

**MINUTES OF EXTRAORDINARY COUNCIL MEETING OF THE CESSNOCK CITY
COUNCIL HELD IN COUNCIL CHAMBERS ON WEDNESDAY, 24 JUNE 2020,
COMMENCING AT 6.30PM**

PRESENT: His Worship the Mayor, Councillor R Pynsent (in the Chair) and Councillors Olsen, Doherty, Fagg, Stapleford, Fitzgibbon, Gray, Dagg, Burke, Sander and Lyons.

IN ATTENDANCE: General Manager
Acting Director Planning and Environment (Strategic Planning Manager)
Director Corporate and Community
Director Works and Infrastructure
Finance & Administration Manager
Management Accountant
Senior Media & Communications Officer
Corporate Governance Officer

APOLOGIES:

MOTION **Moved:** Councillor Dagg
 Seconded: Councillor Gray

1334

RECOMMENDED that the apologies tendered on behalf of Councillors Dunn and Suvaal, for unavoidable absence, be accepted and leave of absence granted.

FOR	AGAINST
Councillor Doherty	
Councillor Stapleford	
Councillor Pynsent	
Councillor Burke	
Councillor Dagg	
Councillor Fagg	
Councillor Fitzgibbon	
Councillor Gray	
Councillor Lyons	
Councillor Olsen	
Councillor Sander	
Total (11)	Total (0)

CARRIED UNANIMOUSLY

DISCLOSURES OF INTEREST

DISCLOSURES OF INTEREST NO. PPD11/2020

SUBJECT: DISCLOSURES OF INTEREST

NIL

MAYORAL MINUTES

NIL

CORPORATE AND COMMUNITY

CORPORATE AND COMMUNITY NO. CC56/2020

SUBJECT: ADOPTION OF THE 2020-21 OPERATIONAL PLAN & BUDGET

MOTION **Moved:** Councillor Dagg **Seconded:** Councillor Gray
1335

RECOMMENDATION

1. That Council notes the significant improvement in the operational budget result from the draft Operational Plan placed on public exhibition which forecast a \$744,699 deficit and that as a result of changes the forecast is a \$423 operating surplus before capital grants and contributions.
2. That Council notes the feedback obtained from residents, the impacts of Council resolutions and the internal reviews during the public exhibition period as outlined in the report.
3. That Council adopts the 2020-21 Operational Plan, as exhibited, with the amendments outlined in this report, including:

2020-21 Budget

- Increase in rates and annual charges income of \$272,900.
- Decrease of \$314,422 for salaries and wages.
- Decrease of \$52,250 for operating grants and contributions.
- Increase of \$3,179,179 for capital grants and contributions.
- Decrease of \$200,050 for materials and contracts.
- Increase of \$10,000 for user charges and fees.

2020-21 Capital Works Program

Amend the 2020-21 Capital Works Program as detailed below:

- Community Buildings Construction Program (CBC)
 - Add CBC-2021-002 Branxton Community Hall – Storage facility \$71,000
- Cultural and Community Buildings Renewal Program (RBC)
 - Add RBC-2021-012 Cessnock Youth Centre and Outreach Service – Kitchen upgrade \$120,226
 - Add RBC-2021-011 Cessnock Performing Arts Centre – Kitchen upgrade \$75,100
- Drainage Construction Program (CDR)
 - Remove CDR-2018-003 Margaret and Thomas Streets, Cessnock – Upgrade Street Drainage – Phase 2 Detailed design, Phase 3 Construct \$0
- Local Road Construction Program (CRL)
 - Correction CCL-2021-001 Hart Road, Gingers Lane, Government Road, Loxford – Replace Roundabout Phase 3 Construct \$2,004,000

2020-21 Objectives and Actions

Amend the 2020-21 objectives as detailed below:

- From 5.3.8.d (d_07) Adopt a Climate Change Policy
Target:
Engage consultant by 31 July 2020
Engage consultant to undertake baseline greenhouse gas emissions report by 31 December 2020
Draft Climate Change Strategy by 31 March 2021.

- To 3.1.6.a Prepare a baseline greenhouse gas emission report
Target:
Engage consultant by 31 August 2020
Undertake baseline greenhouse gas emissions report by 31 December 2020
Commence the preparation of a climate change strategy

- Defer second listed target to 2021-22
5.3.12.a Continue enhancement of Council's IP&R system to support greater integration between Council strategies and enhance processes for the development and tracking of Community Strategic Plan (CSP) and Delivery Program objectives and projects.
Target:
 1. Support mapping between Council's detailed strategies and draft CSP/Delivery program objectives by 31 March 2021.
 2. Develop adopted CSP and Delivery Program fully integrated with other Council Strategies by 30 June 2021.

Interest on Overdue Rates

- The rate of interest payable on overdue rates and charges is:
 - seven per cent (7%) per annum, simple interest, calculated daily for the period 1 January 2021 to 30 June 2021 and
 - zero per cent (0%) per annum, simple interest, calculated daily for the period 1 July 2020 to 31 December 2020.

Expected Rate Yields

- Amend the expected rate yields as below:

Rate Type	Rate	Base	Est Yield
Residential	0.441170	430.00	27,596,483
Residential – Rural	0.368610	430.00	3,556,397
Farmland	0.314017	430.00	2,359,789
Farmland – Mixed Use	0.807579	535.00	203,160
Farmland – Business Rural	0.807579	535.00	235,556
Business	1.721402	535.00	5,870,290
Mining	3.725175	1500.00	1,410,550
			41,232,225

Change in wording regarding the Levy for Hunter Catchment Contribution

- Council, in accordance with Clauses 36 and 40, Part 4, of the *Local Land Services Regulation 2014*, prescribes that the rate at which the Hunter Catchment Contribution to be applied for the financial year shall be the rate gazetted by the Minister for the Hunter Catchment Contribution.

4. That Council sets the Fees and Charges for 2020-21 as detailed in the 2020-21 Operational Plan, as exhibited, with the amendments outlined below:

Section	Proposed Change
Review of determination under Section 82A	From Section 82A. To Section 8.2
Fee for review of modification application S96AB	From Fee for review of modification application S96AB. To Review of determination of modification application under Section 8.2.
Occupation Certificates	From Final or Interim Occupational Certificate. To Final/Full or Interim/Part Occupation Certificate
Refunds	From Part 4a Certificates. To Part 6 Certificates.
Copies of Endorsed Certificates	From Part 4a Certificates. To Part 6 Certificates.
Registration Of Certificates With Council	From Part 4a Certificates. To Part 6 Certificates.
Roads Act Approval and Civil Construction Certificates (Plan Checking) – Subdivision, Roads and Drainage	From Roads Act Approval and Civil Construction Certificates (Plan Checking) – Subdivision, Roads and Drainage. To Roads Act Approval and Subdivision Works Certificate (Plan Checking) – Subdivision, Roads and Drainage.
Section 149 Planning Certificates	From Section 149 Planning Certificates. To Section 10.7 Planning Certificates.
Applications For Amendment To Cessnock Local Environmental Plan (Planning Proposals) -Category C	From Section 94, S94 or S94A. To Section 7.11, S7.11 and S7.12.
Dog Control (As Prescribed In Regulation To Companion Animal Act) (Lifetime Registration)	New Regulatory Fee - Annual Permits - Declared Dangerous Dogs - \$195
Dog Control (As Prescribed In Regulation To Companion Animal Act) (Lifetime Registration)	New Regulatory Fee - Annual Permits - Restricted Dog Breeds - \$195
Cat Control (As Prescribed In Regulation To Companion Animal Act) (Lifetime Registration)	New Regulatory Fee - Annual Permits - Non-desexed Cats - \$80
Temporary Food Premises	Remove wording from NOTE: Exemption does not apply to urgent applications.
Inspection for DA compliance of Non-licensed Food Premise	Remove heading and wording - Fees do not apply to a food business that operates for the sole purpose of raising funds for a community or charitable cause.

FOR

Councillor Doherty
Councillor Stapleford
Councillor Pynsent
Councillor Burke
Councillor Dagg
Councillor Fagg
Councillor Fitzgibbon
Councillor Gray
Councillor Lyons
Councillor Sander

Total (10)**AGAINST**

Councillor Olsen

Total (1)***CARRIED***

CORPORATE AND COMMUNITY NO. CC57/2020

SUBJECT: MAKING THE RATE 2020-21

MOTION **Moved:** Councillor Burke **Seconded:** Councillor Gray
1336

RECOMMENDATION

That Council make the following rates and charges for the year commencing 1 July 2020 to 30 June 2021:

1. Ordinary Rates

The following Ordinary Rates now be made for the year commencing 1 July 2020.

Category	Sub Category	Ad-valorem Amount Cents in \$	Base Amount \$	Base % of Total Rate
Residential		0.441170	430.00	35.85%
Residential	Rural	0.368610	430.00	21.20%
Farmland		0.314017	430.00	16.13%
Farmland	Mixed Use	0.807579	535.00	7.11%
Farmland	Business Rural	0.807579	535.00	8.40%
Business		1.721402	535.00	13.74%
Mining		3.725175	1,500.00	0.53%

2. Waste Charges

Council do hereby prescribe and order under Section 496 of the Local Government Act 1993 for rateable land categorised for rating purposes as residential or farmland and situated within the area in which a Domestic Waste Management Service is able to be provided, that the following waste charges be now made for the year commencing 1 July 2020.

Domestic Waste Management Service Charge

Domestic Waste Management Availability Charge ¹	\$72.00
Domestic Waste Management Service Charge ²	\$599.00
Additional Domestic Waste Management Service Charge ³	\$599.00
Additional Domestic Waste Management Service Charge – Recycling	\$70.00
Additional Domestic Waste Management Service Charge – Organics	\$75.00

1. Charge applies to vacant rateable land situated within the area in which a Domestic Waste Management Service is able to be provided.
2. Each premise is entitled to one approved mobile waste bin mixed waste service per week, one fortnightly collection of recyclable material and one fortnightly collection of organic material for each Domestic Waste Management Service Charge.
3. Each premise is entitled to one approved mobile waste bin mixed waste service per week for each Additional Domestic Waste Management Service Charge.

Council do hereby prescribe and order under Section 501 of the Local Government Act 1993, for land not categorised for rating purposes as residential or farmland and situated within the area in which a Waste Management Service is able to be provided, that the following waste charges be now made for the year commencing 1 July 2020.

Waste Management Service Charge

Waste Management Service Charge (GST inclusive) ¹	\$780.00
Additional Waste Management Service Charge (GST inclusive) ²	\$780.00
Additional Waste Management Service Charge - Recycling	\$70.00
Additional Waste Management Service Charge - Organics	\$75.00

1. Each premise is entitled to one approved mobile waste bin mixed waste service per week and one fortnightly collection of recyclable material for each Waste Management Service Charge. Each premise is also entitled to one fortnightly collection of organic material for each Waste Management Service Charge upon request and justification of needs.
2. Each premise is entitled to one approved mobile waste bin mixed waste service per week for each Additional Waste Management Service Charge.

3. Stormwater Management Services Charges

Council do hereby prescribe and order under Section 496A of the Local Government Act 1993, for land situated within the designated stormwater area, that the following stormwater charges be now made for the year commencing 1 July 2020.

Stormwater Management Service Charge

Stormwater Management Service Charge - Residential	\$25.00
Stormwater Management Service Charge - Residential Strata	\$12.50
Stormwater Management Service Charge - Business	\$25.00 per 350m ² (or part thereof) to a maximum \$500

4. Interest on Overdue rates and Charges

Council do hereby determine and order, in accordance with Section 566 of the Local Government Act 1993, that if rates and charges are unpaid at the due date, the amount shall be increased by a sum calculated at:

- seven per cent (7%) per annum, simple interest, calculated daily for the period 1 January 2021 to 30 June 2021 and
- zero per cent (0%) per annum, simple interest, calculated daily for the period 1 July 2020 to 31 December 2020

5. Hunter Local Land Services

Council, in accordance with Clauses 36 and 40, Part 4, of the Local Land Services Regulation 2014, prescribes that the rate for the year commencing 1 July 2020 shall be the rate gazetted by the Minister for the Hunter Catchment Contribution for the period 1 July 2020 to 30 June 2021 inclusive being 0.00947 of a cent in the dollar of rateable land value.

FOR

Councillor Doherty
 Councillor Stapleford
 Councillor Pynsent
 Councillor Burke
 Councillor Dagg
 Councillor Fagg
 Councillor Fitzgibbon
 Councillor Gray
 Councillor Lyons
 Councillor Sander
Total (10)

AGAINST

Councillor Olsen

Total (1)

CARRIED*The Meeting Was Declared Closed at 6.53pm***CONFIRMED AND SIGNED** at the meeting held on.....**CHAIRMAN**.....**GENERAL MANAGER**