



MINUTES OF THE EXTRAORDINARY BUDGET MEETING OF KEMPSEY SHIRE COUNCIL

Tuesday 28th March 2006 commencing at 9.03am.

PRESENT:

Councillors J A C Hayes, (Mayor and Chairman), J H Bowell, E A Green, J C Gribbin, T L Hunt, R H McWilliam, D F Saul, B R Sowter and E R Walker.

General Manager, A V Burgess; Acting Director Shire Services, G R Whelan; Director Sustainable Services, R B Pitt; Director Corporate Services, G B Snape; Manager Organisational Effectiveness, Jeff Clegg; and Pat Hanrahan, Minute Taker.



ADOPTION OF AGENDA ORDER OF BUSINESS

2006. 187

RESOLVED:

*Moved: Cl. Green
Seconded: Cl. McWilliam*

That report GM1 be brought forward and dealt with following Committee of the Whole discussions on the draft budget.

That confidential report DCS1 be dealt with following a presentation on this report from Mr Derek Sinclair at approximately 10.30am.

That the remaining Agenda Order of Business be adopted.



CONFIDENTIAL COMMITTEE OF THE WHOLE

2006. 188

RESOLVED:

*Moved: Cl. Walker
Seconded: Cl. McWilliam*

That Council enter into Confidential Committee of the Whole to discuss matters related to report GM1 2006 - 2007 Budget and DSDS1 Draft 2006 / 07 Budget Sustainable Development Services.



At 10.36 a.m. the Meeting adjourned for Morning Tea and upon resumption at 11.05 a.m. all present at the adjournment were in attendance.



MOTION FOR CONFIDENTIAL COMMITTEE OF THE WHOLE

2006. 189

RESOLVED:

*Moved: Cl. Hunt
Seconded: Cl. Green*

That Council form itself into the Confidential Committee of the Whole, and at this stage the meeting be closed to the public to permit discussion of the confidential business items listed for the reasons as stated.



At this stage 11.05am Mr Derek Sinclair of Integrated Site Design addressed Council regarding item DCS1 Confidential – Tender 798 4 Shore Tourist Parks.

At 11.29am Councillor Bowell retired from the Chambers and apologised for non-attendance for a part of the meeting.



DIRECTOR CORPORATE SERVICES CONFIDENTIAL REPORT

DCS2	TENDER NO. 798 – 4 SHORE TOURIST PARKS		
CONF	FILE: 798	GBS	{ Folio No. * }

REASON FOR PRESENTATION OF REPORT ON A CONFIDENTIAL BASIS

This report is submitted on a confidential basis as it includes commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it, (Sec. 10A(2)(d)(i) of the Local Government Act 1993).

Discussion of the matter in an open meeting would disclose commercial information upon which the tenderers have based their tenders which would on balance be contrary to the public interest.

SUMMARY:

Reporting on the evaluation of tenders for the future management of Council's 4 Shore Tourist Parks.



Director Corporate Services Recommendation:

1. That Council accept the tender submitted by Family Holiday Experiences Pty Ltd for the contract management of the 4 Shore Tourist Parks for a period of 5 years from 1st July 2006.
2. That the General Manager be authorised to negotiate a contract with Family Holiday Experiences Pty Ltd in accordance with the tender specification and the tender submitted.

RECOMMENDED:

*Moved: Cl. Hunt
Seconded: Cl. McWilliam*

- 1 That Council accept the tender submitted by Family Holiday Experiences Pty Ltd under Option A for the contract management of the 4 Shore Tourist Parks for a period of 5 years from 1st July 2006.
2. That the General Manager be authorised to negotiate a contract with Family Holiday Experiences Pty Ltd in accordance with the tender specification and the tender submitted and that such contract include adequate financial reporting.



ADOPTION OF REPORT OF THE CONFIDENTIAL COMMITTEE OF THE WHOLE

2006. 190

RESOLVED:

*Moved: Cl. Walker
Seconded: Cl. Sowter*

That the foregoing recommendation of the Confidential Committee of the Whole, as reported by the General Manager, be adopted.

At 12.15pm the Open meeting Committee of the Whole resumed and continued discussions on the 2006-2007 draft budget.

At 1.20 p.m. the Meeting adjourned for Luncheon and upon resumption at 2.10 p.m. all present at the adjournment were in attendance with the addition of Councillor Bowell.



At 3.42pm Council concluded its discussions in Committee of the Whole.

GENERAL MANAGER'S REPORT

GM1	2006 / 07 BUDGET
FILE: 447	AVB (NRN) {Folio No. 318033}

SUMMARY:

To provide an overview of the financial implications of the proposed 2006 / 07 Budget.



General Manager's Recommendation:

For Council's determination.

2006. 191

RESOLVED:

Moved: Cl. Hunt
Seconded: Cl. McWilliam

That the additional revenue from the supplementary rate increase application on roads and timber bridges be the background for the proposed rate variation application with these funds to be expended as follows:-

Urban streets	\$160,000
Rural roads	\$260,000
Timber bridge replacement	\$151,304

MOVED:

Moved: Cl. Sowter
Seconded: Cl. Walker

That the draft budget be referred back to the General Manager and Directors to reduce the deficit to at least \$500,000 before further consideration by Council.

The foregoing motion was WITHDRAWN at the request of Councillors Sowter and Walker

MOVED:

Moved: Cl. Saul
Seconded: Cl. Walker

That there be no increase for water access charges in 2006-2007 and water usage charges be increased to 88.5c/kilolitre for 2006-2007.

An Amendment was MOVED:

*Moved: Cl. Howell
Seconded: Cl. Hunt*

That the water access charge for 2006-2007 be held at the 2005-2006 rate and only the water usage charge be increased to 93c/kilolitre as per the draft budget.

The foregoing amendment was WITHDRAWN at the request of Councillors Howell and Hunt.

2006. 192 The MOTION was PUT to the MEETING and was CARRIED.

2006. 193 RESOLVED:

*Moved: Cl. Hunt
Seconded: Cl. Gribbin*

That Water Supply Demand Management allocation for 2006-2007 be reduced from \$297,000 to \$97,000.

2006. 194 RESOLVED:

*Moved: Cl. Hayes
Seconded: Cl. McWilliam*

That Water Supply Renewals allocation for 2006-2007 be reduced from \$845,000 to \$700,000.

MOVED:

*Moved: Cl. Howell
Seconded: Cl. Gribbin*

That the Sewerage supply allocation for Other Renewals of \$349,300 be funded from section 64 revenue and there be no increase in current sewerage charges for the 2006-2007 year.

An AMENDMENT was MOVED:

*Moved: Cl. Sowter
Seconded: Cl. Hunt*

That the sewerage supply allocation for Other Renewals of \$349,300 be funded from section 64 revenue and that sewerage charges be increased by 3.6% for the 2006-2007 year and revenue raised be transferred to the augmentation reserve.

2006. 195 The AMENDMENT was PUT to the meeting and was CARRIED, became the MOTION and was CARRIED.

Councillors Hayes, Howell, Gribbin and Saul recorded their votes against the foregoing resolution.

Councillor Howell lodged a notice of rescission in regard to the foregoing resolution.

MOVED:

*Moved: Cl. Hunt
Seconded: Cl. McWilliam*

That the proposed rescission motion be dealt with at this meeting.

The Mayor advised that the matter would not be dealt with at this meeting as she would not rule it as a matter of great urgency.

2006. 196 **RESOLVED:** *Moved: Cl. Howell*
Seconded: Cl. Saul

That the introduction of recycling services be deferred until after consideration of the tender for recycling services at Council's meeting on 11th April 2006, and meanwhile inquiries be made with the tenderers regarding the difference of having a fortnightly recycling service compared to a weekly service.

2006. 197 **RESOLVED:** *Moved: Cl. Green*
Seconded: Cl. Sowter

That a report be prepared on ways to offset the increased costs on Rubbish Tips in the 2006 - 2007 Draft Budget through a review of operational costs.

2006. 198 **RESOLVED:** *Moved: Cl. Hayes*
Seconded: Cl. Green

That the allocation for donations be reduced from \$85,050 to \$48,787 with the only increase from the previous year being \$5,000 for the Slim Dusty Museum.

2006. 199 **RESOLVED:** *Moved: Cl. Saul*
Seconded: Cl. Walker

That the following adjustments be made to the 2006-2007 draft budget:-

- 1 Ancillary Road Facilities (pg 20) – delete \$20,000 for Median construction at intersection Entrance and Quarry Streets, South West Rocks.
- 2 Tourism – Information (pg 63) – delete \$6,700 for pull down security screen.
- 3 Tourism – Information (pg 64) – delete \$7,000 for upgrade Kempsey souvenir shop and delete \$7,000 for car park extensions at South West Rocks.
- 4 Community Buildings (pg 67) – delete \$2,500 for air-conditioning rear work room at Historical Museum and delete \$15,000 for installation of video security system at Historical Museum.
- 5 Library Services (pg 57) – delete \$40,000 for vehicle purchase and delete \$6,000 for Hat Head Library awning.

Councillor McWilliam recorded his vote against part 1 of the foregoing resolution.

Councillor Hunt recorded his vote against part 5 of the foregoing resolution.

DIRECTOR SUSTAINABLE DEVELOPMENT SERVICES REPORT

DSDS1	DRAFT 2006 / 07 BUDGET – SUSTAINABLE DEVELOPMENT SERVICES FILE: 447 RBP (NRN) {Folio No. 318031}
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SUMMARY:

Reporting on the draft 2006 / 07 Budget for Council's Sustainable Development Services Department.



Director Sustainable Development Services Recommendation:

For Council's consideration of the Draft 2006 / 07 Estimates.

2006. 200

RESOLVED:

Moved: Cl. Green
Seconded: Cl. Saul

That this report be deferred to the 12th April 2006 budget meeting.

DIRECTOR CORPORATE SERVICES REPORT

DCS1	TENDER NO. 798 – 4 SHORE TOURIST PARKS AND GOOLAWAH CAMPING GROUND FILE: 798 GBS {Folio No. 318392}
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SUMMARY:

Reporting on the evaluation of tenders for the future management of Council's 4 Shore Tourist Parks and Goolawah Camping Ground.



Director Corporate Services Recommendation:

1. That the information be noted.
2. That Council, as Reserve Trust Manager, advise the Department of Lands of consent to the transfer of Reserve

1003268 and Reserve 88664 to the Department of Environment and Conservation effective as from 30th June 2006.

3. That Council advise the Department of Lands that it has no objection to the transfer of the other Reserves at Goolawah Lagoon for which Council is not the Reserve Trust Manager.

2006. 201

RESOLVED:

*Moved: Cl. Walker
Seconded: Cl. Sowter*

- 1 That Council accept the tender submitted by Family Holiday Experiences Pty Ltd under Option A for the contract management of the Goolawah Reserve for a period of 5 years from 1st July 2006.
- 2 That the General Manager be authorised to negotiate a contract with Family Holiday Experiences Pty Ltd in accordance with the tender specification and the tender submitted.

GENERAL MANAGER'S REPORT

GM1	2006 / 07 BUDGET FILE: 447 AVB (NRN) {Folio No. 318033}
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This report GM 1 was dealt with earlier in the meeting.

CONDUCT COMMITTEE REPORT

CC 1	COMPLAINT BY THE UNITED SERVICES UNION AGAINST GENERAL MANAGER, ALLAN BURGESS FILE: 308 MAYOR {Folio No. 318393}
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SUMMARY:

To inform Council of the outcome of the Conduct Committee decision on the above complaint.

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RESOLVED:

*Moved: Cl. Hayes
Seconded: Cl. Sowter*

That this matter be discussed in open Council as requested by the General Manager and supported by the Conduct Committee.

The Mayor advised the meeting that the General Manager has her full confidence and requested that this be recorded.

2006. 202

RESOLVED:

*Moved: Cl. Sowter
Seconded: Cl. Hayes*

That the report of the Conduct Committee be noted.



QUESTIONS WITHOUT NOTICE

Councillor J H Bowell

Q1

Will the Mayor advise whether Council has made representations through the Mid North Coast Group of Councils, the Local Member and Country Mayors in support of the Local Government and Shires Association stance against the State Government's legislation taking planning powers away from Local Government.

The Mayor advised that she has made representations on this matter and has also contacted the Independent Members of State Parliament to request them to vote against this legislation in the Upper House which is due for debate today 28th March 2006.



DIRECTOR CORPORATE SERVICES CONFIDENTIAL REPORT

DCS2	TENDER NO. 798 – 4 SHORE TOURIST PARKS
CONF	FILE: 798 GBS

This report DCS2 Confidential was dealt with earlier in the meeting just after the morning tea adjournment.



NEXT MEETING:

The Mayor advised that the next meeting on the Draft Budget was scheduled for Wednesday 12th April 2006.

CONCLUSION:

There being no further business, the Meeting terminated at 4.35 p.m.

