

The following document is the minutes of the Council and Committee meeting held on 14 July 2011. These minutes are subject to confirmation as to their accuracy at the next meeting to be held on 28 July 2011 and therefore subject to change. Please refer to minutes of 28 July 2011 for confirmation.



COFFS HARBOUR CITY COUNCIL
ORDINARY MEETING
COUNCIL CHAMBERS
COUNCIL ADMINISTRATION BUILDING
COFF AND CASTLE STREETS, COFFS HARBOUR
14 JULY 2011

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COFFS HARBOUR CITY COUNCIL
ORDINARY MEETING
14 JULY 2011

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

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

Leave of Absence: Councillor Palmer

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

DISCLOSURES OF INTEREST

Nil disclosures of interest tabled.

APOLOGY

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

MAYORAL MINUTE

MM11/4 COUNCIL MEETING TIME CHANGE

It has been brought to my attention that a major event as part of the Cities 150th Sesquicentennial Celebrations is the screening of the 150 year history of the Coffs Harbour area. This celebration is set to commence at Sawtell Cinema at 6pm on Thursday 11th August. Some Councillors have indicated to me that they wish to attend this function. Council has an Ordinary meeting set down for 5pm on the same day.

- 134 **RESOLVED** (Rhoades) that the Ordinary Meeting of Council set down for Thursday 11th August 2011 commence at 3pm instead of 5pm.
-

CONFIRMATION AND ADOPTION OF MINUTES

- 135 **RESOLVED** (Degens/Templeton) that the minutes of the Ordinary meeting held on 23 June 2011 be confirmed as a true and correct record of proceedings.

NOTICE OF MOTION

NOM11/16 ENVIRONMENTAL LEVY PROGRAM REVIEW

- 136 **RESOLVED** (Degens/Templeton) that:

1. Coffs Harbour City Council conducts a review of the Environmental Levy Program with a view to re-assessing its aims, goals and objectives.
2. A report be brought back to council for determination.

LAND USE HEALTH & DEVELOPMENT DEPARTMENT REPORTS

L11/15 DEVELOPMENT APPLICATION 744/11 – SUBDIVISION (BOUNDARY ADJUSTMENT) – LOT 1, DP 1076771 AND LOT 310, DP 726479 HOLLOWAYS ROAD, SANDY BEACH

This is a report on Development Application 744/11 which is for a boundary adjustment between Lot 1 DP 1076771 and Lot 310 DP 726479, Holloways Road, Sandy Beach.

As both lots will be under the minimum area for boundary adjustments of 10 hectares specified in Coffs Harbour City Council Local Environmental Plan (LEP) 2000, a variation to this development standard is required. It is recommended that the application be approved subject to conditions.

- 137 **RESOLVED** (Templeton/Knight) that:

1. The objections under SEPP No. 1 - Development Standards for the variation to the minimum allotment size under Clause 18 (5A) of Coffs Harbour Local Environmental Plan 2000 be supported in this particular case.
2. Development Application 744/11 for Subdivision (Boundary Adjustment) involving Lot 1 DP 1076771 and Lot 310 DP 726479, Holloways Road be approved subject to conditions appended to this report (Appendix C).

VOTED FOR

Cr Templeton
Cr Knight
Cr Bonfield
Cr Rhoades
Cr Arkan
Cr Degens

VOTED AGAINST

Cr Graham

L11/16 DEVELOPMENT APPLICATION 880/11 – SUBDIVISION (BOUNDARY ADJUSTMENT) – LOT 112 DP 592935 AND LOT 211 DP 1014782, GOULD ROAD AND ARCHVILLE STATION ROAD, BONVILLE

This report describes Development Application 880/11 for Subdivision (boundary adjustment).

The proposed development site is Lot 112 DP 592935 No. 47 Gould Road and Lot 211 DP 1014782, No. 77 Archville Station Road, Bonville. A variation to planning development standards for the boundary alteration is recommended as is conditional approval of the application.

The purpose of the boundary adjustment is to consolidate a small triangular section of Lot 112 with Lot 211, being land no longer required by the RTA highway upgrade works.

138 RESOLVED (Templeton/Arkan) that:

1. The objections under SEPP No. 1 - Development Standards for the variation to the minimum allotment size under Clause 18 (5A) of Coffs Harbour Local Environmental Plan 2000 be supported in this particular case.
2. Development Application 880/11 for Subdivision (Boundary Adjustment) of Lot 112 DP 592935 and Lot 211 DP 1014782, Gould Road and Archville Station Road, Bonville be approved subject to conditions appended to this report (Appendix C).

VOTED FOR

Cr Templeton
Cr Knight
Cr Bonfield
Cr Rhoades
Cr Arkan
Cr Degens

VOTED AGAINST

Cr Graham

L11/17 LOCAL GROWTH MANAGEMENT STRATEGY UPDATE

To advise Council on the current status of the Council's Local Growth Management Strategy (LGMS) and planning projects being undertaken in 2011/12 to meet Council's Delivery Program.

139 RESOLVED (Templeton/Degens) that:

1. Council note the status of the Local Growth Management Strategy.
2. Council enter further discussions with land owners regarding the Bonville Rural Residential investigation with a view to the land owners meeting 100% of the costs of the studies.

CORPORATE BUSINESS DEPARTMENT REPORTS

CB11/42 MONTHLY BUDGET REVIEW FOR MAY 2011

To report on the estimated budget position as at 31 May 2011.

140 RESOLVED (Templeton/Degens) that:

The budget adjustments be approved and the current budget position be noted.

Estimated Budget Position as at 31 May 2011:

	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 April 2011	(531,840) (S)	376,859 (D)	(1,434,577) (S)
Recommended variations for May 2011	(85,000) (S)	Nil	Nil
Estimated result 2010/11 as at 31 May 2011	<u>50,666 (D)</u>	<u>5,634,328 (D)</u>	<u>2,689,981 (D)</u>

CB11/43 MAKING OF RATES AND CHARGES FOR 2011-2012

Fixing of the rates, annual charges, user charges and interest charges for 2011/2012.

141 RESOLVED (Templeton/Knight) that:

1. Make an Ordinary Rate - Residential, pursuant to Section 494 of the Local Government Act, for 2011/2012 of (0.32908 cents) in the dollar with a Base Amount of \$285.00 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 2011/2012 of (0.76131 cents) in the dollar with a minimum rate of \$486.00 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 2011/2012 of (1.06437 cents) in the dollar with a minimum rate of \$471.00 for all rateable land in the City sub-categorised as 'City Centre Business'.

Cont'd

CB11/43 Making of Rates And Charges for 2011-2012 ...(Cont'd)

4. Make an Ordinary Rate – Farmland, pursuant to Section 494 of the Local Government Act, for 2011/2012 of (0.32908 cents) in the dollar and a Base Amount of \$285.00 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 2011/2012 on all rateable land in the City of (0.00977 cents) in the dollar with a Base Amount of (\$18.50).
6. Make an Annual Charge for Domestic Waste Service – Occupied, pursuant to Section 496 of the Local Government Act, for 2011/2012 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 \$400.00.

Subsidiary (or extra) Domestic Waste Services pursuant to Section 501 of the Local Government Act, for 2011/2012 will incur the following annual charges per service:

- i) Domestic General Waste Service - \$140.00
 - ii) Domestic Recycling Service - \$75.00
 - iii) Domestic Organic Waste Service - \$120.00
7. Make an Annual Charge for Domestic Waste Service - Occupied, (Ex-Pristine) pursuant to Section 496 of the Local Government Act, for 2011/2012 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).

The amount of the annual charge will be the amount derived by applying the formula $C = S \times UDP(2)$ 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 \$250.00.

8. Make an Annual Charge for Domestic Waste Service - Occupied, (Ex-Pristine) pursuant to Section 496 of the Local Government Act, for 2011/2012 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 $C = S \times UDP(3)$ 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 \$300.00.

Cont'd

CB11/43 Making of Rates And Charges for 2011-2012 ...(Cont'd)

9. Make an Annual Charge for Non-Rateable Domestic Waste Service, pursuant to Section 496 of the Local Government Act, for 2011/2012 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 $C = S \times UN$, 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 \$400.00.

Subsidiary (or extra) Non-Rateable Domestic Waste Services pursuant to Section 501 of the Local Government Act, for 2011/2012 will incur the following annual charges per service:

- i) General Waste Service - \$140.00
- ii) Recycling Service - \$75.00
- iii) Organic Waste Service - \$120.00

10. Make an Annual Charge for Domestic Waste – Unoccupied, pursuant to Section 496 of the Local Government Act, for 2011/2012 of \$70.00, 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 2011/2012 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 $C = S \times UB$, 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 \$400.00.

Subsidiary (or extra) Non-Domestic Waste Services pursuant to Section 501 of the Local Government Act, for 2011/2012 will incur the following annual charges per service:

- i) General Waste Service - \$140.00
- ii) Recycling Service - \$75.00
- iii) Organic Waste Service - \$120.00

12. Make an Annual Charge for Non-Domestic Waste – Unoccupied, pursuant to Section 501 of the Local Government Act, for 2011/2012 of \$70.00, 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 2011/2012 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 \$720.00 per occupation or \$496.00 for vacant land.

Cont'd

CB11/43 Making of Rates And Charges for 2011-2012 ...(Cont'd)

14. Make an Annual Charge – Sewerage Access Charge, pursuant to Section 502 of the Local Government Act, for 2011/2012 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 - \$496.00.

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

$SDF \times MF \times AC \text{ factor}$

Where: SDF = Sewer Discharge Factor

MF = Meter Factor (refer to table 1 below)

AC factor = \$705.00 (base charge for 2011/2012)

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 \times 95\% \times \$705.00 = \669.75)

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

15. Make an Annual Fee for On-site Sewage Administration (low risk systems), pursuant to Section 608 of the Local Government Act for 2011/2012 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 \$25.00 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 2011/2012 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.

Cont'd

CB11/43 Making of Rates And Charges for 2011-2012 ...(Cont'd)

17. Make an Annual Fee for On-site Sewage Administration (high risk systems), pursuant to Section 608 of the Local Government Act for 2011/2012 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 2011/2012 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 - \$131.00.
- 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 $AC = T \times \$131.00$ 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 2011/2012 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.

The amount of the annual charges will be:

- i) For vacant land or occupied land that is not connected to the water supply - \$131.00.
- ii) For land not included in (i) above the amount is derived by applying the formula $AC = MF \times \$131.00$ 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 \$131.00 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

Cont'd

CB11/43 Making of Rates And Charges for 2011-2012 ...(Cont'd)

20. Make an Annual Charge - Water Backflow Charges, pursuant to Section 501 of the Local Government Act, for 2011/2012 of \$18.00 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 2011/2012 of \$420.00 for each system able to be connected to the sewerage system (properties with this charge applied may also be charged an annual sewer access charge).
22. Make an Annual Charge for Effluent Removal, pursuant to Section 501 of the Local Government Act, for 2011/2012 of \$420.00 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 2011/2012 of \$720.00 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 2011/2012. 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	\$175.00
2 to 4	\$350.00
5 to 9	\$700.00
10 to 15	\$1,137.50
More than 15	\$1,575.00

25. Make a Water Usage Charge, pursuant to Section 502 of the Local Government Act, for the 2011/2012 water charge period of \$2.36 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.
26. Make a Water Usage Charge, pursuant to Section 502 of the Local Government Act, for the 2011/2012 water charge period of \$3.54 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.

Cont'd

CB11/43 Making of Rates And Charges for 2011-2012 ...(Cont'd)

27. Make a Water Usage Charge (Raw Water Supply), pursuant to Section 502 of the Local Government Act, for the 2011/2012 water charge period of \$1.18 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.
28. Make a Water Usage Charge (Raw Water Supply), pursuant to Section 502 of the Local Government Act, for the 2011/2012 water charge period of \$1.77 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.
29. Make a Water Usage Charge, pursuant to Section 502 of the Local Government Act, for the 2011/2012 water charge period of \$2.36 per kilolitre for each kilolitre of water registered on any meter fitted to any Non-Residential property.
30. Make a Water Usage Charge, pursuant to Section 502 of the Local Government Act, for the 2011/2012 water charge period of \$7.08 per kilolitre for each kilolitre of water registered on any meter fitted for providing a fire service at a property.
31. Make a Sewerage Usage Charge, pursuant to Section 502 of the Local Government Act, for the 2011/2012 charge period of \$1.85 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.
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 2011/2012 charge period of \$1.38 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 2011/2012 charge period of \$1.38 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 2011/2012 charge period of \$12.68 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.
33. Make an Annual Stormwater Management Service Charge, pursuant to Section 496A of the Local Government Act, for 2011/2012, to be applied against rateable properties categorised as Business or Residential within Council's stormwater catchments.

Cont'd

CB11/43 Making of Rates And Charges for 2011-2012 ...(Cont'd)

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:
- iv) 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.
- v) 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.
- vi) 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.
- vii) 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.
- viii) Make an Interest Charge, pursuant to Section 566 of the Local Government Act, for 2011/2012 being the maximum amount determined by the Minister for Local Government; calculated daily on a simple basis, on overdue rates and charges (EXCEPT water, sewer and trade waste usage charges).

CB11/44 PAYING ON-SITE SEWER MANAGEMENT ADMINISTRATION FEE BY INSTALMENTS

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

- 142 RESOLVED** (Arkan/Templeton) 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.

CB11/45 GRANTING OF VOLUNTARY PENSION REBATES

To confirm the granting of voluntary pension rebates for Domestic Waste Charges for 2011/2012 and extend the voluntary rebate to apply to the Environmental Special Rate for 2011/2012.

MOTION

143 RESOLVED (Templeton/Degens) that:

1. Council grants a voluntary rebate under Section 582 of the *Local Government Act* in 2011/2012 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 \$1,640,000 in its 2011/2012 budget to meet its cost of providing pension rebates of which \$585,000 is provided on a voluntary basis.
3. A report be brought back to Council outlining the effects of applying a cap to the amount of voluntary rebates.

CB11/46 LOCAL GOVERNMENT REMUNERATION TRIBUNAL

To advise Council of a determination by the Local Government Remuneration Tribunal of fees for Councillors and Mayors for 2011/12.

144 RESOLVED (Degens/Templeton) that:

1. Pursuant to the provisions of Sections 248 and 249 of the *Local Government Act* 1993, the annual fee for Councillors be fixed at \$16,640 for the 2011/12 financial year.
2. An additional annual fee for the position of Mayor be set at \$36,320 for the 2011/12 financial year.

CB11/47 COUNCILLORS TRAVEL EXPENSES JULY 2010 - MARCH 2011

To report to Council on those expenses of Councillors for the period July 2010 to March 2011.

MOTION

145 RESOLVED (Rhoades/Templeton) that:

1. The information be noted;
2. In light of the requirements of Clause 217 of the Local Government (General) Regulation 2005 which provides for the yearly reporting of the total cost of payment of the expenses of, and the provision of facilities to, councillors in relation to their civic functions (office equipment, telephone costs, conference and seminar costs, training and skill development costs, interstate visits, overseas visits, spouse/partner expenses if incurred and child care expenses if incurred) as part of the Annual Report, which is reported to Council for adoption, the requirement to report separately as required by Resolution Number 384/2000 cease forthwith; and
3. In reporting Councillors expenses within the Annual Report, as required by Clause 217 of the Local Government (General) Regulation 2005, such expenses be reported on an individual Councillor basis.

CB11/48 2011 PROFESSIONAL CONFERENCE ORGANISERS CONFERENCE

To inform Council of attendance at the 2011 Professional Conference Organisers Conference (PCO), New Zealand for the Coffs Harbour City Council (CHCC) Conference Manager.

146 RESOLVED (Templeton/Arkan) that Council notes attendance of CHCC Conference Manager at the 2011 Professional Conference Organisers Conference in New Zealand.

CB11/49 ASSIGNMENT OF LEASE OF KIOSK A CITY SQUARE – EXECUTION OF ASSIGNMENT DOCUMENTS

Seeking authority for execution of Assignment documents, related to the transfer of lease of Kiosk A City Square from Kim Towner to Lisa Mahlberg and Joel Testor under Common Seal of Council.

147 RESOLVED (Arkan/Graham) that all documents associated with the assignment and transfer of Lease of Lot 13 DP 1031722, being Kiosk A City Square, Coffs Harbour from Kim Elizabeth Towner to Lisa Jane Mahlberg and Joel Alfonja Testor be executed under the Common Seal of Council.

CB11/50 VARIATION OF LEASE - AIRSERVICES AUSTRALIA - EXECUTION UNDER COMMON SEAL OF COUNCIL

Seeking authority for the execution of a Variation of Lease under the Common Seal of Council.

- 148 RESOLVED** (Arkan/Templeton) that the Variation of Lease in respect of the Lease held by Airservices Australia for part Lot 1 DP 709734 and being Lots 33 and 35 in DP 1020133 for the NDB and VOR air navigation sites at Coffs Harbour Regional Airport be executed under the Common Seal of Council.

CB11/51 TENDER: SUPPLY AND DELIVERY OF BULK WATER TREATMENT CHEMICALS

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 and Delivery of Bulk Water Treatment Chemicals and to gain Council approval.

- 149 RESOLVED** (Degens/Arkan) that:
1. Council accepts the tender offers for the following companies in the respective nine (9) categories for the period 1 July 2011 to 30 June 2013:
 - Category A (2) Chlorine Gas (920kg Drums) – Orica Australia Pty Ltd
 - Category B (1) Aluminium Sulphate – Nowra Chemical Manufacturer
 - Category C (1) Sodium Hydroxide 50% – Orica Australia Pty Ltd
 - Category C (2) Sodium Hydroxide 46% – Orica Australia Pty Ltd
 - Category D (1) Hydrated Lime (25kg Bags) – Sibelco Australia Ltd
 - Category D (2) Hydrated Lime (Bulk) – Sibelco Australia Ltd
 - Category E Sodium Hypochlorite 13% – Elite Chemicals
 - Category G (1) Polymer (LT20) – Quantum Chemicals
 - Category X Carbon Dioxide (Bulk) – BOC Limited

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) All of the above tenderers are proven suppliers of chemicals to a myriad of NSW Councils.
- c) Savings have been identified for the following categories:
 - Aluminium Sulphate- \$45.60 per tonne (GST exc)
 - Caustic Soda (46% and 50%) - \$0.245 per kg (GST exc)
 - Chlorine Gas 920kg- \$0.10 per kg (GST exc)
 - Polymer (LT20) - \$1.11 per kg (GST exc)

Cont'd

**CB11/51 Tender: Supply and Delivery of Bulk Water Treatment Chemicals
...(Cont'd)**

Savings were not realised on the following categories:

- Carbon Dioxide (CO₂) – plus \$0.025 per kg (GST exc)
- Hydrated Lime Bulk – plus \$26.00 per tonne (GST exc)
- Sodium Hypochlorite- plus \$0.03 per litre (GST exc)

It is to be noted that whilst no savings were achieved for the above three (3) chemicals, Council have demonstrated due diligence in going out to tender and testing the marketplace. A number of economic factors have contributed to these increases as well as the lack of supplier competition.

- d) By actively participating in this Regional Procurement Tender T3112MNC 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. Provision be allowed for a 12 month extension based on satisfactory supplier performance which may take this tender through to 30 June 2014.
3. The contract documents be executed under Council's Seal.

CITY SERVICES DEPARTMENT REPORTS

CS11/27 COFFS HARBOUR RAIL FEASIBILITY STUDY

To update Council on advice in regard to estimated costs for a Passenger Rail Transport Feasibility Study and the proposed timeframes for the Department of Transport's Regional Transport Strategy.

150 RESOLVED (Degens/Arkan) that:

1. Seek a commitment from the NSW Department of Transport to undertake an economic assessment of a Coffs Harbour Region Passenger Rail Transport system as part of its forthcoming Regional Transport Plan.
2. Thank members of the Rail Working Group for their involvement and formally conclude the operation of the Rail Working Group.
3. Coffs Harbour City Council draft a letter to the Nambucca, Bellingen and Clarence Valley Councils seeking their support for the Rail Feasibility Study.

CS11/28 MULTICULTURAL ACTION PLAN 2011-2014

The Multicultural Action Plan 2011-2014 will provide focus for Council's Multicultural Policies and Service Program 2010-2014 adopted in December 2010. The Action Plan seeks to develop a positive range of strategies to improve Council's cultural awareness and responsiveness to the needs of our culturally and linguistically diverse (CALD) communities.

- 151 RESOLVED** (Templeton/Graham) that Council adopted the Multicultural Action Plan 2011-2014 and implement the strategies therein.

CS11/29 CITY WIDE FLOOD MITIGATION, STORMWATER & DRAINAGE WORKS PROGRAM - JULY 2011 UPDATE

To advise on progress of the City Wide flood mitigation, stormwater and drainage works program and to recommend changes to the works program.

- 152 RESOLVED** (Arkan/Knight) that Council note the progress on the City Wide Flood Mitigation, Stormwater and Drainage Works Program.

CS11/30 REGIONAL WATER SUPPLY PROJECT COMMITTEE

To inform Council of the proposed winding up of Clarence Valley Council's (CVC) Regional Water Supply Project Committee, which has overseen the construction of the Regional Water Supply, including the Shannon Creek Dam.

MOVED (Arkan/Knight) that:

1. Council notes the Clarence Valley Council report.
2. Council support Clarence Valley Council in disbanding the Regional Water Supply Project Committee and the formation of an alternative structure comprising the relevant representatives of the Coffs Harbour City Council and Clarence Valley Council.

AMENDMENT

- 153 RESOLVED** (Graham/Arkan) that:

1. Council notes the Clarence Valley Council report.
2. Council support Clarence Valley Council in disbanding the Regional Water Supply Project Committee and the formation of an alternative structure comprising the relevant representatives of the Coffs Harbour City Council and Clarence Valley Council.
3. A priority task of the alternative structure is to express strong concerns in relation to the mining of toxic minerals within our water supply catchment area.

The **AMENDMENT** on being put to the meeting was **CARRIED**. It then became the **MOTION** and on being put to the meeting was declared **CARRIED**.

CS11/31 TENDER - PLANT AND TRUCK HIRE 2011/12 - CONTRACT NO. 11/12- 491-TO

To obtain Council approval to accept tenders for inclusion on a panel contract for the hire of plant and trucks to Council in the 2011/12 financial year.

154 RESOLVED (Arkan/Templeton) that:

1. Council accept the following list of contractors onto the external plant hire contract panel for Contract 11/12-491-TO on the basis that:

- a) The tenderers have demonstrated experience and capacity in fulfilling the requirements of the contract for the supply of plant, trucks and equipment. The rates as tendered are the most advantageous for Council.

Contractor's Name	ABN
EB & DE Bunt Pty Ltd	68 081 916 181
Coffs City Cranes & Rigging	11 108 021 398
Orara Valley Water Cartage Pty Ltd	72 104 538 294
John Lacey Earthmoving P/L	87 085 659 794
Accurate Asphalt & Road Repairs	41 096 051 311
M & M Watercarriers	26 104 916 752
Mal Keough Earthmoving Pty Ltd	42 105 032 184
Conplant Hire	15 000 373 151
AMW Transport Pty Ltd	80 111 098 509
Kingston Industries Pty Ltd	25 002 894 439
Ground Effex Bobcat P/L	99 116 937 912
Ernie Burnett Plumbing	69 109 168 630
RJ & CM Tate Pty Ltd	57 103 091 998
Orara Valley Bobcat and Tipper Hire	86 085 575 642
Espedan P/L	70 001 684 037
Crampo's Tippers P/L	56 104 525 699
Aqua Assets	32 075 144 419
McKinnon Family Ent. P/L	84 104 402 619
KBS Mackay Pty Ltd	98 103 146 372
Dubs Earthmoving Pty Ltd	74 101 384 589
Lartell Pty Ltd	43 090 369 298
A & K McIntyre Pty Ltd	48 078 685 471
Samsot Pty Ltd	33 050 340 139
Bryker Hire	77 112 190 306
S&P Jackson t/a North Coast Cranes	59 107 771 335
DJ & CA Atkinson Pty Ltd	93 005 572 858
Stocks for Hire	65 196 748 145
Australian Grader Hire Pty Ltd	34 066 027 441

Cont'd

**CS11/31 Tender - Plant and Truck Hire 2011/12 - Contract No. 11/12- 491-TO
...(Cont'd)**

2. Council accept the following list of contractors onto the external plant hire contract panel when the contractor has provided the outstanding documentation required:

Contractor's Name	ABN
Troy O'Doherty Earthmoving Pty Ltd	96 101 417 887
TM Ruthberg & sons	17 104 521 351
Peter Rowan Pty / Ltd	32 099 764 413
PL & CV McNickle	95 002 133 299
EJ & D Hammond PTY LTD	62 003 628 822
Malin Excavations P/L	44 106 925 697
Kennards Hire P/L	69 001 740 727
Harbour Arbour Professional tree services	79 115 179 689
Toveden P/L	24 003 532 698

3. That Council accept the following list of three (3) contractors onto the external plant hire contract panel subject to the conditions submitted with their offers being withdrawn:

Premiair Hire	19 745 930 428
Barry Bros Specialised services	43 065 876 977
Sherrin Rentals Pty Ltd	52 074 173 756

**CS11/32 TENDER: RICHARDSON PARK SUBSURFACE DRAINAGE
INSTALLATION**

To report on tenders received for Contract No RFT-492-TO for the construction of Subsurface Drainage Installation and to gain Council approval to accept a tender

This project was included in the Council Agenda of 14 April 2011 at which time preliminary costing indicated that no tender was required. A more detailed analysis however suggested it would be prudent to go to tender.

155 RESOLVED (Templeton/Bonfield) that:

1. Council accept the tender of R&N Paddison Pty Ltd and ABN 53 003 234 231 for Contract No. RFT- 492-TO, Richardson Park Subsurface Drainage Installation for the for the lump sum amount of \$219,469.36 incl. 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 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.

REQUESTS FOR LEAVE OF ABSENCE

- 156** **RESOLVED** (Templeton/Knight) that Cr Knight be granted leave of absence from Council from 28 July 2011.

This concluded the business and the meeting closed at 6.11 pm.

Confirmed: 28 July 2011

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Keith Rhoades AFSM
Mayor