

The following document is the minutes of the Council and Committee meetings held on 2 December 2004. These minutes are subject to confirmation as to their accuracy at the next meeting to be held on 16 December 2004 and therefore subject to change. Please refer to minutes of 16 December 2004 for confirmation.



COFFS HARBOUR CITY COUNCIL
ORDINARY MEETING
(CORPORATE SERVICES COMMITTEE)
COUNCIL CHAMBERS
COUNCIL ADMINISTRATION BUILDING
COFF AND CASTLE STREETS, COFFS HARBOUR
2 DECEMBER 2004

Contents

ITEM	DESCRIPTION	PAGE
CORPORATE SERVICES DEPARTMENT REPORTS		
F61	FINANCIAL REPORTS - 2003/04	2
F62	INTERNALLY RESTRICTED ASSETS	2
F63	MONTHLY BUDGET REVIEW FOR OCTOBER 2004	3
F64	COUNCILLORS' EXPENSES JULY TO DECEMBER 2003	3
F65	COUNCILLORS' EXPENSES JANUARY TO JUNE 2004	4
F66	BOUNDARY ALTERATION - PROPOSAL BY CLARENCE VALLEY COUNCIL	4
F67	MEETING DATES 2005	5
F68	COMMUNITY ECONOMIC DEVELOPMENT FORUM - ATTENDANCE BY CR R MCKELVEY	5
F69	OUTSTANDING REPORTS AND RESOLUTIONS AWAITING IMPLEMENTATION	6
F70	BANK BALANCES AND INVESTMENTS AS AT 31 OCTOBER 2004	6
CITY SERVICES DEPARTMENT REPORTS		
S62	ORLANDO STREET - 2 HOUR PARKING	6
S63	TENDERS: CONSTRUCTION OF RETICULATION AND RISING MAINS FOR ARRAWARRA AND MULLAWAY SEWERAGE	7
S64	TENDERS: CONSTRUCTION OF RURAL REUSE DAMS & REUSE MAINS AT MORGANS ROAD WEST - CONTRACT NO. 04/05-177-TO	7
MATTERS OF AN URGENT NATURE		

1.	Dog on Beaches	8
2.	McCues Road, Moonee	9

ITEM	DESCRIPTION	PAGE
QUESTONS WITHOUT NOTICE		
1.	Motorists Speeding through Nana Glen Rail and Nana Glen	9
GENERAL BUSINESS		
1.	Triathlon Australia	9
2.	Street Signs - Sandwich Boards in CBD.	10
3.	Vandalism	10
4.	Use of Motorised Scooters	10
5.	Removal of Seaweed from Beaches over Holiday Periods	10
6.	Council's Property Assets	10
7.	Neglected Condition of Korora Bay Reserve	11
8.	North Coast Weeds Advisory Council	11
9.	Eradicating Birds/Flying Foxes	11



COFFS HARBOUR CITY COUNCIL
ORDINARY MEETING
(CORPORATE SERVICES COMMITTEE)
2 DECEMBER 2004

Present: Councillors K D Rhoades (Mayor), I D Hogbin (Deputy Mayor), J C Bonfield, W D Featherstone, R W McKelvey, I J Ovens, W R Palmer, G R Smithers.

Staff: Acting General Manager, Director of Planning, Environment and Development, Director of Corporate Services, Director of City Services, City Treasurer, Administration Manager, Manager City Parks and Executive Assistant.

Leave of Absence: Cr C Joass

The meeting commenced at 6.10pm with the Mayor, Cr K D Rhoades in the chair.

CORPORATE SERVICES COMMITTEE

210 RESOLVED (Ovens/Smithers) that the Ordinary Meeting of Council be adjourned and Council now resolve into the Corporate Services Committee meeting.

The Mayor invited Councillor Hogbin to chair the Corporate Services Committee.

CORPORATE SERVICES DEPARTMENT REPORTS

F61 FINANCIAL REPORTS - 2003/04

Consideration of the audited financial reports for the year ended 30 June 2004.

F58 RECOMMENDED (Rhoades/Smithers):

1. That the audited financial reports be received and adopted.
2. That the report on the audited financial reports be received and noted.
3. That it be noted that the audited financial reports and Auditor's reports were presented to the public in conjunction with this item.

Cr Rhoades requested that staff be congratulated on Council's sound financial position and expressed Councillors' appreciation on the work done by all staff in compiling the report.

F62 INTERNALLY RESTRICTED ASSETS

To review the purpose, adequacy and necessity of each General Fund Reserve.

F59 RECOMMENDED (Rhoades/McKelvey) that Item F62 be deferred pending a workshop with elected members on the adequacy, purpose and necessity for each reserve.

F63 MONTHLY BUDGET REVIEW FOR OCTOBER 2004

To report on the estimated budget position as at 31 October 2004.

F60 RECOMMENDED (Palmer/McKelvey) that the estimated budget position as at 31 October 2004, as follows, be noted:

	General Account \$	Water Account \$	Sewer Account \$
Original Budget	507,161 (D)	39,600 (D)	380,005 (D)
Approved variations to 30 September 2004	173,896 (S)	23,802 (S)	76,019 (S)
Recommended variations for October 2004	Nil	Nil	Nil
Estimated result 2004/05 as at 31 October 2004	333,265 (D)	15,798 (D)	303,986 (D)

F64 COUNCILLORS' EXPENSES JULY TO DECEMBER 2003

To report to Council on those expenses that Councillors have chosen to claim for the period July to December 2003.

F61 RECOMMENDED (Rhoades/McKelvey) that the Councillors' information report be noted with the amendments as given verbally by the Director of Corporate Services at the meeting.

SUPPLEMENTARY MOTION

MOVED (Rhoades/McKelvey) that Items 1,2,3 & 4 from the "Description of Item" heading in the report be amended to read:

"Council previously resolved that a report be presented as soon as possible after 1 January and 30 June each year outlining the following:

1. The travel expenses incurred by each of the nine Councillors attending business meetings or conferences on behalf of Council **outside the Coffs Harbour Local Government area**;
2. The report to show all travel, accommodation and out of pocket expenses incurred;
3. The meeting or conference attended;
4. That location attended."

The motion on being put to the meeting resulted in a tied vote. The Chairman used his casting vote to maintain the status quo.

cont'd

F64 Councillors' Expenses July To December 2003 (cont'd)

DIVISION

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

FOR	AGAINST
McKelvey	Palmer
Rhoades	Bonfield
Hogbin	Smithers
Featherstone	Ovens

F65 COUNCILLORS' EXPENSES JANUARY TO JUNE 2004

To report to Council on those expenses that Councillors have chosen to claim for the period January to June 2004.

F62 RECOMMENDED (McKelvey/Smithers) that the information be noted.

F66 BOUNDARY ALTERATION - PROPOSAL BY CLARENCE VALLEY COUNCIL

To advise Council of a proposal submitted by Clarence Valley Council to the Department of Local Government to alter the boundary with Coffs Harbour City Council has now been referred to the Local Government Boundaries Commission.

F63 RECOMMENDED (Palmer/McKelvey):

1. That action taken to date to make a submission to the proposal by Clarence Valley Council to a boundary alteration be noted.
2. That Council's submission be prepared on the basis that it considers the decision to proclaim the original boundary change to be correct.

cont'd

F66 Boundary Alteration - Proposal By Clarence Valley Council (cont'd)

3. That it be noted that Council has acted in good faith and has achieved the successful transfer and incorporation into the Coffs Harbour Local Government area.
4. That Council has embraced the communities of Corindi, Upper Corindi and Red Rock since the proclamation and fully supported them by providing services at levels not previously evident and not likely to be provided by the Clarence Valley Council for some time in the future.
5. That Council has used considerable resources to meet community expectations and provided ongoing services that Clarence Valley Council would be unlikely to provide for some time.

F67 MEETING DATES 2005

To propose a change to Council's meeting schedule for 2005.

F64 RECOMMENDED (Smithers/Palmer):

1. That the meetings scheduled for the 20 January be cancelled.
2. That the meeting scheduled for the 3 February include meetings of all four Standing Committees.

**F68 COMMUNITY ECONOMIC DEVELOPMENT FORUM - ATTENDANCE BY
CR R MCKELVEY**

To provide a report to Council by Cr Rod McKelvey on his attendance at the Community Economic Develop Forum facilitated by the Department of State and Regional Development.

F65 RECOMMENDED (McKelvey/Rhoades) that Council note the report and assessment of Coffs Harbour's position provided by Cr McKelvey on his attendance at the Community Economic Forum.

**F69 OUTSTANDING REPORTS AND RESOLUTIONS AWAITING
IMPLEMENTATION**

To provide Council with an update of requests for reports and previous resolutions to Council awaiting implementation.

F66 RECOMMENDED (Smithers/McKelvey) that the reported be noted.

F70 BANK BALANCES AND INVESTMENTS AS AT 31 OCTOBER 2004

To list Council's Bank Balances and Investments as at 31 October 2004.

F67 RECOMMENDED (Ovens/Palmer) that the Bank Balances and Investments totalling one hundred and two million, five hundred and sixty four thousand, eight hundred and thirty five dollars (\$102,564,835) as at 31 October 2004, be noted.

CITY SERVICES DEPARTMENT REPORTS

S62 ORLANDO STREET - 2 HOUR PARKING

To report on proposed on-street parking restrictions in the Orlando Street/Collingwood Street/Mildura Street area.

F68 RECOMMENDED (Smithers/McKelvey) that:

1. Consultation on the installation of 2 hour on-street parking zones be carried out with business owners in Orlando Street, Collingwood Street and Mildura Street.
2. Parking signs be installed on agreed areas prior to 17 December 2004.
3. Further consultation on relevant parking restrictions on Orlando Street adjacent Ocean Gem be undertaken after occupation of the building.

S63 TENDERS: CONSTRUCTION OF RETICULATION AND RISING MAINS FOR ARRAWARRA AND MULLAWAY SEWERAGE

To report on tenders received for the Construction of Reticulation and Rising Mains for the Arrawarra and Mullaway Sewerage Scheme.

F69 RECOMMENDED (Rhoades/Palmer):

1. That Council accept the tender of Milbant Constructions Pty Ltd ABN 87 055 770, subject to the acquisition of the Company Director's personal guarantees for Contract No. 03/04-163-TO, Construction of Reticulation and Rising Mains, - Arrawarra and Mullaway Sewerage, for the lump sum amount of \$6,139,463.00 including GST and Scheduled Rates, on the basis that:-
 - a) The tender is the highest scoring tender following the application of Council's Tender Value Selection System.
 - b) The Tenderer has the necessary experience in similar works and his referees have confirmed their ability and satisfactory performance.
 - c) The Tenderer's financial references are satisfactory.
2. That the contract documents be completed under Seal of Council.

S64 TENDERS: CONSTRUCTION OF RURAL REUSE DAMS & REUSE MAINS AT MORGANS ROAD WEST - CONTRACT NO. 04/05-177-TO

To gain Council approval to decline to accept any tenders for the construction of rural reuse mains and the upgrading of existing reuse storage dams at Morgans Road West.

- F70 RECOMMENDED** (Rhoades/Palmer) that pursuant to Clause 19 (1)(b) of the Local Government (Tendering) Regulations 1999 Council decline to accept a tender for the construction of rural reuse dams and reuse mains at Morgans Road West as neither tender represents value for money and pursuant to Clause 19 (3)(a) and 19 (3)(f) respectively, postpone the proposal and investigate the recalling of separate tenders for earthworks and pipeworks.

CONCLUSION OF CORPORATE SERVICES COMMITTEE MEETING

The Chairman advised that the business of the Corporate Services Committee was concluded and invited the Mayor to resume the chair.

OPEN COUNCIL

The Mayor requested a motion to close the Committee meeting and move into Open Council.

- F71** **RECOMMENDED** (Palmer/Smithers) that the Committee now move into Open Council, the time being 6.34pm.

The Mayor resumed chairmanship of the meeting.

ADOPTION OF CORPORATE SERVICES COMMITTEE REPORT

- 211** **RESOLVED** (Hogbin/Smithers) that the recommendations of the Corporate Services Committee meeting be received and adopted.

REQUESTS FOR LEAVE OF ABSENCE

- 212** **RESOLVED** (Palmer/Smithers) that Cr Bonfield be granted leave of absence from Council on 16 December 2004.

MATTERS OF AN URGENT NATURE

1. Dog on Beaches

Cr Ovens enquired if Rangers are regularly patrolling beach at various times to ensure dog owners are not taking their dogs on beaches where dogs are forbidden.

The Director of Planning Environment and Development advised that a media release will be issued informing dog owners of a coming blitz on dogs on beaches.

Matters of an Urgent Nature (cont'd)

2. McCues Road, Moonee

Cr McKelvey referred to a letter from residents to Councillors on the ongoing problem at McCues Road and enquired if Council is any closer to resolving the matter.

The Director of City Services advised a report will be submitted to the next Council meeting on 16 December listing options for resolving the matter and Councillors will be briefed before the meeting.

QUESTIONS WITHOUT NOTICE

Motorists Speeding through Nana Glen Rail and Nana Glen

Cr Palmer advised of complaints from residents at Nana Glen Rail who requested traffic calming devices be installed on the road to slow down speeding motorists.

The Director of City Services responded that there are no plans to install traffic calming devices on that road. The speed limit had been decreased to 50kph for that area and it may be an issue for the Place Committee to consider and refer to the Traffic Committee.

GENERAL BUSINESS

1. Triathlon Australia

Cr Hogbin advised he had attended a recent publicity session where the Major Events Board Executive Officer for New South Wales and the Chief Executive Officer of Triathlon Australia announced the hosting of another major triathlon event in early February coinciding with the Banana Coast Life Education Triathlon. Cr Hogbin advised that both gentlemen commented on how wonderful it was to deal with the staff of Coffs Harbour City Council when negotiating for major events. Cr Hogbin congratulated all staff involved.

General Business (cont'd)

2. Street Signs - Sandwich Boards in CBD.

Cr Ovens commented on the difficulty of negotiating the sandwich boards placed on the footpaths by business owners throughout the CBD and enquired how staff could control the use of these boards. Business owners need to be informed of their responsibilities in this matter.

The Director of Planning Environment and Development advised that funding will be available early next year for employment of a staff member to look at the issue of finance and developing a process to deal with this matter.

3. Vandalism

Cr Ovens referred to a program implemented in Western Australia to handle vandalism through the issue of fines and requested Council obtain more information.

4. Use of Motorised Scooters

Cr Ovens referred to the illegal use of motorised scooters by aged residents on footpaths and commented that as the speed of these vehicles on the footpath is a problem, Council needs to prepare a policy addressing the matter.

The Acting General Manager responded that a report will be provided.

5. Removal of Seaweed from Beaches over Holiday Periods

Cr Hogbin enquired if seaweed will be removed from the beaches over the holiday period.

The City Parks Manager advised that when the seaweed accumulates to a certain point Council then seeks approval to bury the seaweed on the beach.

6. Council's Property Assets

Cr Featherstone sought information on Council's property assets and enquired if Council could use proceeds from the disposal of assets to fund the Cultural Precinct and other projects as they arise.

The Acting General Manager advised a report will be provided on an acquisition/disposal policy for Council's assets. Council's Property Register is available for Councillors to peruse at any time.

General Business (cont'd)

7. Neglected Condition of Korora Bay Reserve

Cr Bonfield referred to the degraded state of the bushland in the reserve at Korora Bay and requested the area be given attention to re-establish the native vegetation.

The Mayor advised that Council staff had pruned the trees in the area during the last week and the storm damage, prunings and rubbish will be cleared away.

8. North Coast Weeds Advisory Council

Cr Smithers requested he be nominated alternate delegate to the North Coast Weeds Advisory Council.

The Mayor responded that a report will be prepared for the next Council meeting recommending in line with Cr Smithers' comments.

9. Eradicating Birds/Flying Foxes

The Mayor tabled pamphlets and a DVD he had obtained at the Airport Owners Conference in Darwin on different techniques for eradicating birds and will distribute them to Councillors and staff. The Mayor also referred to information on techniques for removing flying fox colonies.

CLOSED MEETING – SECTION 10(A)

The Mayor requested a motion to close the meeting to consider an item raised in General Business.

213 **MOVED** by consensus that the meeting be closed to the press and public during discussion of the following matter for the reason as stated:

DEVELOPMENT APPLICATIONS - WEST COFFS HARBOUR AND WEST WOOLGOOLGA

The matter was confidential for the reason of Section 10A(2):

- (g) advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege.

The motion on being put to the meeting was carried.

The press and public vacated the chamber.

OPEN MEETING

The Mayor requested an appropriate motion to enable the meeting to resolve into Open Meeting.

The Mayor advised there were no resolutions resulting from the Closed Meeting.

This concluded the business and the meeting closed at 7.31pm.

Confirmed: 3 February 2005

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Cr K D Rhoades
Mayor