

Snowy Valleys Council



SNOWY VALLEYS COUNCIL MEETING

LATE REPORTS

28 JUNE 2018

THE MEETING WILL BE HELD AT 2.00PM
IN THE SNOWY VALLEYS COUNCIL CHAMBERS, BRIDGE STREET, TUMBARUMBA

Disclosure of Pecuniary Interests at meetings

- Item from Bluet Local Government Handbook

[14.125] A Councillor or a Council Committee member who has a pecuniary interest in any matter with which the council is concerned, and who is present at a meeting of the council or committee at which the matter is being considered, must disclose the nature of the interest to the meeting as soon as practicable. The person must not be present at, or in the sight of, the meeting either at any time during which the matter is being considered or discussed or at any time during which a vote is being taken on any question relating to the matter (s 451). A Councillor who has declared a pecuniary interest in a matter before the council but has withdrawn from the meeting because of that declaration is not counted in considering whether the meeting is quorate for that matter.

Disclosure of Political Donations and Gifts

The Environmental Planning and Assessment Act 1979 places obligations on Councillors, staff, applicants and any person who makes a public submission, to disclose information relating to political donations and gifts during the environmental plan making or development assessment process.

Furthermore, for each planning decision made at a Council or Committee Meeting, the names of Councillors who supported the decision and those that oppose the decision must be recorded.

The fact that political donations or gifts have been made by applicants / proponents of a planning application should not affect whether an application is approved or refused. Political donations or gifts should not be relevant in making a determination. The matter should be determined on its merits. Nor do they provide grounds for challenging the determination of any applications.

For further information, visit www.planning.nsw.gov.au/donations

Public Recording of Meetings prohibited without Council authority

A person may use any recording device, including audio and visual recording and any device capable of recording speech, to record the proceedings of a meeting of a council or a committee of a council only by the resolution of the council or committee.

A person may, be expelled from a meeting of a council or a committee of a council or using or having used a tape recorder without consent.

Photography

Flash photography is not permitted at a meeting of the Council or a Committee of the council without the consent of the General Manager.

Public Forum (extract from the Code of Meeting Practice)

a) All prospective public forum speakers must advise the General Manager of their wish to address Council by the Monday prior to a Council meeting.

They must also provide a verbal or written précis of the subject matter at that time.

b) The public forum section shall only operate for a period of thirty (30) minutes immediately after apologies have been formally received.

c) Preference shall be given to addressees who wish to speak to any item before Council at that particular meeting.

d) The maximum time allowed for each speaker will be 5 minutes.

e) Not more than two members of a group may speak.

f) All persons addressing the meeting shall speak to the Chair.

g) The Chairperson may curtail the public participation where the information being presented is considered repetitive or irrelevant.

h) Councillors may ask questions of the person/s addressing Council only if so approved by the Chair.

i) Councillors will not enter into general debate with the speakers.

j) The Mayor is to approve of variations to this procedure in urgent / compelling circumstances.

k) All people / organisations who wish to address Council be made aware of the above condition.



Thursday 28 June 2018
Snowy Valleys Council Chambers
Bridge Street, Tumbarumba
2.00pm

LATE REPORTS

9. GOVERNANCE AND FINANCIAL REPORTS

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1. CONFIDENTIAL

9. GOVERNANCE AND FINANCIAL REPORTS

9.8 MAKING THE RATE FOR 2018/19

Author: AMANDA SUTTON

Responsible Manager: SARAH PENTLAND

Purpose of Report:

This report is to provide the ad valorem and charges for 2018/19 to make the rate which form part of the Revenue Policy.

Recommendation:

That Council:

1. Make the rate using the following Ad Valorem amounts, including under S.548 (3)(a) the maximum amount of a minimum ordinary rate to be \$526.00:

Former Tumbarumba Shire Council Area:

| Category | Base Amount | Ad Valorem (per 1 cent) | Estimated Yield |
|-------------------|-------------|-------------------------|-----------------|
| Farmland | 95.53 | 0.4223 | 1,637,898.74 |
| Residential | 226.41 | 0.5733 | 483,959.57 |
| Rural Residential | 247.93 | 0.4256 | 219,742.35 |
| Business | | 1.2377 | 144,448.66 |
| Rural Clubs | | 0.4948 | 4,799.56 |
| Inundated | | 0.8300 | 21,272.90 |
| | | | 2,512,350.98 |

Former Tumut Shire Council Area:

| Category | Ad Valorem (per 1 cent) | Estimated Yield |
|-------------------|-------------------------|-----------------|
| Farmland | 0.52096 | 2,286,481.38 |
| Residential | 1.00011 | 2,996,154.70 |
| Rural Residential | 0.73248 | 463,378.92 |
| Business | 1.5511 | 899,775.89 |
| Inundated | 0.93642 | 17,305.04 |
| | | 6,663,095.93 |

2. That interest on overdue rates and water for 2018/19 be set at the rate of 7.5% as determined as the maximum interest rate in accordance with S.566 (3) of the Local Government Act 1993.

Report:

Council is required to adopt the rates and charges under the Local Government Act. Currently the Rates Freeze refers to amalgamated Councils remaining on the same

rate paths as they were prior to proclamation up until 2020, therefore former Tumbarumba Shire Council and former Tumut Shire Council local government areas will have separate rating structures.

The rate peg for 2019/20 has been set by IPART at 2.3%.

A report will be prepared in the coming months on the harmonisation of rating from the 2020/2021 financial year.

Options

Nil

Budget Implications:

Nil

Legal/Statutory Implications:

Section 535 of the Local Government Act 1993 requires a rate or charge to be made by resolution of the Council.

Risk Management - Business Risk:

Nil

Risk Management - WHS and Public Risk:

Nil

Council Seal:

No

Attachments

Nil

9. GOVERNANCE AND FINANCIAL REPORTS

9.9 FEES FOR COUNCILLORS AND MAYOR 2018/19 FINANCIAL YEAR

Author: JERRY MOOKETSI

Responsible Manager: ROBYN HARVEY

Purpose of Report:

To inform Council of the Determination of the Local Government Remuneration Tribunal (the Tribunal) and to adopt the Mayor and Councillors' fees for the 2018/19 financial year

Recommendation:

That Council set the annual fees payable to the Mayor and Councillors for the 2018/19 financial year at the maximum level for the Rural Council category based on the 2018 Determination of the Tribunal.

Report:

The 2018 Determination of the Tribunal has been released, setting the scale for fees payable to elected representatives for all Councils in NSW under sections 239 and 241 of the *Local Government Act 1993*.

The Tribunal has determined an increase of 2.5% to Mayoral and Councillor Fees for the 2018/19 financial year, with effect from 1 July 2018. Snowy Valleys Council has been deemed to fall under the "Rural Council" category.

The Tribunal has determined that the range of annual fees payable to Councillors and Mayors for the 2018/19 financial year in the "Rural Council" category is as follows:

| Councillor Annual Fee | | Mayor Additional Fee | |
|-----------------------|----------|----------------------|----------|
| Minimum | Maximum | Minimum | Maximum |
| \$8,970 | \$11,860 | \$9,540 | \$25,880 |

Options

- Option 1 - Council set the annual fees payable to the Mayor and Councillors for the 2018/19 financial year at the maximum level for the Rural Council category as recommended.
- Option 2 – Council elect to set the fees payable to the Mayor and Councillors for the 2018/19 financial year somewhere between the minimum and maximum rates permissible (outlined above).

Budget Implications:

Annual fees payable to the Mayor and Councillors have been included in the 2018/19 operational budget.

Legal/Statutory Implications:

Sections 248 and 249 of the *Local Government Act 1993* require councils to fix and pay an annual fee based on the Tribunal's determination of a 2.5% increase for the 2018/19 financial year.

Risk Management - Business Risk:

Nil

Risk Management - WHS and Public Risk:

Nil

Council Seal:

No

Attachments

- 1 2018/19 Determination of the Local Government remuneration Tribunal [↓](#)



Office of
Local Government

Circular to Councils

| | |
|-----------------------------|--|
| Circular Details | 18-18 / 13 June 2018 / A597665 |
| Previous Circular | 17-08 |
| Who should read this | Councillors / General Managers |
| Contact | Council Governance Team – 4428 4100 – olg@olg.nsw.gov.au |
| Action required | Council to Implement |

2018/19 Determination of the Local Government Remuneration Tribunal

What's new or changing

- The Local Government Remuneration Tribunal (the Tribunal) has determined an increase of 2.5% to mayoral and councillor fees for the 2018/19 financial year, with effect from 1 July 2018.
- The Tribunal also reviewed the criteria that apply to the categories of councils and the allocation of councils into those categories. The categories enable the Tribunal to determine the maximum and minimum amounts of fees to be paid to mayors and councillors in each of the categories.
- The Tribunal found that there was no strong case to change the criteria or the allocation of councils into categories at this time.

What this will mean for your council

- Sections 248 and 249 of the *Local Government Act 1993* require councils to fix and pay an annual fee based on the Tribunal's determination of 2.5% for the 2018/19 financial year.

Key points

- The level of fees paid will depend on what category the council is in.
- A council cannot fix a fee higher than the maximum amount determined by the Tribunal.
- If a council does not fix a fee, the council must pay the minimum fee determined by the Tribunal.

Where to go for further information

- The Tribunal's report and determination is available on the Office of Local Government's website www.olg.nsw.gov.au and on the NSW Remuneration Tribunal's website www.remtribunals.nsw.gov.au.

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Acting Chief Executive

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