

The following document is the minutes of the Council and Committee Meetings held on Thursday, 25 July 2013. These minutes are subject to confirmation as to their accuracy at the next meeting to be held on 8 August 2013 and therefore subject to change. Please refer to the minutes of the meeting of 8 August 2013 for confirmation.



COFFS HARBOUR CITY COUNCIL
ORDINARY MEETING
COUNCIL CHAMBERS
COUNCIL ADMINISTRATION BUILDING
COFF AND CASTLE STREETS, COFFS HARBOUR
25 JULY 2013

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MATTERS OF AN URGENT NATURE

MUN13/5 Potential flooding and inundation of water into residential 12
houses

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COFFS HARBOUR CITY COUNCIL

ORDINARY MEETING

25 JULY 2013

Present: Councillors D Knight (Mayor), J Arkan, N Cowling, R Degens, G Innes, B Palmer, K Rhoades, M Sultana and S Townley.

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

The meeting commenced at 5.00pm with the Mayor, Cr D Knight 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.

The Mayor reminded the Chamber that the meeting was to be recorded, and that no other recordings of the meeting would be permitted.

DISCLOSURE OF INTEREST

The General Manager/Mayor read the following disclosures of interest to inform the meeting:

Councillor	Item	Type of Interest
Cr Palmer	CS13/39 - Traffic Committee Report No. 3/2013	Pecuniary interest.

PUBLIC ADDRESS

Time	Speaker	Item
5.00pm	Grenville Duce and Peter Wardman	NOM13/8 - Amend the Rural Residential Strategy

CONFIRMATION OF MINUTES

- 172 **RESOLVED** (Sultana/Degens) that the minutes of the Ordinary meeting held on 11 July 2013 be confirmed as a true and correct record of proceedings.

NOTICES OF MOTION

NOM13/8 AMEND THE RURAL RESIDENTIAL STRATEGY

MOTION

- 173 **RESOLVED** (Arkan/Townley) that Council forward allocate the sum of \$150,000 from the 2014/15 budget for the purpose of a Local Environment Study for the West Sapphire, West Kororo and Moonee areas.

AMENDMENT

MOVED (Rhoades/Innes) that Council consider the allocation of funds from the 2014/15 budget for the purpose of a Local Environment Study for the West Sapphire, West Kororo and Moonee areas.

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

DIVISION

A division was duly called for, and those members voting for and against the motion were recorded:

FOR

Cr Rhoades
Cr Palmer
Cr Knight
Cr Innes

AGAINST

Cr Cowling
Cr Sultana
Cr Arkan
Cr Townley
Cr Degens

NOM13/8 - Amend the Rural Residential Strategy (Cont'd)

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

DIVISION

A division was duly called for, and those members voting for and against the motion were recorded:

FOR

Cr Cowling
Cr Sultana
Cr Arkan
Cr Townley
Cr Degens
Cr Palmer

AGAINST

Cr Rhoades
Cr Knight
Cr Innes

NOM13/9 SMOKING EXCLUSION ZONES AROUND CAFES IN THE CITY CENTRE

- 174 RESOLVED** (Townley/Arkan) that CHCC implement a non smoking policy applying to outdoor eating areas in the CBD. An outdoor eating area is each eating area defined by an Outdoor Eating Licence as issued under the Roads Act 1993. The CBD is defined as that area described in CHCC's CBD Masterplan.

GENERAL MANAGER'S REPORTS

GM13/20 MIDROC STRATEGIC PLAN 2013-2017 AND CORPORATION STATUS

This report provides Council with an update on the organisational status of the Mid North Coast Regional Organisation of Council's (MIDROC) and also provides a copy of the Inaugural Strategic Plan as adopted at the MIDROC Board meeting held on 24 May 2013.

MOTION

MOVED (Cowling/Arkan):

1. The Strategic Plan 2013-2017 for the Mid North Coast Regional Organisation of Council's (MIDROC) be noted;
2. The Mayor and General Manager provide periodic reports on outcomes achieved in respect of the MIDROC Strategic Plan;
3. That a report be brought back to Council before the next scheduled meeting of MIDROC a cost benefit analysis as to the previous 14 years achievements in relation to the \$140,000 membership fees paid to date over the 14 years before the decision is made on the corporation decision.

AMENDMENT

175 RESOLVED (Rhoades/Palmer) that

1. The Strategic Plan 2013-2017 for the Mid North Coast Regional Organisation of Council's (MIDROC) be noted;
2. The Mayor and General Manager provide periodic reports on outcomes achieved in respect of the MIDROC Strategic Plan;
3. The formation of a corporation or several corporations to provide regional based advocacy and services on behalf of the Coffs Harbour City Council as part of the Mid North Coast Region be endorsed.
4. That a regular report come back to Council.

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

CITY SERVICES DEPARTMENT REPORTS

CS13/39 TRAFFIC COMMITTEE REPORT NO. 3/2013

To confirm the Minutes of the Traffic Committee Meeting held on Wednesday, 10 July 2013 noting that item T.36 be excluded.

176 RESOLVED (Rhoades/Arkan):

T.34 - Woolgoolga Community Triathlon, Fun Run and Tough Kids Beach Challenge 28-29 September 2013 [3375249]

That the following temporary road closure of Beach Street, Woolgoolga, between Bultitude Street and Pollack Esplanade from 5:30am and 12 noon on Sunday, 29 September 2013, to conduct the Woolgoolga Community Triathlon, Fun Run and Tough Kids Beach Challenge.

The road closure will be advertised and providing no substantive objections are received, the closure be approved subject to the following:

1. The organisers of the Woolgoolga Community Triathlon liaise with affected traders and obtain traders approval.
2. The organisers be responsible for erection of traffic barriers and control of traffic using accredited traffic controllers.
3. The organisers be responsible for all costs associated with the temporary closure, including advertising.
4. Copy of current Public Liability Insurance be submitted.
5. Traffic Management Plan and RMS accredited Traffic Control Plan to be submitted for approval

T.35 - Childcare Centre Traffic Issues at "Drop Off" Zone – 96 Thompson Road, Coffs Harbour ([3391566] R.500530)

That no action be taken for a "No Stopping" zone to be installed west of the ABC childcare centre driveway in Thompsons Road, Coffs Harbour.

T.37 - Signage – St Andrews Drive/Bark Hut Road Woolgoolga ([3393780] R.507930, R.508520)

That approval be given for the installation of a "Give Way" sign, Give Way (TB line) and Double Barrier Lines at the intersection of St Andrews Drive/Bark Hut Road, Woolgoolga as per plan, T.37-2013.

CS13/39 - Traffic Committee Report No. 3/2013 (Cont'd)

T.38 - Harbour Drive, Coffs Harbour and First Avenue, Sawtell - Temporary Road Closure - Buskers Festival ([3428851]R.501520)

That approval be given for the following temporary road closures to conduct the Coffs Harbour International Buskers & Comedy Festival.

- Harbour Drive, Coffs Harbour between Gordon Street and Grafton Street from 6:00 am and 5.00pm on Wednesday, 25 September 2013.
- First Avenue between Boronia Street and Second Avenue, Sawtell on Thursday 24 September 2013 between 4.00pm and 9.00pm.

The road closures will be advertised and providing no substantive objections are received, the closure be approved subject to the following:

1. The organisers of the Buskers Festival liaise with affected traders and obtain traders approval.
2. The organisers be responsible for erection of traffic barriers and control of traffic using accredited traffic controllers.
3. The organisers be responsible for all costs associated with the temporary closure, including advertising.
4. Copy of current Public Liability Insurance be submitted.
5. Traffic Management Plan and RMS accredited Traffic Control Plan to be submitted for approval.
6. Organisers install a temporary bus zone in First Avenue Sawtell following consultation with Sawtell Coaches and Coffs Harbour City Council.

T.39 - 2013 Sawtell Summer Sessions Road Closures.- First Avenue Sawtell ([3428851]R.501520)

That approval be given for the following temporary road closure of First Avenue between Boronia Street and Second Avenue Sawtell between 4.00pm and 9.00pm to conduct the Sawtell Summer Sessions for markets and entertainment on the following Thursdays:

10th October 2013
14th November 2013
12th December 2013
9th January 2014
13th February 2014
13th March 2014

CS13/39 - Traffic Committee Report No. 3/2013 (Cont'd)

The road closures will be advertised and providing no substantive objections are received, the closure be approved subject to the following:

1. The organisers of the markets liaise with affected traders and obtain traders approval including the local bus company.
2. The organisers be responsible for erection of traffic barriers and control of traffic using accredited traffic controllers.
3. The organisers be responsible for all costs associated with the temporary closure, including advertising.
4. Copy of current Public Liability Insurance be submitted.
5. Traffic Management Plan and RMS accredited Traffic Control Plan to be submitted for approval
6. A temporary bus zone be installed in First Avenue north of Second Avenue as alternative to the Ex-Services Club bus zone.

T.40 - Coffs Coast Country Music Muster 1 -7 October 2013 - Coffs Harbour Show Ground, 123 Pacific Highway, Coffs Harbour [3449492]

That approval be given for the following to conduct the Coffs Coast Country Music Muster 1 -7 October 2013 - Coffs Harbour Show Ground 123 Pacific Highway Coffs Harbour:

1. The organisers and officials complying to conditions imposed by the Road and Maritime Services and Police, and take all reasonable measures to reduce obstruction to traffic during the course of the event.
2. The provisions of the Australian Road Rules and relevant legislation being observed.
3. Sufficient qualified marshals be made available to properly control the event.
4. That all residents and affected businesses be notified of the event.

T.41 -Coffs Harbour Triathlon Club – Triathlon Season 2013/2014 Events [3451953]

That approval be given for the use of Marina Drive, Harbour Drive, Hogbin Drive, Arthur Street, and Orlando Street, Coffs Harbour, on Sundays every two weeks from 6:45am – 9:30am from 8 September 2013 to 27 April 2014 to conduct the Coffs Harbour Triathlon Club events for the 2013/14 triathlon season.

1. The organisers and officials complying to conditions imposed by the Road and Maritime Services and Police, and take all reasonable measures to reduce obstruction to traffic during the course of the event.
2. The provisions of the Australian Road Rules and relevant legislation being observed.
3. Sufficient qualified marshals be made available to properly control the event.
4. That all residents and affected businesses be notified of the event.

CS13/39 - Traffic Committee Report No. 3/2013 (Cont'd)

T.42 – BCU Coffs Tri 1 and 2 March 2014 - Traffic Management (IR 3384999)

That approval be given for the following to conduct the Village Sports Second Annual 'BCU Coffs Tri' on Saturday 1st and Sunday 2nd March 2014.

On Saturday 1st March

1. Jordan Esplanade 7.00am to 6.00pm.
2. Harbour Drive Marina Drive to Salamander Street 1.15pm to 3.30pm.
3. Hogbin Drive, Harbour Drive to Orlando Street 1.15pm to 3.30pm.

Sunday 2nd March

1. Jordan Esplanade 5.00am to 2.00pm.
2. Harbour Drive from Marina Drive to Salamander Street 7.15am to 11.00am.
3. Hogbin Drive from the Rugby Club to Orlando Street 7.15am to 11.00am.

And the road closures be advertised and providing no substantive objections are received, the closures be approved subject to the following:

1. The organisers of the event verify they have liaised with affected traders and obtain traders approval including the local bus companies.
2. The organisers be responsible for erection of traffic barriers and control of traffic using accredited traffic controllers.
3. The organisers be responsible for all costs associated with the temporary closures, including advertising.
4. Copy of current Public Liability Insurance be submitted.
5. Traffic Management Plan and RMS accredited Traffic Control Plans to be submitted for approval.

T.43 - Armidale to Coffs Harbour – Earle Page College Coast Run 8 September 2013 [3363182]

That the following be approved for the use of Council roads to conduct the Annual Earl Page College Fun Run between Armidale and Coffs Harbour, between Friday, 7 September and Saturday 8 September 2013, approval subject to:

1. The organisers and officials complying with conditions imposed by the Road and Maritime Services and Police, and take all reasonable measures to reduce obstruction to traffic during the course of the event.
2. The provisions of the Australian Road Rules and relevant legislation being observed.
3. Sufficient qualified marshals are made available to properly control the event.
4. That all residents and affected businesses be notified of the event.

CS13/39 - Traffic Committee Report No. 3/2013 (Cont'd)

T.44 – Movember Hobart to Cairns Walk – 25 November 2013 [3391965]

That approval be given for the use of Council roads to conduct the Movember Hobart to Brisbane Walk between Lyons Road Sawtell and Diggers Beach Road Coffs Harbour between 6.00am and 10.30am on the 25 November 2013, approval subject to:

1. The organisers and officials complying with conditions imposed by the Police, and take all reasonable measures to reduce obstruction to traffic during the course of the event.
2. The provisions of the Australian Road Rules and relevant legislation being observed.
3. Sufficient qualified marshals are made available to properly control the event.
4. That all residents and affected businesses be notified of the event.

Councillor Palmer declared an interest in the following item, vacated the Chamber and took no part in the discussion or voting, the time 6.12pm.

COMMITTEE OF THE WHOLE

The Mayor requested an appropriate motion to enable the meeting to resolve into Committee of the Whole.

- 177 RESOLVED** (Cowling/Innes) that the Committee now move into Committee of the Whole.

T.36 - NRMA Funding Campaign on 6 August 2013 at Harbour Drive Precinct, Coffs Harbour [3430355]

- 178 RECOMMENDED** (Rhoades/Sultana)

1. That no action be taken in relation to item T.36 of the Traffic Committee report in respect to a road closure of Harbour Drive.
2. That Council offer assistance to secure a place for this demonstration as described in T.36 prior to the date of the event.

OPEN MEETING

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

- 179** **RECOMMENDED** (Arkan/Innes) that the Committee now move into Open Meeting and report the findings of the Committee.

Councillor Palmer returned to the Chamber.

- 180** **RESOLVED** (Rhoades/Degens) that the recommendation of the Committee of the Whole be adopted.

CS13/40 COMMITTEE MEMBERSHIP - EASTERN DORRIGO

To recommend to Council appointment of community members to a facility management committee.

- 181** **RESOLVED** (Arkan/Townley) that the following committee members nominations be appointed to the relevant committee:

- Eastern Dorrigo Showground and Community Hall Management Committee
Ms Leisa Maddern, Ms Linda Cochrane and Mr Kym Fritchley

CS13/41 TENDER RFT-593-TO - COFFS HARBOUR CBD MINOR MAINTENANCE, STREET AND FACILITIES CLEANING

- 182** **RESOLVED** (Palmer/Degens):

1. That Council accept the tender of Coffs Professional Group Pty Limited (ACN. 53 125 563 365) for the Coffs Harbour CBD Minor Maintenance, Street & Facilities Cleaning – Contract No. RFT-593-TO for the lump sum price as tendered for Areas A1, A2 & 3, on the basis that:
 - a) The tender is conforming and 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.
2. That the contract documents be completed under Seal of Council.

CORPORATE BUSINESS DEPARTMENT REPORTS

CB13/46 MONTHLY BUDGET REVIEW FOR MAY 2013

To report on the estimated budget position as at 31 May 2013.

- 183 RESOLVED** (Palmer/Innes) that the budget adjustments be approved and the current budget position be noted.

Estimated Budget Position as at 31 May 2013:

	General Account \$	Water Account \$	Sewer Account \$
Original Budget adopted 24 May 2012	308,365 (D)	4,397,830 (D)	3,542,337 (D)
Approved Variations to 30 April 2013	(283,385) (S)	(554,150) (S)	(686,556) (S)
Recommended variations for May 2013	(26,236) (S)	Nil	Nil
Estimated result as at 31 May 2013	<u>(1,256) (S)</u>	<u>3,843,680 (D)</u>	<u>2,855,781 (D)</u>

LAND USE HEALTH & DEVELOPMENT DEPARTMENT REPORTS

L13/21 DEVELOPMENT APPLICATION NO. 393/13 RESIDENTIAL FLAT BUILDING AND DEMOLITION LOT 4, SEC 58, DP 758258, NO. 326 HARBOUR DRIVE, COFFS HARBOUR

The purpose of this report is to advise Council of the outcome of negotiations in relation to Council Resolution No. 134 regarding Development Application 393/13 which is an application for demolition of the existing dwelling on site and construction of a residential flat building. The report recommends conditional approval of the development application.

- 184 RESOLVED** (Arkan/Degens) that
1. That Development Application No. 393/13 for demolition and construction of a four unit Residential Flat Building on Lot 4, Sec 58, DP 758258, No. 326 Harbour Drive Coffs Harbour, be approved subject to conditions as appended to the report (Attachment B3).
 2. That persons who made submissions in relation to the Development Application No. 393/13 be notified of the determination.

**L13/21 - DA No. 393/13 Residential Flat Building and Demolition, Lot 4, Sec 58,
DP 758258, No. 326 Harbour Drive, Coffs Harbour (Cont'd)**

FOR	AGAINST
Cr Rhoades	Nil
Cr Townley	
Cr Palmer	
Cr Degens	
Cr Knight	
Cr Arkan	
Cr Innes	
Cr Sultana	
Cr Cowling	

REQUESTS FOR LEAVE OF ABSENCE

No requests for leave of absence.

MATTERS OF AN URGENT NATURE

MUN13/5 Potential flooding and inundation of water into residential houses.

Councillor Rhoades advised that there is a large tree in Middle Creek (Chinamans Creek), Sawtell, upstream of the bridge in First Avenue, where it meets Lyons Road. Cr Rhoades advised that debris has now banked up and created a dam, and he is concerned that it will backfill and flood houses in Boronia Street, which has happened before when the creek was clear. Cr Rhoades requests that, regardless of who has responsibility for this, the tree needs to be removed.

MUN13/6 Beach erosion at Woolgoolga Surf Club

Councillor Cowling advised that the beach erosion at Woolgoolga Beach near the Surf Club is very dangerous and needs immediate attention as it is getting very close to the Surf Club. Cr Cowling asked whether Council was across it.

The General Manager advised that staff have been liaising with stakeholders but it is difficult to determine what corrective action is needed.

The Director of City Services advised that staff have been talking with representatives from the Surf Club and Marine Park Authority. The issue is around sand nourishment, being able to take sand from one area and moving it to another. The Director advised that it is a complex issue, but staff are working with various groups to do what we can. An information e-mail will be provided to Councillors tomorrow.

QUESTIONS ON NOTICE

No questions on notice.

This concluded the business and the meeting closed at 6.41 pm.

Confirmed: 8 August 2013.

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Denise Knight
Mayor