

The following document is the minutes of the Council and Committee meeting held on 16 December 2010. These minutes are subject to confirmation as to their accuracy at the next meeting to be held on 10 February 2011 and therefore subject to change. Please refer to minutes of 10 February 2011 for confirmation.



COFFS HARBOUR CITY COUNCIL
ORDINARY MEETING
COUNCIL CHAMBERS
COUNCIL ADMINISTRATION BUILDING
COFF AND CASTLE STREETS, COFFS HARBOUR
16 DECEMBER 2010

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COFFS HARBOUR CITY COUNCIL

ORDINARY MEETING

16 DECEMBER 2010

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

Staff: General Manager, Acting Director Corporate Business, Director City Services, Director (Acting) Land Use, Health & Development, Manager Land Use Planning and Executive Assistant.

The meeting commenced at 5.02 pm with the Mayor, Cr K D Rhoades in the chair.

DISCLOSURES OF INTEREST

Disclosures of interest were tabled by Councillors concerning the following items of business:

Councillor	Item	Type of Interest
Cr Templeton	L10/20 - Coffs Harbour City Centre Plan Incorporating Draft Coffs Harbour City Local Environmental Plan and Development Control Plan	Non Pecuniary, Less than Significant
Cr Knight	L10/20 - Coffs Harbour City Centre Plan Incorporating Draft Coffs Harbour City Local Environmental Plan and Development Control Plan	Pecuniary
Cr Hines	CS10/49 - Proposed Equestrian Use of Bakker Drive Reserve, Bonville	Pecuniary
Cr Degens	L10/19 - Coffs Harbour 2030 Community Strategic Plan - Community Advisory Group	Non Pecuniary, Less than Significant

PUBLIC FORUM

Time	Speaker	Item
5.00 pm	Ron Smith	Work of Landcare in Coffs Harbour LGA

PUBLIC ADDRESS

Time	Speaker	Item
5.05 pm	Ashley Love Jetty Action Group	L10/20 - Coffs Harbour City Centre Plan Incorporating Draft Coffs Harbour City Local Environmental Plan and Development Control Plan

CONFIRMATION AND ADOPTION OF MINUTES

- 217** **RESOLVED** (Templeton/Degens) that the minutes of the Ordinary meeting held on 25 November 2010 be confirmed as a true and correct record of proceedings.

NOTICE OF MOTION

NOM10/12 NOM SENIORS PLAYGROUND

Councillor Rodney Degens has given notice of his intention to move:

- 218** **RESOLVED** (Degens/Arkan) that:
1. The review of the Master Plan for Brelsford Park include consideration of the provision of a Seniors Playground.
 2. A report be brought back to Council.

LAND USE HEALTH & DEVELOPMENT DEPARTMENT REPORT

L10/20 COFFS HARBOUR CITY CENTRE PLAN INCORPORATING DRAFT COFFS HARBOUR CITY LOCAL ENVIRONMENTAL PLAN AND DEVELOPMENT CONTROL PLAN

Cr Knight declared a pecuniary interest in the following item, vacated the chamber at 5.29pm and took no part in the discussion or voting, the reason being she owns property in the area.

The purpose of this report is to present the results of public exhibition of the Coffs Harbour City Centre Plan documents.

MOTION

MOVED (Graham/Degens) that:

1. Council review and amend the City Centre Plan to incorporate the findings of the Coastal Processes and Hazards Definition Study, Priority Habitats and Corridors Strategy, Koala Plan of Management Review and the Rail Feasibility Study.
2. Council exhibits the revised City Centre Plan for 90 days.

AMENDMENT

219 MOVED (Palmer/Arkan) that:

1. Council adopt the amended Coffs Harbour City Centre Local Environmental Plan 2011 (as circulated separately to Councillors).
2. In accordance with Section 68 of the Environmental Planning and Assessment Act 1979, Coffs Harbour City Centre Local Environmental Plan (as circulated separately) be submitted to the Department of Planning for gazettal.
3. Council adopt the recommended actions to modify the Coffs Harbour City Centre Development Control Plan and that once the Development Control Plan is amended it be reported back to Council's February 2011 meeting for further consideration.
4. Parties who made a submission to the City Centre Plan be informed of Council's decision.
5. The findings of the Priority Habitats and Corridors Strategy, the Coffs Harbour Coastal Processes Hazards Definition Study, the Koala Plan of Management Review, and the Rail Feasibility Study, when and if adopted by Council, be addressed in the Coffs Harbour Comprehensive Standard Instrument Local Environmental Plan, or by way of planning proposal/s.

Cr Bonfield left the meeting, the time being 5.50pm.

Cont'd

L10/20 Coffs Harbour City Centre Plan Incorporating Draft Coffs Harbour City Local Environmental Plan and Development Control Plan ... (Cont'd)

VOTED FOR

Hines
Rhoades
Palmer
Arkan
Degens

VOTED AGAINST

Templeton
Graham

The **AMENDMENT** on being put to the meeting was carried. It then became the **MOTION**.

FORESHADOWED AMENDMENT

MOVED (Arkan/Palmer) that:

1. Council adopt the amended Coffs Harbour City Centre Local Environmental Plan 2011 (as circulated separately to Councillors).
2. In accordance with Section 68 of the Environmental Planning and Assessment Act 1979, Coffs Harbour City Centre Local Environmental Plan (as circulated separately) be submitted to the Department of Planning for gazettal.
3. Council adopt the recommended actions to modify the Coffs Harbour City Centre Development Control Plan and that once the Development Control Plan is amended it be reported back to Council's February 2011 meeting for further consideration.
4. Parties who made a submission to the City Centre Plan be informed of Council's decision.
5. The findings of the Priority Habitats and Corridors Strategy, the Coffs Harbour Coastal Processes Hazards Definition Study, the Koala Plan of Management Review, and the Rail Feasibility Study, when and if adopted by Council, be addressed in the Coffs Harbour Comprehensive Standard Instrument Local Environmental Plan, or by way of planning proposal/s.
6. That Council review the City Centre Plan to ensure uses in the B6 Corridor allow full potential of that zoning.

VOTED FOR

Palmer
Arkan

VOTED AGAINST

Templeton
Hines
Rhoades
Degens
Graham

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

Cont'd

L10/20 Coffs Harbour City Centre Plan Incorporating Draft Coffs Harbour City Local Environmental Plan and Development Control Plan ... (Cont'd)

VOTING ON THE MOTION

VOTED FOR

Hines
Rhoades
Palmer
Arkan
Degens

VOTED AGAINST

Templeton
Graham

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

SUPPLEMENTARY MOTION

- 220 RESOLVED** (Degens/Arkan) that Council write to the Department of Planning, Dept of Lands, and the State Member for Coffs Harbour advising that Coffs Harbour City Council does not want the land east of the railway land developed as per the zoning of draft City Centre LEP.

VOTED FOR

Templeton
Hines
Rhoades
Palmer
Arkan
Degens
Graham

VOTED AGAINST

Nil

Cr Knight returned to the meeting, the time being 6.37pm.

GENERAL MANAGER'S REPORT

GM10/20 COFFS HARBOUR CITY COUNCIL - UPDATE ON PROGRESS: ACTIONS ARISING FROM REVIEW OR REFURBISHMENT AND ACCOMMODATION FOR RIGBY HOUSE AND ADMINISTRATION OFFICES

To inform Council about the progress on implementation of improvements identified.

- 221 RESOLVED** (Palmer/Hines) that:
1. Council note the current status of the implementation of improvements identified.
 2. A further report be prepared for Council updating the status of the improvement plan implementation in March 2011
-

CORPORATE BUSINESS DEPARTMENT REPORTS

CB10/64 MONTHLY BUDGET REVIEW FOR OCTOBER 2010

To report on the estimated budget position as at 31 October 2010.

222 RESOLVED (Hines/Knight) that:

The revised Budget position as at 31 October 2010 be noted:

	General Account \$	Water Account \$	Sewer Account \$
Original Budget adopted 30 June 2010	667,506 (D)	5,257,469 (D)	4,124,558 (D)
Approved Variations to 30 September 2010	(334,183) (S)	(37,587) (S)	(115,574) (S)
Recommended variations for October 2010	48,640 (D)		(83,768) (S)
Estimated result 2010/11 as at 31 October 2010	<u>381,963 (D)</u>	<u>5,219,882 (D)</u>	<u>3,925,216 (D)</u>

CB10/65 BANK BALANCES AND INVESTMENTS FOR AUGUST AND SEPTEMBER 2010

To list Council's Bank Balances and Investments as at 31 August 2010 and 30 September 2010.

223 RESOLVED (Palmer/Knight) 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 seventy nine million, nine hundred and twenty six thousand, four hundred and nine dollars (\$179,926,409) as at 31 August 2010 be noted.
2. The general fund unrestricted cash and investments totalling eight hundred and eighty one thousand, six hundred and forty nine dollars (\$881,649) as at 31 August 2010 be noted.
3. 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 seventy two million, four hundred and seventy four thousand, two hundred and sixty nine dollars (\$172,474,269) as at 30 September 2010 be noted.
4. The general fund unrestricted cash and investments totalling one million, two hundred and fifteen thousand, eight hundred and thirty two dollars (\$1,215,832) as at 30 September 2010 be noted.

CB10/66 ADMINISTRATION BUILDING REFURBISHMENT OF GROUND FLOOR

To obtain Council approval to complete the refurbishment of the Administration Building.

- 224 RESOLVED** (Palmer/Hines) that in accordance with the adopted Operational Plan for 2010/2011 Council approve a budget of \$180,000 to complete the refurbishment of the Administration Building, to be funded from the Asset Maintenance Reserve.

CB10/67 PUBLICATION GUIDE

To adopt the Coffs Harbour City Council Publication Guide in accordance with Section 20 of the Government Information (Public Access) Act 2009

- 225 RESOLVED** (Hines/Knight) that Council adopts the Publication Guide.

CB10/68 COFFS COAST STATE PARK TRUST AND WOOLGOOLGA BEACH RESERVE TRUST ANNUAL TRADING REPORT 2009-2010

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 2009 to 30 June 2010.

- 226 RESOLVED** (Arkan/Palmer) that:
1. Council, as Corporate Manager of the Coffs Coast State Park Trust, note the unadjusted 2009/10 Annual Trading Report for the Coffs Coast State Park Trust and;
 2. Council, as Corporate Manager of the Woolgoolga Beach Reserve Trust, note the unadjusted 2009/10 Annual Trading Report for the Woolgoolga Beach Reserve Trust.

**CB10/69 CARAVAN PARKS TOURIST ACCOMMODATION TARIFFS
2011/2012**

To recommend the Tourist Accommodation Tariffs to be charged during the 2011/2012 period for Park Beach Holiday Park, Sawtell Beach Caravan Park, Woolgoolga Beach Caravan Park and Lakeside Caravan Park.

227 RESOLVED (Palmer/Templeton) that:

Council, as Corporate Manager of the Coffs Coast State Park Trust and Woolgoolga Beach Reserve Trust, approve the Tariffs attached to the report for

- Park Beach Holiday Park
- Sawtell Beach Caravan Park
- Woolgoolga Beach Caravan Park
- Lakeside Caravan Park

to be adopted effective 2 April 2011.

CB10/70 RALLY AUSTRALIA BOARD OF DIRECTORS

To inform Council of the invitation from Rally Australia for the General Manager to sit on the Board of Rally Australia.

MOTION

MOVED (Graham/Degens) that Council does not endorse the General Manager, Mr Steve McGrath, to sit on the board of Rally Australia because Council has and will provide funding, resources and staff time to enable the staging of this event.

AMENDMENT

228 MOVED (Palmer/Arkan) that Council authorises the General Manager, Mr Steve McGrath, to accept the invitation from Rally Australia to sit on the Board of Rally Australia, representing Coffs Harbour City Council.

The **AMENDMENT** on being put to the meeting was carried. It then became the **MOTION**.

FORESHADOWED AMENDMENT

MOVED (Degens/Arkan) that Council authorises the General Manager and Cr Mark Graham, to accept the invitation from Rally Australia to sit on the Board of Rally Australia, representing Coffs Harbour City Council.

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

Cont'd

CB10/70 Rally Australia Board of Directors ...(Cont'd)

FORESHADOWED AMENDMENT

MOVED (Degens/Arkan) that Council write to Rally Australia to seek an invitation for Cr Graham to sit on the Board of the Rally Australia, representing Coffs Harbour City Council.

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

VOTING ON THE MOTION

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

CB10/71 PRIMARY PRODUCER RATE FREEZE

To provide Council with a report on the possible budget impacts of providing a 'rate freeze' to Primary Producers for a two year period.

229 RESOLVED (Arkan/Hines) that:

1. Council notes the possible budget impacts detailed in this report of providing a 'rate freeze' to Primary Producers for a two year period.
 2. Primary Producers suffering from financial hardship be encouraged to apply for concessions in accordance with Council's 'Rates, Charges and Fees – Financial Hardship Policy'.
-

CB10/72 KEY FINANCIAL INDICATORS - 2009/10

Consideration of the key financial indicators for the financial years ended 30 June 2006 through to 30 June 2010.

230 RESOLVED (Degens/Templeton) that:

1. The key financial indicators, the frequency of monitoring of the indicators and the designated benchmarks be received and adopted.
 2. The operational plan/delivery program and long term financial planning process is generated with regard to achievement of the key financial indicator benchmarks contained in this report.
 3. The report on the key financial indicators be received and noted.
-

CB10/73 TENDER: SUPPLY AND DELIVERY OF PASSENGER, TRUCK AND EARTHMOVER TYRES AND ASSOCIATED SERVICES

To report on the tenders received by Regional Procurement Initiative (division of Hunter Council Incorporated) on behalf of the Mid North Coast Procurement Alliance Group of Councils for the Supply & Delivery of Passenger, Truck & Earthmover Tyres and Associated Services and to gain Council approval.

231 RESOLVED (Arkan/Templeton) that:

1. That Council accepts all three (3) Tender offers from:

- Bridgestone Australia Ltd
- Toyo Tyre Australia Ltd
- Tyres4U

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 three (3) Tenderers form a panel of suppliers who are all available for use by Council's Workshop staff. This three contract panel supplier choice arrangement, allows Council's staff to be selective and cost effective whilst simultaneously minimising work delays.
- c) All three (3) suppliers or their service distributors are local to Coffs Harbour and the Mid North Coast, and have the necessary experience in similar works as well as some currently being active and proven suppliers to Council.
- d) By actively participating in this Regional Procurement Tender T61011MNC on behalf of the Mid North Coast Procurement Alliance Group of Councils, Coffs Harbour Council will not breach the Local Government (General) Regulation 2005 - Section 7 Tendering, for annual expenditure over \$150,000.00.

2. That the contract documents be executed under Council's Seal.

CITY SERVICES DEPARTMENT REPORTS

CS10/46 TRAFFIC COMMITTEE REPORT NO. 5/2010

To confirm the minutes from the Traffic Committee Meeting held on Friday, 19 November 2010.

232 RESOLVED (Palmer/Templeton) that:

T.50 - Pacific Highway / Bailey Avenue, Coffs Harbour (R.511410 / R.503810)

That a 'No U Turn' sign be installed on the Pacific Highway, Coffs Harbour, at the intersection with Bailey Avenue for northbound traffic, as per Plan T.50.

T.51 - Azalea Avenue, Coffs Harbour (R.503800 [2642269])

Cont'd

That 'No Parking' signs be installed from driveway of No. 21 to 20m south on the western side of Azalea Avenue, Coffs Harbour, subject to property owner's consent, as per Plan T.51.

T.52 - Azalea Avenue, Coffs Harbour (R.503800 [2644417])

That :

- (a) 'Bus Zone' signs be installed on the eastern side of Azalea Avenue, Coffs Harbour, subject to property owner's consent, as per Plan T.52.
- (b) 'No Stopping' signs be moved, as per Plan T.52.
- (c) Existing 'Bus Zone' signs on western side have time restrictions removed, as per Plan T.52.

T.53 - Sherwood Creek Road, Corindi (2593974)

That 'crest' warning signs be installed in Sherwood Creek Road, Corindi, in accordance with sight distance guidelines, from Pacific Highway to Duffus Road intersection.

T.54 - Duke Street, Coffs Harbour - Motorcycle Parking (R.504350)

That motorcycle parking be installed in Coff Street, Coffs Harbour, by converting one of the parallel car parking spaces on the eastern side of the entrance to Fitzroy Oval car park, to five motorcycle spaces, as per Plan T.54.

T.55 -Ocean Parade, Coffs Harbour / Salamander Street, Coffs Harbour - Taxi Ranks (R.505540 / R.505860)

That taxi ranks be installed at the following locations, as per Plan T.55:

- Ocean Parade, Coffs Harbour (in front of Bottle Shop of Park Beach Hotel Motel).
- Salamander Street, Coffs Harbour - in front of Coffs Harbour Primary School.

T.56 - Ocean Parade / Prince Street, Coffs Harbour - 'No Stopping' signs (R.505540 [2633621])

That 'No Stopping' signs be installed in Ocean Parade and Prince Street, Coffs Harbour, on the southern side of Prince Street, as per Plan T.56.

T.57 -Red Rock Road, Red Rock (2590823)

That no action be taken in relation to traffic calming measures in Schafer Street, Red Rock.

Cont'd

CS10/46 Traffic Committee Report No. 5/2010 ...(Cont'd)

T.58 -Rigby Lane, Coffs Harbour - 'No Parking' signs (P/N 932600 [2615995])

That 'No Stopping' signs be installed on eastern side of Rigby Lane, Coffs Harbour, opposite the entrances to the Department of Community Services building, as per Plan T.58.

T.59 -Minorie Drive, Toormina - Parking Strategies and Linemarking (R.502140 [2529859])

That BB lines and parking lane lines in Minorie Drive, Toormina, be extended to the intersection of Toormina Road, as per Plan T.59.

T.60 - First Avenue, Sawtell - Temporary Road Closure - Super Fun Day (R.501520 [2637055])

- (a) the temporary road closure of First Avenue, Sawtell , between Boronia Street and Second Avenue, from 7.30am to 11.00am on Saturday, 1st January 2011, for the purpose of conducting the street parade associated with the Sawtell Super Fun Day, be advertised and providing no substantive objections are received, the closure be approved.
- (b) the organisers of the Fun Day 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 and clean up, including advertising.
- (e) a temporary bus zone be established on the eastern side of First Avenue, Sawtell, north of Second Avenue to enable buses to continue to operate.

T.61 - Harbour Drive, Coffs Harbour - Temporary Road Closure - Santa's Arrival and 'Lighting of the Christmas Tree' (R.501520 / 1618)

- (a) the temporary road closure of Harbour Drive, Coffs Harbour , between Pacific Highway and Gordon Street, from 4.00pm to 8.00pm on Thursday, 2 December 2010, for the purpose of 'Lighting of the Christmas Tree' and 'Santa's Arrival', be advertised and providing no substantive objections are received, the closure be approved.
- (b) the organisers 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 and clean up, including advertising.

Cont'd

T.62 - Jordan Esplanade, Coffs Harbour - Temporary Road Closure - New Year's Eve' (R.506100 / 1618)

- (a) the temporary road closure of Jordan Esplanade, Coffs Harbour , between Marina Drive and carpark entry to Jetty, from 6.00pm on Friday, 31 December 2010 to 6.00am on Friday, 1st January 2011, for the purpose of holding New Years Eve Celebrations, be advertised and providing no substantive objections are received, the closure be approved.
- (b) the organisers, March's Amusements, 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, in accordance with the Traffic Management Plan.
- (d) the organisers be responsible for all costs associated with the temporary closure and clean up, including advertising.

T.63 - Pacific Highway, Coffs Harbour - Nightrider Service (R.511420)

That a temporary bus zone be installed at the following locations on Fridays (4pm - 6am) from 17 December 2010 to 7 January 2011, for the Nightrider Service over Christmas / New Year period:

- Pacific Highway, Coffs Harbour (western side) adjacent Jax Tyres.
- Pacific Highway, Coffs Harbour (eastern side) adjacent Ex-Services Club.
- West High Street, Coffs Harbour (northern side) adjacent Coffs Hotel.

as per Plan T.63.

T.64 - Forge Drive / Industrial Drive, North Boambee Valley - Cycle Criterium Racing (Forge Drive / Industrial Drive [2620636])

That :

- (a) the temporary road closure of Industrial Drive and Forge Drive, Coffs Harbour, on Monday evenings between 6.00pm and 7.30pm during daylight saving times for the 2010/11 summer season, for the purpose of holding cycle criterium racing, be advertised and providing no substantive objections are received, the closure be approved.
- (b) the organisers 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.

CS10/47 MULTICULTURAL POLICIES & SERVICES PROGRAM

The Multicultural Policies and Services Program is a planning document which sets out Council's responsibilities to better plan and implement the principles of multiculturalism locally.

233 RESOLVED (Hines/Palmer) that:

1. Council adopt the Multicultural Policies and Services Program 2010-2014;
2. Council note a draft Multicultural Action Plan, including a community engagement process, will be provided to Council in early 2011.

CS10/48 COFFS HARBOUR FLOOD WARNING SYSTEM

To report to Council on the draft Concept Design for the Coffs Harbour Flood Warning System, *Contract No: 09/10-419-QO* and to gain Council approval of progression to next stage of development.

234 RESOLVED (Hines/Arkan) that:

1. Council note that the concept design for the Flood Warning System has been completed
2. A status report be prepared by March 2011 regarding the design and preferred procurement of the system, with a review of other priorities in Council's 9-point flood mitigation strategy at that time.

CS10/49 PROPOSED EQUESTRIAN USE OF BAKKER DRIVE RESERVE, BONVILLE

Cr Hines declared a pecuniary interest in the following item, vacated the chamber at 7.22pm and took no part in the discussion or voting, the reason being she has involvement in a property adjoining the reserve.

The purpose of this report is to seek Council endorsement to offer to the Bonville Valley Equestrian Club (BVEC) a licence for a 12-month trial period on a section of the Bakker Drive Reserve for Club activities for a maximum of 12 days per year. See attached plan of the proposed licence area – Appendix 1.

235 RESOLVED (Templeton/Palmer) that:

1. Council approve the grant of a licence in accordance with the general terms and conditions as indicated in the body of the report, to the Bonville Valley Equestrian Club in respect of part Lot 35 DP 825229 (Bakker Drive Reserve) and being generally that area as shown on the plan attached to this report at Appendix 1.

Cont'd

**CS10/49 Proposed Equestrian Use of Bakker Drive Reserve, Bonville
...(Cont'd)**

2. Council approve the EMP prepared by the BVEC and that it form part of the licence conditions.
3. That Council inspect the facility approximately every three months and advises Councillors by e-mail as to a condition report.
4. Council consider the prioritisation of preparing a specific Plan of Management for the Bakker Drive Reserve, in accordance with the requirements of the Local Government Act 1993, giving consideration to Council's other PoM priorities.

Cr Hines returned to the meeting, the time being 7.38pm.

**CS10/50 EXTENDED ALCOHOL PROHIBITION FOR NEW YEARS EVE 2010
AND AUSTRALIA DAY 2011**

To:

- Report on the outcome of community consultation in relation to the proposed extended alcohol prohibition for Australia Day 2011 and New Years Eve 2010.
- Recommend that the extended prohibition be implemented within all existing alcohol prohibited areas. See Attachment 1 for list of locations.

236 RESOLVED (Templeton/Knight) that:

1. Council use the powers granted by Sec 632(1)(e) and section 632A of the Local Government Act 1993 to amend the existing 9.00pm – 9.00am prohibition within the Council managed Reserves (exclusive of the Coffs Coast Regional Park) listed at Appendix 1 to further prohibit alcohol as follows:
 - New Years Eve – 6am New Years Eve to 6am New Years Day for the year 2010.
 - Australia Day – 6am Australia Day to 6am the following day for the year 2011.Except for Council licenced events.
 2. Council, as the agency responsible for visitor and facility management under the Memorandum of Understanding for the CCRP, regulate by notice the bringing in or consuming of alcohol within the CCRP Reserves listed in Appendix 1 as follows:
 - New Years Eve – 6am New Years Eve to 6am New Years Day for the year 2010.
 - Australia Day – 6am Australia Day to 6am the following day for the year 2011.
 3. Notices, to effect all of the above, be displayed at appropriate locations.
 4. Council review the amendment to the Alcohol Prohibition after 12 months
 5. Council continue to engage with LPMA regarding a uniform approach across the LGA in relation to alcohol prohibitions for the upcoming holiday season.
-

CS10/51 QUOTATION PLANT REPLACEMENT PROGRAM - SUPPLY ONE BROOM TYPE STREET SWEEPER, CONTRACT 10/11-449-QO USING LGP CONTRACT 1608-E1

To advise Council of the result of going out to quotation for the purchase of a Street Sweeper and recommend approval to purchase in accordance with the 2010/2011 Plant Replacement Program.

- 237 RESOLVED** (Arkan/Templeton) that Council accept the tender submitted by Macdonald Johnstone Pty Ltd ABN 680 04992090 to purchase Council's existing street sweeper and supply a new Macdonald Johnstone VT605 street sweeper, for the change over price of \$226,245.00 (GST inclusive).

CS10/52 QUOTATION - PLANT REPLACEMENT PROGRAM - SUPPLY ONE CCF CLASS 10 EXCAVATOR, CONTRACT 10/11-450-QO USING LGP CONTRACT 707-2.

To advise Council of the result of going out to quotation for the purchase of a excavator and recommend approval to purchase in accordance with the 2010/2011 Plant Replacement Program.

- 238 RESOLVED** (Arkan/Templeton) that Council accept the tender submitted by Komatsu Australia Pty Ltd ABN 71 143 476 626 to purchase Council's existing excavator and supply a new Komatsu PC138-8 Excavator, for the change over price of \$185,799.50 (GST inclusive).

LAND USE HEALTH & DEVELOPMENT DEPARTMENT REPORTS

L10/18 COFFS COAST WASTE SERVICES WASTE PROCESSING AND RESOURCE RECOVERY OPERATIONS

To inform Council of the current status of waste processing and resource recovery operations following recent amendments to the Protection of the Environment Operations (Waste) Regulation 2005 and General Exemption provisions, and to seek resolutions as to the way forward.

- 239 RESOLVED** (Palmer/Graham) that:
1. Council make representations and lobby the NSW Government and DECCW, in concert with Coffs Coast Waste Services partner Councils, the Waste Management Association of Australia, other NSW councils and the Local Government and Shires Associations of NSW, to seek to remedy elements of the new regulatory regime that unreasonably constrain waste resource recovery and which impose significant costs on our communities.

Cont'd

L10/18 Coffs Coast Waste Services Waste Processing and Resource Recovery Operations ...(Cont'd)

2. Council support the Waste Management Association of Australia in its representations to the Director General of the NSW Department of Environment, Climate Change and Water, to collaboratively work to address and resolve barriers to enable the production and utilization of organic wastes for the production of renewable energy.
3. A further report be presented to Council early in the new year, with more detailed information, and independent expert advice, that will recommend the way forward for mixed waste processing to satisfy the new requirements under the Protection of the Environment Operations (Waste) Regulation 2005, and Part 6, Clause 51 and 51A, of the Protection of the Environment Operations (Waste) Regulation 2005.

L10/19 COFFS HARBOUR 2030 COMMUNITY STRATEGIC PLAN - COMMUNITY ADVISORY GROUP

This report seeks Council endorsement to appoint members of the 2030 Community Advisory Group, as identified through an internal selection panel. It also seeks endorsement of the updated Terms of Reference for the group and confirmation of a specific nominated Councillor to be a member of the group.

240 RESOLVED (Templeton/Arkan) that:

1. Council endorse the appointment of the identified community members to form the 2030 Community Advisory Group.
2. Council endorse the amended Terms of Reference of the 2030 Community Advisory Group.
3. Council endorse the recommendation to hold one space open on the 2030 Community Advisory Group to allow for Aboriginal representation as per the Terms of Reference of the group.
4. Council nominate a specific named Councillor to be a member of the 2030 Community Advisory Group.

MATTERS OF AN URGENT NATURE

MUN10/15 Hearnese Lake Development

Cr Graham requested that Council investigate all options for legal appeal should the NSW Department of Planning approve a residential development in excess of 35 lots.

MUN10/16 Compensatory Habitat Provisions for the Sapphire to Woolgoolga Pacific Highway Upgrade

Cr Graham raised the issue of compensatory habitat provisions for the Sapphire to Woolgoolga Pacific Highway Upgrade and request that Council make representations to the NSW Government and the Roads and Traffic Authority seeking purchase of vegetated coastal land holdings as compensatory habitat, namely north Emerald Beach, Hearn's Lake and the south Moonee forest.

This concluded the business and the meeting closed at 7.53pm.

Confirmed: 10 February 2011

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Keith Rhoades AFSM
Mayor