

Minutes 15 July 2008



Minutes of Ordinary meeting of the Port Stephens Council held in the Council Chambers, Raymond Terrace on 15 July 2008, commencing at 5.25pm.

PRESENT: Councillors R. Swan (Mayor); S. Dover (Deputy Mayor); H. Brown; G. Francis; J. Hodges; J. Nell; S. Tucker, R. Westbury; General Manager; Executive Manager – Corporate Management, Facilities and Services Group Manager.

171	Councillor Nell Councillor Dover	It was resolved that the apology from Crs Robinson, Dingle, Jordan and Sustainable Planning Group Manager and Acting Business & Support Group Manager be received and noted.
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MAYORAL MINUTE

MAYORAL MINUTE

ITEM NO. 1

FILE NO: 2007-3507

MAKING OF RATES AND CHARGES FOR 2008/2009

THAT COUNCIL:

Make rates and charges for 2008/2009 in accordance with **ATTACHMENT 1**.

EXTRA-ORDINARY MEETING OF COUNCIL – 15 July 2008

RESOLUTION:		
172	Councillor Nell Councillor Dover	There being no objection it was resolved that the Mayoral Minute be adopted.

BACKGROUND

A report was presented to the Operations Committee meeting on 8 July, 2008 detailing the proposed rates and charges for 2008/2009. Council was unable to formally make the rates and charges at that meeting because the Minister for Local Government had not advised his determination of Council's special variation application for a 5.3% increase to ordinary rate income to enable an increase to the business rate to fund the economic development plan. The Minister for Local Government has now approved Council's special variation application for 5.3%.

ATTACHMENTS

- 1) Schedule of Rates

ATTACHMENT 1

- 1) Make ordinary rates in accordance with the following schedule for 2008/2009 using 2007 land values.

Rate Type	Rate Name	Land Category Rate Applies to	Ad Valorem Rate cents in \$	Base Amount \$	% of Yield from Base Amount
Ordinary	Residential	Residential	0.2404	287.00	35%
Ordinary	Farmland	Farmland	0.2404	287.00	21%
Ordinary	Business	Business	0.5520	1,143.00	35%
Ordinary	Mining	Mining	0.5520	nil	

- 2) Make special rates in accordance with the following schedule for 2008/2009 using 2007 land values.

Rate Type	Rate Name	Land Category Rate Applies to	Ad Valorem Rate cents in \$	Base Amount \$	% of Yield from Base Amount
Special	Nelson Bay Town Improvement	All categories	0.09624	96.00	25%

The benefit area for Nelson Bay Town Improvement Rate is within the CBD at Nelson Bay as defined on the Nelson Bay Town Improvement Special Rate Map.

- 3) Levy on behalf of Hunter-Central Rivers Catchment Management Authority a catchment contribution at the rate determined by the Authority for 2008/2009 on all rateable land with a land value of \$300 or more in the defined benefit area. The defined benefit area for the catchment contribution is shown on the Hunter Central Rivers Catchment Map.
- 4) Fix the interest rate to apply to overdue rates and charges in 2008/2009 at 10.0%.
- 5) Make the following annual Domestic Waste Management Charges and Waste Management Charges for 2008/2009. All rateable assessments that are undeveloped (ie have no buildings erected upon them) will be levied either a Domestic Waste Management Charge or a Waste Management Charge. All developed rateable assessments (ie have a building/s erected upon them) will be levied either a Domestic Waste Management Service Charge or a Waste Management Service Charge in addition to the Domestic Waste Management Charge/Waste Management Charge

MINUTES FOR ORDINARY MEETING – 15 JULY 2008

Charge Type	Charge Code	Charge Name	Land Category Charge Applies to	Amount of Charge
Domestic Waste Management (section 496 Local Government Act, 1993)	6-63	Domestic Waste Management Charge	All rateable land categorised as Residential except land that is levied a S.496 Domestic Waste Management Service Charge (7-73).	\$56.00 per assessment
Waste Management Charge (section 501 Local Government Act, 1993)	6-64	Waste Management Charge	All rateable land categorised as Mining or Business. All rateable land categorised as Farmland except land that is levied a S.501 Additional Farm Waste Management Charge (6-65). All rateable land categorised as Residential except land that is levied a S.496 Domestic Waste Management Charge (6-63). All non-rateable land that uses the Domestic Waste Management Service.	\$56.00 per assessment
Waste Management Charge (section 501 Local Government Act, 1993)	6-65	Additional Farm Waste Management Charge	All rateable land categorised as Farmland where more than one assessment is held in the same ownership and those assessments are operated as a single farming entity, then the Waste Management Charge (6-64) is to be levied on the first assessment and this Additional Farm Waste Management Charge (6-65) is to be levied on the second and subsequent assessments.	\$1.00 per assessment
Domestic Waste Management (section 496 Local Government Act, 1993)	7-73	Domestic Waste Management Service Charge	All developed rateable land categorised as Residential or Farmland, whether occupied or unoccupied. All non-rateable land that uses the Domestic Waste Management Service	\$267.00 per dual 240 litre bin service

MINUTES FOR ORDINARY MEETING – 15 JULY 2008

Charge Type	Charge Code	Charge Name	Land Category Charge Applies to	Amount of Charge
Waste Management Charge (section 501 Local Government Act, 1993)	7-74	Waste Management Service Charge	All developed rateable land categorised as Mining or Business, whether occupied or unoccupied.	\$267.00 per dual 240 litre bin service
Waste Management Charge (section 501 Local Government Act, 1993)	3-74	Waste Service Charge – Additional Red Bin	All rateable land categorised as Farmland, Residential, Mining or Business where the ratepayer requests provision of the additional service. All non-rateable land where provision of the additional service is requested.	\$178.00 per additional waste (red lid) bin
Waste Management Charge (section 501 Local Government Act, 1993)	4-74	Waste Service Charge – Additional Yellow Bin	All rateable land categorised as Farmland, Residential, Mining or Business where the ratepayer requests provision of the additional service. All non-rateable land where provision of the additional service is requested.	\$89.00 per additional recycling (yellow lid) bin

- 6) Set at 15% for 2008/2009 the percentage ordinary rate increase required for ratepayer eligibility to apply for relief from hardship resulting from the 2007 general revaluation of Port Stephens referred to in the Debt Recovery and Hardship Policy.

MOTION TO CLOSE

ITEM NO. 1

FILE NO: T11-2008

MOTION TO CLOSE MEETING TO THE PUBLIC

REPORT OF: JUNE SHINE – EXECUTIVE MANAGER CORPORATE MANAGEMENT

RECOMMENDATION:

- 1) That pursuant to section 10A(2)(d)(i) of the Local Government Act, 1993, the Committee and Council resolve to close to the public that part of its meetings to discuss Confidential Item 1 on the Extra Ordinary agenda namely **Tender T11-2008 – Western Terminal Extension.**
 - 2) That the reasons for closing the meeting to the public to consider this item be that:
 - i) The report and discussion will include details of commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the tenderers; and
 - ii) In particular, the report includes confidential pricing information.
 - 3) That on balance, it is considered that receipt and discussion of the matter in open Council would be contrary to the public interest, as disclosure of the confidential commercial information could compromise the commercial position of the tenderers and adversely affect Council’s ability to attract competitive tenders for other contracts.
 - 4) That the report and minutes of the closed part of the meeting are to remain confidential and that Council makes public its decision including the name and amount of the successful tenderer in accordance with Clause 179 of the Local Government (General) Regulation 2005. **Port Stephens Council resolution will remain confidential until Newcastle City Council has made its decision.**
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EXTRA-ORDINARY MEETING OF COUNCIL – 15 July 2008

RESOLUTION:		
173	Councillor Nell Councillor Westbury	It was resolved that the recommendation be adopted.

CONFIDENTIAL ITEMS

EXTRA-ORDINARY MEETING OF COUNCIL – 15 July 2008

RESOLUTION:		
174	Councillor Nell Councillor Westbury	It was resolved that Council move into confidential session.

I certify that all pages of the Ordinary Minutes of Council dated 15th July 2008 were confirmed by Council at its meeting held on 26th August 2008.

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Cr Ron Swan
MAYOR