

Minutes

of Special Meeting

6 August 2007

Note.

Minutes subject to confirmation at
a meeting of the Council to be held on
17 September 2007

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Minutes of a special meeting of the Central Coast Council held in the Council Chamber at the Administration Centre, 19 King Edward Street, Ulverstone on Monday, 6 August 2007 commencing at 7.30pm

Councillors attendance

Cr Mike Downie (Mayor)	Cr Brian Robertson (Deputy Mayor)
Cr Warren Barker	Cr Jan Bonde
Cr Lionel Bonde	Cr John Deacon
Cr Ken Haines	Cr Beryl Marshall
Cr Terry McKenna	Cr Tony van Rooyen

Cr David Dry attended at 7.31pm

Employees attendance

General Manager (Mrs Katherine Schaefer)
Director Assets & Engineering (Mr Bevin Eberhardt)
Director Corporate & Community Services (Ms Sandra Ayton)
Director Development Services (Mr Jeff McNamara)
Executive Services Manager (Mr Graeme Marshall)

Media attendance

The Advocate newspaper

Public attendance

One member of the public attended during the course of the meeting.

Prayer

The meeting opened in prayer.

Cr Dry attended the meeting at this Stage.

MAYOR'S COMMUNICATIONS

276/2007 Authority for special meeting

The Mayor reported as follows:

“This special meeting of the Council has been convened at my direction. Only the items on the agenda may be discussed.”

- Cr Haines moved and Cr Robertson seconded, “That the Mayor’s report be received.”

Carried unanimously

277/2007 Adjournment of meeting

The Mayor reported as follows:

“In order to effectively consider the Estimates and Annual Plan, it is appropriate that I adjourn the meeting to enable the documents to be workshopped prior to resumption of the meeting and formal resolution of the agenda items.”

The workshop having been concluded, the Mayor resumed the meeting.

278/2007 Pecuniary interest declarations

The Mayor reported as follows:

“Councillors are requested to indicate whether they have, or are likely to have, a pecuniary interest in any item on the agenda.”

The Executive Services Manager reported as follows:

“The *Local Government Act 1993* provides that a councillor must not participate at any meeting of a council in any discussion, nor vote on any matter, in respect of which the councillor has an interest or is aware or ought to be aware that a close associate has an interest.

Councillors are invited at this time to declare any interest they have on matters to be discussed at this meeting. If a declaration is impractical at this time, it is to be noted that a councillor must declare any interest in a matter before any discussion on that

matter commences.

All interests declared will be recorded in the minutes at the commencement of the matter to which they relate.”

No interests were declared at this time.

DEPARTMENTAL BUSINESS

CORPORATE & COMMUNITY SERVICES

279/2007 Estimates for the year ending 30 June 2008

The General Manager, having declared an interest, retired from the meeting and left the Chamber for that part of the meeting relating to the consideration and discussion on the matter of Small Grants Scheme allocations.

The Director Corporate & Community Services reported as follows:

“Section 82 of the *Local Government Act 1993* provides that estimates of the Council’s revenue and expenditure must be prepared for each financial year as follows:

‘...(2) Estimates are to contain details of the following:

- (a) the estimated revenue of the council;
 - (b) the estimated expenditure of the council;
 - (c) the estimated borrowings by the council;
 - (d) the estimated capital works of the council;
 - (e) any other detail required by the Minister.
- (3) Estimates for a financial year must –
- (a) be adopted by the Council, with or without alteration, by absolute majority; and
 - (b) be adopted before 31 August in that financial year; and
 - (c) not be adopted more than one month before the start of that financial year.

...

- (6) A council, by absolute majority, may authorise the general manager to make minor adjustments up to specified amounts to individual items

within any estimate referred to in subsection (2) so long as the total amount of the estimate is not altered...’

Estimates for the year ending 30 June 2008 have been prepared.”

The Executive Services Manager reported as follows:

“A copy of the Estimates has been circulated to all Councillors.

A decision by the Council to delegate authority under section 82(6) of the *Local Government Act 1993* must be made by absolute majority.”

■ Cr Robertson moved and Cr Haines seconded, “That the Estimates for the year ending 30 June 2008 be adopted.”

Carried unanimously and by absolute majority

■ Cr Haines moved and Cr McKenna seconded, “That the Council authorise the General Manager to make minor adjustments to individual items within any estimate referred to in section 82(2) of the *Local Government Act 1993*, subject to the General Manager being required to:

- 1 comply with the provisions of the *Local Government Act 1993* relating to estimates; and
- 2 make adjustments only up to an amount less than \$20,000.00 as provided by section 82(6) of the Act.”

Carried unanimously and by absolute majority

280/2007 Rates and Charges for the year ending 30 June 2008

The Director Corporate & Community Services reported as follows:

“A specification of the Rates and Charges to be levied in order to meet the objectives of the Estimates has been included within the Estimates for the year ending 30 June 2008.”

■ Cr Marshall moved and Cr (J) Bonde seconded, “That, in accordance with the provisions of the *Local Government Act 1993* and the *Fire Service Act 1979*, the following Rates and Charges be and are made for the year ending 30 June 2008:

1 General Rate

- (a) A General Rate of 7.82 cents-in-the-dollar based on the assessed-annual-value and is payable on all rateable land within the Central Coast municipal area, but shall only be payable in so far as the sum payable under such rate exceeds a minimum amount of \$150.00 otherwise payable in respect of that rate.

2 Service Rates and Charges

- (a) A Fire Protection Service Rate of 0.30 cents-in-the-dollar based on the assessed-annual-value and is payable in respect of all rateable land within the Penguin Urban Fire District and the Ulverstone Urban Fire District, but shall only be payable in so far as the sum payable under such rate exceeds a minimum amount of \$31.00 otherwise payable in respect of that rate.
- (b) A Fire Protection Service Rate of 0.30 cents-in-the-dollar based on the assessed-annual-value and is payable in respect of all rateable land within the Forth/Leith Country Fire Brigade District, the Heybridge Country Fire Brigade District and the Turners Beach Country Fire Brigade District, but shall only be payable in so far as the sum payable under such rate exceeds a minimum amount of \$31.00 otherwise payable in respect of that rate.
- (c) A Fire Protection Service Rate of 0.25 cents-in-the-dollar based on the assessed-annual-value and is payable in respect of all rateable land outside the Forth/Leith Country Fire Brigade District, the Heybridge Country Fire Brigade District, the Penguin Urban Fire District, the Ulverstone Urban Fire District and the Turners Beach Country Fire Brigade District, but shall only be payable in so far as the sum payable under such rate exceeds a minimum amount of \$31.00 otherwise payable in respect of that rate.
- (d) A Water Supply Service Charge of \$315.00 for each tenement is payable within the water district, but where the Water Supply Service Charge in respect of all rateable land within the water district is less than a Water Supply Service Rate of 1.05 cents-in-the-dollar based upon each rateable land's assessed-annual-value then the Water Supply Service Rate so calculated is payable.
- (e) A Sewage Removal Service Charge of \$246.00 for each tenement is payable within the sewerage district, but where the Sewage Removal Service Charge in respect of all rateable land within the sewerage district is less than a Sewage Removal Service Rate of 0.82 cents-in-the-dollar based upon each rateable land's assessed-annual-value then the Sewage Removal Service Rate so calculated is payable.

- (f) A Waste Management Service Charge of \$130.00 for each tenement is payable in respect of all rateable land to which a garbage collection service is supplied or made available.

3 Payment

- (a) All Rates and Charges shall be payable in one payment on or before the 30th day of October, 2007.

4 Discount for early payment

- (a) A discount of 5% is offered to all ratepayers for payment of Rates and Charges in total on or before the 30th day of September, 2007 provided that no such discount shall be offered if there are at any time any arrears of Rates and Charges owing.

5 Definition

For the purposes of this resolution:

- (a) 'tenement' includes, for each rateable land that has and receives water supply, sewage removal or waste management services, each separate residential use on that rateable land including each lot or block of land, each house, moveable dwelling unit, flat, home unit or self contained holiday apartment or holiday unit located on the rateable land, or each shop which is under separate occupation;
- (b) 'water district' includes all rateable land within the Forth/Leith Water District, the Penguin Water District and the Ulverstone Water District and to all land outside those districts to which water is supplied by the Council or is within 30 metres at the nearest boundary from the Council's pipe carrying water even though the water is not supplied to the land;
- (c) 'sewerage district' includes all rateable land within the Penguin Limited Sewerage District and the Ulverstone Restricted Sewerage District and the land outside those districts from which sewage is removed by the Council or is within 30 metres at the nearest boundary from the Council's common sewer even though the sewer is not connected to the land."

Voting for the motion
(10)
Cr Downie
Cr Robertson
Cr Barker
Cr (J) Bonde
Cr (L) Bonde
Cr Deacon
Cr Dry
Cr Haines
Cr Marshall
Cr McKenna

Voting against the motion
(1)
Cr van Rooyen

Motion

Carried

**281/2007 Charges for Water Supplied by Measure for the year ending
30 June 2008**

The Director Corporate & Community Services reported as follows:

“The Estimates for the year ending 30 June 2008 having been approved and adopted, it is necessary for the Council to proceed to the fixing of Charges for Water Supplied by Measure for the year ending 30 June 2008.”

■ Cr McKenna moved and Cr (L) Bonde seconded, “That the following Charges for Water Supplied by Measure be made for the Central Coast municipal area and shall apply:

- (a) from the date of the reading of the water meter for each premises made on or after 1 July 2008;
- (b) in respect of the period of supply commencing on the date of such reading and ending with the reading of that water meter for those premises made within 14 days of one year of the commencement of such period; and further, that:
 - (i) the charge per kilolitre for water supplied for any premises shall be the amount indicated in the third column of the following table for the type of water indicated in the first column of that table and type of premises indicated in the second column of that table;
 - (ii) the free supply of such quantity of water as allowed by the Council shall be 400 kilolitres in respect of the minimum amount applying to the Water Supply Service Rate and where the Water Supply Service Rate exceeds the minimum

amount, the free supply of an additional quantity of water shall be allowed as determined in accordance with a resolution passed at a meeting of the Council held on 6 August 2001 and, for the purpose of calculation, the supply service rate and the minimum amount shall be that applying for the year commencing 1 July 2007.

TYPE OF WATER SUPPLIED	TYPE OF PREMISES SUPPLIED	CHARGE PER KL
Treated water	Large industry	70c
Treated water	Other land	93c
Untreated water	Large industry	50c
Untreated water	Other land	67c

For the purposes of this resolution the following terms shall have the following meaning:

‘large industry’ means land used for any purpose which is classified by the Council’s planning scheme from time to time as industry and which during the period between annual water-meter readings for that land is supplied with at least 100,000 kilolitres of water by the Council.

‘other land’ means land which is not large industry.

‘premises’ includes any parcel of land shown as separately valued in the valuation list for the municipal area and any parcel of land the water supply for which is provided through a separate meter.

‘treated water’ means water treated by the Council or Cradle Coast Water in any manner other than by storage and supply.

‘untreated water’ means water which is not treated water.”

Carried unanimously

282/2007 Annual Plan for the year ending 30 June 2008

The Director Corporate & Community Services reported as follows:

“Section 71 of the *Local Government Act 1993* provides as follows:

‘ . . . (1) A council is to prepare an annual plan for the municipal area for each financial year.

- (2) An annual plan is to -
- (a) be consistent with the strategic plan; and
 - (b) include a statement of the manner in which the council is to meet the goals and objectives of the strategic plan; and
 - (c) include a summary of the estimates adopted under section 82; and
 - (d) include a summary of the major strategies to be used in relation to the council's public health goals and objectives ...'

The Annual Plan for the year ending 30 June 2008 has been prepared and is submitted for approval."

The Executive Services Manager reported as follows:

"A copy of the Annual Plan for the year ending 30 June 2008 has been circulated to all Councillors."

■ Cr Robertson moved and Cr Deacon seconded, "That the Annual Plan for the year ending 30 June 2008 be approved."

Carried unanimously

Closure

There being no further business, the Mayor declared the meeting closed at 9.22pm.

CONFIRMED THIS 17TH DAY OF SEPTEMBER, 2007.

Chairperson

(gjm:dil)

QUALIFIED PERSON'S ADVICE

The *Local Government Act 1993* provides (in part) as follows:

- . A general manager must ensure that any advice, information or recommendation given to the council is given by a person who has the qualifications or experience necessary to give such advice, information or recommendation.
- . A council is not to decide on any matter which requires the advice of a qualified person without considering such advice unless the general manager certifies in writing that such advice was obtained and taken into account in providing general advice to the council.

I therefore certify that with respect to all advice, information or recommendation provided to the Council within these minutes:

- (i) the advice, information or recommendation was given by a person who has the qualifications or experience necessary to give such advice, information or recommendation; and
- (ii) where any advice was directly given by a person who did not have the required qualifications or experience that person has obtained and taken into account in that person's general advice the advice from an appropriately qualified or experienced person.

Katherine Schaefer
GENERAL MANAGER