

The following document is the minutes of the Council and Committee Meetings held on Thursday, 3 November 2005. These minutes are subject to confirmation as to their accuracy at the next meeting to be held on 17 November 2005 and therefore subject to change.
Please refer to the minutes of the meeting of 17 November 2005 for confirmation.



COFFS HARBOUR CITY COUNCIL
ORDINARY MEETING
(CITY BUSINESS UNITS COMMITTEE)
COUNCIL CHAMBERS
COUNCIL ADMINISTRATION BUILDING
COFF AND CASTLE STREETS, COFFS HARBOUR
3 NOVEMBER 2005

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COFFS HARBOUR CITY COUNCIL
ORDINARY MEETING
(CITY BUSINESS UNITS COMMITTEE)
3 NOVEMBER 2005

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

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

Leave of Absence: Cr C O Joass

PUBLIC ADDRESSES

Time	Speaker	Item
5.00pm	Steve Smith (Sportz Central Management Committee)	S82 - NSW Department of Tourism, Sport and Recreation Regional Sports Facilities Program Grant Application 2005/2006

CONFIRMATION AND ADOPTION OF MINUTES

204 RESOLVED (Hogbin/Smithers) that the minutes of the Corporate Services Committee Meeting held on 20th October 2005 be confirmed as a true and correct record of proceedings with the exception of General Business Item 4, Page 5 should read:

4. Future Fuel Supplies

"Cr Smithers referred to media reports of potentially high fuel prices resulting from future demand for fuel exceeding available supply, and suggested and Council should keep this in mind when undertaking future budget planning, he also suggested that the diminishing fuel issue should be considered in our planning process just as we consider the greenhouse issue ".

- 205** **RESOLVED** (Palmer/McKelvey) that the minutes of the Planning Environment and Development Committee Meeting held on 20th October 2005 be confirmed as a true and correct record of proceedings.

GENERAL MANAGER'S REPORT

23 REVIEW OF COUNCIL POLICIES - CODE OF CONDUCT

To further advise Council of the review undertaken of Council's policies in line with the Management Plan 2004-05 program and to publish the policies on Council's web page for public access and to seek Council's adoption of the Coffs Harbour City Council's Code of Conduct (refer to attachment).

- 206** **RESOLVED** (Hogbin/Palmer) that:
1. The Coffs Harbour City Council Code of Conduct be adopted.
 2. Council appoint a conduct committee in accordance with and for the purpose of the Act to be known as the Coffs Harbour City Council Conduct Committee comprising the Mayor, or in his absence, Deputy Mayor, the General Manager, or in his absence, Acting General Manager and a solicitor from Council's panel solicitors as and when required.
 3. A copy of the Code be forwarded to the Director General, Department of Local Government.

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

CITY BUSINESS UNITS COMMITTEE

- 207** **RESOLVED** (Hogbin/Palmer) that the Ordinary Meeting of Council be adjourned and Council now resolve into the City Business Units Committee meeting, the time being 5.18pm.

The Mayor invited Councillor Ovens to chair the City Business Units Committee.

CITY BUSINESS UNITS REPORT

B32 NANA GLEN TENNIS COURTS

Seeking Council approval for management of the Nana Glen Tennis Courts to be included in the management responsibilities of the Nana Glen Sport, Recreation and Equestrian Centre Management Committee

B32 RECOMMENDED (McKelvey/Hogbin) that:

1. The Nana Glen Sport, Recreation and Equestrian Centre Management Committee be appointed, and granted delegated authority in accordance with Section 377 of the Local Government Act 1993, to manage the Nana Glen Tennis Courts (being situated on Part Lot 12 DP 11519 Grafton Street Nana Glen Rail) on behalf of Council.
2. In accordance with the request by the Nana Glen Sport, Recreation and Equestrian Centre Management Committee, this appointment be reviewed at the end of a twelve month trial period.

PLANNING ENVIRONMENT AND DEVELOPMENT REPORT

PED30 DEVELOPMENT APPLICATION 11/06 - DEMOLITION OF EXISTING BUILDINGS AND CONSTRUCTION OF NEW DEVELOPMENT COMPRISING 18 RESIDENTIAL UNITS AND FIVE RETAIL SHOPS - LOTS 7 AND 8 DP857331, 59-67 FIRST AVENUE, SAWTELL

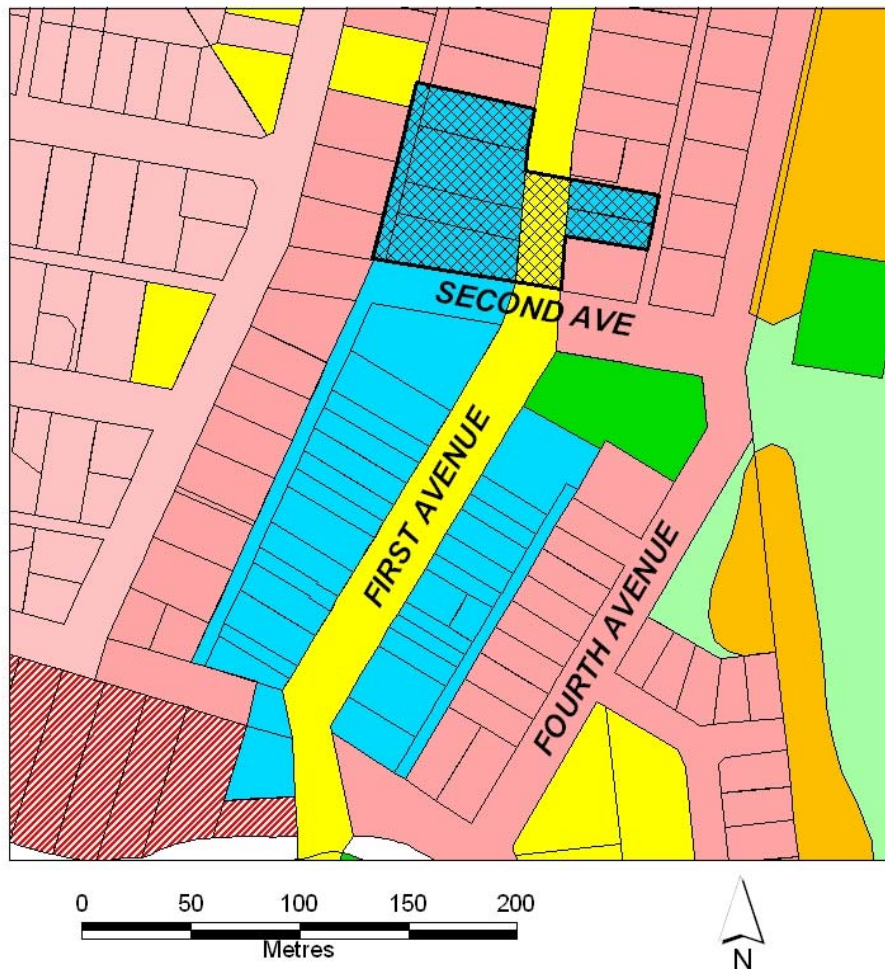
Mayor Rhoades declared an interest in the following item because he is Director of a Company that has lodged a submission to the DA, he vacated Chamber at 5.19pm and took no part in the discussion or voting.

At its meeting held on 20 October 2005, Council considered the above-described Development Application (DA) and resolved as follows:

"That Development Application 11/06 for the demolition of existing buildings and new development comprising an 18 residential unit and five retail shops with associated car parking on Lots 7 and 8, DP857331, 59-67 First Avenue Sawtell be deferred to the next meeting of Council, to enable an amended report to be prepared that explains the apparent inconsistencies amongst the various Council policies that apply to the land."

B33 RECOMMENDED (McKelvey / Smithers) that:

1. Development Application 11/06 for an 18 residential unit and five retail shop development with associated car parking on Lots 7 and 8, DP857331, 59-67 First Avenue Sawtell be deferred, pending completion of the following:
 - a) a review and re-exhibition of the Sawtell Master Plan, as it applies to the land zoned 3C Business Town Centre bounded by First Avenue and Second Avenue (as shown in hatching on the following plan);
 - b) a review and re-exhibition of Local Environmental Plan Amendment No. 19 to Coffs Harbour City Local Environmental Plan 2000, as it applies to the land zoned 3C Business Town Centre bounded by First Avenue and Second Avenue (as shown in hatching on the following plan);
 - c) a review and re-exhibition of the Sawtell Town Centre Development Control Plan as it applies to the land zoned 3C Business Town Centre bounded by First Avenue and Second Avenue (as shown in hatching on the following plan).
2. Those who lodged submissions on this Development Application be notified of Council's decision.



Mayor Rhoades returned to the meeting, the time being 5.40pm. and was advised of the outcome.

CONCLUSION OF CITY BUSINESS UNITS COMMITTEE MEETING

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

The Mayor resumed chairmanship of the meeting at 5.40pm.

OPEN COUNCIL

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

208 **RECOMMENDED** (Hogbin/Palmer) that the Committee now move into Open Council.

ADOPTION OF CITY BUSINESS UNITS COMMITTEE REPORT

209 **RESOLVED** (Palmer/Smithers)

- 1. That the recommendations of the City Business Units Committee meeting be received and adopted.
- 2. That the following Councillor recorded a conflict of interest during the Committee meeting:

Item		
PED30	Development Application 11/06 - Demolition of existing buildings and construction of new development comprising 18 residential units and five retail shops - Lots 7 and 8 DP857331, 59-67 First Avenue, Sawtell.	Mayor Rhoades

This concluded the business and the meeting closed at 5.40pm.

Confirmed:

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K D Rhoades AFSM
Mayor