

**Minutes of the Extraordinary Meeting
of Shellharbour City Council
held at the Council Chambers, Council Administration Centre
Shellharbour City Centre
on Wednesday 12 June 2013 commencing at 6.31 pm**

Present

Mayor	M Saliba
Councillor	K Marsh
Councillor	D Boyle
Councillor	H Stewart
Councillor	J Murray
Councillor	P Moran

In attendance

General Manager	M Willis
Director City Outcomes	C McIntyre
Director Corporate Policy	L Furness
Director Shellharbour Enterprises	B Green
Executive Manager / Public Officer	F MastroDomenico
Group Manager Infrastructure Services	M Boenisch
Group Manager Corporate Strategy	M Boxall
Group Manager Finance	T Gearon
Manager Financial Services	P Henderson
Corporate Strategy Coordinator	S Farnham
Media Officer	C Lewis
Acting Information Technology Manager	M Baez
Senior Executive Assistant	L Davey

1. Acknowledgement to Country

Shellharbour City Council acknowledges the Traditional Owners and Custodians of the Land on which we are meeting and pays its respects to Elders past and present.

Webcasting Comment

The Mayor read the usual advice regarding the webcasting of the meetings of the Council.

2. Apologies / Leave of Absence

Extraordinary Council Meeting

An apology was tendered on behalf of Councillor Rankin

163 RESOLVED: Stewart/Boyle.

That the apology as tendered be accepted.

CARRIED UNANIMOUSLY

3. Confidential Business (Committee of the Whole)

Nil

4. Pecuniary Interest and Conflict of Interest Declarations

Nil

5. Addresses to Council

Agenda Item No & Title	Name
6.1 Adoption of the amended Community Strategic Plan 2013-2023, Resourcing Strategy 2013-2023, Delivery Program 2013-2017 and Draft Operational Plan 2013/14 (9937994	Sonya McKay

6. Reports

6.1 Adoption of the amended Community Strategic Plan 2013-2023, Resourcing Strategy 2013-2023, Delivery Program 2013-2017 and Draft Operational Plan 2013/14 (9937994)

During discussion, Councillor Marsh asked questions regarding the Warilla Child Care Centre and the Director City Outcomes left the Chamber at 6.45pm due to a previously declared pecuniary interest.

Director City Outcomes returned to the Chamber at 6.48pm.

Councillor Marsh raised further questions regarding the Warilla Child Care Centre during further discussion and the Director City Outcomes left the Chamber at 6.50pm.

Director City Outcome returned to the Chamber at 6.55pm.

During Councillor Marsh's address, Councillor Moran MOVED a POINT of ORDER that the Mayor should not debate the motion. The Mayor clarified that she was asking a question only.

164 RESOLVED: Marsh/Moran

That Councillor Moran be given an extension of time to conclude his address.

CARRIED UNANIMOUSLY

MOTION: Murray/Boyle

1. That Council adopt the Community Strategic Plan 2013-2023, the Resourcing Strategy 2013-2023 and the Delivery Program 2013-2017 including Operational Plan 2013/14. This will result in a projected unrestricted cash surplus of \$74,599 for 2013/14.
2. That an ordinary rate, consisting of an Ad-Valorem Rate of zero point three one six one seven cents in the dollar (0.31617) and a Base Amount of five hundred and seven dollars and ninety cents (\$507.90) per assessment in accordance with section 537 of the Local Government Act 1993 on all rateable land in the City of Shellharbour categorised as 'RESIDENTIAL', in accordance with Section 516 of the Local Government Act 1993, be now made for the period 1 July 2013 to 30 June 2014 and in accordance with section 543(1) of the Local Government Act 1993, this rate be named 'RESIDENTIAL'.
3. Further that the percentage of the base amount, pursuant to Section 500 of the Local Government Act 1993 is forty five per cent (45%) of the total amount payable by the levying of the rate.

4. That an ordinary rate, consisting of an Ad-Valorem Rate of zero point two one five six five cents in the dollar (0.21565) per assessment on all rateable land in the City of Shellharbour categorised as 'FARMLAND' in accordance with Section 515 of the Local Government Act 1993 be now made for the period 1 July 2013 to 30 June 2014 and in accordance with section 543(1) of the Local Government Act, this rate be named 'FARMLAND'.
5. That an ordinary rate, consisting of an Ad-Valorem Rate of zero point nine four seven three nine cents in the dollar (0.94739) per assessment on all rateable land in the City of Shellharbour used or zoned for professional/commercial trade or industrial purposes and determined to be a centre of activity and categorised as 'BUSINESS' in accordance with Section 518, sub-category 'GENERAL' in accordance with section 529(1) of the Local Government Act 1993 be now made for the period 1 July 2013 to 30 June 2014 and in accordance with section 543(1) of the Local Government Act 1993, this rate be named 'BUSINESS GENERAL'.
6. That a Domestic Waste Service Charge of:
 - i. \$360.00 per annum per 240 litre bin per fortnightly service
 - ii. \$251.00 per annum per 140 litre bin per fortnightly service
 - iii. \$533.00 per annum charge for a weekly service for special needs households in accordance with Council's Revenue Policy
 - iv. \$60.00 availability feebe now made for the period 1 July 2013 to 30 June 2014 in accordance with Section 496 of the *Local Government Act 1993*.
7. That a Business Waste Service Charge of:
 - i. \$407.00 (GST incl) per annum per fortnightly service (garbage, recycling & green waste)
 - ii. \$330.00 (GST incl) per annum per fortnightly service (garbage only)
 - iii. \$91.30 (GST incl) per annum per fortnightly service (recycling only)
 - iv. \$372.90 (GST incl) per annum per fortnightly service (garbage and recycling only)
 - v. \$96.80 (GST incl) per annum per fortnightly service (green waste only)
 - vi. \$136.40 (GST incl) per annum per fortnightly service (two recycling bins only)be now made for the period 1 July 2013 to 30 June 2014 in accordance with Section 501 of the *Local Government Act 1993*.
8. That a Stormwater Management Service Charge of:
 - i. \$25 per residential assessment per annum
 - ii. \$12.50 per residential strata unit per annum
 - iii. \$25 per 350m² (or part thereof) per business assessment per annum capped at a maximum charge of \$150

- iv. Business Strata Lots – pro rata per unit of business calculation per annum be now made for the period 1 July 2013 to 30 June 2014 in accordance with section 496A of the Local Government Act 1993.
9. That a rate of nine per cent per annum (9% p.a.), accruing daily on rates and charges that remain unpaid after they become due and payable, be now set for the period 1 July 2013 to 30 June 2014 in accordance with Section 566 of the Local Government Act 1993.
10. That the amount of new loan borrowing application be \$997,000, with \$997,000 to be borrowed if required from government authorities or a recognised banking institution. This loan will be secured by a mortgage over Council's consolidated fund income and will be used for capital works at the Shellharbour Tourist Park. Principal and interest payments will be met from the Crown Reserve restriction.
11. That the public submissions made, be received, taken into consideration and noted.

Councillor Marsh proposed the following amendment to the Motion which was not accepted by the Mover:

That the footpath contribution component from Council's Burial Fees be removed.

165 RESOLVED: Murray/Boyle

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11. That the public submissions made, be received, taken into consideration and noted.

CARRIED 4/2

FOR VOTE - Cr Boyle, Cr Saliba, Cr Murray, Cr Stewart
AGAINST VOTE - Cr Moran, Cr Marsh

The Mayor lodged a NOTICE of RESCISSION MOTION at this point in the meeting.

MOTION: Saliba/Boyle

That Item 6.1 as follows be rescinded:

1. That Council adopt the Community Strategic Plan 2013-2023, the Resourcing Strategy 2013-2023 and the Delivery Program 2013-2017 including Operational Plan 2013/14. This will result in a projected unrestricted cash surplus of \$74,599 for 2013/14.
2. That an ordinary rate, consisting of an Ad-Valorem Rate of zero point three one six one seven cents in the dollar (0.31617) and a Base Amount of five hundred and seven dollars and ninety cents (\$507.90) per assessment in accordance with section 537 of the Local Government Act 1993 on all rateable land in the City of Shellharbour categorised as 'RESIDENTIAL, in accordance with Section 516 of the Local Government Act 1993, be now made for the period 1 July 2013 to 30 June 2014 and in accordance with section 543(1) of the Local Government Act 1993, this rate be named 'RESIDENTIAL'.
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9. That a rate of nine per cent per annum (9% p.a.), accruing daily on rates and charges that remain unpaid after they become due and payable, be now set for the period 1 July 2013 to 30 June 2014 in accordance with Section 566 of the Local Government Act 1993.
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11. That the public submissions made, be received, taken into consideration and noted.

166 RESOLVED: Moran/Marsh

That the meeting be adjourned for 10 minutes.

CARRIED UNANIMOUSLY

Meeting adjourned at 7.20pm

Meeting resumed at 7.33pm

167 The NOTICE OF RESCISSION MOTION on being PUT to the Meeting was LOST 1/5

FOR VOTE - Cr Moran

AGAINST VOTE - Cr Boyle, Cr Saliba, Cr Murray, Cr Stewart, Cr Marsh

Urgent Business

The Mayor introduced an Urgent Item of Business in relation to the 2013 National General Assembly of Local Government. She stated that as she is unable to attend the conference, Council's voting delegate needs to be appointed by a resolution of the Council.

168 RESOLVED: Saliba/Murray

That Council appoint Councillor Helen Stewart to act as Council's voting delegate to the 2013 National General Assembly of Local Government.

CARRIED UNANIMOUSLY

Meeting closed 7.41 pm