

The following document is the minutes of the Council and Committee Meetings held on Thursday, 25 August 2011. These minutes are subject to confirmation as to their accuracy at the next meeting to be held on 22 September 2011 and therefore subject to change. Please refer to the minutes of the meeting of 22 September 2011 for confirmation.



COFFS HARBOUR CITY COUNCIL

ORDINARY MEETING

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

25 AUGUST 2011

Contents

ITEM	DESCRIPTION	PAGE
	LAND USE HEALTH & DEVELOPMENT DEPARTMENT REPORT	3
L11/22	DEVELOPMENT APPLICATION 858/11 - RESIDENTIAL SUBDIVISION - LOT 4, DP 6522, LOADERS LANE, COFFS HARBOUR	3
	GENERAL MANAGER'S REPORT	
GM11/19	QUARTERLY OPERATIONAL PLAN REPORTING FOR QUARTER ENDED 30 JUNE 2011	4
	CITY SERVICES DEPARTMENT REPORTS	4
CS11/36	ASSET MANAGEMENT PLANNING UPDATE	4
CS11/37	COMMITTEE MEMBERSHIP	4
CS11/38	SMOKE FREE OUTDOOR AREAS POLICY	5
CS11/39	FOUR YEAR EXTENDED ALCOHOL PROHIBITION FOR NEW YEARS EVE AND AUSTRALIA DAY AND FOUR YEAR RE-ESTABLISHMENT OF EXISTING ALCOHOL FREE ZONES	5

CORPORATE BUSINESS DEPARTMENT REPORTS		7
CB11/58	COUNCIL OWNED LANDS IN THE CENTRAL BUSINESS DISTRICT	7
CB11/59	BCU INTERNATIONAL STADIUM LIGHTING UPGRADE - PROJECT WRAP UP AND DISTRIBUTION OF OLD LIGHTING FIXTURES	7
CB11/60	GRANT OF EASEMENT FOR TRANSMISSION LINE - LOT 100 DP 865317 - COFFS HARBOUR GOLF COURSE, COFFS HARBOUR	8
LAND USE HEALTH & DEVELOPMENT DEPARTMENT REPORT		8
L11/23	RIGBY HOUSE ENERGY EFFICIENCY AND RENEWABLE ENERGY GENERATION	8
MATTERS OF AN URGENT NATURE		
MUN11/16	Fiddaman Road Upgrading	8
MUN11/17	Roadside Signs	9



COFFS HARBOUR CITY COUNCIL

ORDINARY MEETING

25 AUGUST 2011

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

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

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

We respectfully acknowledge the Gumbayngirr Country and the Gumbayngirr Aboriginal peoples who are traditional custodians of the land on which we meet and their Elders both past and present.

DISCLOSURE OF INTEREST

182 **RESOLVED** (Palmer/Knight) that the following disclosure be received and noted as follows:

Councillor	Item	Type of Interest
Cr P Templeton	L11/22 - DA858/11 - Residential Subdivision, Lot 4, DP 6522, Loaders Lane, Coffs Harbour	Non pecuniary - Significant Conflict.

APOLOGY

- 183** **RESOLVED** (Arkan/Hines) that apologies received from Cr J Bonfield and Cr M Graham for absence be received and leave be granted for the current meeting of Council.

PUBLIC FORUM

Time	Speaker	Issue
5.00pm	Bob Bray-Ferguson	Heritage Conservation Area - Community Hall, Cenotaph and Anglican Church in Upper Orara

PUBLIC ADDRESS

Time	Speaker	Issue
5.05pm	Jan Holding	L11/22 - DA858/11 - Residential Subdivision - Lot 4, DP 6522, Loaders Lane, Coffs Harbour
5.10pm	Graham Knight De Groot & Benson Pty Ltd	L11/22 - DA858/11 - Residential Subdivision - Lot 4, DP 6522, Loaders Lane, Coffs Harbour

CONFIRMATION OF MINUTES

- 184** **RESOLVED** (Degens/Knight) that the minutes of the Ordinary meeting held on 11 August 2011 be confirmed as a true and correct record of proceedings.

The Mayor questioned whether point 2 on Page 3, item CB11/56 - Proposed Northern Beaches Multi Purpose Centre at Woolgoolga should read as follows:

- 2. A report to be brought back to Council outlining possible sites for a multi purpose centre within a three month period.*

The General Manager advised that the matter would be taken on notice and report would be brought back within three months.

LAND USE HEALTH & DEVELOPMENT DEPARTMENT REPORT

Councillor Templeton left declared an interest in the following item, vacated the Chamber and took no part in the discussion or voting, the time being 5.27pm.

L11/22 DEVELOPMENT APPLICATION 858/11 - RESIDENTIAL SUBDIVISION - LOT 4, DP 6522, LOADERS LANE, COFFS HARBOUR

185 RESOLVED (Arkan/Palmer):

1. That Development Application 858/11 for residential subdivision of Lot 4, DP 6522, Loaders Lane, Coffs Harbour be approved subject to the conditions specified in Appendix D.
2. That those persons who made submissions on this Development Application be informed of Council's decision.

VOTING FOR AND AGAINST

VOTING FOR

Cr K Hines
Cr K Rhoades
Cr W Palmer
Cr J Arkan

VOTING AGAINST

Cr D Knight
Cr R Degens.

Councillor Templeton returned to the Chamber, the time being 5.57pm.

GENERAL MANAGER'S REPORT

GM11/19 QUARTERLY OPERATIONAL PLAN REPORTING FOR QUARTER ENDED 30 JUNE 2011

To report on the progress of the performance measures contained in Council's 2010/2011 Operational Plan.

186 RESOLVED (Palmer/Hines):

1. That Council notes the issues surrounding those measures that have not been achieved for the period ending 30 June 2011, as listed in the body of this report.
2. That Council note the achievement of performance targets - as outlined in a separate booklet which is available in the Councilors' Room - for the April to June 2011 quarter.
3. That Council continues to monitor its performance with a view to improving service delivery.

CITY SERVICES DEPARTMENT REPORTS

CS11/36 ASSET MANAGEMENT PLANNING UPDATE

To advise Council on the status of Council's Asset Management planning process.

187 RESOLVED (Hines/Degens) that Council:

1. Note the current status of development of Asset Management Plans and the key findings of the 'first cut' Asset Management Plans.
2. Adopt the revised Asset Management Policy.

CS11/37 COMMITTEE MEMBERSHIP

To recommend to Council appointments of a number of community members to management and advisory committees.

188 RESOLVED (Arkan/Knight) that the following committee member nominations be appointed to their relevant committees:

- Eastern Dorrigo Showground and Community Hall Management Committee
Natalie Hardy, Tracey Walsh and Maureen Timms
- Bayldon Community Centre Management Committee
Astri Sjoberg, Janet Catesby and Phillip Thornton
- Nana Glen Sport, Recreation & Equestrian Centre Management Committee
Lisa Orme

CS11/38 SMOKE FREE OUTDOOR AREAS POLICY

To report to Council on the outcomes of the community consultation and engagement process regarding the draft Smoke-Free Outdoor Areas Policy and to make recommendations regarding the adoption of the policy.

- 189 RESOLVED** (Templeton/Hines) that Council review and look at a policy of encouragement of lessees to create smoke free venues and a report be brought back at the earliest opportunity.

CS11/39 FOUR YEAR EXTENDED ALCOHOL PROHIBITION FOR NEW YEARS EVE AND AUSTRALIA DAY AND FOUR YEAR RE-ESTABLISHMENT OF EXISTING ALCOHOL FREE ZONES

To:

- Report on the outcome of the extended alcohol prohibition effected across Council reserves for New Years Eve 2010 and Australia Day 2011.
- Recommend that the extended prohibition be implemented within all existing alcohol prohibited areas for a 4 year period commencing New Years Eve 2011. See Attachment 1 for list of locations.
- Report on the extent of alcohol free zones within the City and recommend their re-establishment for a further period of four years from 1 October 2011. See Maps 1-6 for locations.
- Recommend the creation of one new alcohol prohibited area in the Reserve area between the Woolgoolga Swimming Pool and Beach Street. See Attachment 3 for location.

- 190 RESOLVED** (Arkan/Degens):

1. That Council use the powers granted by Section 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 Attachment 1 to further prohibit alcohol as follows:

New Years Eve – 6am New Years Eve to 6am New Years Day for the years 2011, 2012, 2013 and 2014.

Australia Day – 6am Australia Day to 6am the following day for the years 2012, 2013, 2014 and 2015.

Except for Council licensed events.

CS11/39 - Four Year Extended Alcohol Prohibition for New Years Eve & Australia Day & Four Year Re-establishment of Existing Alcohol Free Zones (Cont'd)

2. That 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 at Attachment 1 as follows:
 - New Years Eve – 6am New Years Eve to 6am New Years Day for the years 2011, 2012, 2013 and 2014.
 - Australia Day – 6am Australia Day to 6am the following day for the years 2012, 2013, 2014 and 2015.
3. That Council use the powers granted by Section 632(1)(e) of the Local Government Act 1993 to prohibit the taking of and/or consumption of alcohol and the prohibition of loitering and antisocial behaviour within the area described as generally being outside the Pool fence of Lots 7031 DP 1130391 and Lot 7303 DP 1154412 Beach Street, Woolgoolga. Alcohol Prohibition between 9.00pm and 12 noon, and loitering and antisocial behaviour at all times as identified in Attachment 3 attached to this report.
4. That notices, to effect all of the above, be displayed at appropriate locations.
5. That Council publicise the prohibition through its website and in local media in advance of the holiday period.
6. That Council review the 24 hour New Years Eve and Australia Day Alcohol Prohibition at the end of the 4 year period.
7. That Council re-establish all existing Alcohol Free Zones (excluding any areas operating under a Council Outdoor Dining Licence) for a further period of four years to 30 September 2015 pursuant to the provisions of Section 644 of the Local Government Act as indicated on Maps 1 - 5.
8. That Council re-establish the 24 hour Special Event Alcohol Free Zones for the Coffs Harbour Gold Cup Race Day for a further period of four years to 30 September 2015 pursuant to the provisions of Section 644 of the Local Government Act as indicated on Map 6.

Councillor Templeton requested that in relation to point 6, a yearly review be provided with more substance from the Police.

CORPORATE BUSINESS DEPARTMENT REPORTS

CB11/58 COUNCIL OWNED LANDS IN THE CENTRAL BUSINESS DISTRICT

To provide information to Council on the current directions in relation to the Council owned lands in the CBD.

191 RESOLVED (Palmer/Arkan):

1. Council notes the history of work outlined in the report and its linkages to the 2030 Community Plan, the City Centre LEP and DCP and other planning instruments.
2. That Council notes its officers will continue to investigate and undertake the necessary commercial studies and commercial planning required to present a fully informed case to the Council in line with the budget allocations already committed by Council.
3. That Council notes that considerable amounts of information both past, present and future will be of a highly sensitive commercial nature and confidentiality will be required for various elements under consideration throughout this process.
4. That Council notes that all necessary probity and due diligence processes will be undertaken as required by the NSW Division of Local Government and guidelines issued by various Government Bodies.

CB11/59 BCU INTERNATIONAL STADIUM LIGHTING UPGRADE - PROJECT WRAP UP AND DISTRIBUTION OF OLD LIGHTING FIXTURES

To provide a summary to Council of the recent installation of 1500 lux television standard lighting at BCU International Stadium, and to request approval for the process to distribute the old lighting fixtures to community sporting groups.

192 RESOLVED (Arkan/Hines) that Council approve the distribution of 84 ex-Stadium lighting fixtures, using the process outlined in the Information Pack noted as an attachment to this report.

CB11/60 GRANT OF EASEMENT FOR TRANSMISSION LINE - LOT 100 DP 865317 - COFFS HARBOUR GOLF COURSE, COFFS HARBOUR

Report seeking Council's consent to grant an easement for a transmission line over Council land at Coffs Harbour known as Lot 100 DP 865317.

193 RESOLVED (Hines/Knight):

1. That Council grant an easement 6 metres wide as shown on the attached plan for electricity transmission line over Lot 100 DP 865317.
2. That Council accept an amount of \$2,425 compensation for the grant of the easement.
3. That all costs associated with the matter be the responsibility of Essential Energy.
4. That all necessary documents be executed under the Common Seal of Council.
5. That Council consent to the construction of underground power lines within the easement.

LAND USE HEALTH & DEVELOPMENT DEPARTMENT REPORT

L11/23 RIGBY HOUSE ENERGY EFFICIENCY AND RENEWABLE ENERGY GENERATION

To present an update of the energy performance of Rigby House.

194 RESOLVED (Templeton/Degens) that this information be noted.

MATTERS OF AN URGENT NATURE

MUN11/16 Fiddaman Road Upgrading

Councillor Palmer questioned whether there were any Reserve Funds or Contribution Funds for the upgrading of Fiddaman Road, Emerald Beach.

The General Manager took the matter on notice.

MUN11/17 Roadside Signs

Mayor Rhoades asked why the roadside signs that have been installed recently on the highway were asking people to report traffic accidents by phoning 131700 and not 000 which is the normal emergency number in Australia. Mayor Rhoades also questioned who was paying for the signs.

The Director of Corporate Business advised that the RTA were putting up the signs in preparation for the Rally.

The General Manager advised that contact would be made with the RTA to get the message through.

This concluded the business and the meeting closed at 6.27 pm.

Confirmed: 22 September 2011.

.....
K D Rhoades, AFSM
Mayor