

The following document is the minutes of the Council and Committee meeting held on 27 October 2011. These minutes are subject to confirmation as to their accuracy at the next meeting to be held on 10 November 2011 and therefore subject to change. Please refer to minutes of 10 November 2011 for confirmation.



**COFFS HARBOUR CITY COUNCIL**  
**ORDINARY MEETING**  
**COUNCIL CHAMBERS**  
**COUNCIL ADMINISTRATION BUILDING**  
**COFF AND CASTLE STREETS, COFFS HARBOUR**  
**27 OCTOBER 2011**

**Contents**

<b>ITEM</b>	<b>DESCRIPTION</b>	<b>PAGE</b>
<b>LAND USE HEALTH &amp; DEVELOPMENT DEPARTMENT REPORT</b>		
L11/26	DRAFT COFFS HARBOUR CITY LOCAL ENVIRONMENTAL PLAN 2000 (AMENDMENT NO. 46) - LANDS ADJOINING BONVILLE GOLF RESORT AND RESIDENTIAL TOURIST LANDS DEVELOPMENT CONTROL PLAN	3
<b>CORPORATE BUSINESS DEPARTMENT REPORT</b>		
CB11/76	STATE PARK RESERVE TRUST	7
<b>NOTICES OF MOTION</b>		
NOM11/19	OLD MUSEUM	8
NOM11/20	LOAN FOR PROPOSED ENTERTAINMENT / PERFORMANCE CENTRE	9
NOM11/21	GORDON STREET PROPERTIES	9
<b>GENERAL MANAGER'S REPORT</b>		
GM11/26	2012 LOCAL PUBLIC HOLIDAYS REPORT	9
<b>CITY SERVICES DEPARTMENT REPORT</b>		
CS11/42	SWITCHED ON COFFS DIGITAL ECONOMIC AND COMMUNITY STRATEGY	10

<b>ITEM</b>	<b>DESCRIPTION</b>	<b>PAGE</b>
<b>CORPORATE BUSINESS DEPARTMENT REPORTS</b>		
CB11/69	CENTRAL BUSINESS DISTRICT SPECIAL RATE VARIATION	10
CB11/70	CARAVAN PARKS TOURIST ACCOMMODATION TARIFFS 2012 / 2013	11
CB11/71	BANK BALANCES AND INVESTMENTS FOR JULY 2011	12
CB11/72	PROPOSED NORTHERN BEACHES MULTI PURPOSE CENTRE AT WOOLGOOLGA	13
CB11/73	ACQUISITION OF LAND FOR CONSTRUCTION OF DETENTION BASIN - LOT 513 DP 47453 SPAGNOLOS ROAD, COFFS HARBOUR	14
CB11/74	VARIATION OF LEASE - COFFS HARBOUR KART RACING CLUB INCORPORATED - EXECUTION UNDER COMMON SEAL OF COUNCIL	14
CB11/75	COUNCIL MEETING DATES - 2012	14
CB11/77	PROPERTY - CEANOTHUS CLOSE AND WILLIAM SHARP DRIVE, COFFS HARBOUR	15



## COFFS HARBOUR CITY COUNCIL

### ORDINARY MEETING

27 OCTOBER 2011

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

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

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.

The meeting commenced at 5.03 pm with the Mayor, Cr K D Rhoades in the chair.

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#### DISCLOSURES OF INTEREST

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

Councillor	Item	Type of Interest
Acting Director Corporate Business	NOM11/19 - Old Museum	Non -Pecuniary - Less Than Significant Conflict
Cr Degens	L11/26 - Draft Coffs Harbour City Local Environmental Plan 2000 (Amended No. 46) - Lands adjoining Bonville Golf Resort and Residential Tourist Lands Development Control Plan	Pecuniary Interest

<b>Councillor</b>	<b>Item</b>	<b>Type of Interest</b>
Cr Hines	CB11/73 - Acquisition of Land for Construction of Detention Basin - Lot 513 DP 47453 Spagnolos Road, Coffs Harbour	Pecuniary Interest
Cr Bonfield	CB11/77 - Property - Ceanothus Close and William Sharp Drive Coffs Harbour	Pecuniary Interest

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## **PUBLIC ADDRESS**

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<b>Time</b>	<b>Speaker</b>	<b>Item</b>
5.00 pm	Rod Lynn	L11/26 - Draft Coffs Harbour City Local Environmental Plan 2000 (Amendment No. 46) - Lands Adjoining Bonville Golf Resort And Residential Tourist Lands Development Control Plan
5.05 pm	David Ham	L11/26 - Draft Coffs Harbour City Local Environmental Plan 2000 (Amendment No. 46) - Lands Adjoining Bonville Golf Resort And Residential Tourist Lands Development Control Plan
5.10 pm	Brad Daymond General Manager Bonville Golf Resort	L11/26 - Draft Coffs Harbour City Local Environmental Plan 2000 (Amendment No. 46) - Lands Adjoining Bonville Golf Resort And Residential Tourist Lands Development Control Plan
5.15 pm	Peter Montgomery Chairman Bonville Golf Resort	L11/26 - Draft Coffs Harbour City Local Environmental Plan 2000 (Amendment No. 46) - Lands Adjoining Bonville Golf Resort And Residential Tourist Lands Development Control Plan
5.20 pm	Ian Finn President Deep Sea Fishing Club	CB11/76 - State Park Reserve Trust

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## **CONFIRMATION AND ADOPTION OF MINUTES**

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**220** **RESOLVED** (Templeton/Degens) that the minutes of the Ordinary meeting held on 13 October 2011 be confirmed as a true and correct record of proceedings.

## LAND USE HEALTH & DEVELOPMENT DEPARTMENT REPORT

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### L11/26 DRAFT COFFS HARBOUR CITY LOCAL ENVIRONMENTAL PLAN 2000 (AMENDMENT NO. 46) - LANDS ADJOINING BONVILLE GOLF RESORT AND RESIDENTIAL TOURIST LANDS DEVELOPMENT CONTROL PLAN

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**Cr Degens declared a pecuniary interest in the following item, vacated the chamber and took no part in the discussion or voting, the time being 6.03pm.**

The purpose of this report is to inform Council of the outcome of the public exhibition of the documents cited above, relating to a proposed rezoning of land at Bonville Golf Resort.

The report recommends that Council adopt Coffs Harbour City Local Environmental Plan (LEP) 2000 (draft Amendment No. 46), and the revised Residential Tourist Lands Development Control Plan (DCP) which provides planning controls applying to the land identified for rezoning.

**221 RESOLVED** (Palmer/Templeton) that:

1. Council adopt Coffs Harbour City Local Environmental Plan 2000 (Amendment No. 46)
2. In accordance with Section 58 of the Environmental Planning and Assessment Act 1979, Coffs Harbour City Local Environmental Plan 2000 (Amendment No. 46) (as attached to this report) be submitted to the Minister (Planning and Infrastructure) to make the plan.
3. Parties who made a submission to Coffs Harbour City Local Environmental Plan 2000 (Amendment No. 46) be informed of Council's decision.
4. Council adopt the Residential Tourist Lands Development Control Plan (as attached to this report) and that this Development Control Plan comes into force upon making of Coffs Harbour City Local Environmental Plan (Amendment No. 46).
5. The Residential Tourist Lands Development Control Plan be advertised as being adopted in accordance with the Environmental Planning and Assessment Act 1979 and Regulations.
6. Parties who made a submission to the draft Residential Tourist Lands Development Control Plan be informed of Council's decision.

### **AMENDMENT**

**MOVED** (Graham/Arkan) that Council defers consideration of this matter until contaminated lands, infrastructure provision and zoning anomalies are rectified to allow Councillors to make a fully informed decision.

**Cont'd**

**L11/26 Draft Coffs Harbour City Local Environmental Plan 2000 (Amendment No. 46) - Lands Adjoining Bonville Golf Resort and Residential Tourist Lands Development Control Plan ...(Cont'd)**

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

**VOTED FOR**

Cr Arkan  
Cr Graham

**VOTED AGAINST**

Cr Templeton  
Cr Hines  
Cr Knight  
Cr Bonfield  
Cr Rhoades  
Cr Palmer

**AMENDMENT**

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

1. Council adopt Coffs Harbour City Local Environmental Plan 2000 (Amendment No. 46)
2. In accordance with Section 58 of the Environmental Planning and Assessment Act 1979, Coffs Harbour City Local Environmental Plan 2000 (Amendment No. 46) (as attached to this report) be submitted to the Minister (Planning and Infrastructure) to make the plan.
3. Parties who made a submission to Coffs Harbour City Local Environmental Plan 2000 (Amendment No. 46) be informed of Council's decision.
4. Council adopt the Residential Tourist Lands Development Control Plan (as attached to this report) and that this Development Control Plan comes into force upon making of Coffs Harbour City Local Environmental Plan (Amendment No. 46).
5. The Residential Tourist Lands Development Control Plan be advertised as being adopted in accordance with the Environmental Planning and Assessment Act 1979 and Regulations.
6. Parties who made a submission to the draft Residential Tourist Lands Development Control Plan be informed of Council's decision.
7. With the interest of protecting the amenity of Bonville that a codicil be added to Amendment No. 46 for tree planting and landscaping at the DA stage of each lot be undertaken.

**222 RESOLVED** (Templeton/Hines) that the amendment be put.

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

**VOTED FOR**

Cr Arkan

**VOTED AGAINST**

Cr Templeton  
Cr Hines  
Cr Knight  
Cr Bonfield  
Cr Rhoades  
Cr Palmer  
Cr Graham

**Cont'd**

**L11/26 Draft Coffs Harbour City Local Environmental Plan 2000 (Amendment No. 46) - Lands Adjoining Bonville Golf Resort and Residential Tourist Lands Development Control Plan ...(Cont'd)**

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**AMENDMENT**

**MOVED** (Graham/ ) that:

1. Council adopt Coffs Harbour City Local Environmental Plan 2000 (Amendment No. 46)
2. In accordance with Section 58 of the Environmental Planning and Assessment Act 1979, Coffs Harbour City Local Environmental Plan 2000 (Amendment No. 46) (as attached to this report) be submitted to the Minister (Planning and Infrastructure) to make the plan.
3. Parties who made a submission to Coffs Harbour City Local Environmental Plan 2000 (Amendment No. 46) be informed of Council's decision.
4. Council adopt the Residential Tourist Lands Development Control Plan (as attached to this report) and that this Development Control Plan comes into force upon making of Coffs Harbour City Local Environmental Plan (Amendment No. 46).
5. The Residential Tourist Lands Development Control Plan be advertised as being adopted in accordance with the Environmental Planning and Assessment Act 1979 and Regulations.
6. Parties who made a submission to the draft Residential Tourist Lands Development Control Plan be informed of Council's decision.
7. That if development proceeds that there is to be
  - No negative impacts on water quality in Bonville Creek
  - No negative impacts on the koala population at Bonville
  - No off site flooding impacts
  - No cost burden to rate payers for providing water and sewer infrastructure to the development.

The AMENDMENT lapsed in the absence of a seconder.

**AMENDMENT**

**MOVED** (Arkan/ ) that:

1. Council adopt Coffs Harbour City Local Environmental Plan 2000 (Amendment No. 46)
2. In accordance with Section 58 of the Environmental Planning and Assessment Act 1979, Coffs Harbour City Local Environmental Plan 2000 (Amendment No. 46) (as attached to this report) be submitted to the Minister (Planning and Infrastructure) to make the plan.
3. Parties who made a submission to Coffs Harbour City Local Environmental Plan 2000 (Amendment No. 46) be informed of Council's decision.
4. Council adopt the Residential Tourist Lands Development Control Plan (as attached to this report) and that this Development Control Plan comes into force upon making of Coffs Harbour City Local Environmental Plan (Amendment No. 46).

**Cont'd**

**L11/26 Draft Coffs Harbour City Local Environmental Plan 2000 (Amendment No. 46) - Lands Adjoining Bonville Golf Resort and Residential Tourist Lands Development Control Plan ...(Cont'd)**

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5. The Residential Tourist Lands Development Control Plan be advertised as being adopted in accordance with the Environmental Planning and Assessment Act 1979 and Regulations.
6. Parties who made a submission to the draft Residential Tourist Lands Development Control Plan be informed of Council's decision.
7. With the interest of protecting the amenity of Bonville that a codicil be added to Amendment No. 46 for tree planting and landscaping at the DA stage of each lot be undertaken and that this be added to the Development Control Plan.

The AMENDMENT lapsed in the absence of a seconder.

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

**VOTED FOR**

Cr Templeton  
Cr Hines  
Cr Knight  
Cr Bonfield  
Cr Rhoades  
Cr Palmer  
Cr Arkan

**VOTED AGAINST**

Cr Graham

**Cr Degens returned to the meeting, the time being 6.57pm.**

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**ADJOURNMENT OF MEETING**

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The Mayor requested a motion to adjourn the meeting to allow for 4 minute break.

- 223 RESOLVED** (Templeton/Knight) that the meeting be adjourned, the time being 6.57pm.

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**RESUMPTION OF MEETING**

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- 224 RESOLVED** (Templeton/Knight) that the meeting be resumed, the time being 7.02pm.



## CORPORATE BUSINESS DEPARTMENT REPORT

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### CB11/76 STATE PARK RESERVE TRUST

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To seek Council's consent, as Corporate Manager of the State Park Reserve Trust, to proposed changes to the lease of Lot 22 DP 850150 Jordan Esplanade.

#### MOTION

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

1. That this Council supports an application by the Deep Sea Fishing Club for an extension of their lease to a 25 by 25 year timeframe.
2. Payment of the deferred March quarter rental of \$16,703 plus GST by 31 December 2011.
3. Agreement on a new rent review clause that sets a minimum rental structure based on 4% of the statutory land value, to be effective from the rental review due on 1 July 2014 set by the Ministry's granting body.
4. Rental for the three years commencing 1 July 2011 be locked in at \$5,958 per annum plus GST.
5. All costs for the variation of lease documentation and registration be at the Club's expense."

#### AMENDMENT

**225 MOVED** (Bonfield/Knight) that:

1. Council, as Corporate Manager of the State Park Reserve Trust, resolve to recommend to the Minister for Primary Industry that the lease of Lot 22 DP 850150 to the Coffs Harbour Deep Sea Fishing Club Limited be amended by the extension of the existing lease term by ten years up until 30 June 2031 subject to:
  - Payment of the deferred March quarter rental of \$16,703 plus GST by 31 December 2011.
  - Agreement on a new rent review clause that sets a minimum rental structure based on 2% of the statutory land value, to be effective from the rental review due on 1 July 2014.
  - Rental for the three years commencing 1 July 2011 be locked in at \$5,958 per annum plus GST.
  - All costs for the variation of lease documentation and registration be at the Club's expense."
2. Any necessary documents be executed under the Common Seal of Council.

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

Cont'd

**AMENDMENT**

**MOVED** (Degens/ ) that:

1. Forego the March 2011 quarter rent payment in the amount of \$16,703 plus GST.
2. Recommend to the Minister for Lands that she grant to Coffs Harbour Deep Sea Fishing Club Ltd a new lease of 25 year and a 25 year option.
3. That a new lease provide for the existing rent for \$5,958 pa plus GST to remain fixed for the period 1/7/11 to 30/6/14.
4. That from 1/7/14, rent under the new lease be determined 2% of the statutory land value, as adjusted every 3 years with no outgoings.
5. That the Council acknowledges that it is in the clubs intent to seek development application in line with strategic plan intent.

The **AMENDMENT** lapsed in the absence of a seconder.

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

**NOTICES OF MOTION**

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**NOM11/19 OLD MUSEUM**

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**Acting Director Corporate Business declared a non-pecuniary interest in the following item, vacated the chamber and took no part in the discussion or voting, the time being 7.36pm.**

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

- 226 RESOLVED** (Knight/Bonfield) that all activities being undertaken in the old museum be reported to a full council for discussion/decision.

The Acting General Manager took the matter on notice.

**Acting Director Corporate Business returned to the meeting, the time being 7.38pm.**

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**NOM11/20 LOAN FOR PROPOSED ENTERTAINMENT / PERFORMANCE CENTRE**

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

**MOVED** (Knight/Hines) that Coffs Harbour City Council consider a loan of \$7 million to be matched by the State and Federal Governments for the sole purpose of an Entertainment / Performance Centre in the CBD and for Coffs Harbour City Council staff to seek these assurances.

**AMENDMENT**

**227** **MOVED** (Rhoades/Bonfield) that:

1. That a detailed report be brought back to Council outlining the financing structures in obtaining a loan / grant funds for facilitating a performing arts centre at an estimated cost of between \$20 and \$25 million.
2. The report also to outline the costs associated on a yearly basis, based on the facilities completion which would include all overheads and operational costs.

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**.

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**NOM11/21 GORDON STREET PROPERTIES**

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

**MOVED** (Knight/ ) that Coffs Harbour City Council consider when and if the sale of Gordon Street goes through, that the money from the sale go to finishing Brelsford Park making room for an Entertainment Centre.

The **MOTION** lapsed in the absence of a seconder.

**GENERAL MANAGER'S REPORT**

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**GM11/26 2012 LOCAL PUBLIC HOLIDAYS REPORT**

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To advise Councillors and the community that Council will be consulting with relevant stakeholders as to the impact of a local public half day holiday in August 2012 – Race day.

**228** **RESOLVED** (Hines/Arkan) that:

1. Council writes to key stakeholders requesting feedback on the impact of the local public holiday and that public submissions regarding the declaration of a half day public holiday for Race Day are received up until 30 November 2011.
2. A further report is brought back to Council with the outcome of the consultation.

## CITY SERVICES DEPARTMENT REPORT

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### CS11/42 SWITCHED ON COFFS DIGITAL ECONOMIC AND COMMUNITY STRATEGY

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To discuss the lead role Coffs Harbour City Council can play in achieving substantial economic and social outcomes for the region that arise from the digital economy and to recommend the *Switched on Coffs* Digital Economic and Community Strategy for adoption.

**229 RESOLVED** (Bonfield/Graham) that:

1. Council adopt the *Switched on Coffs* Digital Strategy.
2. Council, in accordance with the Strategy, appoint a Councillor as an internal digital champion.
3. A progress report based on the Action Plan from the Strategy be prepared within six months updating Council on the implementation of the Strategy.
4. A further report be prepared discussing the benefits of the Intelligent Communities and IBM Smarter Cities awards and detailing strategies to strengthen Council's applications for these.

### SUPPLEMENTARY MOTION

**230 MOVED** (Bonfield/Arkan) that Councillors Bonfield, Templeton and Graham be appointed as internal digital champions.

## CORPORATE BUSINESS DEPARTMENT REPORTS

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### CB11/69 CENTRAL BUSINESS DISTRICT SPECIAL RATE VARIATION

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To seek Council's endorsement for initial community consultation in relation to the concepts developed by the CBD Special Rate Working Group.

**231 RESOLVED** (Palmer/Bonfield) that:

1. Council, in conjunction with the members of the Working Group undertake initial community consultation to gauge the response to the concepts being developed by the Working Group; and
2. This information be provided back to Council in a report on 15 December 2011.

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**CB11/70 CARAVAN PARKS TOURIST ACCOMMODATION TARIFFS 2012/2013**

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To recommend the Tourist Accommodation Tariffs to be charged during the 2012/2013 period for Park Beach Holiday Park, Sawtell Beach Holiday Park, Woolgoolga Beach Caravan Park and Woolgoolga Lakeside Caravan Park.

**232 RESOLVED** (Palmer/Hines) 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 2012.

**Tariff Review October 2011**

		Current 11/12		Proposed 12/13		% From	% To
Park Beach	Unpowered Site	28.00	40.00	30.00	47.00	7.14%	17.50%
	Powered Site	31.00	50.00	34.00	58.00	9.68%	16.00%
	Ensuite Site	46.00	62.00	50.00	74.00	8.70%	19.35%
	Drive Thru	39.00	56.00	43.00	67.00	10.26%	19.64%
	En Drive Thru	46.00	62.00	52.00	74.00	13.04%	19.35%
	Extra Person	7.00	9.00	8.00	10.00	14.29%	11.11%
	Cabin	63.00	112.00	69.00	133.00	9.52%	18.75%
	Beach Cabin	69.00	118.00	76.00	140.00	10.14%	18.64%
	Studio Cabin	73.00	126.00	80.00	150.00	9.59%	19.05%
	Sunset Studio	102.00	190.00	110.00	225.00	7.84%	18.42%
	Hibiscus Villa	110.00	200.00	120.00	234.00	9.09%	17.00%
	Holiday Villa	117.00	228.00	126.00	250.00	7.69%	9.65%
	Sea Breeze	115.00	219.00	130.00	256.00	13.04%	16.89%
	Beach Villa	123.00	236.00	135.00	275.00	9.76%	16.53%
	Ocean Villa	154.00	310.00	168.00	358.00	9.09%	15.48%
Extra Person	8.00	10.00	9.00	12.00	12.50%	20.00%	

**Tariff Review October 2011**

		Current 11/12		Proposed 12/13		% From	% To
Sawtell	Unpowered Site	28.00	40.00	30.00	47.00	7.14%	17.50%
	Powered Site	31.00	50.00	34.00	58.00	9.68%	16.00%
	Ensuite Site	46.00	62.00	50.00	74.00	8.70%	19.35%
	Extra Person	7.00	9.00	8.00	10.00	14.29%	11.11%
	Cabin	63.00	112.00	69.00	133.00	9.52%	18.75%
	Studio Cabin	73.00	126.00	80.00	150.00	9.59%	19.05%
	Ensuite Cabin	79.00	147.00	86.00	175.00	8.86%	19.05%
	Family Cabin	87.00	166.00	95.00	195.00	9.20%	17.47%
	Hibiscus Villa	110.00	200.00	120.00	234.00	9.09%	17.00%
	Sea Breeze	115.00	219.00	130.00	256.00	13.04%	16.89%
	Beach Villa	123.00	236.00	135.00	275.00	9.76%	16.53%
	Ocean Villa	154.00	310.00	168.00	358.00	9.09%	15.48%
	Extra Person	8.00	10.00	9.00	12.00	12.50%	20.00%

**Cont'd**

**CB11/70 Caravan Parks Tourist Accommodation Tariffs 2012/2013  
...(Cont'd)**

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**Tariff Review October 2011**

		Current 11/12		Proposed 12/13		% From	% To
<b>WBCP</b>	Powered Site	28.00	44.00	30.00	50.00	7.14%	13.64%
	Drive Thru			36.00	54.00		
	Extra Person	7.00	9.00	8.00	10.00	14.29%	11.11%
	Studio/Van	62.00	125.00	68.00	148.00	9.68%	18.40%
	Cabin	78.00	155.00	86.00	182.00	10.26%	17.42%
	Deluxe Studio	88.00	175.00	97.00	205.00	10.23%	17.14%
	Surfside Cabin	99.00	192.00	109.00	225.00	10.10%	17.19%
	Beach View	108.00	198.00	118.00	232.00	9.26%	17.17%
	Ocean View Villa	123.00	236.00	135.00	275.00	9.76%	16.53%
		7.00	9.00	8.00	10.00	14.29%	11.11%

**Tariff Review October 2011**

		Current 11/12		Proposed 12/13		% From	% To
<b>Lakeside</b>	Unpowered Site	23.00	35.00	25.00	42.00	8.70%	20.00%
	Powered Site	26.00	41.00	30.00	50.00	15.38%	21.95%
	Extra Person	7.00	8.00	8.00	10.00	14.29%	25.00%
	Studio Cabin	58.00	86.00	64.00	102.00	10.34%	18.60%
	Lakeside/Palm	83.00	126.00	92.00	147.00	10.84%	16.67%
	Waterview	89.00	138.00	98.00	160.00	10.11%	15.94%
	Banksia	90.00	140.00	99.00	163.00	10.00%	16.43%
	Extra Person	7.00	8.00	8.00	10.00	14.29%	25.00%

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**CB11/71 BANK BALANCES AND INVESTMENTS FOR JULY 2011**

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To list Council's Bank Balances and Investments as at 31 July 2011.

**233 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 seventy one million, four hundred and twenty four thousand, six hundred and thirty four dollars (\$171,424,634) as at 31 July 2011 be noted.
2. The general fund unrestricted cash and investments deficit totaling thirty six thousand, one hundred and eighty two dollars (\$36,182) as at 31 July 2011 be noted.

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**CB11/72      PROPOSED NORTHERN BEACHES MULTI PURPOSE CENTRE AT  
WOOLGOOLGA**

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To advise Council on possible sites for the proposed Northern Beaches Multi Purpose Centre.

**MOTION**

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

1. Council confirm that its preferred site for a Multi Purpose Centre to service the Northern Beaches is West Woolgoolga.
2. Council support fund raising for the Northern Beaches Multi Purpose Centre at Woolgoolga. Endorse grant applications and directly lobby both Federal and State governments to secure an allocation of funds at the appropriate time.
3. Council harness support to bring the Northern Beaches Multi Purpose Centre at Woolgoolga to have it spade ready.
4. The layout of the site be reviewed in conjunction with the determination of the most appropriate access point for the development of the land for sporting facilities and the Multi Purpose Centre.

**AMENDMENT**

**234      MOVED** (Templeton/Bonfield) that:

1. Council notes the report on possible sites for the proposed Northern Beaches Multi Purpose Centre.
2. Council confirms that its preferred site for a Multi Purpose Centre to service the Northern Beaches is the West Woolgoolga site referred to in Council's Sports Facility Plan.
3. The layout of the site be reviewed in conjunction with the determination of the most appropriate access point for the development of the land for sporting facilities and the Multi Purpose Centre.
4. Council support fund raising for the Northern Beaches Multi Purpose Centre at Woolgoolga. Endorse grant applications and directly lobby both Federal and State governments to secure an allocation of funds at the appropriate time.

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**.

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**CB11/73 ACQUISITION OF LAND FOR CONSTRUCTION OF DETENTION BASIN - LOT 513 DP 47453 SPAGNOLOS ROAD, COFFS HARBOUR**

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**Cr Hines declared a pecuniary interest in the following item, vacated the chamber and took no part in the discussion or voting, the time being 8.18pm.**

Report seeking Council approval for the acquisition of land required for the construction of a detention basin at Spagnolos Road, Coffs Harbour

**235 RESOLVED** (Templeton/Palmer) that:

1. Council acquire Lot 513 DP 47453 Spagnolos Road, Coffs Harbour.
2. Council purchases the land on the terms and conditions as detailed in this report.
3. All necessary documents associated with the acquisition of the land be executed under the common seal of Council.
4. The land being acquired by Council be classified as operational land under the provisions of the Local Government Act 1993.

**Cr Hines returned to the meeting, the time being 8.19pm.**

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**CB11/74 VARIATION OF LEASE - COFFS HARBOUR KART RACING CLUB INCORPORATED - EXECUTION UNDER COMMON SEAL OF COUNCIL**

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Seeking authority for execution of a Variation of Lease document, related to the variation of lease between Council and Coffs Harbour Kart Racing Club Incorporated, under the Common Seal of Council.

**236 RESOLVED** (Hines/Templeton) that the Variation of Lease in respect of the leasing of Part Lot 211 DP 805884 being Lot 21 in DP 871704 Phil Hawthorne Drive, Coffs Harbour to Coffs Harbour Kart Racing Club Incorporated be executed under the Common Seal of Council, with all costs being paid for by the Club.

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**CB11/75 COUNCIL MEETING DATES - 2012**

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To seek Councillors' confirmation to set Council's meeting dates for the period January 2012 to December 2012.

**237 RESOLVED** (Palmer/Hines) that:

1. No Council meetings be scheduled for January 2012.
2. The first meeting in 2012 be scheduled for 9 February 2012.
3. Meetings from February to November 2012 are scheduled on the second and fourth Thursday of each month.
4. The last Council meeting for 2012 be held on 13 December.



**Cr Bonfield declared a pecuniary interest in the following item, vacated the chamber and took no part in the discussion or voting, the time being 8.20pm.**

**MOTION**

- 238** **MOVED** (Templeton/Palmer) that item CB11/77 be deferred to closed meeting for confidential discussion.

**Cr Bonfield returned to the meeting, the time being 8.21pm.**

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**REQUESTS FOR LEAVE OF ABSENCE**

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- 239** **RESOLVED** (Hines/Templeton) that Cr Knight be granted leave of absence from Council from 10 and 24 November 2011 meetings.
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**CLOSED MEETING – SECTION 10(A)**

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The Mayor requested a motion to close the meeting to consider a confidential report, the time was 8.22 pm.

- 240** **MOVED** (Templeton/Palmer) that the meeting be closed to the press and public during consideration of the following items:

**CB11/77 - Property - Ceanothus Close and William Sharp Drive, Coffs Harbour**

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

The press and public vacated the chamber.

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**CB11/77 PROPERTY - CEANOTHUS CLOSE AND WILLIAM SHARP DRIVE, COFFS HARBOUR**

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**Cr Bonfield declared a pecuniary interest in the following item, vacated the chamber and took no part in the discussion or voting, the time being 8.22pm.**

To seek Council approval to acquire Lot 120 DP 1067024 and Lot 61 DP 1122285 at Ceanothus Close and William Sharpe Drive, Coffs Harbour.

- 241** **RESOLVED** (Hines/Templeton) that:
1. Council acquires Lot 120 DP 1067024 and Lot 61 DP 1122285 for an amount to be negotiated up to the limit indicated in the amended confidential memo.
  2. The General Manager be delegated authority to acquire the property on behalf of Council and execute the Contract of Sale.
  3. Any necessary documents for the acquisition of the property be executed under the common seal of Council.

**Cont'd**

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**CB11/77 Property - Ceanothus Close And William Sharp Drive, Coffs Harbour ...(Cont'd)**

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4. The property (if acquired) be classified as operational land under the Local Government Act 1993 (as amended).
5. If Council are successful with the purchase of the property, a further report be brought back to Council regarding the sale of the residual sections of the land not required by Council.

**Cr Graham requested that his dissent be recorded against the changes to the attached confidential document.**

**Cr Bonfield returned to the meeting, the time being 8.33pm.**

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**OPEN MEETING**

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The Mayor requested an appropriate motion to enable the meeting to resolve into Open Meeting.

**242 RECOMMENDED** (Hines/Templeton) that the Committee now move into Open Meeting.

The Acting General Manager read to the meeting the resolution of the Closed Meeting.

This concluded the business and the meeting closed at 8.33 pm.

Confirmed: 10 November 2011

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Keith Rhoades AFSM  
Mayor  
Mayor and Councillors