

**MINUTES OF THE EXTRA ORDINARY MEETING OF THE COUNCIL OF THE CITY OF LISMORE
HELD IN COUNCIL CHAMBERS ON TUESDAY, 25 JUNE 2019 AT 6.00PM**

Please note: These minutes are subject to confirmation at the next Council meeting. Decisions recorded in the draft minutes are subject to the Council's Code of Meeting Practice in relation to rescinding decisions.

Present

Mayor, Councillor Smith; Councillors Battista, Bennett, Bird, Casson, Cook, Ekins, Guise Lloyd, Marks, Moorhouse, together with the General Manager, Director Corporate Services, Acting Executive Director-Infrastructure Services, Acting Executive Director – Sustainable Development, Manager Finance, Manager Integrated Planning, Manager Civic Services, Manager Information Services and Communications, Acting Manager Development and Compliance, Acting Manager Commercial Services, Acting Manager Major Recreation and Cultural Facilities, Coordinator IP&R and Engagement, Principal Accountant, Management Accountant, Fleet Manager, Media and Community Relations Coordinator, Governance Coordinator, Acting Executive Assistant and Executive Assistant – Mayor and Councillors.

Apologies and Leave of Absence

Apologies and Leave of Absence - EF19/28

99/19

RESOLVED that a leave of absence for;

- Councillor Battista from the
 - 8th July to the 14th July 2019 to attend a Conference
 - 1st August to the 5th August 2019 to attend training
- Councillor Lloyd from the 8th August 2019 to the 10th August 2019 for work

Be approved

(Councillors Bird/Marks)

Voting for: Councillors Battista, Bennett, Bird, Casson, Cook, Ekins, Guise, Lloyd, Marks, Moorhouse and Smith

Voting against: Nil

Disclosure of Interest

Disclosure of Interest

100/19

RESOLVED that the Disclosures of Interest outlined below be received and noted;

Councillor Lloyd declared a Non Pecuniary Significant Conflict of Interest for the following item: 12.1 Final sign off - Revised Imagine Lismore Delivery Program 2017-2021 and Operational Plan 2019/20

Nature: Cllr Lloyd has a close connection with the GSAC Swim Club and will leave the Chamber when LWST is discussed separately

Councillor Guise declared a Non-Pecuniary Significant Conflict of Interest for the following item: 12.1 Final sign off - Revised Imagine Lismore Delivery Program 2017-2021 and Operational Plan 2019/20

Nature: Cllr Guise lives near a rail trail and he will leave the Chambers if this is discussed separately

Councillor Battista declared a Non Pecuniary Non-Significant Conflict of Interest for the following item: 12.1 Final sign off - Revised Imagine Lismore Delivery Program 2017-2021 and Operational Plan 2019/20

Nature: Mr Brian Henry was on Cllr Battista's election ticket at a previous election

Councillor Ekins declared a Non Pecuniary Non-Significant Conflict of Interest for the following item: 12.1 Final sign off - Revised Imagine Lismore Delivery Program 2017-2021 and Operational Plan 2019/20

Nature: Some of the submissions were from those in the deaf community and Cllr Ekins is currently learning Auslan at TAFE. Cllr Ekins is not a part of any deaf association or friends with any one that earns an income from Auslan and will remain in the chamber if this is discussed separately

Councillor Casson declared a Non Pecuniary Non-Significant Conflict of Interest for the following item: 12.1 Final sign off - Revised Imagine Lismore Delivery Program 2017-2021 and Operational Plan 2019/20

Nature: Cllr Casson's daughter wears a hearing aid

(Councillors Lloyd/Marks)

Voting for: Councillors Battista, Bennett, Bird, Casson, Cook, Ekins, Guise, Lloyd, Marks, Moorhouse and Smith

Voting against: Nil

Public Access Session on Agenda Items

Prior to dealing with the circulated reports and associated information, a Public Access Session was held at which Council was addressed by the following:

Councillor Eddie Lloyd left the meeting, the time being 06:08 PM

Councillor Eddie Lloyd returned to the meeting, the time being 06:20 PM

12.1 Final sign off - Revised Imagine Lismore Delivery Program 2017-2021 and Operational Plan 2019/20

AGAINST	Jody Everson - LWST
AGAINST	Anthony Auckram – LWST
AGAINST	Brian Henry and Gaela Hurford – Hannah Cabinet
AGAINST	Neville King
AGAINST	Big Rob
AGAINST	Dr Andrew Binns - NORPA

AGAINST	Tanya Jones - NORPA
FOR	

12.2 2019/20 Rates and Charges

AGAINST	Big Rob
FOR	

Reports of the General Manager

At this point Councillor Battista declared a Non Pecuniary Non-Significant Conflict of Interest for the following item: 12.1 Final sign off - Revised Imagine Lismore Delivery Program 2017-2021 and Operational Plan 2019/20 as Mrs Tanya Jones is on the Our Kids Board

Suspend Standing Orders - EF19/24

101/19 **RESOLVED** that standing orders be suspended to discuss 12.1 Final sign off - Revised Imagine Lismore Delivery Program 2017-2021 and Operational Plan 2019/20 .

(Councillors Marks/Cook)

Voting for: Councillors Battista, Bennett, Bird, Casson, Cook, Ekins, Lloyd, Marks, Moorhouse and Smith

Voting against: Councillor Guise

Resume Standing Orders - EF19/24

102/19 **RESOLVED** that Council resume standing orders

(Councillors Marks/Bird)

Voting for: Councillors Battista, Bennett, Bird, Casson, Cook, Ekins, Guise, Lloyd, Marks, Moorhouse and Smith

Voting against: Nil

Councillor Eddie Lloyd left the meeting, the time being 06:58 PM

Councillor Eddie Lloyd returned to the meeting, the time being 07:05 PM

12.1 Final sign off - Revised Imagine Lismore Delivery Program 2017-2021 and Operational Plan 2019/20

On submission to the meeting the MOTION was DEFEATED That

1. Council defer the decision on the Revised Imagine Lismore Delivery Program 2017-2021 and Operational Plan 2019/20
2. Council reconvene this week at an Extra ordinary meeting to reconsider submissions
3. A detailed workshop be held prior to the extra ordinary meeting

4. Council write to the State Government to obtain a grace to delay the budget decision if necessary

(Councillors Guise/Bennett) (BP19/715)

Voting for: Councillors Battista, Guise and Lloyd

Voting against: Councillors Bennett, Bird, Casson, Cook, Ekins, Marks, Moorhouse and Smith

A FORESHADOWED MOTION WAS MOVED that:

1. All submissions be received and noted.
2. The Revised Imagine Lismore Delivery Program 2017-2021 and Operational Plan 2019/20, be adopted, subject to the following amendments:
 - a) Including the following reworded activities in the revised Delivery Program 2017-2021:
 - A4.4.4 Provide AUSLAN interpreter services at Lismore Regional Gallery events and other Council events upon request.*
 - A3.3.2 Maintain the Lismore, Goonellabah and Nimbin Skate parks to be reinstated into the operational plan and delivery program.*
 - b) That current fees for the Lismore Workers Swim Team increase only by CPI for the 19/20 budget.
 - c) That Council endorse the paid parking rises and increase in area but implement a Parking pass for LCC LGA residents at \$50.00 per year that would allow parking in paid parking areas, for the duration posted, for the 2019/20 year. This is to be based on the registered address of the vehicle that the pass is purchased for, and the matter be reported back to Council in August.
 - d) That NORPA's fee for management be set at \$260,000 for the 2019/20 budget and that Council and NORPA immediately meet together to continue the work that commenced in February through the JSC to restructure the alliance agreement and establish mechanisms that reduce costs of NORPA and increase alternative sources of revenue such as coordinated Visitor Information Services
 - e) That the \$3,000 project seed funding for use by the Nimbin Advisory Group be reinstated
 - f) The Lismore Memorial Baths swim season be from 1 September 2019 to 31 March 2020 and the operating revenues of \$11,200* and expenses of \$43,900* be added to the 2019/20 Budget.
 - g) Provision be made in the 2019/20 budget for \$1,000 to be allocated toward the provision of AUSLAN interpreter services for Council meetings and other special events.
 - h) Reinstated the bushland management budget to \$80 000

(Councillors Bird/Marks) (BP19/715)

On submission to the meeting the AMENDMENT was DEFEATED That:

1. All submissions be received and noted.
2. The Revised Imagine Lismore Delivery Program 2017-2021 and Operational Plan 2019/20, be adopted, subject to the following amendments:
 - a) Including the following reworded activities in the revised Delivery Program 2017-2021:
 - A4.4.4 Provide AUSLAN interpreter services at Lismore Regional Gallery events and other Council events upon request.*
 - A3.3.2 Maintain the Lismore, Goonellabah and Nimbin Skate parks to be reinstated into the operational plan and delivery program.*
 - b) That current fees for the Lismore Workers Swim Team increase only by CPI for the 19/20 budget.
 - c) That Council endorse the paid parking rises and increase in area but implement a Parking pass for LCC LGA residents at \$50.00 per year that would allow parking in paid parking areas, for the duration posted, for the 2019/20 year. This is to be based on the registered address of the vehicle that the pass is purchased for, and the matter be reported back to Council in August.
 - d) That NORPA's fee for management be set at \$260,000 for the 2019/20 budget and that Council and NORPA immediately meet together to continue the work that commenced in February through the JSC to restructure the alliance agreement and establish mechanisms that reduce costs of NORPA and increase alternative sources of revenue such as coordinated Visitor Information Services
 - e) That the \$3,000 project seed funding for use by the Nimbin Advisory Group be reinstated
 - f) The Lismore Memorial Baths swim season be from 1 September 2019 to 31 March 2020 and the operating revenues of \$11,200* and expenses of \$43,900* be added to the 2019/20 Budget.
 - g) Provision be made in the 2019/20 budget for \$1,000 to be allocated toward the provision of AUSLAN interpreter services for Council meetings and other special events.
 - h) Reinstated the bushland management budget to \$80 000
 - i) Remove \$100 000 from the operational plan for special rate variation consultation and return the money to the general fund

(Councillors Battista/Bennett) (BP19/715)

Voting for: Councillors Battista, Bennett, Casson and Moorhouse

Voting against: Councillors Bird, Cook, Ekins, Guise, Lloyd, Marks and Smith

Motion

103/19

RESOLVED that :

1. All submissions be received and noted.
2. The Revised Imagine Lismore Delivery Program 2017-2021 and Operational Plan 2019/20, be adopted, subject to the following amendments:
 - a) Including the following reworded activities in the revised Delivery Program 2017-2021:

A4.4.4 Provide AUSLAN interpreter services at Lismore Regional Gallery events and other Council events upon request.

A3.3.2 Maintain the Lismore, Goonellabah and Nimbin Skate parks to be reinstated into the operational plan and delivery program.
 - b) That current fees for the Lismore Workers Swim Team increase only by CPI for the 19/20 budget.
 - c) That Council endorse the paid parking rises and increase in area but implement a Parking pass for LCC LGA residents at \$50.00 per year that would allow parking in paid parking areas, for the duration posted, for the 2019/20 year. This is to be based on the registered address of the vehicle that the pass is purchased for, and the matter be reported back to Council in August.
 - d) That NORPA's fee for management be set at \$260,000 for the 2019/20 budget and that Council and NORPA immediately meet together to continue the work that commenced in February through the JSC to restructure the alliance agreement and establish mechanisms that reduce costs of NORPA and increase alternative sources of revenue such as coordinated Visitor Information Services
 - e) That the \$3,000 project seed funding for use by the Nimbin Advisory Group be reinstated
 - f) The Lismore Memorial Baths swim season be from 1 September 2019 to 31 March 2020 and the operating revenues of \$11,200* and expenses of \$43,900* be added to the 2019/20 Budget.
 - g) Provision be made in the 2019/20 budget for \$1,000 to be allocated toward the provision of AUSLAN interpreter services for Council meetings and other special events.
 - h) Reinstated the bushland management budget to \$80 000
(Councillors Bird/Marks) (BP19/715)

Voting for: Councillors Bird, Cook, Ekins, Lloyd, Marks, Moorhouse and Smith

Voting against: Councillors Battista, Bennett, Casson and Guise

Councillor Adam Guise left the meeting, the time being 08:47 PM

Councillor Adam Guise returned to the meeting, the time being 08:49 PM

Councillor **Bill Moorhouse** left the meeting, the time being **09:23 PM**
12.2 2019/20 Rates and Charges

104/19 **RESOLVED** that :

1. That, following advertisement of the draft Imagine Lismore Operational Plan – 2019/20 in accordance with Section 405 of the Local Government Act, 1993, Council makes the Rates, Wastewater Charges, Waste Management Charges, Water Charges, Stormwater Management Services Charges and Interest Charges for 2019/20 as set out below:

RATES

- (1) A **Business Rate** to be known as the '**Business Inner CBD**' rate of **five point six five three one (5.6531) cents in the dollar** per assessment, on the land value as at base date 1 July 2016 with a **base amount of four hundred and five dollars (\$405.00)** per assessment be now made for the rating year 1 July 2019 to 30 June 2020, on all rateable land within the centre of activity known as the Inner CBD shown as within the red boundary of the map, Schedule C, and that meets the definition of Business as defined in Section 518 of the Local Government Act 1993. The total income from base amounts equates to **four point eight (4.8%) percent of the Business Inner CBD income.**
- (2) A **Business Rate** to be known as the '**Business Urban**' rate of **one point six zero three zero (1.6030) cents in the dollar** per assessment, on the land value as at base date 1 July 2016 with a **base amount of four hundred and five dollars (\$405.00)** per assessment be now made for the rating year 1 July 2019 to 30 June 2020, on all rateable land within the centre of activity outside the Inner CBD shown as within the red boundary of the map, Schedule C, but within the urban area of Lismore as shown by the red boundary on the map, Schedule D, and that meets the definition of Business as defined in Section 518 of the Local Government Act 1993. The total income from base amounts equates to **eight point nine (8.9%) percent of the Business Urban income.**
- (3) A **Business Rate** to be known as the '**Business Other**' rate of **point eight eight four nine (0.8849) of a cent in the dollar** per assessment on the land value as at base date 1 July 2016 with a **base amount of four hundred and five dollars (\$405.00)** per assessment be now made for the rating year 1 July 2019 to 30 June 2020, on all rateable land in the City of Lismore but not within the areas defined within the maps, Schedules C and D attached and the Village of Nimbin, as defined by the map of Nimbin in Schedule A, and that meets the definition of Business as defined in Section 518 of the Local Government Act 1993. The total income from base amounts equates to **twenty three point three (23.3%) percent of the Business Other income.**
- (4) A **Business Rate** to be known as the '**Nimbin Business**' rate of **one point one one four two (1.1142) cents in the dollar** per assessment on the land value as at base date 1 July 2016 with a **base amount of four hundred and five dollars (\$405.00)** per assessment be now made for the rating year 1 July 2019 to 30 June 2020, on all rateable land within the Village of Nimbin, as defined by the map of Nimbin in Schedule A, that meets the definition of Business as defined in Section 518 of the Local Government Act 1993. The total income from base amounts equates to **seventeen point zero (17.0%) percent of the Nimbin Business income.**

- (5) A **Residential Rate** to be known as the '**Residential**' rate of **point six one seven four (0.6174) of a cent in the dollar** per assessment, on the land value as at base date 1 July 2016 with a **base amount of four hundred and five dollars (\$405.00)** per assessment, be now made for the rating year 1 July 2019 to 30 June 2020, on all rateable land within the centres of population defined and within the red lines shown on the maps in Schedule A attached and meeting the definition of Residential as defined in Section 516 of the Local Government Act 1993. The total income from base amounts equates to **thirty three point eight (33.8%) percent of the Residential income.**
- (6) A **Residential Rate** to be known as the '**Residential Rural**' rate of **point five zero two eight (0.5028) of a cent in the dollar** per assessment on the land value as at base date 1 July 2016 with a **base amount of four hundred and five dollars (\$405.00)** per assessment, be now made for the rating year 1 July 2019 to 30 June 2020, on all rateable land that meets the definition of Residential except for land within the centres of population defined by the maps in Schedule A attached and meeting the definition of Residential as defined by Section 516 of the Local Government Act 1993. The total income from base amounts equates to **twenty six point nine (26.9%) percent of the Residential Rural income.**
- (7) A **Farmland Rate** to be known as the '**Farmland**' rate of **point four nine six one (0.4961) of a cent in the dollar** per assessment, on the land value as at base date 1 July 2016 with a **base amount of four hundred and five dollars (\$405.00)** per assessment be now made for the rating year 1 July 2019 to 30 June 2020, on all rateable land in the City of Lismore area that meets the definition of Farmland as defined in Section 515 of the Local Government Act 1993. The total income from base amounts equates to **sixteen point nine (16.9%) percent of the Farmland income.**

WASTEWATER CHARGES

- (8) In accordance with Sections 501 and 539 of the Local Government Act 1993, an annual charge be now made for the provision of sewerage services to single units of residential occupation, residential, as defined in Section 516 (1) (a) of the Local Government Act 1993, including residential strata units of **nine hundred and forty three dollars (\$943.00)** per assessment. This charge applies to properties connected to the Lismore Sewer Scheme and is to be known as the '**Sewer**' charge for the period 1 July 2019 to 30 June 2020, excluding properties charged the Sewer Rebate 1 or Sewer Rebate 2 annual charge.
- (9) In accordance with Sections 501 and 539 of the Local Government Act 1993, an annual charge be now made for the provision of sewerage services of **four hundred and fifty four dollars and eighty eight cents (\$454.88)** per assessment for all rateable land connected to the Lismore Sewer Scheme in the area as defined by Schedule K, to be known as the '**North Woodburn Connection**' charge for the period 1 July 2019 to 30 June 2020.
- (10) In accordance with Sections 501 and 539 of the Local Government Act 1993, an annual charge, as per the attached Schedule F, where the charge is indicated by the number of units of residential occupancy located on a property, be now made for the provision of sewerage services to a parcel of land connected to the Lismore Sewer Scheme to be known as the '**Sewer Multiple**' charge for the period 1 July 2019 to 30

June 2020, excluding residential Strata Units.

- (11) In accordance with Sections 501 and 539 of the Local Government Act 1993, for all other properties, not being residential land as defined in Section 516 (1) (a) of the Local Government Act 1993, an annual charge be now made for the provision of trade waste services for properties connected to the Lismore Sewer Scheme, as per the attached Schedule G, where the charge is indicated by the number of equivalent tenants or part thereof allocated to an assessment in accordance with the methodology set out in Council's Wastewater Usage Charging Strategy to be known as the '**Non-Residential Sewer**' charge, except for properties declared by Lismore City Council to be Established Strength Users, for the period 1 July 2019 to 30 June 2020.
- (12) In accordance with Sections 501 and 539 of the Local Government Act 1993, an annual charge be now made for the availability of sewerage services of **five hundred and sixty five dollars and eighty cents (\$565.80)** per assessment for all rateable parcels of land within 75 metres of a Lismore Sewer Scheme main and capable of discharging into that main but not connected thereto to be known as the '**Sewer Unconnected**' charge for the period 1 July 2019 to 30 June 2020, excluding properties charged the Sewer Rebate 1 or Sewer Rebate 2 annual charge.
- (13) In accordance with Sections 501 and 539 of the Local Government Act 1993, an annual charge be now made for the availability of sewerage services to single units of residential occupation, residential, as defined in Section 516 (1) (a) of the *Local Government Act*, 1993, including residential strata units of **two hundred and eighty two dollars and ninety cents (\$282.90)** per assessment. This charge applies to occupied properties for which an Occupation Certificate has been issued, which have a self-sufficient or stand-alone onsite system of wastewater management installed and which have no connection to the Lismore Sewer Scheme. In addition, all necessary State or Local Government approvals applicable to the onsite system of wastewater management must have been obtained and the system must be operated in compliance with these approvals. This charge is to be known as the '**Sewer Rebate 1**' charge for the period 1 July 2019 to 30 June 2020.
- (14) In accordance with Sections 501 and 539 of the Local Government Act 1993, an annual charge be now made for the provision of sewerage services to single units of residential occupation, residential, as defined in Section 516 (1) (a) of the Local Government Act 1993, including residential strata units of **four hundred and seventy one dollars and fifty cents (\$471.50)** per assessment. This charge applies to occupied properties for which an Occupation Certificate has been issued, which have at least one dry composting toilet installed, have no flush toilets installed, but which continue to discharge their grey water to the Lismore Sewer Scheme. In addition, all necessary State or Local Government approvals applicable to the dry composting toilet(s) must have been obtained and the toilet(s) must be operated in compliance with these approvals. This annual charge is to be known as the '**Sewer Rebate 2**' charge for the period 1 July 2019 to 30 June 2020.

WASTE MANAGEMENT CHARGES

- (15) An annual charge in accordance with Section 496 of the Local Government Act 1993, for all land within the declared scavenging area within the Lismore Urban Area, a map of which is available at Council's office, for the removal, weekly, of the approved organic contents of a 240 litre approved mobile waste bin. In addition, on a fortnightly

basis, Council will collect the approved recyclable contents of a 240 litre or 360 litre approved mobile bin as well as the approved waste contents of a 120 litre or 140 litre approved mobile bin. This charge is to be known as the **'Integrated Waste'** collection service for the period 1 July 2019 to 30 June 2020 and will be charged at **three hundred and ten dollars and sixty four cents (\$310.64)** per annum. Additional services will be charged at **three hundred and ten dollars and sixty four cents (\$310.64)** per annum. Services commenced during the charging period will be charged for on a proportional basis.

- (16) An annual charge in accordance with Section 496 of the Local Government Act 1993, for all land within the declared scavenging area within the Lismore Urban Area, a map of which is available at Council's office, for the removal, on a fortnightly basis, of the approved organic contents of a 240 litre approved mobile waste bin. In addition, on a monthly basis, Council will collect the approved recyclable contents of a 240 litre approved mobile bin as well as the approved waste contents of a 120 litre or 140 litre approved mobile bin. This charge is to be known as the **'Integrated Waste – Urban Half'** collection service for the period 1 July 2019 to 30 June 2020 and will be charged at **one hundred and seventy dollars and eighty cents (\$170.80)** per annum. Additional services will be charged **one hundred and seventy dollars and eighty cents (\$170.80)** per annum. Services commenced during the charging period will be charged for on a proportional basis.
- (17) An annual charge in accordance with Section 496 of the Local Government Act 1993, for all land within the declared scavenging area within the Lismore Urban Area, a map of which is available at Council's office, for the removal, weekly, of the approved organic contents of a 240 litre approved mobile bin. In addition, on a fortnightly basis, Council will collect the approved recyclable contents of a 240 litre or 360 litre approved mobile bin as well as the approved waste contents of a 240 litre approved mobile bin. This charge is to be known as the **'Integrated Waste – Waste Plus'** collection service for the period 1 July 2019 to 30 June 2020 and will be charged at **five hundred and twelve dollars and thirty nine cents (\$512.39)** per annum. Additional services will be charged at **five hundred and twelve dollars and thirty nine cents (\$512.39)** per annum. Services commenced during the charging period will be charged for on a proportional basis.
- (18) An annual charge in accordance with Section 496 of the Local Government Act 1993, for all land within the declared scavenging area within the Lismore Urban Area, a map of which is available at Council's office, for the removal, weekly, of the approved organic contents of a 240 litre approved mobile bin and the approved waste contents of a 240 litre approved mobile bin. In addition, on a fortnightly basis, Council will collect the approved recyclable contents of a 240 litre or 360 litre approved mobile bin. This charge is to be known as the **'Integrated Waste – Premium'** collection service for the period 1 July 2019 to 30 June 2020 and will be charged at **five hundred and eighty nine dollars and nineteen cents (\$589.19)** per annum. Additional services will be charged at **five hundred and eighty nine dollars and nineteen cents (\$589.19)** per annum. Services commenced during the charging period will be charged for on a proportional basis.
- (19) An annual charge in accordance with Section 496 of the Local Government Act 1993, for all land within the declared scavenging area within the Lismore Urban Area, a map of which is available at Council's office, for the removal, weekly, of the organic contents of a 240 litre approved mobile waste bin. In addition, on a fortnightly basis,

Council will collect the approved recyclable contents of a 240 litre approved mobile bin as well as the approved waste contents of an 80 litre approved mobile bin. This charge is to be known as the '**Integrated Waste – Discount**' collection service for the period 1 July 2019 to 30 June 2020 and will be charged at **two hundred and thirty two dollars and seventy cents (\$232.70)** per annum. Additional services will be charged at **two hundred and thirty two dollars and seventy cents (\$232.70)** per annum. Services commenced during the charging period will be charged for on a proportional basis.

- (20) An annual charge in accordance with Section 496 of the Local Government Act 1993, for all land within the declared scavenging area within the Lismore Urban Area, a map of which is available at Council's office, for the removal, subject to approval by the Manager – Commercial Services, of the approved waste contents of an approved mobile bin. This charge is to be known as the '**Special Needs**' collection service for the period 1 July 2019 to 30 June 2020 and will be charged at **three hundred and fifty seven dollars and sixty four (\$357.64)** per annum. Additional services will be charged at **three hundred and fifty seven dollars and sixty four (\$357.64)** per annum. Services commenced during the charging period will be charged for on a proportional basis.
- (21) An annual charge in accordance with Section 496 of the Local Government Act 1993, for all land, located outside the urban area of Lismore but within the declared domestic waste scavenging area, a map of which is available at Council's Corporate Centre for the removal, weekly, of the approved waste contents of a 240 litre approved mobile bin and on a fortnightly basis, the approved recycling contents of a 240 litre or 360 litre approved mobile bin. This charge is to be known as the '**Waste Collection Service - Rural**' collection service for the period 1 July 2019 to 30 June 2020 and will be charged at **three hundred and eighty dollars and twenty two cents (\$380.22)** per annum. Additional services will be charged at **three hundred and eighty dollars and twenty two cents (\$380.22)** per annum. Services commenced during the charging period will be charged for on a proportional basis.
- (22) An annual charge in accordance with Section 496 of the Local Government Act 1993, for all land, located outside the urban area of Lismore but within the declared domestic waste scavenging area, a map of which is available at Council's Corporate Centre for the removal, fortnightly, of the approved waste contents of a 240 litre approved mobile bin and on a monthly basis the approved recyclable contents of a 240 litre approved mobile bin. This charge is to be known as the '**Waste Collection Service - Rural Half**' collection service for the period 1 July 2019 to 30 June 2020 and will be charged at **two hundred and twenty eight dollars and thirty seven (\$228.37)** per annum. Additional services will be charged at **two hundred and twenty eight dollars and thirty seven (\$228.37)** per annum. Services commenced during the charging period will be charged for on a proportional basis.
- (23) An annual charge in accordance with Section 496 of the Local Government Act 1993, for all land, located outside the urban area of Lismore but within the declared rural village service areas, a map of which is available at Council's Corporate Centre for the removal, weekly, of the approved organic contents of a 240 litre approved mobile bin on a weekly basis, the approved waste contents of a 240 litre approved mobile bin on a fortnightly basis the approved recycling contents of a 240 litre or 360 litre approved mobile bin on a fortnightly basis. This charge is to be known as the '**Waste Collection Service – Rural Village**' collection service for the period 1 July 2019

to 30 June 2020 and will be charged at **three hundred and eighty dollars and twenty two cents (\$380.22)** per annum. Additional services will be charged at **three hundred and eighty dollars and twenty two cents (\$380.22)** per annum. Services commenced during the charging period will be charged for on a proportional basis.

- (24) An annual charge in accordance with Section 496 of the Local Government Act 1993, for all land, located outside the urban area of Lismore but within the declared rural village service areas, a map of which is available at Council's Corporate Centre for the removal, weekly, of the approved organic contents of a 240 litre approved mobile bin on a fortnightly basis, the approved waste contents of a 240 litre approved mobile bin on a monthly basis the approved recycling contents of a 240 litre or 360 litre approved mobile bin on a monthly basis. This charge is to be known as the '**Waste Collection Service – Rural Village Half**' collection service for the period 1 July 2019 to 30 June 2020 and will be charged at **two hundred and twenty eight dollars and thirty seven (\$228.37)** per annum. Additional services will be charged at **two hundred and twenty eight dollars and thirty seven (\$228.37)** per annum. Services commenced during the charging period will be charged for on a proportional basis.
- (25) An annual charge in accordance with Section 501 of the Local Government Act 1993, for all properties, located within the urban area of Lismore, a map of which is available at Council's Corporate Centre, whose waste does not meet the definition of domestic waste contained within the Local Government Act 1993 and where Council collects the approved waste contents of an approved 240 litre mobile waste bin and the approved contents of a 240 litre approved resource recovery bin on a weekly basis from that property. This charge is to be known as the '**Waste Collection – Urban Business**' charge for the period 1 July 2019 to 30 June 2020 and will be charged at **four hundred and ten dollars and ten cents (\$410.10)** per annum. Additional services will be charged at **four hundred and ten dollars and ten cents (\$410.10)** per annum. Services commenced during the year a proportional charge will be made.
- (26) An annual charge in accordance with Section 501 of the Local Government Act 1993, for all properties, located outside the urban area of Lismore but within the declared waste scavenging area, a map of which is available at Council's Corporate Centre, whose waste does not meet the definition of domestic waste contained within the Local Government Act 1993 and where Council collects the approved waste contents of an approved 240 litre mobile waste bin on a weekly basis and the approved contents of a 240 litre or 360 litre approved recycling bin on a fortnightly basis from that property. This charge to be known as the '**Waste Collection – Rural Business**' charge for the period 1 July 2019 to 30 June 2020 and will be charged at **three hundred and eighty two dollars and seventy seven cents (\$382.77)** per annum. Additional services will be charged at **three hundred and eighty two dollars and seventy seven cents (\$382.77)** per annum. Services commenced during the year a proportional charge will be made.
- (27) An annual charge in accordance with Section 496 of the Local Government Act 1993, for all land within the declared domestic waste scavenging areas, both urban and rural, maps of which are available at Council's Corporate Centre, not utilising the domestic waste management service provided by Council to be known as the '**Waste Availability**' charge, of **ten dollars (\$10.00)** per assessment, except for all land located within the Nimbin and District service area (Schedule I attached), maps of which are available at Council's Corporate Centre, for the provision of the Nimbin

Transfer Station Facility, for the period 1 July 2019 to 30 June 2020.

- (28) An annual charge in accordance with Section 501 of the Local Government Act 1993, for all land within the Lismore City Council area, to be known as the '**Waste Minimisation**' charge, of **sixty two dollars and seventy cents (\$62.70)** per assessment, except for all land located within the Nimbin and District service area (Schedule I attached), maps of which are available at Council's Corporate Centre, for the provision of the Nimbin Transfer Station Facility, for the period 1 July 2019 to 30 June 2020. This charge attracts GST.
- (29) An annual charge in accordance with Sections 501 and 541 of the Local Government Act, 1993, for all land located within the Nimbin and District service area (Schedule I attached), maps of which are available at Council's Corporate Centre, for the provision of the Nimbin Transfer Station, of **one hundred and thirty nine dollars and twenty cents (\$139.20)** per assessment and for properties with multiple units of residential occupancy a charge of **one hundred and thirty nine dollars and twenty cents (\$139.20)** per unit of residential occupancy located on each assessment, to be known as the '**Transfer Station**' charge for the period 1 July 2019 to 30 June 2020. Properties paying for a waste collection service are exempt from this charge.

WATER CHARGES

- (30) In accordance with Section 502 of the Local Government Act 1993, for water recorded by the water meter on a property, a charge of **three dollars and ninety one cents (\$3.91)** per kilolitre for the year 1 July 2019 to 30 June 2020 to be known as the '**Consumption**' charge is made.
- (31) In accordance with Sections 501, 539 and 541 of the Local Government Act 1993, an annual charge be now made for the year 1 July 2019 to 30 June 2020 for the provision of water and water service availability, based on the size of the water service connected to a property. For a property which has two or more water connections, the cost of the services will be the total number of services multiplied by the fixed service charged; in cases where different sized services are connected, the sum of the cost of the fixed service charges, except for Perradenya (Recycled) services which are not charged an annual charge, and water connections used solely for firefighting services, the cost of which shall be **two hundred and eighty seven dollars and twenty cents (\$287.20)** per firefighting service, to be known as the '**Fixed Service Charge**' is hereby made in respect of:

Size of Service	Fixed Service Charge
20mm	\$ 287.20
25mm	\$ 448.76
32mm	\$ 735.24
40mm	\$ 1,148.80
50mm	\$ 1,795.00
65mm	\$ 3,033.56
80mm	\$ 4,595.20
100mm	\$ 7,180.00
150mm	\$16,155.00

- (32) In accordance with Sections 501, 539 and 541 of the Local Government Act 1993 an annual charge, for the availability of water to property not connected to Council's water supply but capable of connection thereto and within 225 metres of a Council water main in accordance with Section 552 (1)(b) of the Local Government Act 1993,

for the year 1 July 2019 to 30 June 2020, to be known as the **'Water Availability'** charge, of **two hundred and eighty seven dollars and twenty cents (\$287.20)** per assessment is made, excluding properties paying the Water Rebate charge.

- (33) In accordance with Sections 501, 539 and 541 of the Local Government Act 1993, an annual charge be now made for the availability of water to residential properties, residential as defined in Section 516 (1) (a) of the Local Government Act 1993, including residential strata units, of **one hundred and forty three dollars and sixty cents (\$143.60)** per assessment. This charge applies to occupied residential properties for which an Occupation Certificate has been issued, which have a self-sufficient stand-alone system of water supply installed and which have no connection to Council's reticulated water supply. In addition, all necessary State or Local Government approvals applicable to self-sufficient stand-alone water supply must have been obtained and the system must be operated in compliance with these approvals. This charge is to be known as the **'Water Rebate'** charge for the period 1 July 2019 to 30 June 2020.

STORMWATER MANAGEMENT SERVICES CHARGE

- (34) An annual charge in accordance with Section 496A (1) of the Local Government Act 1993, for all eligible residential property, as defined, excluding residential strata units, within the Tucki Tucki Creek catchment area shown on Schedule H, of **twenty five dollars (\$25.00)** per assessment, to be known as the **'Stormwater Charge - Residential - Tucki'** for the period 1 July 2019 to 30 June 2020.
- (35) An annual charge in accordance with Section 496A (1) of the Local Government Act 1993, for all eligible residential property, as defined, excluding residential strata units, within the Wilsons River catchment area shown on Schedule I, of **twenty five dollars (\$25.00)** per assessment, to be known as the **'Stormwater Charge - Residential - Wilsons River'** for the period 1 July 2019 to 30 June 2020.
- (36) An annual charge in accordance with Section 496A (1) of the Local Government Act 1993, for all residential strata units and all residential company titled units within the Tucki Tucki Creek catchment area shown on the map in Schedule H, of **twelve dollars and fifty cents (\$12.50)**, to be known as the **'Stormwater Charge - Res Strata - Tucki'** for the period 1 July 2019 to 30 June 2020.
- (37) An annual charge in accordance with Section 496A (1) of the Local Government Act 1993, for all residential strata units and all residential company titled units within the Wilsons River catchment area shown on the map in Schedule I, of **twelve dollars and fifty cents (\$12.50)**, to be known as the **'Stormwater Charge - Res Strata - Wilsons River'** for the period 1 July 2019 to 30 June 2020.
- (38) An annual charge in accordance with Section 496A (1) of the Local Government Act 1993, for all business/commercial and industrial property, except for business/commercial and industrial strata units and company titled units, located within the Tucki Tucki Creek catchment area of Lismore shown on the map in Schedule H, of **twenty five dollars (\$25.00)** for each 350m² or part thereof subject to the following; for properties up to 4,200m² in area, the charge will be \$25 per 350m² or part thereof to a maximum of \$300; for properties whose area exceeds 4,200m², \$25 for each 350m² or part thereof, subject to any reduction due to the porous nature of the property which has been determined using Council's adopted Stormwater Appeals Procedure and the charge is to be known as the

'Stormwater Charge - Business Tucki' for the period 1 July 2019 to 30 June 2020.

- (39) An annual charge in accordance with Section 496A (1) of the Local Government Act 1993, for all business/commercial and industrial property, except for business/commercial and industrial strata units and company titled units, located within the Wilsons River catchment area of Lismore shown on the map in Schedule I, of **twenty five dollars (\$25.00)** for each 350m² or part thereof subject to the following; for properties up to 4,200m² in area, the charge will be \$25 per 350m² or part thereof to a maximum of \$300; for properties whose area exceeds 4,200m², \$25 for each 350m² or part thereof, subject to any reduction due to the porous nature of the property which has been determined using Council's adopted Stormwater Appeals Procedure and the charge is to be known as the **'Stormwater Charge - Business – Wilsons River'** for the period 1 July 2019 to 30 June 2020.
- (40) An annual charge in accordance with Section 496A (1) of the Local Government Act 1993, for all eligible business/commercial and industrial strata units and company titled units, located within the Tucki Tucki Creek catchment area of Lismore shown on the map in Schedule H, to be calculated at **twenty five dollars (\$25.00)** for every 350m² or part thereof of the total property and the product of that calculation being divided by the sum of the strata unit entitlement or the total sum of units of the company title with the product of that calculation being multiplied by the individual strata unit entitlement or company title entitlement to give the charge that is to be known as the **'Stormwater Charge - Bus Strata - Tucki'**, subject to a minimum charge of \$25 per assessment, for the period 1 July 2019 to 30 June 2020.
- (41) An annual charge in accordance with Section 496A (1) of the Local Government Act 1993, for all eligible business/commercial and industrial strata units and company titled units, located within the Wilsons River catchment area of Lismore shown on the map in Schedule I, to be calculated at **twenty five dollars (\$25.00)** for every 350m² or part thereof of the total property and the product of that calculation being divided by the sum of the strata unit entitlement or the total sum of units of the company title with the product of that calculation being multiplied by the individual strata unit entitlement or company title entitlement to give the charge that is to be known as the **'Stormwater Charge - Bus Strata – Wilsons River'**, subject to a minimum charge of \$25 per assessment, for the period 1 July 2019 to 30 June 2020.

INTEREST CHARGES

- (42) In accordance with Section 566 (3) of the Local Government Act 1993, for the period 1 July 2019 to 30 June 2020, the interest rate on outstanding rates and charges will be 7.5%.

(Councillors Marks/Cook) (BP19/632)

Voting for: Councillors Bird, Cook, Ekins, Lloyd, Marks and Smith

Voting against: Councillors Battista, Bennett, Casson and Guise

Financial Assistance – Section 356

Councillor Nancy Casson left the meeting, the time being 09:23 PM

15.1 Financial Assistance – Section 356 Report

105/19

RESOLVED that

In accordance with Section 356(1) of the *Local Government Act 1993*, the assistance to persons as listed above is hereby approved.

(Councillors Bird/Lloyd) (BP19/683)

Voting for: Councillors Battista, Bennett, Bird, Cook, Ekins, Guise, Lloyd, Marks and Smith

Voting against: Nil

Confidential Matters – Closed Council Meeting

106/19

RESOLVED that Council now exclude the press and public and meet in Closed Council to consider the following matters;

Item 16.1 Asset Management Strategies - Fleet
Grounds for Closure Section 10A(2) (c) (d i):
Public Interest Discussion of this matter in an open meeting would on balance be contrary to the public interest because it relates to: information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business; AND commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it.

Item 16.2 Code of Conduct Investigation Report
Grounds for Closure Section 10A(2) (c):
Public Interest Discussion of this matter in an open meeting would on balance be contrary to the public interest because it relates to: information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.

(Councillors Marks/Lloyd)

Voting for: Councillors Battista, Bird, Cook, Ekins, Lloyd, Marks and Smith

Voting against: Councillors Bennett and Guise

Councillor Nancy Casson returned to the meeting, the time being 09:30 PM

Councillor Bill Moorhouse returned to the meeting, the time being 09:30 PM

Resumption of Open Council

When the Council had resumed its former sitting, the General Manager reported that

Council, meeting in Closed Council, had RECOMMENDED:

16.1 Asset Management Strategies - Fleet

That:

1. Council adopts the recommendation contained in the amended quotations evaluation report for the sale and leaseback of some of its owned plant and equipment.

16.2 Code of Conduct Investigation Report

that :

1. Council notes the confidential Code of Conduct Investigation reports dated 21 May 2019.
2. Council does not adopt the recommendations because Council has identified, as a result of this investigation, that further training on this topic is required for all Councillors.
3. Council requests the General Manager arrange appropriate training for all Councillors on this matter.

Closure

This concluded the business and the meeting terminated at 10.20pm.

CONFIRMED this > of > 201> at which meeting the signature herein was subscribed.

MAYOR