

The following document is the minutes of the Council and Committee Meetings held on Thursday, 12 December 2013. These minutes are subject to confirmation as to their accuracy at the next meeting to be held on 13 February 2014 and therefore subject to change.

Please refer to the minutes of the meeting of 13 February 2014 for confirmation.



## **COFFS HARBOUR CITY COUNCIL**

### **ORDINARY MEETING**

**COUNCIL CHAMBERS  
COUNCIL ADMINISTRATION BUILDING  
COFF AND CASTLE STREETS, COFFS HARBOUR**

**12 DECEMBER 2013**

#### **Contents**

<b>ITEM</b>	<b>DESCRIPTION</b>	<b>PAGE</b>
<b>NOTICES OF MOTION</b>		<b>3</b>
NOM13/17	ACQUISITION OF LAND - BENNETTS ROAD DETENTION BASIN	3
<b>CITY PLANNING DEPARTMENT REPORTS</b>		
CP13/44	DEVELOPMENT APPLICATION 765/13 - LOT 56 DP 1187099, (FORMER LOTS 5 AND 6, DP 17296), NO. 78 BEACH STREET, WOOLGOOLGA - PROPOSED DEMOLITION OF MOTEL, CONSTRUCTION OF HOTEL AND MULTI-UNIT HOUSING	3
CP13/45	APPLICATION TO MODIFY DEVELOPMENT CONSENT 43/14DM (955/12DA) LOT 5 DP 876129, NO. 81D OLD BUCCA ROAD, MOONEE BEACH ANIMAL ESTABLISHMENT (DOG BOARDING FACILITY)	5
<b>CITY INFRASTRUCTURE SERVICES DEPARTMENT REPORTS</b>		<b>6</b>
CIS13/61	FLOOD DATA MANAGEMENT AND MAPPING	6
CIS13/62	PROPOSED LEASING OF COMMERCIAL OFFICE SPACE - RIGBY HOUSE	7
CIS13/63	PROPOSED LEASE WESTSIDE TENNIS FACILITY	8

CIS13/64	COMMERCIALISATION OF CITYWORKS	9
<b>CITY PLANNING DEPARTMENT REPORTS</b>		
CP13/46	DEVELOPMENT APPLICATION 189/14 LOT 1, DP 612294 AND LOT 3, DP 826373 NO. 30 BLACKADDER ROAD AND LOT 2, DP 612294 NO. 32 BLACKADDER ROAD, CORINDI BEACH SUBDIVISION (BOUNDARY ADJUSTMENT)	10
<b>CITY INFRASTRUCTURE SERVICES DEPARTMENT REPORTS</b>		
CIS13/65	CONTRACT NO. RFT-597-TO - TENDER FOR THE CONSTRUCTION OF THE MAIN SAWTELL SEWAGE PUMP STATION	11
CIS13/66	TENDER: CONTRACT NO. RFT-612-TO CONSRUCTION OF BRELSFORD SKATE PARK AND YOUTH SPACE	12
<b>CORPORATE BUSINESS DEPARTMENT REPORTS</b>		
CB13/75	MONTHLY BUDGET REVIEW FOR OCTOBER 2013	12
CB13/76	DEVELOPER CONTRIBUTIONS PLANS REVIEW 2013	13
CB13/77	BANK BALANCES AND INVESTMENT FOR OCTOBER 2013	14
CB13/78	PROPERTY ACQUISITIONS UPDATE	14
<b>COMMUNITY DEVELOPMENT DEPARTMENT REPORTS</b>		
CD13/9	COMMITTEE MEMBERSHIP - NANA GLEN SPORT, RECREATION & EQUESTRIAN CENTRE AND AYRSHIRE PARK MANAGEMENT COMMITTEES	15
CD13/10	COFFS HARBOUR ECONOMIC STRATEGY 2014-2017	15
<b>CITY PLANNING DEPARTMENT REPORTS</b>		
CP13/47	HIGH VALUE HABITATS OF COFFS HARBOUR LOCAL GOVERNMENT AREA - HIGH VALUE ARBOREAL HABITAT	16
CP13/48	UPDATE - MEMBERSHIP TO THE UNITED NATIONS INTERNATIONAL COUNCIL FOR LOCAL ENVIRONMENTAL INITIATIVES (ICLEI)	16
CP13/49	E-WASTE POLICY	17
<b>MATTERS OF AN URGENT NATURE</b>		
MUN13/11	Hockey Complex	17
MUN13/12	Local Land Services	17
MUN13/13	Raleigh Street, Coffs Harbour	18
MUN13/14	Orara Valley Recreation Grounds	18



## COFFS HARBOUR CITY COUNCIL

### ORDINARY MEETING

12 DECEMBER 2013

**Present:** Councillors D Knight (Mayor), N Cowling, R Degens, G Innes, B Palmer, K Rhoades, M Sultana and S Townley.

**Staff:** General Manager, Acting Director Corporate Business, Director of City Infrastructure Services, Director City Planning, Director Community Development, Executive Manager Commercial Property Development, Acting Manager Finance and Executive Assistant.

The meeting commenced at 5.00pm 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.

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#### DISCLOSURE OF INTEREST

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No disclosures of interest tabled.

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#### LEAVE OF ABSENCE

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**321** **RESOLVED** (Palmer/Innes) that an apology received from Councillor Arkan for an unavoidable absence be received accepted.

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**PUBLIC ADDRESS**

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Time	Speaker	Item
5.00 pm	Neil Currall	CP 13/44 - DA765/13, 78 Beach Street, Proposed Demolition of Motel, Construction of Hotel and Multi-Unit Housing.
5.05 pm	Ben Kelsall & Shaun Lawer	CP 13/44 - DA765/13, 78 Beach Street, Proposed Demolition of Motel, Construction of Hotel and Multi-Unit Housing.
5.10 pm	Fred Lapham	CP 13/45 – Application to Modify Development Consent 43/14DM (955/12DA), 81D Old Bucca Road, Moonee Beach – Animal Establishment
5.15 pm	Geoff Smyth	CP 13/45 – Application to Modify Development Consent 43/14DM (955/12DA), 81D Old Bucca Road, Moonee Beach – Animal Establishment

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**CONFIRMATION OF MINUTES**

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**322** **RESOLVED** (Degens/Sultana) that the minutes of the Ordinary meeting held on 28 November 2013 be confirmed as a true and correct record of proceedings.

Cr Cowling attempted to raise a Point of Order in respect of the confirmed Minutes of Council's meeting held on 14<sup>th</sup> November 2013.

The Mayor over ruled the Point of Order on the basis that the subject Minutes had been confirmed at Council's meeting held on the 28<sup>th</sup> November 2013.

## NOTICES OF MOTION

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### NOM13/17 ACQUISITION OF LAND - BENNETTS ROAD DETENTION BASIN

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**323 RESOLVED** (Degens/Townley):

1. That Council enter into negotiations with the owners of Lot 1 DP 134234 with the intention of purchasing that part of the property affected by the easement for inundation shown on DP 1177880.
  2. That the amount to be paid to the owner for the acquisition of the affected area of the property takes into account Council's obligation to compensate the owner for the compulsory acquisition of the easement for inundation gazetted on 26 April 2013.
  3. That Councillors be advised of the process and outcome of the negotiations.
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### DIVISION

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A division was duly called for (Rhoades/Innes), and those members voting for and against the motion were recorded:

**FOR**

Cr Sultana  
Cr Cowling  
Cr Degens  
Cr Townley  
Cr Knight

**AGAINST**

Cr Rhoades  
Cr Innes  
Cr Palmer

### CITY PLANNING DEPARTMENT REPORTS

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**CP13/44 DEVELOPMENT APPLICATION 765/13 - LOT 56 DP 1187099, (FORMER LOTS 5 AND 6, DP 17296), NO. 78 BEACH STREET, WOOLGOOLGA - PROPOSED DEMOLITION OF MOTEL, CONSTRUCTION OF HOTEL AND MULTI-UNIT HOUSING**

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This report describes Development Application 765/13 for demolition of an existing motel and the construction of a mixed use development comprising a ground floor hotel or tavern with four (4) accommodation units located on the first floor. The proposed development site is Lot 56 DP 1187099 (formerly Lots 5 & 6 DP 17296), No. 78 Beach Street, Woolgoolga.

### MOTION

**MOVED** (Sultana / ) that this matter be deferred until Council can source a suitable area for construction of more suitable 60 car parking spaces closer to the Tavern.

The motion lapsed for want of a seconder.

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**CP13/44 - Development Application 765/13 - Lot 56 DP 1187099, (former Lots 5 & 6, DP 17296), No. 78 Beach Street, Woolgoolga - Proposed Demolition of Motel, Construction of Hotel and Multi-Unit Housing (Cont'd)**

**324 RESOLVED** (Rhoades/Innes):

1. That Council agree to enter into a voluntary planning agreement (VPA) with Intermountain Holdings Pty Ltd for the payment of contributions equivalent to sixty (60) car parking spaces generally in accordance with the terms of the updated VPA (Attachment 3b).
2. That Development Application 765/13 for a demolition of motel, construction of hotel and multi-unit housing on Lot 56 DP 1187099 (former Lots 5 and 6, DP 17296), No. 78 Beach Street, Woolgoolga be approved subject to conditions as appended to this report (Attachment 5).
3. Those persons who made submissions on the application be advised of Council's determination.
4. That Council commence the process to extend its Alcohol Free Zone in Woolgoolga to incorporate Younger Lane.

**FOR**

Cr Palmer  
Cr Cowling  
Cr Degens  
Cr Townley  
Cr Innes  
Cr Rhoades  
Cr Knight

**AGAINST**

Cr Sultana

**SUPPLEMENTARY MOTION**

- 325 RESOLVED** (Degens/Cowling) that upon receipt, or prior to, the moneys identified within the Voluntary Planning Agreement, Council immediately design and construct the necessary car parking as identified on pages 628 and 629 of the Agenda.

The **SUPPLEMENTARY MOTION** on being put to the meeting was **CARRIED** unanimously.

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**CP13/45 APPLICATION TO MODIFY DEVELOPMENT CONSENT 43/14DM (955/12DA) LOT 5 DP 876129, NO. 81D OLD BUCCA ROAD, MOONEE BEACH ANIMAL ESTABLISHMENT (DOG BOARDING FACILITY)**

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This report considers an application under the provisions of Section 96 (1A) of the Environmental Planning and Assessment (EP&A) Act 1979, to modify a deferred commencement consent issued for an Animal Establishment, comprising a Dog Boarding Facility.

The modification is seeking to modify the deferred commencement condition relating to the bitumen sealing of the right of carriageway and remove the requirement for a separate development consent for the access and intersection upgrade works specified in the deferred commencement condition.

**326 RESOLVED** (Innes/Degens):

1. That the application to modify Development Consent 43/14DM (955/12DA) for an Animal Establishment (Dog Boarding Facility) at Lot 5 DP 876129, No. 81D Old Bucca Road, Moonee Beach, under the provisions of Section 96(1A) of the Environmental Planning and Assessment Act 1979, be refused for the following reasons:
  - 1.1 The application has not provided any detailed information to support the use of a dust suppressant as an alternative to bitumen sealing.
  - 1.2 The use of a dust suppressant will not adequately mitigate potential dust nuisance from the increased use of the right of carriageway resulting from the Animal Establishment.
  - 1.3 The use of a dust suppressant has the potential for environmental impacts which have not been satisfactorily addressed.
  - 1.4 The access and intersection works require separate development consent in accordance with Coffs Harbour City Local Environmental Plan 2000 and Coffs Harbour Local Environmental Plan 2013.
2. That persons who made submissions in relation to the Modification Application 43/14DM be notified of the determination.

**The Motion was carried unanimously.**

## CITY INFRASTRUCTURE SERVICES DEPARTMENT REPORTS

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### CIS13/61 FLOOD DATA MANAGEMENT AND MAPPING

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To inform Council of the revised processes involved in flood data management and mapping and to amend the relevant Component of Development Control Plan 2013.

**327 RESOLVED** (Townley/Palmer) that Council adopts the following:

1. That the Flood Mapping GIS dataset be made available to the public.
2. That Section 149(2) hazard notations for flooding risk include both the Flood Planning Area and Indicative Flood Areas as detailed in the Flood Mapping GIS dataset.
3. That Council adopt the following amendment to Development Control Plan (DCP) 2013 – Component D3 – Flooding and Coastal Hazards.

#### *D3.1.2 Controls*

*Development of flood prone lands (as identified as the Flood Planning Area and Indicative Flood Areas in Council's Flood Mapping GIS dataset) is to be undertaken in accordance with Coffs Harbour City Council's Floodplain Development and Management Policy, as well as flood controls in Floodplain Risk Management Studies and Plans developed for individual catchments such as the Coffs Creek Floodplain Risk Management Study (where appropriate).*

4. That, in accordance with the provision of the Environmental Planning and Assessment, Council place on public exhibition the amended DCP together with the maps.
5. In recognising the evolving nature of the Flood Mapping GIS dataset, that further reports will be referred to Council when there is updated flood information affecting individual lots within the local government area.
6. Exhibition period be 40 days.



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**CIS13/62 PROPOSED LEASING OF COMMERCIAL OFFICE SPACE - RIGBY HOUSE**

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Seeking delegated authority to the General Manager to finalise lease negotiations for the lease of office space on level 2 Rigby House and for authority for the execution of leases between Coffs Harbour City Council and incoming lessees.

**328 RESOLVED** (Palmer/Sultana):

1. That Council as the registered proprietor of Lot 110 in DP 777398 being the Rigby House office complex (Rigby House) undertake to lease on commercial terms all or part of level two to appropriately qualified tenants.
2. That delegated authority be granted to the General Manager to finalise lease agreements for the lease of all or part of level two Rigby House at a rent within a 10% variance to the market rental value determined by Councils Senior Valuer at the time and otherwise subject to the following parameters:
  - 2.1 Term – minimum 2 years with options not exceeding a maximum lease term of 10 years.
  - 2.2 Each party to meet respective legal costs
  - 2.3 Standard commercial office lease provisions as advised by Councils legal representative
3. That any necessary documents required to give effect to the lease(s) of level 2 Rigby House, as negotiated by the General Manager in accordance with recommendation 2 above, be executed under the common seal of Council.

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**CIS13/63 PROPOSED LEASE WESTSIDE TENNIS FACILITY**

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Seeking authority for the execution of a lease of Lot 3 in DP 7699, being the Westside Park at 10 King Street Coffs Harbour, between Coffs Harbour City Council and Westside Tennis Club Incorporated.

**329 RESOLVED** (Sultana/Innes):

1. That Council as the registered proprietor of Lot 3 in DP 7699 being Westside Park, 10 King Street ("the demised premises") give public notice, pursuant to Section 47 of the Local Government Act 1993, of the proposal to lease the Demised Premises to Westside Tennis Club Incorporated for an initial term of 5 years with an option for a further 5 years subject to the lease terms and conditions detailed in this report.
2. That in the event there are no objections to the advertised proposed lease of Lot 3 DP 7699 to Westside Tennis Club Incorporated that Council as registered proprietor of Westside Park being 3 in DP 7699 (the Demised Premises) authorise the lease of the Demise Premises to Westside Tennis Club Incorporated for an initial period of 5 years and an option for a further period of 5 years and subject to the terms and conditions contained in this report.
3. That any necessary documents required to give effect to the lease of Westside Tennis Park being Lot 3 in DP 75699 to Westside Tennis Club Inc be executed under the Common Seal of Council.
4. That the cost of advertising the proposed lease pursuant to Section 47 of the Local Government Act 1993 and Council's reasonable legal costs in preparing and executing the lease be borne by the Lessee

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**CIS13/64 COMMERCIALISATION OF CITYWORKS**

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To report to Council the positive outcomes of the review of the business case for commercialisation of the CityWorks branch and to recommend that Council proceed with commercialisation of the branch.

**MOTION**

**MOVED** (Rhoades/Innes) that Council:

1. Note the outcomes of the commercialisation review of CityWorks, particularly that there is a business case for CityWorks to operate profitably and sustainably on a commercial basis as a business unit of Council
2. In accordance with section 377 of the NSW Local Government Act, delegate the powers set out in the Instrument of Delegation for Coffs CityWorks to the General Manager, and that Council's seal be affixed.
3. Endorse the Governance Protocols for Coffs Harbour CityWorks, by which the General Manager will maintain corporate governance that ensures best practice strategic direction and risk management of CityWorks, and which set out the reporting requirements regarding the operations of CityWorks to Council by the General Manager
4. Receive a further report regarding the review of Councils Private Works Policy in the new year.

**AMENDMENT**

**MOVED** (Townley/Cowling)

1. That this item be deferred pending a comprehensive briefing for Councillors.
2. That a copy of the original reports be provided to Councillors, together with any other relevant documentation.
3. That an external review of the Governance framework be undertaken.

**330 RESOLVED** (Rhoades/Innes) that the Motion be put to the meeting.

The **AMENDMENT** on being put to the meeting was **LOST**.

**331** The **MOTION** on being put to the meeting was **CARRIED**.

## CIS13/64 - Commercialisation of CityWorks (Cont'd)

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### DIVISION

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A division was duly called for, and those members voting for and against the motion were recorded:

**FOR**

Cr Rhoades  
Cr Innes  
Cr Degens  
Cr Knight  
Cr Palmer

**AGAINST**

Cr Sultana  
Cr Townley  
Cr Cowling

- 332 RESOLVED** (Knight/Innes) that Item CP13/46 relating to Development Application 189/14 be brought forward.

### CITY PLANNING DEPARTMENT REPORT

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**CP13/46 DEVELOPMENT APPLICATION 189/14 LOT 1, DP 612294 AND LOT 3, DP 826373 NO. 30 BLACKADDER ROAD AND LOT 2, DP 612294 NO. 32 BLACKADDER ROAD, CORINDI BEACH SUBDIVISION (BOUNDARY ADJUSTMENT)**

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The purpose of this report is to present Development Application 189/14 for Council's consideration, which is an application for a boundary adjustment.

The application is reported to Council for determination as required by the Department of Planning Circular PS 08-014 of 14 November 2008 "Reporting Variations to Development Standards".

The land subject to the proposed development is described as Lot 1 DP 612294 and Lot 3 DP 826373 No. 30 Blackadder Road, and Lot 2 DP 612294 No. 32 Blackadder Road, Corindi Beach. Conditional approval of the development application is recommended. The following map illustrates the existing lot configuration.

**CP13/46 - Development Application 189/14 Lot 1, DP 612294 and Lot 3, DP 826373 No. 30 Blackadder Road and Lot 2, DP 612294 No. 32 Blackadder Road, Corindi Beach Subdivision (Boundary Adjustment) (Cont'd)**

**333 RESOLVED (Palmer/Degens):**

1. That the written objection made pursuant to Clause 6 of *State Environmental Planning Policy No. 1 - Development Standards* for the variation to the minimum allotment size under Clause 18(5A)(c) of the Coffs Harbour City Local Environmental Plan 2000 be supported in this particular case.
2. That Development Application 189/14 for a Boundary Adjustment at Lot 1 DP 612294 and Lot 3 DP 826373 No. 30 Blackadder Road, and Lot 2 DP 612294 No. 32 Blackadder Road, Corindi Beach be approved subject to conditions appended to this report (Attachment 3).

**FOR**

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

**AGAINST**

The meeting adjourned for a 10 minute break, the time being 7.39pm.

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**CIS13/65 CONTRACT NO. RFT-597-TO - TENDER FOR THE CONSTRUCTION OF THE MAIN SAWTELL SEWAGE PUMP STATION**

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To report on tenders received for Contract RFT-597-TO, for the Construction of the Main Sawtell Sewage Pump Station, and to gain Council approval to accept a tender.

**334 RESOLVED (Rhoades/Palmer):**

1. That Council, conditional on the Minister's approval for Stage 3 Funding, accepts the tender of Ledonne Constructions Pty Ltd, ABN 68 003 117 717 for Contract RFT-597-TO, Construction of the Main Sawtell Sewage Pumping Station, for the amount of \$4,283,252 inclusive of GST on the basis that:
  - a) The tender is the most advantageous to Council.
  - b) The tenderer has the necessary experience in similar works and its ability and performance are satisfactory.
  - c) The tenderer's financial capacity is acceptable.
2. That the contract documents be executed under the Seal of Council.

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**CIS13/66 TENDER: CONTRACT NO. RFT-612-TO CONSTRUCTION OF BRELSFORD SKATE PARK AND YOUTH SPACE**

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To report on tenders received for the construction of Brelsford Skate Park and Youth Space, Contract No. RFT-612-TO, and to gain Council approval to accept a tender.

**335 RESOLVED** (Palmer/Innes):

1. That Council accept the tender from Precision Skate Parks Pty Ltd, ABN 22 156 222 070 for Contract RFT-612-TO, Construction of Brelsford Skate Park and Youth Space, for the amount of \$795,450.00 excl GST, (\$874,995.00 incl GST) on the basis that:
  - a) The tender is the most advantageous tender following the application of Council's Tender Value Selection System.
  - b) The Tenderer has the necessary experience in similar works and his ability and performance are satisfactory.
  - c) The Tenderer's financial capacity has been assessed and is considered acceptable.
2. That Contracts documents be executed under Seal of Council.

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**CORPORATE BUSINESS DEPARTMENT REPORTS**

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**CB13/75 MONTHLY BUDGET REVIEW FOR OCTOBER 2013**

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To report on the estimated budget position as at 31 October 2013.

**336 RESOLVED** (Sultana/Palmer) that the budget adjustments be approved and the current budget position be noted.

Estimated Budget Position as at 31 October 2013:

	General Account \$	Water Account \$	Sewer Account \$
Original Budget adopted 13 June 2013	426,307 (D)	4,553,442 (D)	3,165,226 (D)
Approved Variations to 30 September 2013	(335,000) (S)	Nil	Nil
Recommended variations for October 2013	(75,044) (S)	Nil	Nil
Estimated result as at 31 October 2013	<u>16,263</u> (D)	<u>4,553,442</u> (D)	<u>3,165,226</u> (D)

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**CB13/76 DEVELOPER CONTRIBUTIONS PLANS REVIEW 2013**

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To present to Council the following amended Developer Contributions Plans and Development Servicing Plans:

1. Regional, District and Neighbourhood Facilities & Services 2013
2. Coffs Harbour Road Network 2013
3. City Centre Car Parking 2013
4. Hearnese Lake/Sandy Beach Release Area 2013
5. Jetty Area Car Parking
6. Korora Rural Residential Release Area 2013
7. Mines and Extractive Industries 2013
8. Moonee Release Area 2013
9. North Coffs Release Area 2013
10. North Boambee Valley (East) Release Area 2013
11. North Bonville 2013
12. Park Beach Area 2013
13. South Coffs 2013
14. West Coffs Harbour 2013
15. West Woolgoolga 2013
16. Water Supply Development Servicing Plan 2013
17. Wastewater Development Servicing Plan 2013.

This report recommends that the Plans be adopted.

**337 RESOLVED** (Palmer/Degens) that the following Draft Section 94 Developer Contributions Plans and Draft Section 64 Development Servicing Plans be adopted

1. Regional, District and Neighbourhood Facilities & Services 2013
2. Coffs Harbour Road Network 2013
3. City Centre Car Parking 2013
4. Hearnese Lake/Sandy Beach Release Area 2013
5. Jetty Area Car Parking
6. Korora Rural Residential Release Area 2013
7. Mines and Extractive Industries 2013
8. Moonee Release Area 2013
9. North Coffs Release Area 2013
10. North Boambee Valley (East) Release Area 2013
11. North Bonville 2013
12. Park Beach Area 2013
13. South Coffs 2013
14. West Coffs Harbour 2013
15. West Woolgoolga 2013
16. Water Supply Development Servicing Plan 2013
17. Wastewater Development Servicing Plan 2013.

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**CB13/77 BANK BALANCES AND INVESTMENT FOR OCTOBER 2013**

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

**338 RESOLVED** (Innes/Rhoades):

1. That the bank balances and investments totalling (from loans, Section 94 and other avenues that form the restricted accounts and are committed for future works) one hundred and fifty million, nine hundred and one thousand, and forty seven dollars (\$150,901,047) as at 31 October 2013 be noted.
2. That the general fund unrestricted cash and investments totalling forty six thousand, one hundred and seventy three dollars (\$46,173) as at 31 October 2013 be noted.

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**CB13/78 PROPERTY ACQUISITIONS UPDATE**

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To update Council on the status of recent compulsory property acquisitions and to seek delegated authority to negotiate settlements if appropriate.

**339 RESOLVED** (Palmer/Sultana):

1. That Council note the status of the compulsory property acquisitions.
2. That in relation to the compulsory acquisition of an easement over part of 38 Bennetts Road (Lot 21 DP 859649) Council delegate to the General Manager authority to negotiate a settlement up to the amount indicated in the confidential attachment.
3. That in relation to the compulsory acquisition of land at Moonee (Lot 9 DP 1140702) Council delegate to the General Manager authority to negotiate a settlement up to the amount indicated in the confidential attachment.
4. That the Councillors be informed of the results of the conciliation and mediation conferences.



## COMMUNITY DEVELOPMENT DEPARTMENT REPORTS

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### CD13/9 COMMITTEE MEMBERSHIP - NANA GLEN SPORT, RECREATION & EQUESTRIAN CENTRE AND AYRSHIRE PARK MANAGEMENT COMMITTEES

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To recommend to Council appointment of community members to facility management committees.

**340 RESOLVED** (Sultana/Degens) that the following committee member nominations be appointed to the relevant committees:

- Nana Glen Sport, Recreation & Equestrian Centre Management Committee  
Mr John Kinnear
- Ayrshire Park Management Committee  
Mrs Fiona Barden

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### CD13/10 COFFS HARBOUR ECONOMIC STRATEGY 2014-2017

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To report back to Council regarding the feedback received from the public exhibition, consultation with industry experts during SEGRA conference and following the workshop held with Councillors, and to recommend endorsement of the final Coffs Harbour Economic Strategy and Action Plan document.

**341 RESOLVED** (Degens/Cowling) that Council endorse the Coffs Harbour Economic Strategy 2014 - 2017 with the removal of Strategy F2 from the Theme F, Planning for Growth, from the Action Plan section of the Strategy.

#### AMENDMENT

**MOVED** (Innes/ Palmer) that this matter be deferred until March 2014 and workshops be held with a view to reviewing the Coffs Harbour Economic Strategy 2014-2017 and make it a more concise paper.

The **AMENDMENT** on being put to the meeting was **LOST**. The **MOTION** on being put to the meeting was **CARRIED**.

## CITY PLANNING DEPARTMENT REPORTS

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### CP13/47 HIGH VALUE HABITATS OF COFFS HARBOUR LOCAL GOVERNMENT AREA - HIGH VALUE ARBOREAL HABITAT

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To recommend that Council place on public exhibition the draft High Value Arboreal Habitat (HVAH) report and mapping layers for the Coffs Harbour Local Government Area (LGA).

**342 RESOLVED** (Townley/Degens):

1. That Council endorse release of the following digital layers and report for public exhibition and invite submissions for a period of 30 days:
  - Report: Draft High Value Arboreal Habitat of the Coffs Harbour Local Government Area (Attachment 1).
  - Data Layer: Draft High Value Arboreal Habitat mapping (Version 1.0) (Attachment 2).
2. That a report be brought back to Council on the Draft High Value Arboreal Habitat report and mapping following public exhibition.

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### CP13/48 UPDATE - MEMBERSHIP TO THE UNITED NATIONS INTERNATIONAL COUNCIL FOR LOCAL ENVIRONMENTAL INITIATIVES (ICLEI)

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Council at its meeting of 14 November 2013 considered a Notice of Motion titled "Membership to the United Nations International Council for Local Environmental Initiatives (ICLEI)" and resolved as follows:

*A report be brought back to the Council Meeting on 12 December 2013 detailing what is the cost to Coffs Harbour Council for their membership to the United Nations ICLEI? Please include Annual Membership; Cost of implementation of the policies that are required under this organisation; When is this annual fee due; What requirements are needed to withdraw from this organisation, the ramifications and benefits. Was it a resolution of Council to join this organisation and the year joined?*

**343 RESOLVED** (Rhoades/Sultana) that Council notes the content of this report and continues its membership of ICLEI.

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**CP13/49 E-WASTE POLICY**

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For Council to adopt the E – waste Policy.

**344 RESOLVED** (Sultana/Degens) that Council adopts the E – waste Policy.

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**REQUESTS FOR LEAVE OF ABSENCE**

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No requests for leave of absence.

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**MATTERS OF AN URGENT NATURE**

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**MUN13/11 Hockey Complex**

Councillor Cowling asked that the Hockey Complex be renamed “The Bruce Barnier Memorial Sports Park”.

The General Manager advised that the matter should be brought back to Council as a Notice of Motion.

**MUN13/12 Local Land Services**

Councillor Rhoades gave an update on activity in Local Land Services since its formation and advised that the below 10ha exemption from paying rate and levy was being decreased to 2 ha would be excluded. Cr Rhoades advised that, through Local Government NSW, he was in possession of the submission that is being put to IPART from Local Land Services which has been circulated to all GMs & Mayors in NSW. Submissions close on 20th. They are asking IPART that the limitation be from zero (no exemptions) category, they want 0-2ha rate to be charged and also NRM/Environmental Rate charged as well. However the nominated collector of the 0-2ha tax is the local Council.

Cr Rhoades advised that LGNSW has made a submission to IPART and also requested all Councils in NSW to get their submission to IPART. Totally opposed, as Local Government are not tax collectors.

**MUN13/12 Local Land Services (Cont'd)**

The General Manager advised that he had read in the submission that there is also a suggestion that part of delivery of environmental program that would come from the levy would be delivered from Local Government. The LLS Submission indicated that there may well be a large education role in first couple of years and therefore felt that Local Government was closest and better able to deliver that. Staff are working on a submission.

**MUN13/13 Raleigh Street, Coffs Harbour**

Councillor Cowling advised that there was a problem in Raleigh Street with Essential Energy and questioned whether Council has any say over Essential Energy.

The General Manager advised that Essential Energy has been working on the undergrounding in the area but they effectively operate under specific legislation and Council doesn't have any direct say. Council does communicate the community's feelings on matters and lobbies to get outcome but has no power as such. Issues should be directed to Director City Infrastructure Services.

**MUN13/14 Orara Valley Recreation Grounds**

Councillor Townley raised the issue of camping on reserves under Council control and advised that Orara Valley Progress Association is looking to have a dog show held for five days with potentially 500 people camping on the Orara Valley Recreation Grounds. They are not required to have a Development Application however Council is working closely with them to manage that situation. Cr Townley asked if, in view of the fact that we have recently agreed to hold a review on camping on Council managed reserves, the category "event camping" could also be recognised as a category.

The General Manager advised that he would take the matter on notice, however there is a difference as there is a requirement for the auspicing body to review the Plan of Management for the facility, and it would be appropriate for this to be undertaken at that time

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**QUESTIONS ON NOTICE**

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No questions on notice.

This concluded the business and the meeting closed at 8.13 pm.

Confirmed: 13 February 2014.

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Denise Knight  
Mayor