

The following document is the minutes of the Council Meeting held on Thursday, 22 October 2015. These minutes are subject to confirmation as to their accuracy at the next meeting to be held on 12 November 2015 and therefore subject to change. Please refer to the minutes of the meeting of 12 November 2015 for confirmation.



COFFS HARBOUR CITY COUNCIL

ORDINARY MEETING

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

22 OCTOBER 2015

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COFFS HARBOUR CITY COUNCIL

ORDINARY MEETING

22 OCTOBER 2015

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

Staff: General Manager, Director Business Services, Director Sustainable Infrastructure, Director Sustainable Communities, Group Leader Sustainable Places, Project Manager Development and Executive Assistant.

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

We respectfully acknowledge the Gumbaynggirr Country and the Gumbaynggirr 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.

DISCLOSURE OF INTEREST

No disclosures of interest tabled.

APOLOGY

242 RESOLVED (Innes/Degens) that an apology received from Councillor Arkan) for unavoidable absence be received accepted.

PUBLIC ADDRESS

Time	Speaker	Item
5.00pm	Mat Dobbs	NOM 15/19 – Battery Recycling
5.05pm	Bernie Higoe On behalf of Senior Citizens Club	SI 15/49 – Coffs Harbour Senior Citizen Room Hire Rates, Cavanbah Centre
5.10pm	Joel Wakefield	SC 15/45 – DA 817/15, Residential Subdivision, Lot 605, DP 1203155, Fiddaman Road, Emerald Beach
5.15pm	Anthony Cogle	SC 15/45 – DA 817/15, Residential Subdivision, Lot 605, DP 1203155, Fiddaman Road, Emerald Beach

Councillor Rhoades arrived at the meeting, the time being 5.09pm

CONFIRMATION OF MINUTES

- 243** **RESOLVED** (Sultana/Degens) that the minutes of the Ordinary meeting held on 8 October 2015 be confirmed as a true and correct record of proceedings.

NOTICE OF MOTION - SUSTAINABLE INFRASTRUCTURE

NOM15/19 BATTERY RECYCLING

- 244** **RESOLVED** (Townley/Sultana) that Council Sustainability staff coordinate a meeting with battery retailers to discuss options for battery recycling in the LGA.

DIRECTORATE REPORT - SUSTAINABLE INFRASTRUCTURE

SI15/49 COFFS HARBOUR SENIOR CITIZEN ROOM HIRE RATES - CAVANBAH CENTRE

Executive Summary

Council resolved on 27 August 2015 to seek a report outlining the historical arrangements and outlining mechanisms for achieving an equitable rental for Coffs Harbour Senior Citizens Inc (NOM15/13 Cavanbah Centre / Resolution number 192).

The resolution was the product of discussion arising from a NOM seeking the future rent increases payable by the Coffs Harbour Senior Citizen Club to be capped at CPI.

The rationale submitted in support of the NOM was that the land was held in perpetuity by the Coffs Harbour Senior Citizens Club.

The Cavanbah Centre is on a Crown Reserve with the gazetted purpose of a Senior Citizen Centre. Council is the appointed Corporate Manager. Tenure over the Reserve has not been granted to the Coffs Harbour Senior Citizen Club in perpetuity. Notwithstanding this the Coffs Harbour Senior Citizens Club has a strong connection to the centre and represents a significant user group of the facility.

Substantial improvements in 2009 expanded the original facility and in so doing also expanded the utility of the facility to service the whole of the community. Senior citizens, and specifically the Coffs Harbour Senior Citizens Club continue to enjoy preferred access to the facility at subsidised rates.

The rates adopted by Council as part of the fees and charge for 2015/2016 were set to pursue overall operational sustainability for the Centre. The fees and charges provide a subsidy to community and not for profit groups (including the CHSCC) and a commercial rate for private hiring and commercial enterprises.

All other users are paying in accordance with Council's published fees and charges.

- 245** **RESOLVED** (Townley/Degens) that the Trust elect to apply the fees and charges adopted for 2015/2016 but allow a concession to the category 1 user groups by way of a phase in of the new fee structure over a predetermined period, say five years.

The Motion on being put to the meeting was carried unanimously.

DIRECTORATE REPORT - SUSTAINABLE COMMUNITIES

SC15/45 DEVELOPMENT APPLICATION NO. 0817/15 - RESIDENTIAL SUBDIVISION - LOT 605, DP 1203155, FIDDAMAN ROAD, EMERALD BEACH

Executive Summary

This report provides an assessment of Development Application 0817/15 for a residential subdivision at Lot 605, DP 1203155, Fiddaman Road, Emerald Beach. The application was advertised and notified to adjoining land owners. A number of public submissions were received in response to notification of the application. It is recommended that the application be approved subject to a number of conditions.

At its meeting of 22 August 2013, Council adopted Development Applications - Consideration by Council Policy which outlined:

That development applications for approval involving substantial aspects of the following elements be referred to Council for determination:

- *Significant public interest and community input;*
- *Substantial non-compliance with relevant strategic controls;*
- *Significant land use;*
- *Major environmental issue(s).*

Accordingly, this matter is reported to Council for determination due to significant public interest and community input, as demonstrated by 21 public submissions being received on the application.

246 RESOLVED (Rhoades/Innes):

1. That Development Application No. 0817/15 for a Residential Subdivision at Lot 605, DP 1203155, Fiddaman Road, Emerald Beach be approved subject to the conditions in Attachment 3.
2. That persons who made a submission on Development Application No. 0817/15 be informed of Council's decision.

**SC15/45 - DA No. 0817/15 - Residential Subdivision - Lot 605, DP 1203155,
Fiddaman Road, Emerald Beach (Cont'd)**

AMENDMENT

MOVED (Townley/Palmer) that:

1. That Development Application No. 0817/15 for a Residential Subdivision at Lot 605, DP 1203155, Fiddaman Road, Emerald Beach be approved subject to the conditions in Attachment 3 and:
 - i) That a kangaroo proof fence be erected along the southern boundary;
and
 - ii) That mature native trees in the north-east corner be retained if they are within 5 m of the boundary
2. That persons who made a submission on Development Application No. 0817/15 be informed of Council's decision.

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

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

VOTED FOR

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

VOTED AGAINST

Cr Townley

NOTICE OF MOTION - SUSTAINABLE INFRASTRUCTURE

NOM15/18 LIGHT RAIL CORRIDORS

- 247** **RESOLVED** (Degens/Townley) that Council investigate possible corridors for a future light rail system inside the City of Coffs Harbour and a report be brought back to Council.

VOTED FOR

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

VOTED AGAINST

Cr Sultana
Cr Palmer

DIRECTORATE REPORTS - SUSTAINABLE INFRASTRUCTURE

SI15/48 APPOINTMENT AS CORPORATE MANAGER RESERVE 91265 - CORINDI BUSH FIRE BRIGADE RESERVE TRUST

Executive Summary

Corporate management of the Corindi Bush Fire Brigade Reserve Trust has been with Clarence Valley Council. With the realignment of the Local Government Area in the June 2004 Proclamation, this property now lies within Coffs Harbour City Council LGA.

Clarence Valley Council has now formally requested removal as Trust Manager accordingly.

Council as Local Authority, under the Rural Fire Act 1997 is obliged to provide accommodation to the Rural Fire Service. This Reserve No 91265 comprises Lot 132 DP 752820 at Corindi which is for the purpose of bush fire brigade use.

- 248** **RESOLVED** (Townley/Palmer) that Council request Appointment as Reserve Trust Managers of the Corindi Bush Fire Brigade Reserve Trust (No 91265).

The Motion on being put to the meeting was carried unanimously.

Executive Summary

In preparing the delivery of the 2015/16 Operational Plan it has become evident that improvements and adjustments need to be made to accommodate recent developments and forward planning within infrastructure related programs. These changes seek to:

1. Provide for the means for the forward planning of proposed infrastructure programs.
2. Allow for whole of life costing decision making within the road network
3. Place Council in a stronger position in understanding its bridge stock
4. Provide for discrete footpath construction works
5. Enable forward planning on Jetty Structure refurbishment works and funding for the ongoing capital renewal of Open Space assets.

Whilst these changes are in keeping with the Operational Plan and are not considered substantial, the consideration and endorsement of Council is required.

249 RESOLVED (Townley/Sultana) that Council:

1. Approves the proposed amendments to the Operational and Delivery Program relating to the Road Rehabilitation Program, Bridge Renewal Program, Footpath Construction Program and Jetty Structure Refurbishment and Open Spaces Programs.
2. Notes that the relevant financial reallocations and adjustments will be reflected in the next Budget Quarterly Review report.
3. The future planning budget be utilised initially to conduct feasibility/investigation design of the Fiddaman Road project.

The Motion on being put to the meeting was carried unanimously.

DIRECTORATE REPORTS - BUSINESS SERVICES

BS15/48 BANK AND INVESTMENT BALANCES FOR SEPTEMBER 2015

Executive Summary

The purpose is to report on Council's Bank Balances and Investments as at 30 September 2015. Council receives independent advice and invests surplus funds in accordance with Councils Investment Policy to maximise investment income and preserve capital to assist with funding requirements for projects listed under the Coffs Harbour 2030 Community Strategic Plan.

250 RESOLVED (Palmer/Innes):

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) \$159,571,253 as at 30 September 2015 be noted.
2. That the general fund unrestricted cash and investments totalling \$123,772 as at 30 September 2015 be noted.

The Motion on being put to the meeting was carried unanimously.

BS15/49 2015-2016 COMMUNITY CAPITAL INFRASTRUCTURE GRANTS PROGRAM

Executive Summary

In the 2015/2016 Operational Plan an amount of \$200,000 is available to fund community infrastructure projects. Council sought applications from not-for-profit organisations seeking to construct new public facilities or to refurbish existing infrastructure, in consultation with Council.

Thirteen applications were received totalling \$148,792 for proposed projects to the value of \$303,430. Council considered all applications for capital funding in accordance with the assessment criteria. Nine applications are recommended for funding based on merit in the first round, totalling \$82,400.

It is proposed that a second round of funding be made available in February 2016, for the balance of the program's funds of \$117,600, which would permit those applications unsuccessful in the first round due to outstanding issues to reapply, in addition to any new applications from other community organisations.

BS15/49 - 2015-2016 Community Capital Infrastructure Grants Program
(Cont'd)

251 RESOLVED (Sultana/Degens) that Council:

1. Approve the Community Capital Infrastructure Grants Program for 2015/2016 totalling \$82,400 as follows;

Organisation	Proposed Project	Cost of Project	Funding Recommended
Nana Glen Sport, Recreation & Equestrian Centre Management Committee	Construction of a storage facility for bulky equestrian equipment	\$19,140	\$9,550
Coffs Harbour Regional Landcare – Kinchela Reserve Landcare Group	Public seating for Kinchela Reserve	\$2,750	\$800
Coramba Community Hall Management Committee	Replacement of hall kitchen and floor covering	\$11,674	\$5,800
Coffs Harbour Regional Conservatorium Inc.	Studio 13 Build	\$39,662	\$19,700
Orara Valley Football Club	Repairs to the roof and guttering of clubhouse, lining of equipment room and installation of bubblers	\$13,398	\$6,700
Bonville Sawtell Lions Club Inc.	Refurbishment of Boronia Park Playground equipment.	\$40,500	\$20,500
Special Needs Support Group Inc.	Installation of a skylight	\$2,500	\$1,250
Hockey Coffs Coast Inc.	Replacement of scoreboard and Spectator Seating Awning	\$30,020	\$13,650
Bunker Cartoon Gallery Inc.	Upgrade of lighting at Bunker Cartoon Gallery	\$9,790	\$4,450
Total:			\$82,400

2. Approve a second round of funding for the balance of the program's funds of \$117,600 for February 2016.

The Motion on being put to the meeting was carried unanimously.

REQUESTS FOR LEAVE OF ABSENCE

No requests for leave of absence.

QUESTIONS ON NOTICE

QON15/6 TOURISM AND MANUFACTURING

The report was noted.

MATTERS OF AN URGENT NATURE

No matters of an urgent nature.

This concluded the business and the meeting closed at 6.52 pm.

Confirmed: 12 November 2015.

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Denise Knight
Mayor