



# **MINUTES**

**Wednesday, 19 June 2019**

**Special Council Meeting**

**MINUTES OF MAREEBA SHIRE COUNCIL  
SPECIAL COUNCIL MEETING  
HELD AT THE COUNCIL CHAMBERS  
ON WEDNESDAY, 19 JUNE 2019 AT 9:00AM**

**1 MEMBERS IN ATTENDANCE**

Cr Tom Gilmore (Mayor), Cr Alan Pedersen (Deputy Mayor), Cr Edward (Nipper) Brown, Cr Kevin Davies, Cr Mary Graham, Cr Angela Toppin, Cr Lenore Wyatt

**2 APOLOGIES/LEAVE OF ABSENCE/ABSENCE ON COUNCIL BUSINESS**

Nil

**3 OFFICE OF THE MAYOR**

**3.1 OPERATIONAL PLAN 2019/2020**

**RESOLUTION 2019/52**

Moved: Cr Tom Gilmore

Seconded: Cr Alan Pedersen

That the Operational Plan for the 2019/20 financial year, as attached, be adopted.

**CARRIED**

**3.2 ADOPTION OF THE 2019/2020 BUDGET**

**RESOLUTION 2019/53**

Moved: Cr Tom Gilmore

Seconded: Cr Alan Pedersen

That Council determine the Budget and Rating Resolutions set out hereunder:

**2019/20 Budgeted Financial Statements**

Council resolves to adopt the Council Budget as set out in the Budgeted Financial Statements: Income Statement, Balance Sheet, Statement of Cash Flows, Statement of Changes in Equity for the period 1 July 2019 to 30 June 2020 on pages 5 to 8 of Volume 1 of Council's 2019/20 Budget be adopted (including notes to Financial Statements on pages 9 to 20 and Long Term Financial Forecast and Financial Sustainability Ratios on pages 21 to 22).

**2019/20 The Differential General Rate**

Council resolves for the period 1 July 2019 to 30 June 2020:

- (a) pursuant to section 81 of the *Local Government Regulation 2012*, the categories into which rateable land is categorised and the description of those categories, is as per Columns 1 and 2 of the table set out on pages 7 to 14 of Volume 2 of Council's 2019/20 Budget; and

- (b) pursuant to section 94 of the *Local Government Act 2009* and section 80 of the *Local Government Regulation 2012*, the differential general rate to be made and levied for each differential general rate category is as per Column 3 of the table set out on pages 7 to 14 of Volume 2 of Council's 2019/20 Budget; and
- (c) pursuant to section 77 of the *Local Government Regulation 2012*, the minimum general rate to be made and levied for each differential general rate category is as per Column 4 of the table set out on pages 7 to 14 of Volume 2 of Council's 2019/20 Budget; and
- (d) pursuant to sections 81(4) and 81(5) of the *Local Government Regulation 2012*, to delegate to the Chief Executive Officer the power to identify the rating category to which each parcel of rateable land belongs.

### **2019/20 Sewerage Utility Charges**

Council resolves, pursuant to section 94 of the *Local Government Act 2009* and section 99 of the *Local Government Regulation 2012*, to make and levy utility charges for supply of sewerage services to premises within the listed areas for the period 1 July 2019 to 30 June 2020 as set out on page 15 of Volume 2 of Council's 2019/20 Budget.

### **2019/20 Waste Management Utility Charges**

Council resolves, pursuant to section 94 of the *Local Government Act 2009* and section 99 of the *Local Government Regulation 2012*, to make and levy utility charges for:

- (a) supplying waste collections services to premises within the waste area and
- (b) operating and managing refuse transfer stations and landfill within the Shire,

for the period 1 July 2019 to 30 June 2020 as set out on page 16 of Volume 2 of Council's 2019/20 Budget.

### **2019/20 Water Utility Charges**

Council resolves, pursuant to section 94 of the *Local Government Act 2009* and section 99 of the *Local Government Regulation 2012*, to make and levy utility charges for supplying water to premises within the listed areas for the period 1 July 2019 to 30 June 2020 as set out on pages 17 to 18 of Volume 2 of Council's 2019/20 Budget.

The Two Tier Tariff Water Charges as shown on the Schedule 1 of Volume 2 of Council's 2019/20 Budget (page 61) titled "Water Charges - Two Tier Water Areas" be levied during the period 1 July 2019 to 30 June 2020 on properties located in the Water Areas within the Shire.

### **2019/20 Trade Waste Utility Charges**

Council resolves pursuant to section 94 of the *Local Government Act 2009* and section 99 of the *Local Government Regulation 2012* that the following trade waste charges are made and levied on all commercial and industrial properties discharging trade waste into Council's wastewater system as shown on Maps 23-25 - Volume 3 of the Council's 2019/20 Budget and in accordance with the *Water Supply (Safety and Reliability) Act 2008*.

In accordance with Council's Trade Waste Policy and Trade Waste Plan and as set out on page 19 of Volume 2 of Council's 2019/20 Budget, Council will classify trade waste customers into one of the categories set out in the table below. An annual fixed charge will be applied to each property in each category as set out in the table below:

Trade Waste Category	Description	Annual Fixed Charge
Category 1	Low Risk	\$0.00
Category 2	Low - Medium Risk	\$200.00
Category 3	Medium Risk	\$400.00
Category 4	High Risk	\$600.00
Industry	Significant Risk	\$10,000.00

### **2019/20 Special Charge - Irvinebank Reservoir Water Supply Benefited Area**

Council resolves, pursuant to section 94 of the *Local Government Act 2009* and section 94 of the *Local Government Regulation 2012*, to:

- (c) adopt the overall plan for the Irvinebank Reservoir Water Supply Benefited Area Special Charge set out on page 20 of Volume 2 of Council's 2019/20 Budget; and
- (d) make and levy an annual special charge at the rate of \$400.00 per property to which the overall plan applies for the period 1 July 2019 to 30 June 2020 for the purpose of covering the costs of operation, maintenance and capital expenditure associated with the delivering water from the Ibis Dam to the town reservoirs for the Irvinebank Water Benefited Area according to the overall plan.

### **2019/20 Special Charge - Irvinebank Township Water Supply Benefited Area**

Council resolves, pursuant to section 94 of the *Local Government Act 2009* and section 99 of the *Local Government Regulation 2012* to:

- (a) adopt the overall plan for the Irvinebank Township Water Supply Benefited Area Special Charge set out on page 21 of Volume 2 of Council's 2019/20 Budget; and
- (b) make and levy an annual special charge at the rate of \$50.00 per property to which the overall plan applies for the purpose of funding the maintenance and operation of water supply equipment/infrastructure that delivers water from the Irvinebank town reservoirs to the properties connected to Irvinebank reticulated water supply system according to the overall plan.

### **2019/20 Special Rate - Kuranda Benefited Area (Tourism Kuranda) - Commercial Properties**

Council resolves, pursuant to section 94 of the *Local Government Act 2009* and section 94 of the *Local Government Regulation 2012*, to:

- (c) adopt the overall plan for the Kuranda Benefited Area (Tourism Kuranda) - Commercial Properties Special Rate as set out on page 22 of Volume 2 of Council's 2019/20 Budget; and
- (d) make and levy an annual special rate on commercial properties marked on the maps titled "Kuranda Benefited Area 1" and "Kuranda Benefited Area 3" according to the overall plan to fund carrying out tourism industry strategies and promotion strategies and programmes as follows:

Category	\$ Rate in dollar
Kuranda Benefited Area 1	0.013190
Kuranda Benefited Area 3 - Limited Tourism operations	0.001097

### **2019/20 Special Rate - Kuranda Benefited Area (Tourism Kuranda) - Small Accommodation Operators**

Council resolves, pursuant to section 94 of the *Local Government Act 2009* and section 94 of the *Local Government Regulation 2012*, to:

- adopt the overall plan for the Kuranda Benefited Area (Tourism Kuranda) - Small Accommodation Operators Special Charge as set out on pages 23 to 24 of Volume 2 of Council's 2019/20 Budget; and
- make and levy an annual special charge on properties marked on the map titled "Kuranda Benefited Area 2" and listed according to the overall plan to fund carrying out tourism industry strategies and promotion strategies and programmes as follows:

Category	\$ Charge
Kuranda Benefited Area 2 - Small accommodation operators	
One (1) self-contained unit/independent bedroom	196.00
Two (2) self-contained units/independent bedrooms	392.00
Three (3) self-contained units/independent bedrooms	588.00
Four (4) or more self-contained units/independent bedrooms	784.00

### **2019/20 Special Rate - Mareeba Benefited Area**

Council resolves, pursuant to section 94 of the *Local Government Act 2009* and section 94 of the *Local Government Regulation 2012*, to:

- adopt the overall plan for the Mareeba Benefited Area Special Rate as set out on page 25 of Volume 2 of Council's 2019/20 Budget; and
- make and levy an annual special rate on all commercial land within the Mareeba locality that is categorised (pursuant to Council's differential general rating categories) as categories C, D or H, excluding vacant land, defined on Map 7 "Mareeba Benefited Area 1 & 2" and Map 8 "Mareeba Benefited Area 3" for the period 1 July 2019 to 30 June 2020 according to the overall plan to fund projects including but not limited to road, drainage, footpath construction and repair, beautification economic and tourism promotional projects in the Mareeba Benefited Area as follows:

Category	Description	\$ Rate
Mareeba Benefited Area 1	Areas coloured purple on the Benefited Area Map 7 - Volume 3.	\$0.00223 per dollar of valuation

Mareeba Area 2	Benefited	Areas coloured blue on the Benefited Area Map 7 - Volume 3.	\$0.00154 per dollar of valuation
Mareeba Area 3	Benefited	Areas coloured orange on the Benefited Area Map 8 - Volume 3.	\$0.00062 per dollar of valuation

### 2019/20 Special Charge - Extractive Industry Road Contribution

Council resolves, pursuant to section 94 of the *Local Government Act 2009* and section 94 of the *Local Government Regulation 2012*, to:

- (a) adopt the overall plan for the Extractive Industry Road Contribution Special Charge as set out on page 26 of Volume 2 of Council's 2019/20 Budget; and
- (b) make and levy an annual special charge on all rateable land to which are categorised (pursuant to Council's differential general rating categories) in categories I1, I2 or I3 according to the overall plan to fund the undertaking of road construction and repair, and drainage construction and repair to roads impacted by extractive industry operations within the Shire as follows:

Category	Description	\$ Charge
ERC1	All land used for extractive industry purposes, where the quantity of material being extracted &/or screened is up to a maximum of 5,000 tonnes per annum.	\$1,340.00
ERC2	All land used for extractive industry purposes, where the quantity of material being extracted &/or screened is between 5,001 tonnes and 20,000 tonnes per annum.	\$4,018.00
ERC3	All land used for extractive industry purposes, where the quantity of material being extracted &/or screened is between 20,001 tonnes and 40,000 tonnes per annum.	\$8,034.00
ERC4	All land used for extractive industry purposes, where the quantity of material being extracted &/or screened is between 40,001 tonnes and 60,000 tonnes per annum.	\$13,390.00
ERC5	All land used for extractive industry purposes, where the quantity of material extracted &/or screened is between 60,001 tonnes and 100,000 tonnes per annum.	\$21,424.00
ERC6	All land used for extractive industry purposes, where the quantity of material being extracted &/or screened is greater than 100,000 tonnes per annum.	\$26,780.00

### 2019/20 Special Charge - Hickory Road and Rosewood Drive

Council resolves, pursuant to section 94 of the *Local Government Act 2009* and section 94 of the *Local Government Regulation 2012*, to:

- (a) adopt the annual implementation plan for the Hickory Road and Rosewood Drive Special Charge as set out on page 27 of Volume 2 of Council's 2019/20 Budget; and

- (b) make and levy an annual special charge of \$240.00 per annum per property on all rateable properties fronting Hickory Road and Rosewood Drive defined on the map titled "Hickory Road and Rosewood Drive Special Charge" in Map 10 - Volume 3 of Council's 2019/20 Budget for the purpose of funding the project to bitumen seal this section of road according to the annual implementation plan.

### **2019/20 Special Charge - Kuranda and District Aquatic Centre**

Council resolves, pursuant to section 94 of the *Local Government Act 2009* and section 94 of the *Local Government Regulation 2012*, to:

- (a) adopt the annual implementation plan for the Kuranda and District Aquatic Centre Special Charge as set out on page 28 of Volume 2 of Council's 2019/20 Budget; and
- (b) make and levy an annual special charge of \$36.00 for the period 1 July 2019 to 30 June 2020 on all properties in the area defined on the map titled "Kuranda and District Aquatic Centre Benefited Area" in Volume 3 of Council's 2019/20 Budget to fund construction of the Kuranda Aquatic Centre in the Kuranda District according to the annual implementation plan.

### **2019/20 Special Charge - Volunteer Brigade Equipment and Maintenance**

Council resolves, pursuant to section 94 of the *Local Government Act 2009* and section 94 of the *Local Government Regulation 2012*, to:

- (a) adopt the overall plan for the Volunteer Brigade Equipment and Maintenance Special Charge as set out on page 29 of Volume 2 of Council's 2019/20 Budget; and
- (b) make and levy an annual special charge on all properties within the Volunteer Brigade Equipment and Maintenance Levy Area identified on the maps for the relevant Volunteer Brigade Services Special Charge Area in Map 43 in Volume 3 of Council's 2019/20 Budget to fund the purchase and maintenance of equipment by the respective volunteer brigades according to the overall plan in the amounts set out on page 29 of Volume 2 of Council's 2019/20 Budget.

### **2019/20 Special Rate - Russett Park Bridge Access Area**

Council resolves, pursuant to section 94 of the *Local Government Act 2009* and section 94 of the *Local Government Regulation 2012*, to:

- (a) adopt the annual implementation plan for the Russett Park Bridge Access Area Special Rate as set out on page 30 of Volume 2 of Council's 2019/20 Budget; and
- (b) make and levy an annual special rate of 0.0016 per dollar for the period 1 July 2019 to 30 June 2020 for the properties in the area defined on Map 9 in Volume 3 of Council's 2019/20 Budget titled "Russett Park Bridge Access Area" to fund a high-level bridge for better accessibility to the Russett Park area according to the annual implementation plan.

### **2019/20 Separate Charge - Local State Emergency Services Levy (Local SES Levy)**

Council resolves, pursuant to section 94 of the *Local Government Act 2009* and section 103 of the *Local Government Regulation 2012*, to make and levy an annual separate charge of \$3.30 per property on all rateable properties within the Mareeba Shire to fund the general operations and maintenance of Local SES as set out on page 31 of Volume 2 of Council's 2019/20 Budget.

**2019/20 Levy - State Government Emergency Management Levy**

Council resolves to charge the State Government Emergency Management Levy on behalf of the Queensland State Government, in accordance with the provisions of the *Fire and Emergency Services Act 1990* and *Fire and Emergency Services Regulation 2011*.

**2019/20 Time and Manner of Payment of Rates and/or Charges**

Council resolves that:

- (a) In accordance with section 94 of the *Local Government Act 2009*, section 118 of the *Local Government Regulation 2012* and section 115 of the *Fire and Emergency Services Act 1990*, all rates, charges and fire levy shall be payable at the office of Council or at such other place or agency as may from time to time be appointed for that purpose by Council, and shall be levied by two half yearly instalments for the period ending 31 December 2019 and 30 June 2020; said rates, charges and levies being payable on the date shown on the rate notice as the Rate and Discount Due Date being at least 30 days after the issue date also shown on each rate notice; and
- (b) In accordance with section 130 of the *Local Government Regulation 2012* for the year ending 30 June 2020, every person liable to pay any differential general rate, utility charge, special rate and charge, separate charge, emergency management levy and legal costs who pays the whole of any such differential general rate, utility charge, special rate and charge, separate charge, emergency management levy and legal costs together with any arrears of any such differential general rate, utility charge, special rate and charge, separate charge, levies and legal costs (excluding any outstanding adopted infrastructure charges) on or before the Rate and Discount Due Date shown on the Rate Notice, shall be entitled to receive a discount of 10% of the amount of such differential general rate, provided that discount shall not apply to utility charges, special rates and charges, separate charges, levies, legal costs or arrears of any differential general rate utility charge, special rate and charge, separate charge, emergency management levy and legal costs.

**2019/20 Interest on Charges**

Council resolves that, in accordance with Section 133 of the *Local Government Regulation 2012* -

- (a) For the 12 months ending 30 June 2020, Council will charge interest on overdue rates from the day on which they became overdue and at the rate of 9.83% (or such other rate as may be determined pursuant to Section 133 of the *Local Government Regulation 2012*) compounded on daily rests. Notwithstanding the foregoing, if overdue rates are paid within 21 days from their due date, no interest shall be charged; and
- (b) For the 12 months ending 30 June 2020, Council charge interest in accordance with (a) above, in respect of overdue rates which are subject to an agreement with the property owner to pay regular instalments to avoid rate recovery action.

**2019/20 Remission of Rates to Not-For-Profit Organisations**

Council resolves pursuant to section 120(1)(b)(i), 121(a) and 122(1)(b) of the *Local Government Regulation 2012* to:

- (a) Grant a rate remission of 100% on all general rates and a charge remission of 100% on Utility Charges (sewerage, waste collection, waste management and water access charges), Volunteer Brigade Equipment and Maintenance Special Charge and local SES Levy only, to Council approved Type A Community Groups who own or lease a property within the Mareeba Shire excluding vacant land, provided that they satisfy the conditions as set out



on the Rate Rebates and Remission Policy in Appendix C (Page 76) of Volume 2 of Council's 2019/20 Budget; and

- (b) Grant a rate remission of 50% up to a maximum of \$1,000.00 on all general rates and a charge remission of 20% up to a maximum of \$200.00 on Utility Charges (sewerage, waste collection, waste management and water access charges), Volunteer Brigade Equipment and Maintenance Special Charge and local SES Levy only to Council approved Type B Community Groups who own or lease a property within the Mareeba Shire excluding vacant land, provided that they satisfy the conditions as set out on the Rate Rebates and Remission Policy in Appendix C (Page 76) of Volume 2 of Council's 2019/20 Budget; and
- (c) Grant a water consumption charge remission of 35% up to a maximum of \$2,000.00 for Group 1 Category, \$1,000.00 for Group 2 Category and \$500.00 for Group 3 Category if water consumption exceeds \$100.00 per annum provided that they satisfy the conditions as set out on the Rate Rebates and Remission Policy in Appendix C (Page 76) of Volume 2 of Council's 2019/20 Budget.

### **2019/20 Remission of Rates to Pensioners**

Council resolves, pursuant to section 120(1)(a), 121(a) and 122(1)(b) of the *Local Government Regulation 2012*, to grant a remission of 30% of all differential general rates excluding interest and other charges to pensioners who own and reside on their property within the Mareeba Shire, provided that they satisfy the conditions as set out on the Rate Rebates and Remission Policy in Appendix C (Page 76) of Volume 2 of Council's 2019/20 Budget and the Pensioner Rates Remission Application Form, Form B (Page 109) of Volume 2 of Council's 2019/20 Budget. The maximum Council Remission allowable is \$240.00 per property.

### **2019/20 Revenue Statement**

Council resolves to adopt the Revenue Statement as set out on pages 36 to 58 of Volume 2 of Council's 2019/20 Budget.

### **2019/20 Debt Recovery Policy**

Council resolves to adopt the Debt Recovery Policy as set out on pages 66 to 70 of Volume 2 of Council's 2019/20 Budget.

### **2019/20 Water Leak Management Policy**

Council resolves to adopt the Water Leak Management Policy as set out on pages 71 to 75 of Volume 2 of Council's 2019/20 Budget.

### **2019/20 Rate Rebate and Remission Policy**

Council resolves to adopt the Rate Rebate and Remission Policy as set out on pages 76 to 81 of Volume 2 of Council's 2019/20 Budget.

### **2019/20 Water and Waste Concession for Home Renal Dialysis Policy**

Council resolves to adopt the Water and Waste Concession for Home Renal Dialysis Policy as set out on pages 82 to 85 of Volume 2 of Council's 2019/20 Budget.

### **2019/20 Revenue Policy**

Council resolves to adopt the Revenue Policy as set out on pages 86 to 88 of Volume 2 of Council's 2019/20 Budget.

**2019/20 Investment Policy**

Council resolves to adopt the Investment Policy as set out on pages 89 to 91 of Volume 2 of Council's 2019/20 Budget.

**2019/20 Debt Policy**

Council resolves to adopt the Debt Policy as set out on pages 92 to 94 of Volume 2 of Council's 2019/20 Budget.

**2019/20 Procurement Policy**

Council resolves to adopt the Procurement Policy as set out on pages 94 to 107 of Volume 2 of Council's 2019/20 Budget.

**CARRIED**

There being no further business, the meeting closed at 9:09am.

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Cr Tom Gilmore

Chairperson