

The following document is the minutes of the Council and Committee Meetings held on Thursday, 28 June 2012. These minutes are subject to confirmation as to their accuracy at the next meeting to be held on 12 July 2012 and therefore subject to change. Please refer to the minutes of the meeting of 12 July 2012 for confirmation.



COFFS HARBOUR CITY COUNCIL
ORDINARY MEETING
COUNCIL CHAMBERS
COUNCIL ADMINISTRATION BUILDING
COFF AND CASTLE STREETS, COFFS HARBOUR
28 JUNE 2012

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COFFS HARBOUR CITY COUNCIL

ORDINARY MEETING

28 JUNE 2012

Present: Councillors K Rhoades (Mayor), J Arkan, J Bonfield, R Degens, M Graham, K Hines, D Knight, W Palmer and P Templeton.

Staff: General Manager, Director Corporate Business, Director of City Services, Acting Director Land Use, Health & Development and Executive Assistant

We respectfully acknowledge the Gumbayngirr Country and the Gumbayngirr Aboriginal peoples who are traditional custodians of the land on which we meet and their Elders both past and present.

The Mayor reminded the Chamber that the meeting was to be recorded, and that no other recordings of the meeting would be permitted.

The meeting commenced at 5.00pm with the Mayor, Cr K Rhoades in the chair.

DISCLOSURE OF INTEREST

There were no disclosures of interest.

PUBLIC ADDRESS

There were no public addresses.

Councillor Palmer gave a brief outline of the last Project Committee meeting of the Coffs Harbour/Clarence Valley Council relating to the Regional Water Supply and development of the Shannon Creek Dam which he attended today.

CONFIRMATION OF MINUTES

- 153** **RESOLVED** (Degens/Arkan) that the minutes of the Ordinary meeting held on 14 June 2012 be confirmed as a true and correct record of proceedings.

Councillor Graham arrived, the time being 5.05pm.

RESCISSION MOTION

RM12/1 ENVIRONMENTAL LEVY QUARTERLY REPORT - 31 MARCH 2012

- 154** **RESOLVED** (Bonfield/Palmer) that Resolution No.: 142 (Recommendations No. 1 to 4) of CB12/46 Ordinary meeting held on 14 June 2012 and reading as follows, be rescinded:

1. Council notes the status of the Environmental Levy Projects as at 31 March 2012 as outlined in the report.
2. The balance from the following projects be returned to the Environmental Levy Reserves Pool for future funding:
 - \$ 152.96 Vegetation Mapping Project - Ground Truth Component;
 - \$ 52.30 On-ground Control of the Indian Myna Bird; and
 - \$21,518.75 Matching Grant Funding Pool
3. Council continues to monitor the Environmental Levy Program to ensure earliest completion of projects.
4. That \$50,000 be made available from the Matching Grant Pool for a study on the potential of rail, both passenger and freight, including the harbour and shipping, subject to matching funding.

- 155** **RESOLVED** (Bonfield/Palmer) that:

1. Council notes the status of the Environmental Levy Projects as at 31 March 2012 as outlined in the report.
2. The balance from the following projects be returned to the Environmental Levy Reserves Pool for future funding:
 - \$ 152.96 Vegetation Mapping Project - Ground Truth Component;
 - \$ 52.30 On-ground Control of the Indian Myna Bird; and
 - \$21,518.75 Matching Grant Funding Pool
3. Council continues to monitor the Environmental Levy Program to ensure earliest completion of projects.

GENERAL MANAGER'S REPORT

GM12/20 2012/2016 DELIVERY PROGRAM AND 2012/2013 OPERATIONAL PLAN

To confirm the 2012/2013 budget strategy to be implemented in support of the 2012/2016 Delivery Program and 2012/2013 Operational Plan.

156 RESOLVED (Palmer/Templeton) that Council:

1. Note the Independent Pricing and Regulatory Tribunal's advice of 4 June 2012, approving Coffs Harbour City Council's Application for a Special Variation to General Income of 5.64% in 2012/2013.
2. Rescind the second budget option (without the CBD Special Rate) adopted on 24 May 2012 in the 2012/2016 Delivery Program and 2012/2013 Operational Plan.
3. Note that the IPART determination enables Council to proceed in 2012/2013 with the development of a City Centre Masterplan in conjunction with a CBD Masterplan committee.
4. Confirm its intention to develop an application for the long-term continuation of the CBD Special Rate as part of the preparation of the 2013/2017 Delivery Program.

Cr Hines left the Chamber 5.44pm and returned at 5.46pm.

CITY SERVICES DEPARTMENT REPORTS

CS12/23 ECONOMIC DEVELOPMENT STRATEGY

To review the outcomes of Council's Economic Development activities over recent years and, building on the successes to date and learning from previous efforts, to propose a methodology for the development of a new Economic Development Strategy for the City.

157 RESOLVED (Bonfield/Arkan) that:

1. The information contained in the report is noted.
2. The project scope for the new Economic Development Strategy is noted.
3. Councillors be kept informed as the project progresses.

CS12/24 TENDER - PLANT AND TRUCK HIRE 2012/2013 - CONTRACT NO. 12/13-543-TO

To obtain Council approval to accept tenders for inclusion in a panel contract for the hire of plant and equipment to Council for the 2012/2013 financial year.

158 RESOLVED (Arkan/Templeton):

1. That Council accept the following list of contractors onto the external plant hire contract panel for Contract 12/13-543-TO on the basis that:
 - o The tenderers have demonstrated experience and capacity in fulfilling the requirements of the contract for the supply of plant, trucks and equipment.
 - o The rates as tendered are the most advantageous for Council.

CONTRACTOR'S NAME	ABN
Conplant Pty Ltd	15 000 373 151
DJ & CA Atkinson Pty Ltd	93 005 572 858
EB & DE Bunt Pty Ltd	68 081 916 181
Ernie Burnett Plumbing	69 109 168 630
John Lacey Earthmoving Pty Ltd	87 085 659 794
KBS Mackay Pty Ltd	98 103 146 372
Mal Keough Earthmoving Pty Ltd	42 105 032 184
Peter Rowan Pty Ltd	32 099 764 413
PL & CV McNickle Pty Ltd	95 002 133 299
Tutt Bryant Hire	25 002 894 439
S&P Jackson t/a North Coast Cranes	59 107 771 335
Stocks for Hire	65 196 748 145

2. That Council accept the following list of contractors onto the external plant hire contract panel after the contractor has provided all outstanding documentation:

CONTRACTOR'S NAME	ABN
A & K McIntyre Pty Ltd	48 078 685 471
AMW Transport Pty Ltd	80 111 098 509
Australian Grader Hire Pty Ltd	34 066 027 441
Ausco Modular Pty Ltd	99 074 126 971
Bryker Hire	77 112 190 306
Coffs City Cranes & Rigging	11 108 021 398
Crampo's Tippers P/L	56 104 525 699
Dubs Earthmoving Pty Ltd	74 101 384 589
Emerald Earthworks	82 107 663 703
Espedan P/L	70 001 684 037
Lartell Pty Ltd	43 090 369 298
Malin Excavations P/L	44 106 925 697
McIntyre Tippers Pty Ltd	90 156 120 731
McKinnon Family Ent. P/L	84 104 402 619
Orara Valley Water Cartage Pty Ltd	72 104 538 294
RJ & CM Tate Pty Ltd	57 103 091 998
Terrawork Pty Ltd	17 085 748 974
Troy O'Doherty Earthmoving Pty Ltd	96 101 417 887

3. That Council accept Sherrin Rentals Pty Ltd onto the external plant hire contract panel after added conditions attached to their offer are removed:

Sherrin Rentals Pty Ltd	52 074 173 756
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The Mayor granted a three minute recess, the meeting returned at 6.38pm.

LAND USE HEALTH & DEVELOPMENT DEPARTMENT REPORT

L12/19 ENFORCEMENT OF PARKING RESTRICTIONS POLICY

For Council to adopt the Enforcement of Parking Restrictions Policy.

- 159** **RESOLVED** (Templeton/Hines) that Council adopts the attached Enforcement of Parking Restrictions Policy dated 20 June 2012.

CORPORATE BUSINESS DEPARTMENT REPORTS

CB12/49 NORTH COFFS DEVELOPER CONTRIBUTIONS PLAN 2012

The purpose of this report is to inform Council of the outcome of the exhibition of draft North Coffs Developer Contributions Plan.

This report recommends that Council adopt the Developer Contributions Plan. The North Coffs Developer Contributions Plan, as exhibited, is attached to this report, as are maps of the land to which the Plan applies.

- 160** **RESOLVED** (Arkan/Templeton) that Council adopts the North Coffs Developer Contributions Plan 2012, as attached to this report.

CB12/50 BANK BALANCES AND INVESTMENTS FOR APRIL 2012

To list Council's Bank Balances and Investments as at 30 April 2012.

- 161** **RESOLVED** (Templeton/Palmer):
1. That the bank balances and investments totaling (from loans, Section 94 and other avenues that form the restricted accounts and are committed for future works) one hundred and sixty four million, one hundred and forty five thousand, six hundred and ninety five dollars (\$164,145,695) as at 30 April 2012 be noted.
 2. That the general fund unrestricted cash and investments totaling eight hundred and three thousand, five hundred and seventy nine dollars (\$803,579) as at 30 April 2012 be noted.

**CB12/51 PAYING ON-SITE SEWER MANAGEMENT ADMINISTRATION FEE
BY INSTALMENTS**

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

- 162 RESOLVED** (Hines/Arkan) that any fee for On-site Sewage Management Administration may be paid in a single instalment or by quarterly instalments as if it were a rate or a charge.

CB12/52 GRANTING OF VOLUNTARY PENSION REBATES

To confirm the granting of voluntary pension rebates for Domestic Waste Charges for 2012/2013 and extend the voluntary rebate to apply to the Environmental Special Rate for 2012/2013.

- 163 RESOLVED** (Graham/Arkan) that
1. That Council grants a voluntary rebate under Section 582 of the Local Government Act in 2012/2013 to eligible pensioners in respect of the Environmental Special Rate and Domestic Waste charges. The level of rebate to be:
 - In the case of the Environmental Special Rate – 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 over and above the Government subsidy of approximately \$1,668,750 in its 2012/2013 budget to meet the cost of providing pension rebates of which approximately \$600,000 is provided on a voluntary basis.

CB12/53 MAKING OF RATES AND CHARGES FOR 2012-2013

Fixing of the rates, annual charges, user charges and interest charges for 2012/2013.

164 RESOLVED (Templeton/Palmer) that

1. Make an Ordinary Rate - Residential, pursuant to Section 494 of the Local Government Act, for 2012/2013 of (0.32925 cents) in the dollar with a Base Amount of \$295.00 for all rateable land in the City categorised as 'Residential'.
2. Make an Ordinary Rate – Business, pursuant to Section 494 of the Local Government Act, for 2012/2013 of (0.76697 cents) in the dollar with a minimum rate of \$500.00 for all rateable land in the City categorised as 'Business' EXCEPT land under the sub-category of Business named 'City Centre Business'.
3. Make an Ordinary Rate – City Centre Business, pursuant to Section 494 of the Local Government Act, for 2012/2013 of (1.05813 cents) in the dollar with a minimum rate of \$485.00 for all rateable land in the City sub-categorised as 'City Centre Business'.
4. Make an Ordinary Rate – Farmland, pursuant to Section 494 of the Local Government Act, for 2012/2013 of (0.32925 cents) in the dollar and a Base Amount of \$295.00 for all rateable land in the City categorised as 'Farmland'.
5. Make a Special Rate – Environmental, pursuant to Section 495 of the Local Government Act, for 2012/2013 on all rateable land in the City of (0.00983 cents) in the dollar with a Base Amount of (\$19.00).
6. Make an Annual Charge for Domestic Waste Service – Occupied, pursuant to Section 496 of the Local Government Act, for 2012/2013 on all occupied rateable land in the City, categorised Residential or Farmland, to which a domestic waste service is (or able to be) provided.

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 \$460.00.

Subsidiary (or extra) Domestic Waste Services pursuant to Section 501 of the Local Government Act, for 2012/2013 will incur the following annual charges per service:

- I. Domestic General Waste Service - \$200.00
- II. Domestic Recycling Service - \$80.00
- III. Domestic Recycle Upgrade Service - \$30.00
- IV. Domestic Organic Waste Service - \$125.00

7. Make an Annual Charge for Non-Rateable Domestic Waste Service, pursuant to Section 496 of the Local Government Act, for 2012/2013 on all occupied non-rateable 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-Rateable) is \$460.00.

Subsidiary (or extra) Non-Rateable Domestic Waste Services pursuant to Section 501 of the Local Government Act, for 2012/2013 will incur the following annual charges per service:

- I. Domestic General Waste Service - \$200.00
- II. Domestic Recycling Service - \$80.00
- III. Domestic Recycle Upgrade Service - \$30.00
- IV. Domestic Organic Waste Service - \$125.00

8. Make an Annual Charge for Domestic Waste – Vacant Land, pursuant to Section 496 of the Local Government Act, for 2012/2013 of \$80.00, on all vacant rateable land in the City categorised Residential and Farmland, to which a domestic waste service is available.

9. Make an Annual Charge for Non-Domestic Waste – Occupied, pursuant to Section 501 of the Local Government Act for 2012/2013 on all occupied rateable land in the City, categorised Business or sub-categorised City Centre Business, to which a waste collection service is provided (or is able to be 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 \$460.00.

Subsidiary (or extra) Non-Domestic Waste Services pursuant to Section 501 of the Local Government Act, for 2012/2013 will incur the following annual charges per service:

- I. Non-Domestic General Waste Service - \$200.00
- II. Non-Domestic Recycling Service - \$80.00
- III. Non-Domestic Recycle Upgrade Service - \$30.00
- IV. Non-Domestic Organic Waste Service - \$125.00

10. Make an Annual Charge for Non-Domestic Waste – Vacant Land, pursuant to Section 501 of the Local Government Act, for 2012/2013 of \$80.00, on all vacant rateable land in the City categorised Business or sub-categorised City Centre Business to which a non domestic waste service is available.

11. Make an Annual Charge – Sewerage Access Charge, pursuant to Section 501 of the Local Government Act, for 2012/2013 on all rateable land in the City categorised Residential or Farmland, EXCEPT land prescribed under Section 552(3) (a) and (b) of the Local Government Act.

The amount of the annual charge will be \$760.00 per occupation or \$524.00 for vacant land.

12. Make an Annual Charge – Sewerage Access Charge, pursuant to Section 502 of the Local Government Act, for 2012/2013 on all rateable land in the City categorised Business or within the Business subcategory ‘City Centre Business’ EXCEPT land prescribed under Section 552(3)(a) and (b) of the Local Government Act.

The amount of the annual charge will be: -

For vacant land - \$524.00.

For occupied land the charge will be calculated using the formula:

SDF x MF x AC factor

Where: SDF = Sewer Discharge Factor
 MF = Meter Factor (refer to table 1 below)
 AC factor = \$744.00 (charge for 2012/2013)

Where no water service is installed on an occupied property (and able to be connected to the sewerage system) a Meter Factor (MF) equal to one (1) and a Sewer Discharge Factor (SDF) equal to 95% will be assumed for the calculation of the annual sewer access charge (i.e. 1 x 95% x \$744.00 = \$706.80)

Table 1 - Meter factors for Annual Sewer Access Charge (Business)

Meter Size (in mm)	Charge Factor	Meter Size (in mm)	Charge Factor	Meter Size (in mm)	Charge Factor
15	1.00	40	4.00	100	25.00
20	1.00	50	6.30	150	56.30
25	1.60	65	10.60	200	100.00
32	2.60	80	16.00	Fire Service (any size)	Nil

13. Make an Annual Fee for On-site Sewage Administration (low risk systems), pursuant to Section 608 of the Local Government Act for 2012/2013 on each property on which an on-site sewage management system(s) is installed.

The amount of the fee will be the amount derived by applying the formula $C = OS \times UPL$ where “C” equals the annual fee, “OS” equals the number of on-site sewage management systems and “UPL” (Unit Price) is \$25.00 for low risk on-site sewage systems.

14. Make an Annual Fee for On-site Sewage Administration (medium risk systems), pursuant to Section 608 of the Local Government Act for 2012/2013 on each property on which an on-site sewage management system is installed.

The amount of the fee will be the amount derived by applying the formula $C = OS \times UPM$ where “C” equals the annual fee, “OS” equals the number of on-site sewage management systems and “UPM” (Unit Price) is \$50.00 for medium risk on-site sewage systems.

15. Make an Annual Fee for On-site Sewage Administration (high risk systems), pursuant to Section 608 of the Local Government Act for 2012/2013 on each property on which an on-site sewage management system is installed.

The amount of the fee will be the amount derived by applying the formula $C = OS \times UPH$ where “C” equals the annual fee, “OS” equals the number of on-site sewage management systems and “UPH” (Unit Price) is \$150.00 for high risk on-site sewage systems.

16. Make an Annual Charge – Water Access Charge, pursuant to Section 501 of the Local Government Act, for 2012/2013 on all rateable land in the City categorised Residential or Farmland EXCEPT:

- Land prescribed under Section 552(2) of the Local Government Act (or)
- Farmland rated properties using water for a commercial farming purpose.

The amounts of the annual charge will be:

- I. For vacant land or land comprising a single residential dwelling or a lot within a strata plan - \$135.00.
- II. 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 $AC = T \times \$135.00$ where “AC” equals the Annual Charge, “T” equals the number of separate occupations.

17. Make an Annual Charge – Water Access Charges, pursuant to Section 501 of the Local Government Act, for 2012/2013 on all rateable land in the City categorised Business (and sub-category City Centre Business) or Farmland EXCEPT:

- Land prescribed under Section 552(2) of the Local Government Act (or)
- Farmland rated properties using water for a residential purpose.

The amount of the annual charges will be:

- I. For vacant land or occupied land that is not connected to the water supply - \$135.00.
- II. For land not included in (I) above the amount is derived by applying the formula $AC = MF \times \$135.00$ where “AC” equals the Annual Charge, “MF” equals the aggregate of the charge factors for all meters on the property (see Table 2 below for charge factors), and \$135.00 is the unit price.

Table 2 - Charge Factors for Water Access Charge (Non-Residential)

Meter Size (in mm)	Charge Factor	Meter Size (in mm)	Charge Factor	Meter Size (in mm)	Charge Factor
15	1.00	40	4.00	100	25.00
20	1.00	50	6.30	150	56.30
25	1.60	65	10.60	200	100.00
32	2.60	80	16.00	Fire Service (any size)	1.00

18. Make an Annual Charge - Water Backflow Charges, pursuant to Section 501 of the Local Government Act, for 2012/2013 of \$18.50 per testable backflow device on all rateable land properties in respect of land prescribed under Section 552(1).

19. Make an Annual Charge for Effluent Removal, pursuant to Section 501 of the Local Government Act, for 2012/2013 of \$440.00 for each system able to be connected to the sewerage system (properties with this charge applied may also be charged an annual sewer access charge).

20. Make an Annual Charge for Effluent Removal, pursuant to Section 501 of the Local Government Act, for 2012/2013 of \$440.00 for each system not yet on Council's subsidised pump-out service and not able to be connected to the sewerage system.
21. Make an Annual Charge for Effluent Removal (Special), pursuant to Section 501 of the Local Government Act, for 2012/2013 of \$760.00 for each system not able to be connected to the sewerage system. A subsidised pump-out service is provided with this charge.
22. Make an Annual Charge for Trade Waste, pursuant to Section 501 of the Local Government Act, for 2012/2013. This annual charge is based on the number of trade waste generators at each property.

Table three shows the annual charge applicable for a particular number of trade waste generators at a property.

Table 3 – Annual Charge for Trade Waste

No. of Trade Waste Generators	Annual Trade Waste Charge
1	\$180.00
2 to 4	\$360.00
5 to 9	\$720.00
10 to 15	\$1,350.00
More than 15	\$1,800.00

23. Make a Water Usage Charge, pursuant to Section 502 of the Local Government Act, for the 2012/2013 water charge period of \$2.48 per kilolitre for each kilolitre of water registered, up to a daily average of one (1) kilolitre per occupation supplied for the period read, on the aggregate of all meters fitted to any residential property, this is to be known as the Tier 1 (or Step 1) water usage charge.
24. Make a Water Usage Charge, pursuant to Section 502 of the Local Government Act, for the 2012/2013 water charge period of \$3.72 per kilolitre for each kilolitre of water registered, over a daily average of one (1) kilolitre per occupation supplied for the period read, on the aggregate of all meters fitted to any residential property, this is to be known as the Tier 2 (or Step 2) water usage charge.
25. Make a Water Usage Charge (Raw Water Supply), pursuant to Section 502 of the Local Government Act, for the 2012/2013 water charge period of \$1.24 per kilolitre for each kilolitre of water registered, up to a daily average of one (1) kilolitre per occupation supplied for the period read, on the aggregate of all meters fitted, this is to be known as the Tier 1 (or Step 1) raw water usage charge.
26. Make a Water Usage Charge (Raw Water Supply), pursuant to Section 502 of the Local Government Act, for the 2012/2013 water charge period of \$1.86 per kilolitre for each kilolitre of water registered, over a daily average of one (1) kilolitre per occupation supplied for the period read, on the aggregate of all meters fitted, this is to be known as the Tier 2 (or Step 2) raw water usage charge.
27. Make a Water Usage Charge, pursuant to Section 502 of the Local Government Act, for the 2012/2013 water charge period of \$2.48 per kilolitre for each kilolitre of water registered on any meter fitted to any Non-Residential property.

28. Make a Water Usage Charge, pursuant to Section 502 of the Local Government Act, for the 2012/2013 water charge period of \$7.44 per kilolitre for each kilolitre of water registered on any meter fitted for providing a fire service at a property.

29. Make a Sewerage Usage Charge, pursuant to Section 502 of the Local Government Act, for the 2012/2013 charge period of \$1.94 per kilolitre. Sewerage discharge is based on water usage and varies depending on Sewer Discharge Factors (SDF) allocated to individual water meters on individual properties. SDFs are determined using State Government guidelines.

Usage is determined with the use of meters, which in certain circumstances may not be directly connected to Council's water supply.

30. Make a Trade Usage Charge (for compliant trade waste discharge – Charge Category 2 generators), pursuant to Section 502 of the Local Government Act, for the 2012/2013 charge period of \$1.53 per kilolitre.

Make a Trade Usage Charge (for non-compliant trade waste discharge – Charge Category 1 generators), pursuant to Section 502 of the Local Government Act, for the 2012/2013 charge period of \$1.53 per kilolitre.

Make a Trade Usage Charge (for non-compliant trade waste discharge – Charge Category 2 generators), pursuant to Section 502 of the Local Government Act, for the 2012/2013 charge period of \$14.10 per kilolitre.

Trade waste discharge is based on water usage and varies depending on Trade Waste Discharge Factors (TWDF) allocated to individual water meters on individual properties. TWDFs are determined using State Government guidelines.

Usage is determined with the use of meters, which in certain circumstances may not be directly connected to Council's water supply.

31. Make an Annual Stormwater Management Service Charge, pursuant to Section 496A of the Local Government Act, for 2012/2013, to be applied against rateable properties categorised as Business or Residential within Council's stormwater catchments.

The amount of the annual charges will be:

I. For Residential properties (not being strata units) - a flat charge of \$25.00 will apply.

II. For Residential Strata Units - a flat charge of \$12.50 will apply.

III. For Business properties (not being strata units) the charge is based on total (estimated) impervious land area using the following criteria:

Divide the total impervious land area by 350 square metres. This will result in an amount which, (rounded up to the nearest whole number) is multiplied by \$25.00.

This annual charge will therefore be an amount divisible by \$25.00 with the minimum charge being \$25.00 for properties having a land area of 350 square metres or less.

- IV. For Business Strata Units (in a complex containing only business units) - the charge is determined by a method similar to that detailed in point III above, except that the total land area charge for the strata complex (being a multiple of the \$25.00 charge) is further apportioned to individual strata units within the complex using the unit entitlement recorded for each unit. . A minimum charge of \$5.00 per strata unit applies to calculated charges less than this amount.
 - V. For Business Strata Units (in a mixed complex containing residential units) – the charge for these units will be the same as residential strata units being a flat charge of \$12.50.
32. Make an Interest Charge of 10%, pursuant to Section 566 of the Local Government Act, for 2012/2013 being the maximum amount determined by the Minister for Local Government; calculated daily on a simple basis, on overdue rates and charges (EXCEPT water, sewer and trade waste usage charges).

CB12/54 WORKPLACE SURVEILLANCE POLICY

For Council to adopt the Workplace Surveillance Policy.

- 165 RESOLVED** (Palmer/Arkan) that Council adopts the attached Workplace Surveillance Policy dated 20 June 2012.

CB12/55 PROPOSED ACQUISITION OF LAND - HOYS ROAD MOONEE

- 166 RESOLVED** (Bonfield/Knight) that this matter be referred to Closed Committee at the conclusion of the meeting.

REQUESTS FOR LEAVE OF ABSENCE

There were no requests for leave of absence.

MATTERS OF AN URGENT NATURE

MUN12/10 Headspace Mid North Coast - Grant Funding

Councillor Hines advised that Headspace Mid North Coast had secured a \$326,000 grant, to expand its existing premises or other premises, which runs out on 30 June 2012. As they have been unable to obtain suitable premises through the private sector, Cr Hines asked that Council work with GenHealth to research a viable financial framework for possible redevelopment of 41 Gordon Street for the purposes of housing Headspace Mid North Coast and the Womens Health Centre.

The Mayor requested that the information be passed to the General Manager as soon as possible.

The General Manager advised that staff would work with them to try and obtain an extension of the grant to allow more time to evaluate the way forward.

MUN12/11 Court House - Location

Councillor Graham asked if Council would consider making representations to the State government for establishment of a judicial precinct in Gordon Street, so to enhance the business sector and create stimulus in the CBD and not fragment the City Centre.

Councillor Graham requested that all avenues be explored, as there were a number of compelling reasons why a court house should be located near the City Centre, with the existing proximity of services and businesses being the main driver, and there is a lot of activity around a court house which could result in an excellent public interest outcome, not necessarily with any great additional cost to the State.

The General Manager took the matter on notice.

Councillor Palmer advised that the location of the justice building has already been discussed in Council and maybe some Councillors are in favour of the site chosen.

MUN12/12 Antimony Mining

Councillor Graham advised the he had received a letter from the General Manager regarding the resolution relating to mining in our catchment area. Cr Graham expressed concern over some sections of that correspondence, where it says it is understood Anchor Resources have been granted an exploration licence and it talks about antimony mining. Cr Graham advises that there are four different companies which have exploration licences within our drinking water supply areas from the Orara River to the Nymboida River and it is not just antimony, there are quite a number of other toxic elements involved. Cr Graham advised that the resolution covered "toxic mining practices", and asked that some effort be expended to ensure that the correspondence talks more generally about the number of exploration licences and the numerous toxic mineral that are being sought and explored for.

The General Manager advised that what is in the letter reflects what is in the Notice of Motion from Councillor Degens and that was Council's resolved position.

Councillor Graham further advised that the resolution came about because there were numerous mining companies, not just Anchor Resources, and numerous toxic minerals and by pinpointing a particular company and particular mineral the intent of the resolution hasn't been accorded with.

QUESTION ON NOTICE

QON12/8 COUNCIL'S USAGE OF LIQUID FUELS

Noted.

CLOSED MEETING – SECTION 10(A)

The Mayor requested a motion to close the meeting to consider a confidential report as outlined in the meeting agenda, the time was 7.03 pm.

- 167** **MOVED** (Bonfield/Knight) that the meeting be closed to the press and public during consideration of the following items for the reasons as stated:

CB12/55 - Proposed Acquisition of Land - Hoys Road Moonee

This report was confidential for the reason of Section 10A(2):

- (c) information that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct) business,
- (g) advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege.

The motion on being put to the meeting was carried.

The press and public vacated the chamber.

CB12/55 PROPOSED ACQUISITION OF LAND - HOYS ROAD MOONEE

Consideration of a request to acquire land under the Land Acquisition (Just Terms Compensation) Act 1991 – Lot 9 DP 1140702 Hoys Road, Moonee.

- 168** **RESOLVED** (Templeton/Hines) that Council adopt the recommendation contained in the Confidential attachment to this report.

The resolution on being put to the meeting was carried unanimously.

OPEN MEETING

The Mayor requested an appropriate motion to enable the meeting to resolve into Open Meeting.

- 169** **RESOLVED** (Templeton/Palmer) that the Committee now move into Open Meeting.

The General Manager read to the meeting the resolution of the Closed Meeting.

This concluded the business and the meeting closed at 7.44 pm.

Confirmed: 12 July 2012.

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K D Rhoades, AFSM
Mayor