORATE SERVICES COMMITTEE

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**104 RESOLVED** (Palmer/Featherstone) that the Ordinary Meeting of Council be adjourned and Council now resolve into the Corporate Services Committee meeting, the time being 6.01pm.

The Mayor invited Councillor Hogbin to chair the Corporate Services Committee.

#### CORPORATE SERVICES DEPARTMENT REPORTS

Reports C43 & C44 were brought forward and addressed at the commencement of the Corporate Services Committee meeting. Please refer to pages 5 –15 for details.

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### **C36 CODE OF CONDUCT - CONDUCT COMMITTEE PROCEDURES**

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To propose a procedure (refer attachment to the report) for the operation of the Conduct Committee.

**CS45 RECOMMENDED** (Ovens/Joass) that:

1. The procedures included in the document titled "Code of Conduct – Conduct Committee Procedures" be adopted to provide guidance to the Committee and to the General Manager.
2. Be adopted subject to the Assistant General Manager standing in for the General Manager as necessary.

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### **C37 RURAL FIRE SERVICE - SERVICE LEVEL AGREEMENT**

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To seek Council's approval to renew the Service Level Agreement between the New South Wales Rural Fire Service relating to the transfer of Council's functions, powers and responsibilities under the Rural Fires Act.

**CS46 RECOMMENDED** (McKelvey/Palmer) that:

1. Council enter into an agreement with the commissioner of the NSW Rural Fire Service for the delegation of Council's functions under the Rural Fires Act, 1997, to the commissioner in the form tabled, be executed under the Common Seal of Council.
2. As and from 1 July 2006 the delegation to the General Manager, Stephen Sawtell, of Council's functions, powers, duties and authorities under the Rural Fires Act, 1997, (save and excluding Council's functions, powers, duties and authorities pursuant to those sections of the Rural Fires Act 1997 as listed in Schedule 1 part 1) is revoked.
3. As and from 1 July 2006 Council hereby delegates to the Commissioner of the NSW Rural Fire Service all its functions, powers, duties and authorities under the Rural Fires Act, 1997, (save and excluding those functions, powers, duties and authorities which remain delegated to the General Manager in paragraph 2) with such delegations to continue until 30 June 2009.
4. Council note the instrument of delegation from the General Manager to the Fire Control Officer as attached to the report.
5. Council's two nominated members of the Liaison Committee be maintained at this point, ie, A Councillor and the General Manager

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**C38 2006 LOCAL GOVERNMENT ANNUAL CONFERENCE**

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Report advising of distribution of 2006 conference information.

**CS47 RECOMMENDED** (Palmer/Ovens) that:

1. Council approve the attendance of Councillors wishing to attend the Local Government Association Conference in the Blue Mountains and delegate to the Mayor and General Manager determination of voting delegates.
2. That Councillors submit any issues seeking to amend, introduce, reaffirm or delete any Local Government Association policies to the General Manager as soon as possible.

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**C39 MONTHLY BUDGET REVIEW FOR MAY 2006**

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To report on the estimated budget position as at 31 May 2006.

**CS48 RECOMMENDED** (Joass/Palmer) that

1. The variations listed in the attached exception report be approved.
2. The revised Budget Position as at 31 May 2006 be noted:

	<b>General Account \$</b>	<b>Water Account \$</b>	<b>Sewer Account \$</b>
Revised Budget adopted 15 September 2005	346,977 (D)	551,667 (S)	1,496,847 (D)
Approved variations to 30 April 2006	156,926 (S)	1,443,861 (S)	1,506,003 (S)
Recommended variations for May 2006	Nil	Nil	301,800 (S)
Estimated result 2005/06 as at 31 May 2006	<u>190,051</u> (D)	<u>1,995,528</u> (S)	<u>310,956</u> (S)

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**C40 2006 COFFS HARBOUR BUSINESS CONFIDENCE SURVEY**

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The purpose of this report is to provide Council with an overview of the findings of the 2006 Coffs Harbour Business Confidence Survey.

**CS49 RECOMMENDED** (Featherstone/McKelvey) that:

1. The results of the survey be returned to Coffs Futures for consideration.
2. Council approve the release of the consultants report of the Coffs Harbour Business Confidence Survey for publication.

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**C41 DEVELOPER CONTRIBUTIONS PLAN FOR SURF RESCUE EQUIPMENT**

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To present to Council the Draft amended Developer Contributions Plans for the purchase of Surf Rescue Equipment, which is available for viewing in the Councillor's room. This report recommends that this Plan be adopted.

**CS50 RECOMMENDED** (Palmer/Smithers) that:

1. In accordance with Clause 31 (1) of the EP & A Regulation, the Draft Developer Contributions Plans for Surf Rescue Equipment, which is available in the Councillor's room, be adopted
2. Formal notification of the adoption of the plan be advertised in the local newspaper.

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**C42 EXTENSION OF THE ALCOHOL FREE ZONE IN THE COFFS HARBOUR CBD**

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To report on the extent of alcohol free zones within the city and recommend an extension of the zone in the Coffs Harbour Central Business District (CBD).

**CS51 RECOMMENDED** (Palmer/Featherstone) that:

1. Council extend the Coffs Harbour CBD Alcohol Free Zone pursuant to the provisions of Section 644 of the Local Government Act at the Coffs Harbour CBD along Little Street, Studio Lane, Park Lane and the remaining portion of Grafton Street as identified in this report.
2. In accordance with Section 644B (4) the aforementioned zone operate in line with the existing Alcohol Free Zones in the Coffs Harbour LGA that expires on 30 September 2008.

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## **C43 FIXING OF RATES - 2006/07**

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Fixing of the rates, annual charges and interest charges for 2006/2007.

**CS43 RECOMMENDED** (Smithers/McKelvey) that:

1. Make an Ordinary Rate – Residential, pursuant to Section 494 of the Local Government Act, for 2006/2007 of zero point two seven six six zero cents (0.27660c) in the dollar and a Base Amount of two hundred and twenty-seven dollars (\$227.00) on the Land Value of all ratable land in the City categorised Residential (under Section 516 of the Local Government Act). The Base Amount represents 32% of the total levy.
2. Make an Ordinary Rate – Business, pursuant to Section 494 of the Local Government Act, for 2006/2007 of zero point seven four five six two cents (0.74562c) in the dollar and a minimum rate of three hundred and seventy-nine dollars (\$379.00) on the Land Value of all ratable land in the City categorised Business (under Section 518 of the Local Government Act) EXCEPT land categorised Business City Centre .
3. Make an Ordinary Rate – Business City Centre pursuant to Section 494 of the Local Government Act, for 2006/2007 of one point zero six eight four three cents (1.06843c) in the dollar and a minimum rate of three hundred and seventy-nine dollars (\$379.00) on the Land Value of all ratable land in the City sub-categorised Business – City Centre (under Section 529 of the Local Government Act).
4. Make an Ordinary Rate – Farmland, pursuant to Section 494 of the Local Government Act, for 2006/2007 of zero point two seven six six zero cents (0.27660c) in the dollar and a Base Amount of two hundred and twenty-seven dollars (\$227.00) on all ratable land in the City categorised Farmland (under Section 51 of the Local Government Act). The Base Amount represents 19% of the total levy.
5. Make a Special Rate – Environmental, pursuant to Section 496 of the Local Government Act, for 2006/2007 on all ratable land in the City of zero point zero zero eight four three (0.00843c) in the dollar on the land value, together with a Base Amount of fifteen dollars and fifty cents (\$15.50). The Base Amount represents 49% of the total levy.

The Council has formed the opinion that all ratable land in the City will benefit from the works and services proposed to be carried out as reported to and adopted by Council, at its Ordinary meeting held on 16 March 2006.

### C43 Fixing Of Rates - 2006/07 ...(Cont'd)

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6. Make a Special Rate – Sewerage, pursuant to Section 553 of the Local Government Act, for 2006/2007 of zero point three two zero one (0.3201) in the dollar and a minimum rate of five hundred and eighty-nine dollars (\$589.00) on the Land Value of all ratable land in the City categorised Business or sub-categorised Business City Centre (under Section 518 and 529(2)(d) of the Local Government Act) EXCEPT land prescribed under Section 552(3)(a) and (b) of the Local Government Act.

The Council has formed the opinion that the land, described above as being subject to the Special Rate – Sewerage benefits or will benefit from, contributes or will contribute to the need for, and has or will have access to the provision or availability of a sewerage service.

7. Make an Annual Charge – Sewerage Charges, pursuant to Section 501 of the Local Government Act, for 2006/2007 on all ratable land in the City categorised Residential, Farmland, (under Section 516 or 515 of the Local Government Act) EXCEPT land prescribed under Section 552(3)(a) and (b) of the Local Government Act.

The amount of the annual charge will be:-

1. for vacant land or land comprising a single residential dwelling, or a lot within a strata plan, five hundred and eighty-nine dollars (\$589.00).
2. for land on which is erected a building or buildings adapted for two or more separate occupations, including (but not limited to) a dual occupancy or residential flat building(s) not being part of a strata plan, the amount derived by applying the formula  $A = ET \times \$589.00$ . Where A equals the Annual Charge, ET equals the Equivalent Tenement factor and \$589.00 is the unit price.

The ET factor will be determined,

- a. If the number of occupations is 2, 3 or 4, by applying the formula  
 $ET = D \times 0.75$
- b. If the number of occupations is more than four, by applying the formula  
 $ET = 0.75D + 0.5R$ ,

where, ET equals the Equivalent Tenement factor, D equals the number of separate occupations not exceeding four, S equals the total number of separate occupation, R equals S minus D and \$589.00 equals the unit price.



## C43 Fixing Of Rates - 2006/07 ...(Cont'd)

Expressed in table form as follows:

\* Where "(No)" is the number of separate occupations "ET" is the equivalent tenement factor and "Amount" is the Annual Charge.

1	1.00	589.00	21	11.50	6,773.50	41	21.50	12,663.50	61	31.50	18,553.50	81	41.50	24,443.50
2	1.50	883.50	22	12.00	7,068.00	42	22.00	12,958.00	62	32.00	18,848.00	82	42.00	24,024.00
3	2.25	1,325.25	23	12.50	7,362.50	43	22.50	13,252.50	63	32.50	19,142.50	83	42.50	24,310.00
4	3.00	1,767.00	24	13.00	7,657.00	44	23.00	13,547.00	64	33.00	19,437.00	84	43.00	24,596.00
5	3.50	2,061.50	25	13.50	7,951.50	45	23.50	13,841.50	65	33.50	19,731.50	85	43.50	24,882.00
6	4.00	2,356.00	26	14.00	8,246.00	46	24.00	14,136.00	66	34.00	20,026.00	86	44.00	25,168.00
7	4.50	2,650.50	27	14.50	8,540.50	47	24.50	14,430.50	67	34.50	20,320.50	87	44.50	25,454.00
8	5.00	2,945.00	28	15.00	8,835.00	48	25.00	14,725.00	68	35.00	20,615.00	88	45.00	25,740.00
9	5.50	3,239.50	29	15.50	9,129.50	49	25.50	15,019.50	69	35.50	20,909.50	89	45.50	26,026.00
10	6.00	3,534.00	30	16.00	9,424.00	50	26.00	15,314.00	70	36.00	21,204.00	90	46.00	26,312.00
11	6.50	3,828.50	31	16.50	9,718.50	51	26.50	15,608.50	71	36.50	21,498.50	91	46.50	26,598.00
12	7.00	4,123.00	32	17.00	10,013.00	52	27.00	15,903.00	72	37.00	21,793.00	92	47.00	26,884.00
13	7.50	4,417.50	33	17.50	10,307.50	53	27.50	16,197.50	73	37.50	22,087.50	93	47.50	27,170.00
14	8.00	4,712.00	34	18.00	10,602.00	54	28.00	16,492.00	74	38.00	22,382.00	94	48.00	27,456.00
15	8.50	5,006.50	35	18.50	10,896.50	55	28.50	16,786.50	75	38.50	22,676.50	95	48.50	27,742.00
16	9.00	5,301.00	36	19.00	11,191.00	56	29.00	17,081.00	76	39.00	22,971.00	96	49.00	28,028.00
17	9.50	5,595.50	37	19.50	11,485.50	57	29.50	17,375.50	77	39.50	23,265.50	97	49.50	28,314.00
18	10.00	5,890.00	38	20.00	11,780.00	58	30.00	17,670.00	78	40.00	23,560.00	98	50.00	28,600.00
19	10.50	6,184.50	39	20.50	12,074.50	59	30.50	17,964.50	79	40.50	23,854.50	99	50.50	28,886.00
20	11.00	6,479.00	40	21.00	12,369.00	60	31.00	18,259.00	80	41.00	24,149.00	100	51.00	29,172.00

\* Where ET exceeds 100 the formula  $A = ET \times \$589.00$  applies

8. Make an Annual charge for Domestic Waste Service – Occupied, pursuant to Section 496 of the Local Government Act, for 2006/2007 on all occupied ratable land in the City, categorised Residential or Farmland (under Section 515 or 516 of the Local Government Act), to which a domestic waste service is provided EXCEPT land to which a domestic waste service is provided by Clarence Waste Solutions (or any substitute contractor).

The amount of the annual charge will be the amount derived by applying the formula  $C = S \times UD$ , where "C" equals the annual charge, "S" equals the number of general waste bins provided to the parcel of land or lot in a strata plan for collection or the number of separate occupations, or one (1), whichever is the greater, and UD (Unit Price Domestic Waste) is \$290.00.

Where the commencement date of the service is after 1 July 2006, then UD will be calculated by the formula  $UD = \$290.00$  divided by  $52 \times W$  (where "W" is the number of weeks from the commencement date of the service to 30 June 2007).

## C43 Fixing Of Rates - 2006/07 ...(Cont'd)

Expressed in table form as follows:-

\* Where "No" is equal to "S" and "Amount" is equal to "C" in the above formula.

No.	Amount	No.	Amount	No.	Amount	No.	Amount	No.	Amount
1	290.00	21	6,090.00	41	11,890.00	61	17,690.00	81	23,490.00
2	580.00	22	6,380.00	42	12,180.00	62	17,980.00	82	23,780.00
3	870.00	23	6,670.00	43	12,470.00	63	18,270.00	83	24,070.00
4	1,160.00	24	6,960.00	44	12,760.00	64	18,560.00	84	24,360.00
5	1,450.00	25	7,250.00	45	13,050.00	65	18,850.00	85	24,650.00
6	1,740.00	26	7,540.00	46	13,340.00	66	19,140.00	86	24,940.00
7	2,030.00	27	7,830.00	47	13,630.00	67	19,430.00	87	25,230.00
8	2,320.00	28	8,120.00	48	13,920.00	68	19,720.00	88	25,520.00
9	2,610.00	29	8,410.00	49	14,210.00	69	20,010.00	89	25,810.00
10	2,900.00	30	8,700.00	50	14,500.00	70	20,300.00	90	26,100.00
11	3,190.00	31	8,990.00	51	14,790.00	71	20,590.00	91	26,390.00
12	3,480.00	32	9,280.00	52	15,080.00	72	20,880.00	92	26,680.00
13	3,770.00	33	9,570.00	53	15,370.00	73	21,170.00	93	26,970.00
14	4,060.00	34	9,860.00	54	15,660.00	74	21,460.00	94	27,260.00
15	4,350.00	35	10,150.00	55	15,950.00	75	21,750.00	95	27,550.00
16	4,640.00	36	10,440.00	56	16,240.00	76	22,040.00	96	27,840.00
17	4,930.00	37	10,730.00	57	16,530.00	77	22,330.00	97	28,130.00
18	5,220.00	38	11,020.00	58	16,820.00	78	22,620.00	98	28,420.00
19	5,510.00	39	11,310.00	59	17,110.00	79	22,910.00	99	28,710.00
20	5,800.00	40	11,600.00	60	17,400.00	80	23,200.00	100	29,000.00

\* Where (No) exceeds 100 the formula  $C = S \times UD$  applies.

9. Make an Annual Charge for Domestic Waste Service - Occupied, Ex-Pristine (2) pursuant to Section 496 of the Local Government Act, for 2006/2007 on all occupied ratable land in the City, categorised Residential, Business and Farmland (under Sections 515, 516 or 518 of the Local Government Act) to which a two bin weekly domestic waste service is provided by Clarence Waste Solutions (or any substitute contractor) .

The amount of the annual charge will be the amount derived by applying the formula  $C = S \times UDP(2)$  where "C" equals the annual charge, "S" equals the number of services provided to the parcel of land or lot in a strata plan and "UDP(2)" is \$185.00.

Where the commencement date of the service is after 1 July 2006, then UDP(2) will be calculated by the formula  $UDP(2) = \$185.00$  divided by  $52 \times W$  where "W" is the number of weeks from the commencement date of the service to 30 June 2007.

## C43 Fixing Of Rates - 2006/07 ...(Cont'd)

Expressed in table form as follows:

\* Where (No) is equal to "S" and "Amount" is equal to "C" in the above formula.

No.	Amount	No.	Amount	No.	Amount	No.	Amount	No.	Amount
1	185.00	11	2,035.00	21	3,885.00	31	5,735.00	41	7,585.00
2	370.00	12	2,220.00	22	4,070.00	32	5,920.00	42	7,770.00
3	555.00	13	2,405.00	23	4,255.00	33	6,105.00	43	7,955.00
4	740.00	14	2,590.00	24	4,440.00	34	6,290.00	44	8,140.00
5	925.00	15	2,775.00	25	4,625.00	35	6,475.00	45	8,325.00
6	1,110.00	16	2,960.00	26	4,810.00	36	6,660.00	46	8,510.00
7	1,295.00	17	3,145.00	27	4,995.00	37	6,845.00	47	8,695.00
8	1,480.00	18	3,330.00	28	5,180.00	38	7,030.00	48	8,880.00
9	1,665.00	19	3,515.00	29	5,365.00	39	7,215.00	49	9,065.00
10	1,850.00	20	3,700.00	30	5,550.00	40	7,400.00	50	9,250.00

10. Make an Annual Charge for Domestic Waste Service - Occupied, Ex-Pristine (3) pursuant to Section 496 of the Local Government Act, for 2006/2007 on all occupied ratable land in the City, categorised Residential, Business and Farmland (under Sections 515, 516 or 518 of the Local Government Act) to which a three bin weekly domestic waste service is provided by Clarence Waste Solutions (or any substitute contractor).

The amount of the annual charge will be the amount derived by applying the formula  $C = S \times \text{UDP}(3)$  where "C" equals the annual charge, "S" equals the number of services provided to the parcel of land or lot in a strata plan and "UDP(3) is \$214.50.

Where the commencement date of the service is after 1 July 2006, then UDP(3) will be calculated by the formula  $\text{UDP}(3) = \$214.50$  divided by 52 x W (where "W" is the number of weeks from the commencement date of the service to 30 June 2007).

Expressed in table form as follows:

\* Where (No) is equal to "S" and "Amount" is equal to "C" in the above formula.

No.	Amount	No.	Amount	No.	Amount	No.	Amount	No.	Amount
1	214.50	11	2,359.50	21	4,504.50	31	6,649.50	41	8,794.50
2	429.00	12	2,574.00	22	4,719.00	32	6,864.00	42	9,009.00
3	643.50	13	2,788.50	23	4,933.50	33	7,078.50	43	9,223.50
4	858.00	14	3,003.00	24	5,148.00	34	7,293.00	44	9,438.00
5	1,072.50	15	3,217.50	25	5,362.50	35	7,507.50	45	9,652.50
6	1,287.00	16	3,432.00	26	5,577.00	36	7,722.00	46	9,867.00
7	1,501.50	17	3,646.50	27	5,791.50	37	7,936.50	47	10,081.50
8	1,716.00	18	3,861.00	28	6,006.00	38	8,151.00	48	10,296.00
9	1,930.50	19	4,075.50	29	6,220.50	39	8,365.50	49	10,510.50
10	2,145.00	20	4,290.00	30	6,435.00	40	8,580.00	50	10,725.00

## C43 Fixing Of Rates - 2006/07 ...(Cont'd)

11. Make an Annual Charge for Non Ratable Domestic Waste Service, pursuant to Section 496 of the Local Government Act, for 2006/2007 on all occupied non ratable properties in the City to which a waste collection service is provided.

The amount of the annual charge will be the amount derived by applying the formula  $C = S \times UN$ , where "C" equals the annual charge, "S" equals the number of general waste bins provided for collection or the number of separate occupations, or one (1) whichever is the greater and UN (Unit Price Non Ratable) is \$290.00.

Where the commencement date of the service is after 1 July 2006, then UN will be calculated by the formula  $UN = \$290.00$  divided by  $52 \times W$  (where "W" is the number of weeks from the commencement date of the service to 30 June 2007).

Expressed in table form as follows:-

\* Where "No" is equal to "S" and "Amount" is equal to "C" in the above formula.

No.	Amount	No.	Amount	No.	Amount	No.	Amount	No.	Amount
1	290.00	21	6,090.00	41	11,890.00	61	17,690.00	81	23,490.00
2	580.00	22	6,380.00	42	12,180.00	62	17,980.00	82	23,780.00
3	870.00	23	6,670.00	43	12,470.00	63	18,270.00	83	24,070.00
4	1,160.00	24	6,960.00	44	12,760.00	64	18,560.00	84	24,360.00
5	1,450.00	25	7,250.00	45	13,050.00	65	18,850.00	85	24,650.00
6	1,740.00	26	7,540.00	46	13,340.00	66	19,140.00	86	24,940.00
7	2,030.00	27	7,830.00	47	13,630.00	67	19,430.00	87	25,230.00
8	2,320.00	28	8,120.00	48	13,920.00	68	19,720.00	88	25,520.00
9	2,610.00	29	8,410.00	49	14,210.00	69	20,010.00	89	25,810.00
10	2,900.00	30	8,700.00	50	14,500.00	70	20,300.00	90	26,100.00
11	3,190.00	31	8,990.00	51	14,790.00	71	20,590.00	91	26,390.00
12	3,480.00	32	9,280.00	52	15,080.00	72	20,880.00	92	26,680.00
13	3,770.00	33	9,570.00	53	15,370.00	73	21,170.00	93	26,970.00
14	4,060.00	34	9,860.00	54	15,660.00	74	21,460.00	94	27,260.00
15	4,350.00	35	10,150.00	55	15,950.00	75	21,750.00	95	27,550.00
16	4,640.00	36	10,440.00	56	16,240.00	76	22,040.00	96	27,840.00
17	4,930.00	37	10,730.00	57	16,530.00	77	22,330.00	97	28,130.00
18	5,220.00	38	11,020.00	58	16,820.00	78	22,620.00	98	28,420.00
19	5,510.00	39	11,310.00	59	17,110.00	79	22,910.00	99	28,710.00
20	5,800.00	40	11,600.00	60	17,400.00	80	23,200.00	100	29,000.00

\* Where (No) exceeds 100 the formula  $C = S \times UN$  applies.

12. Make an Annual Charge for Domestic Waste – Unoccupied, pursuant to Section 496 of the Local Government Act, for 2006/2007 of \$25.00 on all vacant ratable land in the City categorised Residential and Farmland, (under Section 515 or 516 of the Local Government Act), to which a domestic waste service is available.

### C43 Fixing Of Rates - 2006/07 ...(Cont'd)

13. Make an Annual Charge for Non-Domestic Waste – Occupied, pursuant to Section 501 of the Local Government Act for 2006/2007, on all occupied ratable land in the City, categorised Business or sub-categorised Business City Centre (under Section 518 or 529(2)(d) of the Local Government Act), to which a waste collection service is provided.

The amount of the annual charge will be the amount derived by applying the formula  $C = S \times UB$ , where C equals the annual charge, S equals the number of general waste bins provided to the parcel of land or lot in a strata plan for collection or the number of separate occupations, or one (1) whichever is the greater and UB (Unit Price - Non Domestic) is \$290.00.

Where the commencement date of the service is after 1 July 2006, then UB will be calculated by the formula  $UB = \$290.00$  divided by  $52 \times W$  (where "W" is the number of weeks from the commencement date of the service to 30 June 2007).

Expressed in table form as follows:-

\* where "No" is equal to "S" and "Amount" is equal to "C" in the above formula.

No.	Amount	No.	Amount	No.	Amount	No.	Amount	No.	Amount
1	290.00	21	6,090.00	41	11,890.00	61	17,690.00	81	23,490.00
2	580.00	22	6,380.00	42	12,180.00	62	17,980.00	82	23,780.00
3	870.00	23	6,670.00	43	12,470.00	63	18,270.00	83	24,070.00
4	1,160.00	24	6,960.00	44	12,760.00	64	18,560.00	84	24,360.00
5	1,450.00	25	7,250.00	45	13,050.00	65	18,850.00	85	24,650.00
6	1,740.00	26	7,540.00	46	13,340.00	66	19,140.00	86	24,940.00
7	2,030.00	27	7,830.00	47	13,630.00	67	19,430.00	87	25,230.00
8	2,320.00	28	8,120.00	48	13,920.00	68	19,720.00	88	25,520.00
9	2,610.00	29	8,410.00	49	14,210.00	69	20,010.00	89	25,810.00
10	2,900.00	30	8,700.00	50	14,500.00	70	20,300.00	90	26,100.00
11	3,190.00	31	8,990.00	51	14,790.00	71	20,590.00	91	26,390.00
12	3,480.00	32	9,280.00	52	15,080.00	72	20,880.00	92	26,680.00
13	3,770.00	33	9,570.00	53	15,370.00	73	21,170.00	93	26,970.00
14	4,060.00	34	9,860.00	54	15,660.00	74	21,460.00	94	27,260.00
15	4,350.00	35	10,150.00	55	15,950.00	75	21,750.00	95	27,550.00
16	4,640.00	36	10,440.00	56	16,240.00	76	22,040.00	96	27,840.00
17	4,930.00	37	10,730.00	57	16,530.00	77	22,330.00	97	28,130.00
18	5,220.00	38	11,020.00	58	16,820.00	78	22,620.00	98	28,420.00
19	5,510.00	39	11,310.00	59	17,110.00	79	22,910.00	99	28,710.00
20	5,800.00	40	11,600.00	60	17,400.00	80	23,200.00	100	29,000.00

\* where (No) exceeds 100 the formula  $C = S \times UB$  applies

14. Make an Annual Charge for Non-Domestic Waste – Unoccupied, pursuant to Section 501 of the Local Government Act, for 2006/2007 of \$25.00 on all vacant ratable land in the City categorised Business or sub-categorised Business City Centre (under Section 518 or 529(2)(d) of the Local Government Act) to which a non domestic waste service is available.

### C43 Fixing Of Rates - 2006/07 ...(Cont'd)

15. Make an Annual Charge for Sewerage Charges Non Ratable Properties – School/Church, pursuant to Section 501 of the Local Government Act, for 2006/2007 on all non ratable land occupied by or used in connection with a school or church that is connected to the sewer.

The amount of charge will be the amount derived by applying the formula  $S = C \times UC$ , where “S” equals the annual charge, “C” equals the total number of cisterns and UC (Unit Price – Churches/Schools) is \$41.20.

Expressed in table form as follows:

\* where “No” equals “C” and “Amount” equals the annual charge.

No.	Amount	No.	Amount	No.	Amount	No.	Amount	No.	Amount
1	41.20	11	453.20	21	865.20	31	1,277.20	41	1,689.20
2	82.40	12	494.40	22	906.40	32	1,318.40	42	1,730.40
3	123.60	13	535.60	23	947.60	33	1,359.60	43	1,771.60
4	164.80	14	576.80	24	988.80	34	1,400.80	44	1,812.80
5	206.00	15	618.00	25	1,030.00	35	1,442.00	45	1,854.00
6	247.20	16	659.20	26	1,071.20	36	1,483.20	46	1,895.20
7	288.40	17	700.40	27	1,112.40	37	1,524.40	47	1,936.40
8	329.60	18	741.60	28	1,153.60	38	1,565.60	48	1,977.60
9	370.80	19	782.80	29	1,194.80	40	1,648.00	49	2,018.80
10	412.00	20	824.00	30	1,236.00	40	1,648.00	50	2,060.00

\* where (No) exceeds 50 the formula  $S = C \times UC$  applies

16. Make an Annual Charge for Sewerage Charges – Other, pursuant to Section 501 of the Local Government Act, for 2006/2007 on all non ratable land, not occupied by or used in connection with a school or church, that is connected to the sewer.

The amount of the charge will be amount derived by applying the formula  $S = C \times UO$ , where “S” equals the annual charge, “C” equals the total number of cisterns and UO (Unit Price – Other) is \$66.00.

Expressed in table form as follows:-

\* where “No” equals “C” and Amount equals the annual charge.

No.	Amount	No.	Amount	No.	Amount	No.	Amount	No.	Amount
1	66.00	11	726.00	21	1,386.00	31	2,046.00	41	2,706.00
2	132.00	12	792.00	22	1,452.00	32	2,112.00	42	2,772.00
3	198.00	13	858.00	23	1,518.00	33	2,178.00	43	2,838.00
4	264.00	14	924.00	24	1,584.00	34	2,244.00	44	2,904.00
5	330.00	15	990.00	25	1,650.00	35	2,310.00	45	2,970.00
6	396.00	16	1,056.00	26	1,716.00	36	2,376.00	46	3,036.00
7	462.00	17	1,122.00	27	1,782.00	37	2,442.00	47	3,102.00
8	528.00	18	1,188.00	28	1,848.00	38	2,508.00	48	3,168.00
9	594.00	19	1,254.00	29	1,914.00	39	2,574.00	49	3,234.00
10	660.00	20	1,320.00	30	1,980.00	40	2,640.00	50	3,300.00

\* Where (No) exceeds 50 the formula  $S = C \times UO$  applies.

## C43 Fixing Of Rates - 2006/07 ...(Cont'd)

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17. Make an Annual Fee for On-site Sewage Administration, pursuant to Section 608 of the Local Government Act for 2006/2007 on each property on which an on-site sewage management system is installed EXCEPT land formerly within the former Pristine Waters Council.

The amount of the fee will be the amount derived by applying the formula  $C = OS \times US$  where C equals the annual fee, OS equals the number of on-site sewerage management systems and US (unit price - on-site sewerage administration) is \$20.00.

\* Where "No" equals "S" and Amount equals "C" in the above formula.

No.	Amount	No.	Amount	No.	Amount	No.	Amount	No.	Amount
1	20.00	5	100.00	9	180.00	13	260.00	17	340.00
2	40.00	6	120.00	10	200.00	14	280.00	18	360.00
3	60.00	7	140.00	11	220.00	15	300.00	19	380.00
4	80.00	8	160.00	12	240.00	16	320.00	20	400.00

\* where number (No) exceeds 20 the formula  $C = OS \times US$  applies

18. Make an Annual Charge – Water Access Charges, pursuant to Section 501 of the Local Government Act, for 2006/2007 on all ratable land in the City categorised Residential (under Section 516 of the Local Government Act) EXCEPT land prescribed under Section 552(2) of the Local Government Act.

The amounts of the annual charges will be:

- For vacant land or land comprising a single residential dwelling, or a lot within a strata plan, one hundred and four dollars (\$104.00).
  - For land on which is erected a building or buildings adapted for two or more separate occupations, including (but not limited to) a dual occupancy or residential flat building(s) not being part of a strata plan, the amount derived by applying the formula  $A = \$208.00 + ((T-2) \times \$20.80)$  where A equals the Annual Charge, T equals the number of separate occupations, \$208.00 is the price for the first two occupations, and \$20.80 is the unit price for the third and subsequent occupations.
19. Make an Annual Charge – Water Access Charges, pursuant to Section 501 of the Local Government Act, for 2006/2007 on all ratable land in the City categorised Business or Farmland (under Section 515 of the Local Government Act) EXCEPT land prescribed under Section 552(2) of the Local Government Act.

The amount of the annual charges will be:

- For land that is not connected to the water supply, one hundred and four dollars (\$104.00).

**C43 Fixing Of Rates - 2006/07 ...(Cont'd)**

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2. For land not included in (1) above and on which the aggregate charging factor is not greater than two (2), the amount derived by applying the formula  $A = F \times \$104.00$  where A equals the Annual Charge, F equals the aggregate of the charge factors for all meters on the property (see *table below of charge factors*), and \$104.00 is the unit price.
3. for land not included in (1) above and on which the aggregate charging factor is greater than two (2), the amount derived by applying the formula  $A = \$208.00 + ((F-2) \times \$20.80)$  where A equals the Annual Charge, F equals the aggregate of the charge factors for all meters on the property (see *table below of charge factors*), \$208.00 is the unit price for the first two charge factors and \$20.80 is the unit price for the charge factors in excess of two.

*Table of Charge Factors for Non-Residential Water Access Charge*

Meter Size (in mm)	Charge Factor	Meter Size (in mm)	Charge Factor	Meter Size (in mm)	Charge Factor
15	1.0	40	4.0	100	25.0
20	1.0	50	6.3	150	56.3
25	1.6	65	10.6	200	100.0
32	2.6	80	16.0		

20. Make an Annual Charge - Water Backflow Charges, pursuant to Section 501 of the Local Government Act, for 2006/2007 of sixteen dollars (\$16.00) per assessment on all ratable land for assessments with a meter fitted with a Testable Backflow device in respect of land prescribed under Section 552(1).
21. Make an Annual Charge for Effluent Removal, pursuant to Section 501 of the Local Government Act, for 2006/2007 of three hundred and fifty-five dollars (\$355.00) for each property in the City to which an effluent removal service is provided.
22. Make an Annual Charge for Trade Waste Discharge, pursuant to Section 501 of the Local Government Act, for 2006/2007 for each discharge point discharging other than domestic waste into the sewer.

The amount of the charge will be the amount derived by applying the formula  $A = T \times UW$ , where "A" equals the annual charge, "T" equals the number of discharge points and UW (Unit Price – Trade Waste) is \$160.00.

Where the commencement date of the service is after 1 July 2006, then UW will be calculated by the formula  $UW = \$160.00$  divided by  $12 \times M$  (where "M" is the number of months from the commencement date of the service to 30 June 2007).



### C43 Fixing Of Rates - 2006/07 ...(Cont'd)

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Expressed in table form as follows:-

\* Where "No" equals T and Amount = "A" in the above formula.

No.	Amount	No.	Amount	No.	Amount	No.	Amount	No.	Amount
1	160.00	5	800.00	9	1,440.00	13	2,080.00	17	2,720.00
2	320.00	6	960.00	10	1,600.00	14	2,240.00	18	2,880.00
3	480.00	7	1,120.00	11	1,760.00	15	2,400.00	19	3,040.00
4	640.00	8	1,280.00	12	1,920.00	16	2,560.00	20	3,200.00

\* Where number (No) exceeds 20 the formula  $A = T \times UW$  applies

23. Make a Water Consumption Charge, pursuant to Section 501 of the Local Government Act, for the 2006/2007 water charge period of one hundred and eighty-two cents (182c) per kilolitre for each kilolitre of water registered, up to a daily average of 1 kilolitre per tenement supplied for the period read, on the aggregate of all meters fitted to any Residential property, this to be known as the Tier 1 charge.

The 2006/2007 water charge period is from the last meter reading before 30 June 2006 to the last reading before 30 June 2007.

24. Make a Water Consumption Charge, pursuant to Section 501 of the Local Government Act, for the 2006/2007 water charge period of two hundred cents (200c) per kilolitre for each kilolitre of water registered, over a daily average of 1 kilolitre per tenement supplied for the period read, on the aggregate of all meters fitted to any Residential property, this to be known as the Tier 2 charge.

The 2006/2007 water charge period is from the last meter reading before 30 June 2006 to the last reading before 30 June 2007.

25. Make a Water Consumption Charge, pursuant to Section 501 of the Local Government Act, for the 2006/2007 water charge period of one hundred and eighty-two cents (182c) per kilolitre for each kilolitre of water registered on any meter fitted to any Non-Residential property.

The 2006/2007 water charge period is from the last meter reading before 30 June 2006 to the last reading before 30 June 2007.

26. Make a Water Consumption Charge, pursuant to Section 501 of the Local Government Act, for the 2006/2007 water charge period of five hundred and forty-six cents (546c) per kilolitre for each kilolitre of water registered on any meter fitted for providing a fire service at a property.

The 2006/2007 water charge period is from the last meter reading before 30 June 2006 to the last reading before 30 June 2007.

27. Make an Interest Charge, pursuant to Section 566 of the Local Government Act, for 2006/2007 of 9.0% per annum, calculated daily on a simple basis, on overdue rates and charges EXCEPT water consumption charges.

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#### **C44 GRANTING OF VOLUNTARY PENSION REBATES**

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To confirm the granting of voluntary pension rebates for Domestic Waste charges for 2006/2007 and extend the voluntary rebate to apply to the Special Rate – Environmental rate for 2006/2007.

**CS44 RECOMMENDED** (Joass/McKelvey) that:

1. Council grant a voluntary rebate under Section 582 of the Local Government Act in 2006/2007 to eligible pensioners in respect of the Special Rate – Environmental and Domestic Waste. The level of rebate to be:
  - In the case of the Special Rate – Environmental – the amount that is the difference between 50% of the ad valorem rate and 50% of the Base Amount and the Mandatory Rebate to be applied under Section 575 of the Local Government Act.
  - In the case of the Domestic Waste Charge – the amount that is the difference between \$87.50 and the Mandatory Rebate to be applied under Section 575 of the Local Government Act.
2. That it be noted that Council provides an amount of \$1,560,000 in its 2006/07 budget to meet its cost of providing pension rebates of which \$522,000 is provided on a voluntary basis.

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#### **C45 PAYING ON-SITE SEWER MANAGEMENT ADMINISTRATION FEE BY INSTALMENTS**

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To enable on-site sewer management administration fees included on Council's rates and charges notice to be paid by instalments.

**CS52 RECOMMENDED** (McKelvey/Featherstone) that any fee for Onsite Sewage Management Administration may be paid in a single instalment or by quarterly instalments as if it were a rate or a charge.

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#### **C46 OUTSTANDING REPORTS AND RESOLUTIONS AWAITING IMPLEMENTATION**

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To provide Council with an update of requests for reports and previous resolutions to Council awaiting implementation.

**CS53 RECOMMENDED** (Ovens/Palmer) that the report be noted.

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#### **C47 BANK BALANCES AND INVESTMENTS FOR MAY 2006**

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To list Council's Bank Balances and Investments as at 31 May 2006.

- CS54 RECOMMENDED** (Ovens/Palmer) that the bank balances and investments totalling one hundred and thirteen million, nine hundred and five thousand, two hundred and seventy seven dollars (\$113,905,277) as at 31 May 2006 be noted.
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#### **CONCLUSION OF CORPORATE SERVICES COMMITTEE MEETING**

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The Chairman advised that the business of the Corporate Services Committee was concluded and invited the Mayor to resume the chair.

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#### **OPEN COUNCIL**

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The Mayor requested a motion to close the Committee meeting and move into Open Council.

- CS55 RECOMMENDED** (Smithers/Palmer) that the Committee now move into Open Council.

The Mayor resumed chairmanship of the meeting at 6.15pm.

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#### **ADOPTION OF CORPORATE SERVICES COMMITTEE REPORT**

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- 105 RESOLVED** (Joass/Palmer) that the recommendations of the Corporate Services Committee meeting be received and adopted.
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#### **QUESTIONS WITHOUT NOTICE**

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##### **1. Leaching of Petroleum Products into the Orara River**

Cr McKelvey raised the issue of petroleum products leaching into the Orara River, highlighting the impact it is having on the residents in the Coramba area, and asked if Council could fast-track its investigations into this public health risk.

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*The General Manager indicated that Council has been monitoring this situation since 2002 and even though Council is not the primary agency with responsibility, it has spent approximately \$176,000 on water testing in the area of concern. The State Government will be consulted while investigations continue and a report will be brought back to Council within two months.*

## **2. Street Lighting**

Cr Palmer asked if the savings made from the introduction of sodium lights could be used to fund additional street lighting.

*The General Manager indicated that surveys have been completed to identify priorities for street lighting and they will either be funded by savings from the use of sodium lights or included in the next Management Plan process.*

Mayor Rhoades asked where the savings from the use of sodium lights are currently located.

*The Director of Corporate Services advised that the cost of the infrastructure was provided from an internal loan. The cost savings from using the sodium lights is being used to repay the debt and is expected to take a number of years.*

## **3. Sale of Excess Electricity**

Mayor Rhoades asked where the funds, derived from the sale of excess power from Council's generator to the grid, are located.

*The General Manager took this question on notice.*

## **4. New Water Charges**

Cr Hogbin asked if Council has adequate systems in place to monitor the volume and frequency of pump-outs, considering the residents on pump-out are now being charged an equivalent rate to the rest of the ratepayers in the City.

*The Director of City Services indicated that there could be a problem with residents using more pump-out because of changes to the pricing structure, however Council will continue to monitor the situation.*

## **5. Code of Meeting Practice**

Cr Hogbin requested that Council's Code of Meeting Practice be reviewed to ensure there is certainty in all steps of the Council meeting process.

*The General Manager agreed to review the Code of Meeting Practice against the regulation and provide an interpretation that can be used for future reference.*

The Mayor asked for the Code of Meeting Practice to be circulated to all Councillors and encouraged Councillors to assist in the review process by flagging all areas of the Code which they find confusing.

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## **GENERAL BUSINESS**

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### **1. Revolving Energy Fund**

With regards to the use of sodium lights and the associated energy savings, Cr Smithers reminded Council about the Revolving Energy Fund, which is a part of the Greenhouse Action Strategy and not progressed to date due to the debts from purchasing the sodium lights.

### **2. Vehicles on Beaches**

Cr Smithers asked if Council could review it's current practices & procedures with regards to vehicles on beaches, and suggested that vehicular access on specific beaches could be restricted to boat launching and emergency vehicles only.

*The General Manager highlighted potential resourcing issues with regards to enforcing additional restrictions, and indicated that Council is currently adding additional information to its website, such as dog restricted, dog leash and non dog leash areas, as well as vehicle areas and non vehicle areas. A report outlining further opportunities and possibilities will be returned to Council.*

### **3. Jetty Dune Care**

Cr Smithers asked if Council could reconsider Jetty Dune Care's application under the Environmental Levy Program for funds to employ a Program Co-Ordinator.

*The General Manager took this request on notice.*

### **4. Function Attendance**

Cr Palmer reported on his attendance at the following events/ functions:

- U19 Girls Soccer – National tournament held at the International Stadium
- International Football match between British & Australian Universities held at the International Stadium
- NSW Training Awards held at Novotel Pacific Bay Resort

### **5. Legal Expenses Report**

Cr Hogbin requested that the Director of Corporate Services confirm the accuracy of the Legal Expenses Report, which was circulated to all Councillors.

This concluded the business and the meeting closed at 6.35pm.

Confirmed 17 August 2006

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Keith Rhoades AFSM  
**Mayor**