

The following document is the minutes of the Council and Committee meeting held on 11 July 2013. These minutes are subject to confirmation as to their accuracy at the next meeting to be held on 25 July 2013 and therefore subject to change. Please refer to minutes of 25 July 2013 for confirmation.



COFFS HARBOUR CITY COUNCIL
ORDINARY MEETING
COUNCIL CHAMBERS
COUNCIL ADMINISTRATION BUILDING
COFF AND CASTLE STREETS, COFFS HARBOUR
11 JULY 2013

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COFFS HARBOUR CITY COUNCIL

ORDINARY MEETING

11 JULY 2013

Present: Councillors D Knight (Mayor), J Arkan, N Cowling, R Degens, B Palmer, K Rhoades, M Sultana and S Townley

Staff: General Manager, Director Corporate Business, Director City Services, Director Land Use, Health & Development and Executive Assistant.

The meeting commenced at 5.00 pm with the Mayor, Cr D Knight in the chair.

We respectfully acknowledge the Gumbayngirr Country and the Gumbayngirr Aboriginal peoples who are traditional custodians of the land on which we meet and their Elders both past and present

The Mayor reminded the Chamber that the meeting was to be recorded, and that no other recordings of the meeting would be permitted.

DISCLOSURES OF INTEREST

The General Manager read the following disclosure of interest to inform the meeting:

Councillor	Item	Type of Interest
Cr Palmer	L13/18 Development Application No. 527/13 - Lot 500, Dp776362 and Lot 1, Dp579511, No. 39-41 Clarence Street, Woolgoolga - Proposed Supermarket	Non-Pecuniary - Less Than Significant Conflict as daughter is employed by Woolworths.

APOLOGY

- 157 **RESOLVED** (Rhoades/Arkan) that leave of absence as requested from Councillor Innes be approved.
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PUBLIC ADDRESS

Time	Speaker	Item
5.00 pm	Angus Witherby On behalf of Woolgoolga Retail Group	L13/18 – DA 527/13 – Lot 500 DP 776362 and Lot 1 DP 579511, No 39-41 Clarence Street, Woolgoolga – Proposed Supermarket
5.05 pm	Anthony Iannuzzi Woolworths Limited	L13/18 – DA 527/13, Lot 500 DP 776362 and Lot 1 DP 579511, No 39-41 Clarence Street, Woolgoolga – Proposed Supermarket
5.10 pm	Garth Grundy	CS13/38 – Castle Street Car Park – Lift and Shade Structures

CONFIRMATION AND ADOPTION OF MINUTES

- 158 **RESOLVED** (Arkan/Townley) that the minutes of the Ordinary meeting held on 27 June 2013 be confirmed as a true and correct record of proceedings.

NOTICE OF MOTION

**NOM13/7 COLLECTION OF E-WASTE UNDER THE NATIONAL TELEVISION
AND COMPUTER RECYCLING SCHEME**

- 159 **RESOLVED** (Townley/Arkan) that:

1. Council adopt a policy for disposal of E-Waste in line with the Federal Government's National Television and Computer Recycling Scheme, namely that E-Waste no longer be disposed of in landfill, but rather through collection as per the Product Stewardship (Televisions and Computers) Regulations.
 2. Council develop and implement a Communication Plan to inform the public of this policy and of the free E-Waste collection point now available at the Englands Road facility.
 3. This Communication Plan is developed in conjunction with Bellingen and Nambucca Councils.
 4. The contractor responsible for Bulky Goods collection is included in the Communication Plan and a time frame for cessation of E-Waste collection through Bulky Goods is agreed between Council and the contractor.
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LAND USE HEALTH & DEVELOPMENT DEPARTMENT REPORT

L13/18 DEVELOPMENT APPLICATION NO. 527/13 - LOT 500, DP776362 AND LOT 1, DP579511, NO. 39-41 CLARENCE STREET, WOOLGOOLGA - PROPOSED SUPERMARKET

The purpose of this report is to present Development Application 527/13 for Council's consideration, for a supermarket to be developed on the former Raj Mahal site situated on the corner of Pullen Street, Moore Street and the Pacific Highway, Woolgoolga.

160 RESOLVED (Arkan/Rhoades) that:

1. Development Application No. 527/13 for a supermarket (including construction, fit-out; vehicle access and driveways; loading dock, car park, associated works) and demolition of existing structures at Lot 500, DP 776362 and Lot 1, DP 579511, No. 39-41 Clarence Street, Woolgoolga be approved subject to conditions as appended to the report (Attachment 3).
2. Persons who made submissions in relation to the Development Application No. 527/13 be notified of the determination.

VOTED FOR

Cr Rhoades
Cr Townley
Cr Palmer
Cr Degens
Cr Knight
Cr Arkan
Cr Sultana
Cr Cowling

VOTED AGAINST

Nil

CITY SERVICES DEPARTMENT REPORT

CS13/38 CASTLE STREET CAR PARK - LIFT AND SHADE STRUCTURES

To recommend allocation of funding to the Castle Street Car Park – Lift and Shade structures project.

- 161 RESOLVED** (Rhoades/Arkan) that Council allocate \$1.25 million from funds held in reserve from the sale of 218 Harbour Drive for projects relating to car parking projects in the CBD to the Castle Street Car Park Lift and Shade Structures project.

LAND USE HEALTH & DEVELOPMENT DEPARTMENT REPORTS

L13/19 PRIORITY HABITATS AND CORRIDORS STRATEGY: BIODIVERSITY ASSETS - A PLANNING AND COMMUNITY ENGAGEMENT FRAMEWORK

To provide Council with an update on progress and a proposed timetable associated with the preparation, strategic implementation and public consultation process for the delivery of Biodiversity Assets identified within Council's adopted Biodiversity Action Strategy 2012 - 2030.

162 RESOLVED (Palmer/Arkan) that:

1. In accordance with the Coffs Harbour Biodiversity Action Strategy 2012-2030, Council notes the work program in this report which will inform the preparation of a Priority Habitats and Corridors Strategy.
 2. Council endorse the attached Biodiversity Assets Stakeholder Engagement Plan.
 3. Council invites industry groups wishing to be consulted to register their interest
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L13/20 PLANNING PROPOSAL PP_2013_COFFS_001_00 - PROPOSED REZONING OF PART LOT 3, DP270533, DRESS CIRCLE, COFFS HARBOUR

The purpose of this report is to notify Council of the status of the subject Planning Proposal, which is a deferred area from Coffs Harbour Local Environmental Plan (LEP) 2000 Amendment No. 34 (North Coffs).

163 RESOLVED (Arkan/Rhoades) that:

1. Council resolve to exhibit PP_2013_COFFS_001_00 (Attachment 1) in accordance with the NSW Planning and Infrastructure's Gateway Determination and Sections 56(2)(c) and 57 of the Environmental Planning and Assessment Act 1979.
2. Council resolve to exhibit an amendment to draft Coffs Harbour Development Control Plan 2013 Component E15 Tourist Residential Development Requirements (Attachment 2) in accordance with Clause 18(2) of the Environmental Planning and Assessment Regulations 2000.
3. The Planning Proposal and the draft Development Control Plan amendment documents be exhibited jointly for a period of 28 days.
4. A further report regarding the outcome of the exhibition be presented to Council.

VOTED FOR

Cr Rhoades
Cr Townley
Cr Palmer
Cr Degens
Cr Knight
Cr Arkan
Cr Sultana
Cr Cowling

VOTED AGAINST

Nil

CORPORATE BUSINESS DEPARTMENT REPORTS

CB13/44 BANK BALANCES AND INVESTMENT FOR MAY 2013

To list Council's Bank Balances and Investments as at 31 May 2013.

164 RESOLVED (Degens/Arkan) that:

1. The bank balances and investments totaling (from loans, Section 94 and other avenues that form the restricted accounts and are committed for future works) one hundred and seventy three million, five hundred and twenty nine thousand, six hundred and sixty six dollars (\$173,529,666) as at 31 May 2013 be noted.
2. The general fund unrestricted cash and investments totaling two million, one hundred and forty four thousand, eight hundred and thirty eight dollars (\$2,144,838) as at 31 May 2013 be noted.

CB13/45 LEASE - HANGAR SITE, 73 AVIATION DRIVE, COFFS HARBOUR AIRPORT, LOT 5 DP790102 - EXECUTION OF LEASE DOCUMENTS UNDER COMMON SEAL OF COUNCIL

Seeking authority for the execution of a lease between Coffs Harbour City Council as the registered proprietor of the land known as 73 Aviation Drive Coffs Harbour Airport, being Lot 5 in DP790102 to KWL Family Company Pty Limited under the Common Seal of Council.

165 RESOLVED (Arkan/Townley) that:

1. The Council as registered proprietor of 73 Aviation Drive, Coffs Harbour Airport being Lot 5 in DP790102 (the demised premises) authorises the lease of the demised premises to KWL Family Company Pty Limited for a period of 5 (five) years and subject to the standard terms and conditions of Coffs Harbour City Councils airport hangar site leases.
2. Any necessary documents required to give effect to the lease of 73 Aviation Drive, Coffs Harbour Airport being Lot 5 in DP790102 to KWL Family Company Pty Limited be executed under the common seal of Council.

CITY SERVICES DEPARTMENT REPORTS

CS13/33 JETTY MEMORIAL THEATRE BUSINESS PLAN

To inform Council of the completion and implementation of the Jetty Memorial Theatre (JMT) Business Plan.

- 166 **RESOLVED** (Degens/Arkan) that Council note the Jetty Memorial Theatre Business Plan as the implementation plan for the Jetty Memorial Theatre Strategic Plan 2013 - 2018.

CS13/34 CONTRACT NO. EOI-558-TS - EXPRESSION OF INTEREST FOR LEASE OF BUNKER CARTOON GALLERY

To consider expressions of interest received in from the call for interested parties to lease the Bunker Cartoon Gallery.

- 167 **RESOLVED** (Arkan/Palmer) that Council send an invitation in writing to Julian Francis Faber to tender for the Lease of Bunker Cartoon Gallery.

MOTION

- 168 **MOVED** (Knight) that item CS13/35 be deferred to after items CS13/36 and CS13/37.

CS13/36 COMMITTEE MEMBERSHIP - SPORTZ CENTRAL

To recommend to Council appointment of a community member to a facility management committee.

- 169 **RESOLVED** (Arkan/Sultana) that The following committee member nomination be appointed to the relevant committee:

- Sportz Central Management Committee
Ms Cassandra Cameron

CS13/37 ROUND FIVE OF THE REGIONAL DEVELOPMENT AUSTRALIA FUND (RDAF)

To recommend projects for application by Council for funding under the Round Five of the Regional Development Australia Fund (RDAF)

170 MOVED (Cowling/Townley) that:

The Coffs Harbour Regional Museum refurbishment be developed for submission for funding under Round Five of the Regional Development Australia Fund.

CS13/35 CONTRACT NO. RFT-577-TO: COFFS HARBOUR REGIONAL MUSEUM REFURBISHMENT

To report on tenders received for Contract RFT-577-TO for the refurbishment of 215A Harbour Drive so as to establish a regional museum and to recommend Council does not accept any tender and undertakes the work using an alternative procurement method.

171 RESOLVED (Degens/Palmer) that:

1. As a result of the allocation of additional funds to the Coffs Harbour Regional Museum Refurbishment Contract No. RFT-577-TO, Council accept the Tender, identified as being the most advantageous in the confidential attachment which follows the application of Council's Tender Value Selection System.
2. It be noted that should the Regional Development Australia Fund application be unsuccessful, additional funds will need to be identified for the completion of this project.

REQUESTS FOR LEAVE OF ABSENCE

171 RESOLVED (Arkan/Rhoades) that Cr Degens be granted leave of absence from Council for 25 July 2013.

MATTERS OF AN URGENT NATURE

No matters of an urgent nature.

QUESTIONS ON NOTICE

No questions on notice.

This concluded the business and the meeting closed at 6.41pm.

Confirmed: 25 July 2013

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Denise Knight
Mayor