

The following document is the minutes of the Council and Committee meeting held on 8 July 2010. These minutes are subject to confirmation as to their accuracy at the next meeting to be held on 22 July 2010 and therefore subject to change. Please refer to minutes of 22 July 2010 for confirmation.



**COFFS HARBOUR CITY COUNCIL**  
**ORDINARY MEETING**  
**COUNCIL CHAMBERS**  
**COUNCIL ADMINISTRATION BUILDING**  
**COFF AND CASTLE STREETS, COFFS HARBOUR**  
**8 JULY 2010**

**Contents**

<b>ITEM</b>	<b>DESCRIPTION</b>	<b>PAGE</b>
<b>MAYORAL MINUTE</b>		
MM10/1	REGIONAL AND LOCAL COMMUNITY INFRASTRUCTURE PROGRAM ROUND 3 - 2010/11 - \$100M	2
<b>NOTICES OF MOTION</b>		
NOM10/7	FISHING/TRAWLING IN SOLITARY ISLANDS MARINE PARK	2
NOM10/8	ENERGY SUPPLY IN COUNCIL OWNED BUILDINGS	3
NOM10/9	COUNCIL'S SMOKE-FREE OUTDOOR AREAS POLICY	3
<b>GENERAL MANAGER'S REPORT</b>		
GM10/10	2010/2014 DELIVERY PROGRAM AND 2010/2011 OPERATIONAL PLAN	3
<b>LAND USE HEALTH &amp; DEVELOPMENT DEPARTMENT REPORT</b>		
L10/10	COFFS HARBOUR CITY STANDARD LOCAL ENVIRONMENTAL PLAN	4
<b>CORPORATE BUSINESS DEPARTMENT REPORTS</b>		
CB10/31	GRANTING OF VOLUNTARY PENSION REBATES	5
CB10/32	MAKING OF RATES AND CHARGES FOR 2010-2011	6

<b>ITEM</b>	<b>DESCRIPTION</b>	<b>PAGE</b>
CB10/33	PAYING ON-SITE SEWER MANAGEMENT ADMINISTRATION FEE BY INSTALMENTS	13
CB10/34	BANK BALANCES AND INVESTMENTS FOR MAY 2010	13
CB10/35	INTERNATIONAL STADIUM BOARD	14
CB10/36	TENDER: SUPPLY OF DUCTILE PIPE AND WATER SERVICE FITTINGS	14
<b>CITY SERVICES DEPARTMENT REPORTS</b>		
CS10/20	TENDER: COFFS HARBOUR REGIONAL AIRPORT, CHILLED WATER SYSTEM REFURBISHMENT - CONTRACT NO. 09/10-434-TO	15
CS10/21	TENDER: REQUEST FOR ADDITIONAL FUNDING - SES BUILDING EXTENSION	15
CS10/22	TENDER: SUPPLY AND DELIVERY OF SMALL PLANT AND EQUIPMENT	16
CS10/23	TENDERS: COFFS CREEK CYCLEWAY - MILDURA STREET CONSTRUCTION (TENDER 09/10-435-TO)	17



## COFFS HARBOUR CITY COUNCIL

### ORDINARY MEETING

8 JULY 2010

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

Staff: Acting General Manager, Director Corporate Business, Director City Services, Manager Land Use Planning, Special Projects Manager, SLEP and Executive Assistant.

The meeting commenced at 5.05 pm with the Mayor, Cr K D Rhoades in the chair.

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#### DISCLOSURES OF INTEREST

Nil disclosures of interest tabled.

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#### APOLOGY

- 89** **RESOLVED** (Hines/Knight) that an apology received from Councillor Palmer for unavoidable absence be received and leave be granted for the current meeting of Council.

## MAYORAL MINUTE

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### MM10/1 REGIONAL AND LOCAL COMMUNITY INFRASTRUCTURE PROGRAM ROUND 3 - 2010/11 - \$100M

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To request Council to consider which project/s will be submitted for the Regional and Local Community Infrastructure Program Round 3.

**90 RESOLVED** (Bonfield/Knight) that:

Council determine which projects (in priority order) will be submitted to the Federal Government for the Regional and Local Community Infrastructure Program Round 3, \$456,000 grant.

1. Foreshores Redevelopment
2. Diggers Beach Redevelopment

This recommendation was passed unanimously.

### AMENDMENT

**MOVED** (Graham/Degens) that:

Council determine which projects (in priority order) will be submitted to the Federal Government for the Regional and Local Community Infrastructure Program Round 3, \$456,000 grant.

1. Broad Cycle Way and Commuter Path Development

The **AMENDMENT** was withdrawn.

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### CONFIRMATION AND ADOPTION OF MINUTES

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**91 RESOLVED** (Hines/Degens) that the minutes of the Ordinary meeting held on 24 June 2010 be confirmed as a true and correct record of proceedings.

### NOTICES OF MOTION

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#### NOM10/7 FISHING/TRAWLING IN SOLITARY ISLANDS MARINE PARK

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Councillor John Arkan has given notice of his intention to move.

**92 RESOLVED** (Arkan/Graham) that Council convene a Councillor workshop and be presented by a suitably qualified person on the for and against case of the current proposed lock out of fishing/trawling within the Solitary Islands Marine Park, to address the major Social/Economic and environmental impacts of such a move.

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**NOM10/8 ENERGY SUPPLY IN COUNCIL OWNED BUILDINGS**

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Councillors John Arkan and Rodney Degens have given notice of their intention to move.

**93 RESOLVED** (Degens/Arkan) that:

1. Council investigates the installation of Building Management Systems to monitor the supply of energy in new council owned buildings in Coffs Harbour local government area.
2. That a report be brought back to Council.

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**NOM10/9 COUNCIL'S SMOKE-FREE OUTDOOR AREAS POLICY**

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Councillor Denise Knight has given notice of her intention to move.

**94 RESOLVED** (Knight/Graham) that:

1. A report be prepared for November's Council meeting on the implementation of 'Council's Smoke-Free Outdoor Areas Policy'.
2. The report also involve an action/implementation plan for the next 12-24 months.

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**GENERAL MANAGER'S REPORT**

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**GM10/10 2010/2014 DELIVERY PROGRAM AND 2010/2011 OPERATIONAL PLAN**

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To confirm the 2010/2011 budget strategy to be implemented in support of the 2010/2014 Delivery Program and 2010/2011 Operational Plan.

**95 RESOLVED** (Degens/Bonfield) that:

1. Council Note the NSW Minister for Local Government's advice of 2 July 2010, approving Coffs Harbour City Council's Application for a Special Variation to General Income of 4.4% (in addition to the 2.6% 'rate pegging' allowance) in 2010/2011.
2. Council Rescind Budget Option 2 in the 2010/2014 Delivery Program and 2010/2011 Operational Plan.

Cr Grahame requested his vote be recorded against the motion.

## LAND USE HEALTH & DEVELOPMENT DEPARTMENT REPORT

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### L10/10 COFFS HARBOUR CITY STANDARD LOCAL ENVIRONMENTAL PLAN

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The purpose of this report is to present the draft Coffs Harbour City Local Environmental Plan 2010 to Council. The draft Local Environmental Plan (LEP) once gazetted will apply to the entire local government area (LGA) and repeal the provisions of Coffs Harbour City LEP 2000.

#### MOTION

96 **MOVED** (Graham/Degens) that:

1. Council seek authority from the Department of Planning to issue a certificate under Section 65 of the Environmental Planning and Assessment Act, 1979 to allow draft Coffs Harbour City Local Environmental Plan 2010 to be exhibited.
2. Upon complying with all conditions established at Section 65 certification, draft Coffs Harbour City Local Environmental Plan 2010 be exhibited for a period of two months.
3. All persons directly affected by the draft Plan be advised of Council's decision by notification in relevant newspapers at the time the draft Plan is placed on exhibition.
4. That the Local Environmental Plan incorporate and act upon the outcomes of the 2030 Process and Plan.
5. That proposed land use zonings do not exacerbate flooding.

#### AMENDMENT

**MOVED** (Bonfield/Arkan) that:

1. Council seek authority from the Department of Planning to issue a certificate under Section 65 of the Environmental Planning and Assessment Act, 1979 to allow draft Coffs Harbour City Local Environmental Plan 2010 to be exhibited.
2. Upon complying with all conditions established at Section 65 certification, draft Coffs Harbour City Local Environmental Plan 2010 be exhibited for a period of two months.
3. All persons directly affected by the draft Plan be advised of Council's decision by notification in relevant newspapers at the time the draft Plan is placed on exhibition.

#### VOTED FOR

Bonfield  
Rhoades  
Arkan

#### VOTED AGAINST

Templeton  
Hines  
Knight  
Degens  
Graham

The **AMENDMENT** on being put to the meeting was **LOST**.

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Cont'd

**VOTING ON THE MOTION**

**VOTED FOR**

Templeton  
Hines  
Knight  
Bonfield  
Rhoades  
Arkan  
Degens  
Graham

**VOTED AGAINST**

Nil

The **MOTION** on being put to the meeting was declared **CARRIED**.

**CORPORATE BUSINESS DEPARTMENT REPORTS**

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**CB10/31 GRANTING OF VOLUNTARY PENSION REBATES**

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To confirm the granting of voluntary pension rebates for Domestic Waste Charges for 2010/2011 and extend the voluntary rebate to apply to the Environmental Special Rate for 2010/2011.

**97 RESOLVED** (Arkan/Templeton) that:

1. Council grants a voluntary rebate under Section 582 of the Local Government Act in 2010/2011 to eligible pensioners in respect of the Environmental Special Rate and Domestic Waste charges. The level of rebate to be:
  - In the case of the Environmental Special Rate – the amount that is the difference between 50% of the ad valorem rate and 50% of the Base Amount and the Mandatory Rebate to be applied under Section 575 of the Local Government Act.
  - In the case of the Domestic Waste Charge – the amount that is the difference between \$87.50 and the Mandatory Rebate to be applied under Section 575 of the Local Government Act.
2. It be noted that Council provides an amount over and above the Government subsidy of approximately \$1,625,000 in its 2010/2011 budget to meet its cost of providing pension rebates of which \$575,000 is provided on a voluntary basis.

**Cr Arkan left the meeting, the time being 6.21pm.**

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**CB10/32 MAKING OF RATES AND CHARGES FOR 2010-2011**

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Fixing of the rates, annual charges, user charges and interest charges for 2010/2011.

**98 RESOLVED** (Knight/Templeton) that:

1. Make an Ordinary Rate - Residential, pursuant to Section 494 of the Local Government Act, for 2010/2011 of (0.32027 cents) in the dollar with a Base Amount of \$278.00 for all rateable land in the City categorised as 'Residential'.
2. Make an Ordinary Rate – Business, pursuant to Section 494 of the Local Government Act, for 2010/2011 of (0.74093 cents) in the dollar with a minimum rate of \$474.00 for all rateable land in the City categorised as 'Business' EXCEPT land under the sub-category of Business named 'City Centre Business'.
3. Make an Ordinary Rate – City Centre Business, pursuant to Section 494 of the Local Government Act, for 2010/2011 of (1.03588 cents) in the dollar with a minimum rate of \$459.00 for all rateable land in the City sub-categorised as 'City Centre Business'.
4. Make an Ordinary Rate – Farmland, pursuant to Section 494 of the Local Government Act, for 2010/2011 of (0.32027 cents) in the dollar and a Base Amount of \$278.00 for all rateable land in the City categorised as 'Farmland'.
5. Make a Special Rate – Environmental, pursuant to Section 495 of the Local Government Act, for 2010/2011 on all rateable land in the City of (0.00950 cents) in the dollar with a Base Amount of (\$18.00).
6. Make an Annual Charge for Domestic Waste Service – Occupied, pursuant to Section 496 of the Local Government Act, for 2010/2011 on all occupied rateable land in the City, categorised Residential or Farmland, to which a domestic waste service is (or able to be) provided EXCEPT land to which a domestic waste service is provided by Clarence Waste Solutions (or any substitute contractor).

The amount of the annual charge will be the amount derived by applying the formula:  $C = S \times UD$

Where "C" equals the annual charge, "S" equals the number of general waste bins provided to the parcel of land or lot in a strata plan for collection or the number of separate occupations, or one (1), whichever is the greater, and "UD" (Unit Price Domestic Waste) is \$345.00.

Subsidiary (or extra) Domestic Waste Services pursuant to Section 501 of the Local Government Act, for 2010/2011 will incur the following annual charges per service:

- I. Domestic General Waste Service - \$115.00
  - II. Domestic Recycling Service - \$71.00
  - III. Domestic Organic Waste Service - \$108.00
7. Make an Annual Charge for Domestic Waste Service - Occupied, (Ex-Pristine) pursuant to Section 496 of the Local Government Act, for 2010/2011 on all occupied rateable land in the City, categorised Residential, Business and Farmland to which a two bin weekly domestic waste service is provided by Clarence Waste Solutions (or any substitute contractor).

**Cont'd**



## CB10/32 Making of Rates and Charges for 2010-2011 ...(Cont'd)

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The amount of the annual charge will be the amount derived by applying the formula  $C = S \times \text{UDP}(2)$  where "C" equals the annual charge, "S" equals the number of services provided to the parcel of land or lot in a strata plan and "UDP(2)" is \$225.00.

8. Make an Annual Charge for Domestic Waste Service - Occupied, (Ex-Pristine) pursuant to Section 496 of the Local Government Act, for 2010/2011 on all occupied rateable land in the City, categorised Residential, Business and Farmland to which a three bin weekly domestic waste service is provided by Clarence Waste Solutions (or any substitute contractor).

The amount of the annual charge will be the amount derived by applying the formula  $C = S \times \text{UDP}(3)$  where "C" equals the annual charge, "S" equals the number of services provided to the parcel of land or lot in a strata plan and "UDP(3)" is \$268.00.

9. Make an Annual Charge for Non-Rateable Domestic Waste Service, pursuant to Section 496 of the Local Government Act, for 2010/2011 on all occupied non-rateable properties in the City to which a waste collection service is provided.

The amount of the annual charge will be the amount derived by applying the formula  $C = S \times \text{UN}$ , where "C" equals the annual charge, "S" equals the number of general waste bins provided for collection or the number of separate occupations, or one (1) whichever is the greater and "UN" (Unit Price Non-Rateable) is \$345.00.

Subsidiary (or extra) Non-Rateable Domestic Waste Services pursuant to Section 501 of the Local Government Act, for 2010/2011 will incur the following annual charges per service:

- I. General Waste Service - \$115.00
- II. Recycling Service - \$71.00
- III. Organic Waste Service - \$108.00

10. Make an Annual Charge for Domestic Waste – Unoccupied, pursuant to Section 496 of the Local Government Act, for 2010/2011 of \$57.00, on all vacant rateable land in the City categorised Residential and Farmland, to which a domestic waste service is available.
11. Make an Annual Charge for Non-Domestic Waste – Occupied, pursuant to Section 501 of the Local Government Act for 2010/2011 on all occupied rateable land in the City, categorised Business or sub-categorised City Centre Business, to which a waste collection service is provided (or is able to be provided).

The amount of the annual charge will be the amount derived by applying the formula  $C = S \times \text{UB}$ , where "C" equals the annual charge, "S" equals the number of general waste bins provided to the parcel of land or lot in a strata plan for collection or the number of separate occupations, or one (1) whichever is the greater and "UB" (Unit Price - Non Domestic) is \$345.00.

Cont'd

**CB10/32 Making of Rates and Charges for 2010-2011 ...(Cont'd)**

Subsidiary (or extra) Non-Domestic Waste Services pursuant to Section 501 of the Local Government Act, for 2010/2011 will incur the following annual charges per service:

- I. General Waste Service - \$115.00
- II. Recycling Service - \$71.00
- III. Organic Waste Service - \$108.00

- 12. Make an Annual Charge for Non-Domestic Waste – Unoccupied, pursuant to Section 501 of the Local Government Act, for 2010/2011 of \$57.00, on all vacant rateable land in the City categorised Business or sub-categorised City Centre Business to which a non domestic waste service is available.
- 13. Make an Annual Charge – Sewerage Access Charge, pursuant to Section 501 of the Local Government Act, for 2010/2011 on all rateable land in the City categorised Residential or Farmland, EXCEPT land prescribed under Section 552(3) (a) and (b) of the Local Government Act.

The amount of the annual charge will be \$698.00 per occupation or \$480.00 for vacant land.

- 14. Make an Annual Charge – Sewerage Access Charge, pursuant to Section 501 of the Local Government Act, for 2010/2011 on all rateable land in the City categorised Business or within the Business subcategory 'City Centre Business' EXCEPT land prescribed under Section 552(3)(a) and (b) of the Local Government Act.

The amount of the annual charge will be: -

For vacant land - \$480.00.

For occupied land the charge will be calculated using the formula:

SDF x MF x AC factor

- Where: SDF = Sewer Discharge Factor
- MF = Meter Factor (refer to table 1 below)
- AC factor = \$682.00 (base charge for 2010/2011)

Where no water service is installed on an occupied property (and able to be connected to the sewerage system) a Meter Factor (MF) equal to one (1) and a Sewer Discharge Factor (SDF) equal to 95% will be assumed for the calculation of the annual sewer access charge (i.e. 1 x 95% x \$682.00 = \$647.90)

Table 1 - Meter factors for Annual Sewer Access Charge (Business)

Meter Size (in mm)	Charge Factor	Meter Size (in mm)	Charge Factor	Meter Size (in mm)	Charge Factor
15	1.00	40	4.00	100	25.00
20	1.00	50	6.30	150	56.30
25	1.60	65	10.60	200	100.00
32	2.60	80	16.00	Fire Service (any size)	Nil

**Cont'd**

## CB10/32 Making of Rates and Charges for 2010-2011 ...(Cont'd)

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15. Make an Annual Fee for On-site Sewage Administration (low risk systems), pursuant to Section 608 of the Local Government Act for 2010/2011 on each property on which an on-site sewage management system(s) is installed.

The amount of the fee will be the amount derived by applying the formula  $C = OS \times UPL$  where "C" equals the annual fee, "OS" equals the number of on-site sewage management systems and "UPL" (Unit Price) is \$22.00 for low risk on-site sewage systems.

16. Make an Annual Fee for On-site Sewage Administration (medium risk systems), pursuant to Section 608 of the Local Government Act for 2010/2011 on each property on which an on-site sewage management system is installed.

The amount of the fee will be the amount derived by applying the formula  $C = OS \times UPM$  where "C" equals the annual fee, "OS" equals the number of on-site sewage management systems and "UPM" (Unit Price) is \$50.00 for medium risk on-site sewage systems.

17. Make an Annual Fee for On-site Sewage Administration (high risk systems), pursuant to Section 608 of the Local Government Act for 2010/2011 on each property on which an on-site sewage management system is installed.

The amount of the fee will be the amount derived by applying the formula  $C = OS \times UPH$  where "C" equals the annual fee, "OS" equals the number of on-site sewage management systems and "UPH" (Unit Price) is \$150.00 for high risk on-site sewage systems.

18. Make an Annual Charge – Water Access Charge, pursuant to Section 501 of the Local Government Act, for 2010/2011 on all rateable land in the City categorised Residential or Farmland EXCEPT:

- Land prescribed under Section 552(2) of the Local Government Act (or)
- Farmland rated properties using water for a commercial farming purpose.

The amounts of the annual charge will be:

- I. For vacant land or land comprising a single residential dwelling or a lot within a strata plan - \$127.00.
- II. For land on which is erected a building or buildings adapted for two or more separate occupations, including (but not limited to) a dual occupancy or residential flat building(s) not being part of a strata plan, the amount derived by applying the formula  $AC = T \times \$127.00$  where "AC" equals the Annual Charge, "T" equals the number of separate occupations (tenements).

19. Make an Annual Charge – Water Access Charges, pursuant to Section 501 of the Local Government Act, for 2010/2011 on all rateable land in the City categorised Business (and sub-category City Centre Business) or Farmland EXCEPT:

- Land prescribed under Section 552(2) of the Local Government Act (or)
- Farmland rated properties using water for a residential purpose.

Cont'd

**CB10/32 Making of Rates and Charges for 2010-2011 ...(Cont'd)**

The amount of the annual charges will be:

- I. For vacant land or occupied land that is not connected to the water supply - \$127.00.
- II. For land not included in (I) above the amount is derived by applying the formula  $AC = MF \times \$127.00$  where "AC" equals the Annual Charge, "MF" equals the aggregate of the charge factors for all meters on the property (see table 2 below for charge factors), and \$127.00 is the unit price.

Table 2 - Charge Factors for Water Access Charge (Non-Residential)

Meter Size (in mm)	Charge Factor	Meter Size (in mm)	Charge Factor	Meter Size (in mm)	Charge Factor
15	1.00	40	4.00	100	25.00
20	1.00	50	6.30	150	56.30
25	1.60	65	10.60	200	100.00
32	2.60	80	16.00	Fire Service (any size)	1.00

- 20. Make an Annual Charge - Water Backflow Charges, pursuant to Section 501 of the Local Government Act, for 2010/2011 of \$17.00 per testable backflow device on all rateable land properties in respect of land prescribed under Section 552(1).
- 21. Make an Annual Charge for Effluent Removal, pursuant to Section 501 of the Local Government Act, for 2010/2011 of \$405.00 for each system able to be connected to the sewerage system (properties with this charge applied are also charged an annual sewer access charge of \$698.00).
- 22. Make an Annual Charge for Effluent Removal, pursuant to Section 501 of the Local Government Act, for 2010/2011 of \$405.00 for each system not yet on Council's subsidised pump-out service and not able to be connected to the sewerage system.
- 23. Make an Annual Charge for Effluent Removal (Special), pursuant to Section 501 of the Local Government Act, for 2010/2011 of \$698.00 for each system not able to be connected to the sewerage system. A subsidised pump-out service is provided with this charge.
- 24. Make an Annual Charge for Trade Waste, pursuant to Section 501 of the Local Government Act, for 2010/2011. This annual charge is based on the number of trade waste generators at each property.

Table three shows the annual charge applicable for a particular number of trade waste generators at a property.

Table 3 – Annual Charge for Trade Waste

No. of Trade Waste Generators	Annual Trade Waste Charge
1	\$170.00
2 to 4	\$340.00
5 to 9	\$680.00
10 to 15	\$935.00
More than 15	\$1,360.00

**Cont'd**

## **CB10/32 Making of Rates and Charges for 2010-2011 ...(Cont'd)**

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25. Make a Water Usage Charge, pursuant to Section 502 of the Local Government Act, for the 2010/2011 water charge period of \$2.19 per kilolitre for each kilolitre of water registered, up to a daily average of one (1) kilolitre per tenement supplied for the period read, on the aggregate of all meters fitted to any residential property, this is to be known as the Tier 1 (or Step 1) water usage charge.

The 2010/2011 water usage charge period is from the last meter reading before 30 June 2010 to the last reading before 30 June 2011.

26. Make a Water Usage Charge, pursuant to Section 502 of the Local Government Act, for the 2010/2011 water charge period of \$3.29 per kilolitre for each kilolitre of water registered, over a daily average of one (1) kilolitre per tenement supplied for the period read, on the aggregate of all meters fitted to any residential property, this is to be known as the Tier 2 (or Step 2) water usage charge.

The 2010/2011 water usage charge period is from the last meter reading before 30 June 2010 to the last reading before 30 June 2011.

27. Make a Water Usage Charge (Raw Water Supply), pursuant to Section 502 of the Local Government Act, for the 2010/2011 water charge period of \$1.10 per kilolitre for each kilolitre of water registered, up to a daily average of one (1) kilolitre per tenement supplied for the period read, on the aggregate of all meters fitted, this is to be known as the Tier 1 (or Step 1) raw water usage charge.

The 2010/2011 water usage charge period is from the last meter reading before 30 June 2010 to the last reading before 30 June 2011.

28. Make a Water Usage Charge (Raw Water Supply), pursuant to Section 502 of the Local Government Act, for the 2010/2011 water charge period of \$1.64 per kilolitre for each kilolitre of water registered, over a daily average of one (1) kilolitre per tenement supplied for the period read, on the aggregate of all meters fitted, this is to be known as the Tier 2 (or Step 2) raw water usage charge.

The 2010/2011 water usage charge period is from the last meter reading before 30 June 2010 to the last reading before 30 June 2011.

29. Make a Water Usage Charge, pursuant to Section 502 of the Local Government Act, for the 2010/2011 water charge period of \$2.19 per kilolitre for each kilolitre of water registered on any meter fitted to any Non-Residential property.

The 2010/2011 water usage charge period is from the last meter reading before 30 June 2010 to the last reading before 30 June 2011.

30. Make a Water Usage Charge, pursuant to Section 502 of the Local Government Act, for the 2010/2011 water charge period of \$6.57 per kilolitre for each kilolitre of water registered on any meter fitted for providing a fire service at a property.

The 2010/2011 water usage charge period is from the last meter reading before 30 June 2010 to the last reading before 30 June 2011.

**Cont'd**

## CB10/32 Making of Rates and Charges for 2010-2011 ...(Cont'd)

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31. Make a Sewerage Usage Charge, pursuant to Section 502 of the Local Government Act, for the 2010/2011 charge period of \$1.78 per kilolitre. Sewerage discharge is based on water usage and varies depending on Sewer Discharge Factors (SDF) allocated to individual water meters on individual properties. SDFs are determined using State Government guidelines.

Usage is determined with the use of meters, which in certain circumstances may not be directly connected to Council's water supply.

The 2010/2011 sewer usage charge period is from the last meter reading before 30 June 2010 to the last reading before 30 June 2011.

32. Make a Trade Usage Charge (for compliant trade waste discharge – Charge Category 2 generators), pursuant to Section 502 of the Local Government Act, for the 2010/2011 charge period of \$1.20 per kilolitre.

Make a Trade Usage Charge (for non-compliant trade waste discharge – Charge Category 1 generators), pursuant to Section 502 of the Local Government Act, for the 2010/2011 charge period of \$1.20 per kilolitre.

Make a Trade Usage Charge (for non-compliant trade waste discharge – Charge Category 2 generators), pursuant to Section 502 of the Local Government Act, for the 2010/2011 charge period of \$11.00 per kilolitre.

Trade waste discharge is based on water usage and varies depending on Trade Waste Discharge Factors (TWDF) allocated to individual water meters on individual properties. TWDFs are determined using State Government guidelines.

Usage is determined with the use of meters, which in certain circumstances may not be directly connected to Council's water supply.

The 2010/2011 trade waste usage charge period is from the last meter reading before 30 June 2010 to the last reading before 30 June 2011.

33. Make an Annual Stormwater Management Service Charge, pursuant to Section 496A of the Local Government Act, for 2010/2011, to be applied against rateable properties categorised as Business or Residential within Council's stormwater catchments.

The amount of the annual charges will be:

- I. For Residential properties (not being strata units) - a flat charge of \$25.00 will apply.
- II. For Residential Strata Units - a flat charge of \$12.50 will apply.
- III. For Business properties (not being strata units) the charge is based on total (estimated) impervious land area using the following criteria:

Divide the total impervious land area by 350 square metres. This will result in an amount which, (rounded up to the nearest whole number) is multiplied by \$25.00.

This annual charge will therefore be an amount divisible by \$25.00 with the minimum charge being \$25.00 for properties having a land area of 350 square metres or less.

**Cont'd**

## **CB10/32 Making of Rates and Charges for 2010-2011 ...(Cont'd)**

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- IV. For Business Strata Units (in a complex containing only business units) - the charge is determined by a method similar to that detailed in point III above, except that the total land area charge for the strata complex (being a multiple of the \$25.00 charge) is further apportioned to individual strata units within the complex using the unit entitlement recorded for each unit. . A minimum charge of \$5.00 per strata unit applies to calculated charges less than this amount.
- V. For Business Strata Units (in a mixed complex containing residential units) – the charge for these units will be the same as residential strata units being a flat charge of \$12.50.
- 34. Make an Interest Charge, pursuant to Section 566 of the Local Government Act, for 2010/2011 of 9.00% per annum; calculated daily on a simple basis, on overdue rates and charges EXCEPT water, sewer and trade waste usage charges.
- 35. That a report be brought back to Council with the impact to Council's budget of primary producers that fit the primary producers status according to the ATO have a 2 year concession, i.e. no rate rise on their farm property. To be reviewed in 2 years.

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## **CB10/33 PAYING ON-SITE SEWER MANAGEMENT ADMINISTRATION FEE BY INSTALMENTS**

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To enable on-site sewer management administration fees (included on Council's rates and charges notice) to be paid by instalments.

- 99 RESOLVED** (Graham/Bonfield) that any fee for On-site Sewage Management Administration may be paid in a single instalment or by quarterly instalments as if it were a rate or a charge.

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## **CB10/34 BANK BALANCES AND INVESTMENTS FOR MAY 2010**

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To list Council's Bank Balances and Investments as at 31 May 2010.

- 100 RESOLVED** (Bonfield/Hines) that:
- 1. 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 fifty four million, two hundred and sixty two thousand, and fifteen dollars (\$154,262,015) as at 31 May 2010 be noted.
  - 2. The general fund unrestricted cash and investments totalling one million, three hundred and seventy eight thousand, five hundred and ninety eight dollars (\$1,378,598) as at 31 May 2010 be noted.

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**CB10/35 INTERNATIONAL STADIUM BOARD**

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To clarify the structure and role of the BCU International Stadium's Board of Management and members' association.

**101 RESOLVED** (Bonfield/Hines) that:

1. Council formally acknowledge the support (both in cash and kind) and input it has received from both the Board of Management and Coffs Harbour International Stadium Incorporated (CHISI) and its members in relation to the development of the BCU International Stadium.
2. The current Board be wound up and that a new Stadium Focus Group be formed, to replace it, with its role being as set out in the body of this report.
3. The Focus Group membership be comprised of two (2) Councillors, two (2) CHISI members' representatives and two (2) Community representatives appointed by Council, Director Corporate Business (or delegate).
4. The CHISI be advised in writing that they will need to provide their own secretariat and membership administrator, or that they negotiate with Council for a user pays approach to cover the cost of Council staff undertaking these services. Council to continue to provide administrative assistance to CHISI until their next Annual General Meeting.
5. CHISI be advised in writing that outdated membership privileges can not be honoured and that the Sports Unit Manager will negotiate a suitable member's package with CHISI.
6. The CHISI be advised in writing that Council will no longer appoint members to the CHISI Board and that this task will be left to the Incorporated Association members to undertake.

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**CB10/36 TENDER: SUPPLY OF DUCTILE PIPE AND WATER SERVICE FITTINGS**

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To report on tenders received for the supply of Ductile Pipe and various Water Service Fittings and to gain Council approval to accept one (1) tender for the supply and delivery of all relevant categories.

**102 RESOLVED** (Bonfield/Knight) that:

1. Council accept the tender offer of Tyco Water Pty Ltd in respect of Contract No. 10/11-431-TO for the supply and delivery of Ductile Pipe and Water Service Fittings 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) Tyco Water has the necessary experience in similar works and is a previous and proven supplier to Council.
2. The contract document be executed under Council's Seal.



## CITY SERVICES DEPARTMENT REPORTS

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### **CS10/20 TENDER: COFFS HARBOUR REGIONAL AIRPORT, CHILLED WATER SYSTEM REFURBISHMENT - CONTRACT NO. 09/10-434-TO**

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To report to Council on tenders received for the refurbishment of the air-conditioning system for the Coffs Harbour Regional Airport Terminal Building, Contract No. 09/10-434-TO and to gain Council approval to accept a tender.

**103 RESOLVED** (Bonfield/Knight) that:

1. Council accept the conforming tender of Allied Air Conditioning & Refrigeration Coffs Harbour P/L, ABN 59 073 802 365, for Contract No. 09/10-434-TO, Coffs Harbour Regional Airport Chilled Water System Refurbishment for the lump sum amount of \$675, 676.10, 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 the company's ability and performance are satisfactory.
  - c) The Tenderer's financial capacity is acceptable.
2. The contract documents be executed under the Seal of Council.

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### **CS10/21 TENDER: REQUEST FOR ADDITIONAL FUNDING - SES BUILDING EXTENSION**

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The purpose of this report is to gain Council's approval for additional funding for the construction of the State Emergency Services (SES) building extension.

**104 RESOLVED** (Bonfield/Knight) that Council approve a variation of an additional \$50,000 to the 2010/11 budget for the extension of the SES building in Park Avenue, subject to the SES agreeing to contribute an additional \$50,000.

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**CS10/22      TENDER: SUPPLY AND DELIVERY OF SMALL PLANT AND EQUIPMENT**

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To report on tenders received by Regional Procurement Initiative (division of Hunter Council Incorporated) acting for and on behalf of the Mid North Coast Procurement Alliance Group of Councils for the Supply and Delivery of Small Plant & Equipment and to gain Council approval.

**105      RESOLVED** (Bonfield/Knight) that:

1. Council accept all nine (9) "Panel" tender offers from:
  - Toro Australia
  - Husqvarna Australia Pty Ltd
  - Powerlite Generators Australia Pty Ltd
  - MMG Maintenance & Asset Management
  - John Deere Limited
  - Parsons Outdoor Power Equipment
  - Bunnings Group Limited
  - TS (NC) Pty Ltd t/as Toolies Tool Specialists
  - Agco Australia Limited
2. The recommendation is on the basis that:
  - a) The tender offers are the most suitable and advantageous following the application of Regional Procurement's Tender Value Selection System.
  - b) The nine (9) Tenderers that form a panel of suppliers are all available for use by Council staff. The nine contract panel supplier choice arrangement, allows Council's Workshop Superintendent to be selective and cost effective in identifying small plant requirements.
  - c) By actively participating in this Regional Procurement Tender REGPRO030910 on behalf of all participating member Councils, ensures that Coffs Harbour City Council will not breach the Local Government (General) Regulation 2005- Section 7 Tendering for annual expenditure over \$150,000.00.
3. The contract documents be executed under Council's Seal.

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**CS10/23 TENDERS: COFFS CREEK CYCLEWAY - MILDURA STREET  
CONSTRUCTION (TENDER 09/10-435-TO)**

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To report on tenders received for the construction of a section of the Coffs Creek Cycleway in Mildura Street between Edinburgh and Hood Streets, and to gain Council approval to accept a tender.

**106 RESOLVED** (Bonfield/Knight) that:

1. Council accept the tender of Robin Snow Constructions P/L, ABN 54 115 791 501 for the lump sum amount of \$210,151.70, inclusive of GST, for the Coffs Creek Cycleway, Construction of Mildura Street, Contract No. 09/10-435-TO, 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 his ability and performance are satisfactory.
  - c) The Tenderer's financial capacity is acceptable
2. The contract documents be executed under the Seal of Council.

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

Confirmed: 22 July 2010

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Keith Rhoades AFSM  
Mayor