

The following document is the minutes of the Council and Committee Meetings held on Thursday, 22 October 2009. These minutes are subject to confirmation as to their accuracy at the next meeting to be held on 12 November 2009 and therefore subject to change. Please refer to the minutes of the meeting of 12 November 2009 for confirmation.



COFFS HARBOUR CITY COUNCIL

ORDINARY MEETING

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

22 OCTOBER 2009

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COFFS HARBOUR CITY COUNCIL

ORDINARY MEETING

22 OCTOBER 2009

Present: Councillors K Rhoades (Mayor), J Arkan, R Degens, K Hines, D Knight, W Palmer and P Templeton.

Staff: General Manager, Director Corporate Business, Director of City Services, Director Land Use, Health & Development, Manager Strategy and Sustainability and Executive Assistant

Leave of Absence: Councillor J Bonfield

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

DISCLOSURE OF INTEREST

There were no disclosures of interest tabled by Councillors.

APOLOGY

184 RESOLVED (Degens/Templeton) that an apology received from Cr M Graham for absence be received and leave be granted for the current meeting of Council.

CONFIRMATION OF MINUTES

- 185** **RESOLVED** (Palmer/Templeton) that the minutes of the Land Use, Health & Development Committee meeting held on 8 October 2008 be confirmed as a true and correct record of proceedings.

CITY SERVICES DEPARTMENT REPORTS

S51 SPORTZ CENTRAL MANAGEMENT COMMITTEE FUNDING FOR FLOOR RENOVATION AND CAR PARK SAFETY MODIFICATIONS

The Sportz Central Management Committee seek funding assistance of \$63,000 towards floor renovation and car park safety modifications at Sportz Central for 2009/2010.

- 186** **RESOLVED** (Palmer/Arkan) that \$63,000 held in the Future Community Works Budget be released to enable completion of the renovation of the floor, new line marking and car park modifications at Sportz Central.

S52 DEMOLITION OF (THE OLD TIMBER) CORAMBA BRIDGE OVER THE ORARA RIVER - CONTRACT NO. 08/09-387-TO

To report on tenders received for the demolition of Coramba Timber Bridge crossing the Orara River on Gale Street, Coramba, and to gain Council's approval to accept a tender.

- 187** **RESOLVED** (Palmer/Knight) :
1. That Council accept the tender of Ironbark Demolition, ABN 18 092 009 366, for Contract No. 08/09-387-TO - Demolition of Coramba Bridge, for the lump sum amount of \$65,100.00 excl GST on the basis:-
 - 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.
 2. That the provisional item to relocate the Allan Truss to the park area not be included in the contract.
 3. That the contract documents be executed under Council's Seal.

S53 TENDER: UNDERBORING WORKS RTA PACIFIC HIGHWAY UPGRADE WATERMAIN RELOCATIONS SAPPHIRE TO WOOLGOOLGA PROJECT - STAGE 1

To report on tenders received to undertake underboring works associated with the watermain relocations adjacent to the Pacific Highway between Sapphire and Woolgoolga (Stage 1) and to gain Council approval to accept a tender.

188 RESOLVED (Arkan/Knight):

1. That Council accept the tender offer of Kanal Construction Pty Ltd in respect of Contract No- 09/10-407-TO for the Underboring Works associated with the Watermain Relocations adjacent to the Pacific Highway from Sapphire to Woolgoolga - Stage 1 on the basis that:
 - a) The tender offer is the most suitable and advantageous tender following the application of Council's Tender Value Selection System.
 - b) The tenderer has the necessary experience in similar works and his ability and performance are considered satisfactory.
2. That the contract documents be executed under Council's Seal.

LAND USE HEALTH & DEVELOPMENT DEPARTMENT REPORTS

L32 TENDERS: RIGBY HOUSE ROOFTOP SOLAR PHOTOVOLTAIC GRID FEED SYSTEM - CONTRACT NO. 09/10-402-TO

To report on tenders received for the Rigby House rooftop solar photovoltaic grid feed system (Contract No. 09/10-402-TO) and to gain Council approval to accept a tender.

189 RESOLVED (Palmer/Degens):

1. That Council accept the tender of Solar Inverters Pty Limited (Option 1), ABN 14 120 491 303, for Contract No. 09/10-402-TO Rigby House Solar Photovoltaic Rooftop Grid Feed System for the lump sum amount of \$728,000.00, inclusive of GST on the basis that:
 - a) The tender is the most advantageous tender following the application of Council's Tender Value Selection System
 - b) The Tenderer has the necessary experience in similar works and their ability and performance are satisfactory
 - c) The Tendered system can generate the required energy output for the Project.
2. That the contract documents be completed under Seal of Council
3. That energy cost savings and income derived from Renewable Energy Certificates for this project be directed towards further energy savings measures and/or renewable energy generating projects.

L33 DRAFT COFFS HARBOUR 2030 PLAN

The objective of this report is to seek Council's endorsement of the draft Coffs Harbour 2030 Plan and the 2030 Community Ideas Booklet (Attachments 1 and 2, provided separately to Councillors) for the purposes of public exhibition. It is proposed that the 2030 documents be placed on public exhibition from 26 October until 27 November 2009.

190 RESOLVED (Arkan/Templeton):

1. That Council endorse the release of the draft Coffs Harbour 2030 Plan and the 2030 Community Ideas Booklet for public exhibition from 26 October until 27 November 2009.
2. The community be encouraged to consider the draft Plan and make submissions on its contents.
3. That, following the exhibition period, a report be brought back to Council to formally adopt the Coffs Harbour 2030 Plan
4. That Council approve the 2030 Community Engagement Strategy to meet Integrated Planning and Reporting legislative requirements.
5. That Council endorse commencement of Stage 3 activities of the 2030 Project, to develop a 2030 Implementation and Monitoring Strategy and 2030 State of the City framework.

CORPORATE BUSINESS DEPARTMENT REPORTS

C61 BANK BALANCES AND INVESTMENTS FOR AUGUST 2009

To list Council's Bank Balances and Investments as at 31 August 2009.

191 RESOLVED (Templeton/Hines):

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) one hundred and sixty six million, one hundred and ninety one thousand, seven hundred and ninety one dollars (\$166,191,791) as at 31 August 2009 be noted.
2. That the general fund unrestricted cash & investments totalling two hundred and eighty five thousand, seven hundred and fifty nine dollars (\$285,759) as at 31 August 2009 be noted.

C62 PROPOSED LEASE OF COMMUNITY CLASSIFIED LAND TO OPTUS MOBILE PTY LIMITED

Seeking Council consent to proposed lease of Community Classified land off Belbowrie Road Toormina to Optus Mobile Pty Limited.

192 RESOLVED (Templeton/Knight):

1. That subject to grant of the necessary development consent for the proposed Optus Mobile facility and also subject to compliance with the provisions of Section 47A of the Local Government Act 1993, Council agree to lease that part of Lot 3 DP 595755 being a site approximately 4.5m x 8.5m in the location as indicated on the plan attached to this report (and to be defined by survey) to Optus Mobile Pty Limited on the following terms and conditions:

Lease Term: Five years, commencing as soon as possible following grant of consent and compliance with provisions of the Local Government Act 1993.

Rent: \$16,000 per annum plus GST, payable yearly in advance.

Rent Review: Subject to annual 4% pa increases.

Other:

- Lessee to use site for purposes of a mobile telecommunications facility, including an associated air navigation safety light.
- Lessee to hold public liability Insurance cover in a minimum amount of \$10 million.
- Lessee to be responsible for all costs associated with construction of new monopole and associated equipment hut.
- General terms and conditions similar to those contained in existing Council leases for telecommunication facilities.
- In the event that the subject land is reclassified as operational land, then Council will be prepared to offer Optus Mobile Pty Limited a longer term lease agreement (taking total lease period up to 20 years).
- Should Optus Mobile Pty Limited no longer require the telecommunication facility at any time in the future the monopole structure (and associated air navigation safety light) is to remain on the site as the property of Council.
- Any additional terms and conditions as may be advised or required by Council's solicitors.

2. That all necessary documents associated with the lease of Part Lot 3 DP 595755 to Optus Mobile Pty Limited be executed under the Common Seal of Council.

C63 CONDUCT OF AUDITS - SECTION 355 FACILITY MANAGEMENT COMMITTEES

To provide Council with details of the audit of the financial records of Council's Section 355 facility management committees for the year ended 30 June 2009.

- 193 RESOLVED** (Templeton/Hines) that the report on the audit of the Section 355 facility management committees be noted.

C64 COFFS COAST STATE PARK TRUST AND WOOLGOOLGA BEACH RESERVE TRUST ANNUAL TRADING REPORT 2008-2009

To report on the trading performance of the Coffs Coast State Park Trust and Woolgoolga Beach Reserve Trust Caravan and Holiday Park operations for the period 1 July 2008 to 30 June 2009.

- 194 RESOLVED** (Arkan/Degens):
1. That Council, as Corporate Manager of the Coffs Coast State Park Trust, note the 2008/09 Annual Trading Report for the Coffs Coast State Park Trust and;
 2. That Council, as Corporate Manager of the Woolgoolga Beach Reserve Trust, note the 2008/09 Annual Trading Report for the Woolgoolga Beach Reserve Trust.

C65 PECUNIARY DISCLOSURES BY COUNCILLORS AND DESIGNATED PERSONS

To table the Register of Returns Received.

- 195 RESOLVED** (Templeton/Arkan) that the Register of Disclosures by Councillors and designated persons for the period July 2008 - June 2009, as tabled, be noted.

C66 BANK BALANCES AND INVESTMENTS FOR SEPTEMBER 2009

To list Council's Bank Balances and Investments as at 30 September 2009.

196 RESOLVED (Templeton/Palmer):

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) one hundred and sixty million, six hundred and fifty four thousand, and twenty four dollars (\$160,654,024) as at 30 September 2009 be noted.
2. That the general fund unrestricted cash and investments totalling two hundred and eighty five thousand, seven hundred and fifty nine dollars (\$285,759) as at 30 September 2009 be noted.

QON1/09 Sawtell Road, Sawtell

Councillor Knight asked the following question:

With different sections of the road at either end of the medium strip being a different colour, people are stepping straight out onto the road thinking it is a crossing. Several people have brought this to my attention, two happen to be bus drivers. Can we paint over it?

The Director of City Services advised that they were put in to slow traffic down and were done in consultation with the Roads and Traffic authority. The matter to be referred to Traffic Committee for comment.

REQUESTS FOR LEAVE OF ABSENCE

197 RESOLVED (Knight/Templeton) that Cr Palmer be granted leave of absence from Council on 12 November 2009.

The Mayor congratulated Jason Gordon, Director of City Services on his appointment as General Manager of Wingecarribee Council and gave him Council's best wishes. Jason takes up his appointment on 7 December 2009.

This concluded the business and the meeting closed at 5.26 pm.

Confirmed: 12 November 2009.

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K D Rhoades, AFSM
Mayor