



COFFS HARBOUR CITY COUNCIL

ORDINARY MEETING

15 SEPTEMBER 2005

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15 SEPTEMBER 2005

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

Staff: General Manager (Acting), Director of City Business Units, Director of Planning, Environment and Development (Acting), Director of Corporate Services, Director of City Services (Acting), Administration Manager and Executive Assistant.

The meeting commenced at 5.01pm with the Mayor, Cr K D Rhoades in the chair.

PUBLIC ADDRESS

Speaker	Item
Christine Allen (ERM) (Applicant)	PED23: Development Application 1467/05 - Lakes Drive North Boambee Valley - Aged Care Facility

CONFIRMATION AND ADOPTION OF MINUTES

153 **RESOLVED** (Hogbin/Ovens) that the minutes of the Ordinary Meeting held on 18 August 2005 be confirmed as a true and correct record of proceedings.

NOTICE OF RECISION MOTION

COMMUNICATION STRATEGY - HARBOURSIDE PROJECT

- 154** **RESOLVED** (Smithers/Hogbin) that Resolution 124 of the Ordinary meeting of 18 August 2005 as follows, be rescinded:

- "1. That the project management structure be endorsed by Council.
 2. That the Sub-Committee: Jetty Area Masterplan – Precincts West of the Harbour Working Group, be combined with the Strategic Planning Group, to bring together all key representatives of the expanded scope area, for efficient, effective communication and planning purposes for the Harbourside Project."
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DIVISION

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

FOR	AGAINST
Cr Ovens	Cr Bonfield
Cr Smithers	Cr Joass
Cr Featherstone	Cr Rhoades
Cr McKelvey	
Cr Palmer	
Cr Hogbin	

SUPPLEMENTARY MOTION

- 155** **RESOLVED** (Ovens/Hogbin) that the General Manager (Acting) approach the Department of Local Government seeking clarification regarding pecuniary interest when Council is dealing with the "whole of city" style masterplans.
Carried unanimously.

GENERAL MANAGERS REPORT

16 COFFS HARBOUR LEADING THE WORLD MAGAZINE - COST RECOVERY POLICY

The purpose of this report is to recommend that the Council implement a \$2.20 (including GST) charge per copy of the Coffs Harbour Leading the World Magazine.

- 156 **RESOLVED** (Ovens/Palmer) that Council implement a charge of \$2.20 (including GST) per copy of the Coffs Harbour Leading the World Magazine for special orders from non sponsors.

CORPORATE SERVICES DEPARTMENT REPORTS

F58 LOCAL GOVERNMENT AMENDMENT ACT 2005

To advise Councillors of recent changes to the Local Government Act by the recent Amending Act.

- 157 **RESOLVED** (Ovens/Hogbin)

1. That the report on the changes to the Local Government Act '93 by the Local Government Amending Act 2005 be noted.
2. That a further report be submitted to the Council in connection with its policy "Payment of expenses incurred by, and Provision of Facilities to the Mayor and Councillors" and the changes that may be necessary as a result of the release of guidelines by the Department of Local Government.
3. That Council continues to review the policy in relation to payment of spousal expenses.

F59 RE-ESTABLISHMENT OF COFFS HARBOUR CITY ALCOHOL FREE ZONES AND EXTENSION OF A ZONE IN THE COFFS HARBOUR CBD

To report on the extent of alcohol free zones within the city, recommend their re-establishment for a further period of three (3) years commencing on 1 October 2005 and extend the zone in the Coffs Harbour Central Business District (CBD).

158 RESOLVED (Ovens/Palmer)

1. That Council, subject to no substantial objection being received, re-establish alcohol free zones for a further period of three years pursuant to the provisions of Section 644 of the Local Government Act within the Coffs Harbour CBD, Macauleys Headland, Park Beach and Woolgoolga CBD as identified in this report.
2. That Council, subject to no substantial objection being received, extend the alcohol free zones for a three year period pursuant to the provisions of Section 644 of the Local Government Act at the Coffs Harbour CBD along Cox Lane, Elbow Street, Gordon Street, Duke Street and Vernon Street as identified in this report.
3. That in accordance with Section 644B (4) the aforementioned zones be re-established and established for a period from 1 October 2005 to 30 September 2008.
4. That Council propose the carpark area of Moonee Street and Elbow Street Coffs Harbour be established as an alcohol free zone with a copy of the proposal being provided to the Police, licencees under the Liquor Act 1982 and Clubs in accordance with Section 644A(2). Subject to no substantial objection being received, the carpark be established as an alcohol free zone from the 1 October 2005 to 30 September 2006.

**F60 OUTSTANDING REPORTS AND RESOLUTIONS AWAITING
IMPLEMENTATION**

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

- 159 RESOLVED** (Palmer/McKelvey) that the report be noted.

F61 BANK BALANCES AND INVESTMENTS AS AT 31 JULY 2005

To list Council's Bank Balances and Investments as at 31 July 2005

- 160 RESOLVED** (Joass/Palmer) that the bank balances and investments totalling one hundred and six million, seven hundred and ten thousand, seven hundred and fifty eight dollars (\$106,710,758) as at 31 July 2005 be noted.

CITY SERVICES DEPARTMENT REPORTS

S57 TENDER : REMOVAL AND DISPOSAL OF BIOSOLIDS FROM COFFS HARBOUR TREATMENT WORKS

To report on tenders received for the removal and disposal of biosolids stockpiled at the rear of the Coffs Harbour Airport site.

Cr Ovens declared an interest in the following item due to his membership on the Board of the Management Company, vacated the chamber at 5.30pm and took no part in the discussion or voting.

161 RESOLVED (Palmer/McKelvey)

1. That Council accept the tender of Arkwood (Gloucester) Pty Ltd, Trading as Arkwood Organic Recycling, ABN 70 055 370 486 for Contract 05/06-214-TO, Removal and Disposal of Biosolids from Coffs Harbour Sewer Treatment Works for the Lump Sum amount of \$224,740.00 incl GST 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 his ability and satisfactory performance.
 - (c) The tenderer's financial references are satisfactory.
2. That the contract documents be completed under Seal of Council.

Cr Ovens returned to the meeting, the time being 5.39pm, and was advised of the outcome.

S58 TENDERS : DEEP SEA RELEASE - MARINE BIOLOGICAL MONITORING PROGRAM

To report on tenders received for the marine biological sampling and sorting for the Deep Sea Release.

Crs Ovens and Smithers declared an interest in the following item as they are delegates/alternates on the Board of Management of the Marine Science Centre and vacated the chamber at 5.49pm and took no part in the discussion or voting.

162 RESOLVED (Joass/Palmer)

1. That Council accept the tender of Sustainable Forest Management, ACN 098 226 361, for Contract 05/06-213-TO - Coffs Harbour Deep Sea Release, Marine Biological Monitoring Program, for the lump sum of \$161,596 including GST, 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 his ability and satisfactory performance.
 - c) The tenderer's financial references are satisfactory.
2. That the contract documents be completed under Seal of Council.

Crs Ovens and Smithers returned to the meeting, the time being 5.50pm, and were advised of the outcome.

This concluded the business of the adjourned meeting of 1 September and the meeting closed at 5.50pm.

Confirmed:

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K D Rhoades
Mayor