

The following document is the minutes of the Council and Committee Meetings held on Thursday, 6 October 2005. These minutes are subject to confirmation as to their accuracy at the next meeting to be held on 20 October 2005 and therefore subject to change. Please refer to the minutes of the meeting of 20 October 2005 for confirmation.



COFFS HARBOUR CITY COUNCIL

**ORDINARY MEETING
(CITY SERVICES COMMITTEE)**

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

6 October 2005

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COFFS HARBOUR CITY COUNCIL

ORDINARY MEETING

(CITY SERVICES COMMITTEE)

6 OCTOBER 2005

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

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

The meeting commenced at 5.41pm with the Mayor, Cr K Rhoades in the chair.

The Mayor requested a motion to adjourn the Ordinary meeting and resolve into the City Services Committee meeting.

CITY SERVICES COMMITTEE

182 **RESOLVED** (Hogbin/McKelvey) that the Ordinary Meeting of Council be adjourned and Council now resolve into the City Services Committee meeting, the time being 5.42pm.

The Mayor invited Councillor Smithers to chair the City Services Committee meeting.

CITY SERVICES DEPARTMENT REPORTS

S66 TRAFFIC COMMITTEE MEETING NO. 7/2005

To confirm minutes from the Traffic Committee Meeting held on 27 September 2005.

EN71 RECOMMENDED (McKelvey/Joass):

T.48 - Temporary Road Closure - "Breakfast in Paradise" in Woolgoolga as part of the Coffs Coast Food & Wine Festival - Beach Street, Woolgoolga (R.508400 / 1618) (IR 1211146)

That

- (a) the temporary road closure of Beach Street, Woolgoolga, between Nightingale and Queen Streets on Saturday, 29 October 2005, between 7.00am and 1.00pm for the purpose of holding "Breakfast in Paradise" in Woolgoolga as part of the Coffs Coast Food and Wine Festival, be advertised and providing no substantive objections are received, the closure be approved.
- (b) the organisers (Streets Ahead) to liaise with affected traders and obtain traders approval.
- (c) the organisers be responsible for erection of traffic barriers and control of traffic using accredited traffic controllers.
- (d) the organisers be responsible for all costs associated with the temporary closure.

S67 BICYCLE USERS COMMITTEE

To report on minutes of the Bicycle Users Committee Meeting held on 26 September 2005 and the Inaugural Meeting held on 12 September 2005.

EN72 RECOMMENDED (McKelvey/Hogbin) that Council:

1. Note the minutes of the Bicycle Users Committee Meeting held on 26 September 2005
2. Adopt the following projects for the 2005/06 Cycleway construction program:
 - * Sawtell Road: Completion of shared path from Armstrong Road to Hogbin Drive / Toormina Road roundabout
 - * Toormina Road: Continue off road shared path to Minorie Drive and to the Hulberts Road Velodrome

S68 WOOLGOOLGA SENIOR CITIZENS CENTRE

To recommend to Council future action in relation to the Woolgoolga Senior Citizens Centre.

This report was withdrawn.

S69 SIGN INDICATING CULTURAL FACILITIES

To report to Council on the provision of signage in the Coffs Harbour City business area for advertising cultural facilities and upcoming cultural events.

To report to Council on the issues and indicative costs associated with the adjustment of the current CBD stainless steel control box.

EN73 RECOMMENDED (Bonfield/Hogbin) that Council supports the proposal to adjust the current CBD stainless steel control box to accommodate stainless steel advertising boxes and a cultural facilities map and endorses the pursuing of grant funds for these works.

S70 WORKS BRANCH REPORT

To advise Council of the progress of construction and maintenance programs undertaken by Works Branch up to 30 September, 2005.

EN74 RECOMMENDED (Palmer/Joass) that Council:-

1. Notes the progress report on construction and maintenance works undertaken by Works Branch up to 30 September, 2005.
2. Notes the individual program expenditures are being monitored and are within the allocated 2005/2006 budget.

S71 CONSTRUCTION OF REUSE DAMS AT MORGANS ROAD WEST

To report on investigations relating to tenders for repair works to private dams in Morgans Road West.

EN75 RECOMMENDED (Ovens/Hogbin) that the above actions be noted.

S72 DESTRUCTION, REMOVAL OR RE-USE OF SEPTIC TANKS

To recommend that Council permit the removal or reuse of septic tanks, where premises previously using a septic tank system have been connected to the reticulated sewerage system, subject to compliance with the "Destruction, Removal or Re-use of Septic Tank Guideline".

- EN76 RECOMMENDED** (McKelvey/Palmer) that Council permit the removal or reuse of septic tanks, where premises previously using a septic tank system have been connected to the reticulated sewerage system, subject to compliance with the "Coffs Harbour Water -Destruction, Removal or Re-use of Septic Tank Guideline".

S73 TENDER : PLANT REPLACEMENT PROGRAM -SUPPLY OF ONE TRUCK MOUNTED STREET SWEEPER, CONTRACT 05/06-222-TO

To advise Council of tenders received for the replacement of one truck mounted street sweeper in the plant fleet and recommending approval to purchase this under the 2005/2006 Plant Replacement Program.

- EN77 RECOMMENDED** (Palmer/Hogbin) that Council accept the tender (Option A – with trade-in) submitted by Macdonald Johnston Engineering Company Pty Ltd, ABN 68 004 992 090, for the purchase of one Macdonald Johnston VT605 Street Sweeper on a Hino Ranger Pro 9 truck, for the price of \$184,811.00, including GST and optional extras.

S74 TENDER: PLANT REPLACEMENT PROGRAM - SUPPLY OF THREE SINGLE CAB TIPPER TRUCKS 16000 KG GVM, CONTRACT 05/06-219-TO

To advise Council of tenders received for replacement of three tipper trucks in the plant fleet and recommending acceptance of a tender under the 2005/2006 Plant Replacement Program.

- EN78 RECOMMENDED** (Rhoades/Palmer) that:
1. Council accept the tender (Option B – without trade-in) submitted by K & J Trucks, ABN 71 003 113 675, for three Mitsubishi FM65FH2RFAE Trucks for the price of \$323,400.00 including GST.
 2. Council accept the tender (Option C – Outright purchase of trucks) submitted by Midcoast Trucks, ABN 63 059 578 880, for three council owned tipper Trucks for the price of \$160,500.00 including GST.

S75 TENDER: PLANT REPLACEMENT PROGRAM - SUPPLY OF ONE TRUCK MOUNTED ELEVATING WORK PLATFORM, CONTRACT 05/06-220-TO

To advise Council of tenders received for the supply of a truck mounted elevated work platform and recommending acceptance of a tender under the 2005/2006 Plant Replacement Program.

- EN79 RECOMMENDED** (Rhoades/Palmer) that Council accept the tender submitted by Midcoast Trucks, ABN 63 059 578 880, for one Isuzu FVZ1400 with a GMJ LL22.350 elevating work platform for the price of \$326,420.00 including GST.

S76 TENDER: PLANT REPLACEMENT PROGRAM - SUPPLY OF TWO SKID STEER LOADERS ERG CLASS SSL4 OR SSL5, CONTRACT 05/06-221-TO

To advise Council of tenders received for the replacement of two Skid Steer Loaders in the plant fleet and recommending approval to purchase these under the 2005/2006 Plant Replacement Program.

- EN80 RECOMMENDED** (Rhoades/Palmer) that:

1. Council accept the tender (Option A – with trade-in) for machine one submitted by All Diesel Equipment Sales and Service Pty Ltd, ABN 86 002 787 340 for the purchase of the one Bobcat Skid Steer Loader, for the change over price of \$35,288.00, including GST.
2. Council accept the tender (Option A – with trade-in) for machine two submitted by WesTrac Pty Ltd, ABN 63 009 342 572 for the purchase of the one Caterpillar Tracked Skid Steer Loader, for the change over price of \$58,190.00, including GST and optional extras.

S77 TENDER: PLANT REPLACEMENT PROGRAM - SUPPLY OF ONE BLOWER TYPE ROAD PATCHING UNIT ON A 22,500 KG GVM TRUCK, CONTRACT 05/06-224-TO

To advise Council of tenders received for replacement of a blower type road patching truck in the plant fleet and recommending acceptance of a tender under the 2005/2006 Plant Replacement Program.

- EN81 RECOMMENDED** (Rhoades/Palmer) that Council accept the tender submitted by Midcoast Trucks, ABN 63 059 578 880, for one Isuzu FVZ1400 with a Paveline Autopatch Road Patching Unit for the price of \$226,153.00 including GST and optional extras.

S78 TENDER: PLANT REPLACEMENT PROGRAM - SUPPLY OF ONE 15000KG GVM DUAL CAB TRUCK WITH ROAD PATCHING BODY, CONTRACT 05/06-223-TO

To advise Council of tenders received for replacement of a 15000kg gvm dual cab truck with road patching body in the plant fleet and recommending acceptance of a tender under the 2005/2006 Plant Replacement Program.

- EN82 RECOMMENDED** (Rhoades/Palmer) that Council accept the tender (Option A – with trade-in) submitted by Brown and Hurley Group Pty Ltd, ABN 66 010 732 966, for one Hino Pro Ranger 9 Crew truck with a Pohlner Ezi-Lay road patching for the price of \$124,575.00 including GST and optional extras.

CONCLUSION OF MEETING

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

The Mayor resumed chairmanship of the meeting at 6.05pm.

OPEN COUNCIL

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

- EN83 RECOMMENDED** (McKelvey/Hogbin) that the Committee now move into Open Council.

ADOPTION OF CITY SERVICES COMMITTEE REPORT

- 183 RESOLVED** (Palmer/Joass) that the recommendations of the City Services Committee meeting be received and adopted.

REQUESTS FOR LEAVE OF ABSENCE

- 184 **RESOLVED** (Palmer/Joass) that Cr Bonfield be granted leave of absence from Council on 20 October 2005.

MATTERS OF AN URGENT NATURE

1. CBD - Birds

Councillor Ovens asked whether anything could be done about the seagulls in the CBD area.

The General Manager (Acting) to take the matter on notice.

QUESTIONS WITHOUT NOTICE

1. Rural Land Building Entitlements

Councillor Bonfield requested an explanation on rural land building entitlements, as she had received a phone call from a property owner who had rural land with Torrens title and was unable to build a dwelling on it.

The Director of Planning, Environment and Development (Acting) advised that often when the original parcel of land was created, it was created by two lots, and the parcel (or the two lots together) had one building right, once that building right is taken up and if the remaining parcel is sold, that remaining parcel doesn't have a building right. Mr Salter advised that he would take the matter on notice.

2. Lyons Road - Clearing

Councillor Bonfield asked the following questions relating to the clearing being carried out on Lyons Road/Rutlands Road subdivision:

1. Was there a Vegetation Management Plan for the development site, and was it needed.
2. If it wasn't needed, why not.
3. If there is a Vegetation Management Plan for the site, where is it, as she would like to see how the developer has complied with what he was asked to do.
4. Are staff satisfied that the guidelines in the Vegetation Management Plan have been adhered to by the developer.

The Director of Planning, Environment and Development (Acting) advised that there was a condition of consent that Vegetation Management Plan be submitted to Council for approval, which has been submitted to Council and approved. Mr Salter advised that Council staff have been on site and inspected the trees that have been removed, the developer also had his surveyor on site to indicate which trees could be removed which were approved for removal, and he is completely satisfied that the consent has been carried out in accordance with the approval issued by Council.

Councillor Bonfield requested a report on the sewer connection, who did the work and why it has not been rehabilitated.

The Director of City Services (Acting) advised that he believed the work would have been carried out by the original subdivider but a report would be brought back to Council.

The Mayor advised that there had been a breach in the conditions of Development Consent (permissible hours of work) and Council will pursue this breach and a fine will issue.

3. Parking - Elbow Street, Coffs Harbour

Councillor Palmer requested Council staff investigate whether Elbow Street car park could be designated as all day parking.

The Director of City Services (Acting) advised that staff are proposing to review the whole CBD area parking.

4. Signs - Surf Club at Park Beach

Councillor Palmer questioned whether signs indicating the Surf Club could be placed on Orlando Street, on either side of the roundabout, and the Boulwood Street roundabout.

The Director of City Services (Acting) took the matter on notice.

5. Fines in Coffs Harbour

Councillor Ovens asked if there was a process in which the level of fines are reviewed for different ordinances throughout the city, including fines that Rangers issue.

The Director of Planning, Environment and Development (Acting) advised that all fines are set by State legislation but he would confirm this with Cr Ovens.

6. Septic Tank Fees

Councillor Ovens advised that Nambucca Shire Council is having trouble collecting inspection and registration fees for septic tanks and sewers and questioned whether CHCC was having similar problems.

The City Treasurer advised that we now have permission through the Department of Local Government to put these fees on the Rate Notice.

7. Building Approvals

Councillor Ovens advised that he had recently read a report on Building Approvals in NSW hit of 21% and questioned whether this was being monitored in relation to forward revenue estimates as it may impact on future budgeting.

The Director of Planning, Environment and Development (Acting) advised that this council has seen a downturn in the number of development applications for single dwellings in last three months, however in the last two weeks in June 171 applications were made for single dwellings, the reason being was to beat the implementation of BASIX, and this would impact on Council's income this year.

The Director of Corporate Services (Acting) advised that yes it was taken into consideration with facts known at the time and forecasts but it will continue to be monitored.

8. Pittwater Yacht Race

Councillor Ovens advised that he had heard that the sponsor had withdrawn sponsorship of \$80,000 in the Pittwater Yacht Race and questioned whether Council is involved.

The General Manager (Acting) advised that Council is involved in the Committee and they are currently looking for another sponsor.

GENERAL BUSINESS

1. North Coast Water

Councillor Palmer reported on the status of North Coast Water, in particular that expressions of interest for the storage closed on 12 July, four tenderers are expected to be shortlisted, tenders will be called in mid January 2006 for commencement of the storage facility, which includes the access road. Cr Palmer advised that there is one ongoing matter which will have to be addressed and that is environmental monitoring of the site, which includes compensatory habitat.

2. Bucca Road - Signs

Councillor McKelvey congratulated staff on their fast action in erecting speed advisory signs on the corner on Bucca Road where the recent accident took place.

3. Fuel Prices

Councillor Smithers requested a report on the increases in fuel prices and some of the flow on effects and implications to Council's budget.

The General Manager (Acting) advised that a report would be brought back to Council on the matter.

4. Steep Lands Management Committee

Councillor Smithers advised that a resolution had been passed for a Councillor and Planning staff to attend the Steep Lands Management Committee meeting which is coming up soon with DIPNR, Department of Agriculture and Regional Landcare. Cr Smithers questioned whether it would be possible for a Councillor to attend as an observer.

The General Manager (Acting) to e-mail an invitation to any Councillor who may wish to attend.

5. Ethical Investments

Councillor Smithers raised some time back the issue of ethical investments and requested a report on some of the products that Council could include in its investment portfolio and recommendations as there are quite a variety of products now available.

The City Treasurer advised that there are a number of specialist ethical investments that Council can invest. There is a resolution in our investment policy that Council will invest in ethical investments providing they provide the correct degree of safety, comply with all the requirements and they are returning the best return that we can get within that bracket.

CLOSED MEETING – SECTION 10(A)

The Mayor requested a motion to close the meeting to consider a confidential report as outlined in the meeting agenda, the time was 6.29 pm.

- 185 RESOLVED** (Hogbin/Palmer) that the meeting be closed to the press and public during consideration of the following items for the reasons as stated:

Recruitment of General Manager

This report was confidential for the reason of Section 10A(2):

- (a) personnel matters concerning a particular individual.

The motion on being put to the meeting was carried.

The press and public vacated the chamber.

RECRUITMENT OF THE GENERAL MANAGER

For Council to formally adopt a process of using the internal resources of Council to recruit a replacement General Manager.

- 186 RESOLVED** (Palmer/McKelvey) that the Councillors proceed in conjunction with the Human Resources Manager to continue the recruitment as per item 4 of Mayoral Minute Number 7, to secure a replacement General Manager.

Members of the press and public were excluded from consideration of the above item, the reason being that it contained personnel matters concerning a particular individual.

OPEN MEETING

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

- 187 RESOLVED** (McKelvey/Hogbin) that the Committee now move into Open Meeting.

The Mayor read to the meeting the resolution of the Closed Meeting.

This concluded the business and the meeting closed at 6.30pm.

Confirmed: 20 October 2005.

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K D Rhoades, AFSM
Mayor