

The following document is the minutes of the Council and Committee Meetings held on Thursday, 24 May 2012. These minutes are subject to confirmation as to their accuracy at the next meeting to be held on 14 June and therefore subject to change. Please refer to the minutes of the meeting of 14 June 2012 for confirmation.



COFFS HARBOUR CITY COUNCIL
ORDINARY MEETING
COUNCIL CHAMBERS
COUNCIL ADMINISTRATION BUILDING
COFF AND CASTLE STREETS, COFFS HARBOUR
24 MAY 2012

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COFFS HARBOUR CITY COUNCIL

ORDINARY MEETING

24 MAY 2012

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

Staff: General Manager, Director Corporate Business, Director of City Services, Director Land Use, Health & Development, Senior Biodiversity Officer, Manager Land Use Planning, Land Use Planner and Executive Assistant.

Leave of Absence: Councillor W Palmer.

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.

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

The Mayor offered his condolences on the passing of a former Councillor, Bill Wood and Councillor Michael Moran from Nambucca Shire Council and a minute silence was observed.

DISCLOSURE OF INTEREST

There were no disclosures of interest tabled.

APOLOGY

- 116 **RESOLVED** (Arkan/Degens) that an apology received from Councillor M Graham for unavoidable absence be received accepted.

PUBLIC ADDRESS

There were no public addresses

CONFIRMATION OF MINUTES

- 117 **RESOLVED** (Hines/Knight) that the minutes of the Ordinary meeting held on 10 May 2012 be confirmed as a true and correct record of proceedings.

GENERAL MANAGER'S REPORT

GM12/15 OPERATIONAL PLAN REPORTING FOR THE QUARTER ENDED 31 MARCH 2012

To report on the progress of implementation of Council's 2011/2012 Operational Plan.

- 118 **RESOLVED** (Hines/Templeton) that Council:
1. Notes the operational status of Budget Programs for the quarter ended 31 March 2012, as outlined in the body of this report.
 2. Continues to monitor its performance with a view to improving service delivery.

GM12/16 2012/2016 DELIVERY PROGRAM AND 2012/2013 OPERATIONAL PLAN

To present Council's final Draft 2012/2016 Delivery Program, 2012/2013 Operational Plan, Program Budgets 2012/2016 and Fees and Charges 2012/2013. This report recommends the reviewed documents be adopted and implemented from 1 July 2012.

119 RESOLVED (Templeton/Hines) that Council:

1. Adopt the 2012/2016 Delivery Program, 2012/2013 Operational Plan, Program Budgets 2012/2016 and Fees and Charges 2012/2013.
2. Note that the documents are adopted with two budget scenarios in place (one including the CBD Special Rate and one without) and that, following IPART's determination of the special variation application, Council meet as soon as practicable to rescind the redundant scenario.
3. Note that the adopted 2012/2013 Budget is based on a projected deficit of \$308,365 with an undertaking by Council to work to deliver a balanced result by the end of the period.
4. Respond to all who made community submissions, advising them of the outcome of their requests and thanking them for their input.

Councillor Bonfield pointed out that on page 9 where it shows that there were \$53,500 savings in this year's budget, that this related to works from Ulong Showground to Boambee East Community Centre and was discretionary funding of Council, not savings.

CORPORATE BUSINESS DEPARTMENT REPORTS

CB12/37 2012/2013 ENVIRONMENTAL LEVY PROJECTS SCHEDULE

To provide Council with the recommended program of works for the 2012/2013 Environmental Levy Program for inclusion in the 2012/2013 Draft Delivery Program.

120 RESOLVED (Templeton/Knight):

1. That \$62,375 is allocated from the 2012/2013 Environmental Levy Program for Environmental Levy Coordination.
2. That \$198,790 is allocated from the 2012/2013 Environmental Levy Program for Conservation and Sustainable Management of Biodiversity in the Coffs Harbour Local Government Area.
3. That \$195,700 is allocated from the 2012/2013 Environmental Levy Program for Bushland Regeneration.

CB12/37 - 2012/2013 Environmental Levy Project Schedule (Cont'd)

4. That \$100,000 be allocated from the 2012/2013 Environmental Levy Program for Environmental Weed Control Program.
5. That \$119,820 be allocated from the 2012/2013 Environmental Levy Program for Supporting Community Action in the Coffs Harbour LGA.
6. That \$17,862 be allocated from the 2012/2013 Environmental Levy Program for Yarrowarra Giriin Team – Bush Regeneration.
7. That \$9,945 be allocated from the 2012/2013 Environmental Levy Program for Coffs Harbour Community Seedbank Network.
8. That \$19,992 be allocated from the 2012/2013 Environmental Levy Program for Boambee Beach Bush Regeneration.
9. That \$174,500 be allocated from the 2012/2013 Environmental Levy Program for Orara River Rehabilitation Project. This includes an amount of \$50,000 from Coffs Coast Water, which is available subject to works receiving prior approval from Executive Manager, Operations – Coffs Coast Water.
10. That \$19,992 be allocated from the 2012/2013 Environmental Levy Program for Coffs Jetty Foreshore Reserve Follow-up Chemical Weeding.
11. That \$19,150 be allocated from the 2012/2013 Environmental Levy Program for Darrunda Wajaarr Repair to Country High Priority Sites.
12. That \$7,850 be allocated from the 2012/2013 Environmental Levy Program for Monitoring Birds within Community Icon Areas on the Coffs Coast.
13. That \$19,300 be allocated from the 2012/2013 Environmental Levy Program for Remote Camera Surveys for Medium-sized Ground Mammals for Coffs Harbours Coast and Hinterland.
14. That \$25,914 be allocated from the 2012/2013 Environmental Levy Program for Building a Collaborative Management Regime for the Coffs-Boambee Coastal Corridor.
15. That \$18,000 be allocated from the 2012/2013 Environmental Levy Program for Woolgoolga Flying Fox Camp Restoration – Target Weed Maintenance.
16. That \$15,000 be allocated from the 2012/2013 Environmental Levy Program for Coffs Harbour Class 5 Vegetation Map Validation.
17. That \$22,800 be allocated from the 2012/2013 Environmental Levy Program for Building an Information Base at Multiple Scales of the Eucalypts of the Coffs Harbour Region subject to studies being carried out exclusively within the Coffs Harbour Local Government Area.
18. That \$75,000 be allocated from the 2012/2013 Environmental Levy Program for Coffs Harbour Comprehensive Koala Plan of Management Review of Koala Populations in the Southern and Western Precincts.
19. That \$5,400 be allocated from the 2012/2013 Environmental Levy Program for Moonee Reserve Amenity Improvement Project.
20. That \$15,000 be allocated from the 2012/2013 Environmental Levy Program for Education Officer Botanic Garden.
21. That \$2,000 be allocated from the 2012/2013 Environmental Levy Program for Impacts on Fresh Water Systems.

CB12/37 - 2012/2013 Environmental Levy Project Schedule (Cont'd)

22. That \$18,000 be allocated from the 2012/2013 Environmental Levy Program for Coffs Creek Northern Reach Restoration 2030 Project.
23. That \$9,900 be allocated from the 2012/2013 Environmental Levy Program for Buluunggal (Coffs Creek) Interpretive Bush Tucker Trail.
24. That \$7,800 be allocated from the 2012/2013 Environmental Levy Program for Equipment to help our Native Wildlife.
25. That \$8,650 be allocated from the 2012/2013 Environmental Levy Program for Implementation of the Vertebrate Pests Management Strategy.
26. That \$16,500 be allocated from the 2012/2013 Environmental Levy Program for Green Schools Sustainability Fund.
27. That \$11,000 be allocated from the 2012/2013 Environmental Levy Program for Blueberries don't have to make the Catchment Blue – Hearn's Lake Fish Friendly Farms.
28. That \$28,900 be allocated from the 2012/2013 Environmental Levy Program for Our Living Coast Sustainable Living Festival.
29. That \$20,000 be allocated from the 2012/2013 Environmental Levy Program for Coffs Ambassadors Interpretive Tours.
30. That \$10,000 be allocated from the 2012/2013 Environmental Levy Program for Korora Lagoons Aquatic Weed Control Program.
31. That \$5,000 be allocated from the 2012/2013 Environmental Levy Program for Aquatic Biodiversity Survey and Baseline Mapping of Freshwater Crayfish and Aquatic Species of the Mid North Coast.

CB12/38 QUARTERLY BUDGET REVIEW STATEMENT FOR MARCH 2012

To provide the quarterly budget review statement and report on the estimated budget position as at 31 March 2012.

The following attachments are included with this report:

- Attachment A - Budget Review Income and Expenses Statement by Program
- Attachment B - Budget Review Capital Budget
- Attachment C - Budget Review Cash and Investments position
- Attachment D - Budget Review Key Performance Indicators
- Attachment E - Budget Review Contracts and Other Expenses.

121 RESOLVED (Templeton/Knight) that:

1. The Quarterly Budget Review Statements be noted.
2. That the budget adjustments be approved and the current budget position be noted.

Estimated Budget Position as at 31 March 2012:

	General Account \$	Water Account \$	Sewer Account \$
Original Budget adopted 23 June 2011	182,220 (D)	4,897,205 (D)	3,591,600 (D)
Approved variations to December 2011	(196,026) (S)	Nil	Nil
Recommended variations for quarter ending 31 March 2012	7,210 (D)	73,794 (D)	80,000 (D)
Estimated result 2011/12 as at 31 March 2012	<u>(6,596) (S)</u>	<u>4,970,999 (D)</u>	<u>3,671,600 (D)</u>

CB12/39 LOCAL GOVERNMENT REMUNERATION TRIBUNAL

To advise Council of a determination by the Local Government Remuneration Tribunal of fees for councillors and mayors for 2012/13.

122 RESOLVED (Templeton/Hines):

1. That pursuant to the provisions of Sections 248 and 249 of the *Local Government Act 1993*, the annual fee for Councillors be fixed at \$17,060 for the 2012/13 financial year.
2. That an additional annual fee for the position of Mayor be set at \$37,230 for the 2012/13 financial year.

CB12/40 BANK BALANCES AND INVESTMENTS FOR DECEMBER 2011 AND JANUARY 2012

To list Council's Bank Balances and Investments as at 31 December 2011 and 31 January 2012.

123 RESOLVED (Hines/Templeton):

1. That 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 sixty eight million, eighteen hundred and fifty seven thousand, five hundred and forty seven dollars (\$168,857,547) as at 31 December 2011 be noted.
2. That the general fund unrestricted cash and investments totalling seven hundred and eighty thousand, five hundred and fifteen dollars (\$780,515) as at 31 December 2011 be noted.
3. That 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 sixty seven million, forty two thousand, eight hundred and forty five dollars (\$167,042,845) as at 31 January 2012 be noted.
4. That the general fund unrestricted cash and investments totalling seven hundred and sixteen thousand, two hundred and eighty five dollars (\$716,285) as at 31 January 2012 be noted.

CB12/41 ACQUISITION OF COUNCIL LAND BY ROADS & MARITIME SERVICES

The purpose of this report is to obtain approval to accept the compensation offered by the Roads & Maritime Services (RMS) for the compulsory acquisition of three Council parcels of land.

124 RESOLVED (Arkan/Templeton):

1. That Council accept the amount of \$4,600 as full and final compensation for the transfer of Lots 12 DP 733077, Lot 18 DP 1169460 and Lot 72 DP 788215 to the RMS.
2. That Council execute under seal all necessary documents associated with this matter.

CITY SERVICES DEPARTMENT REPORTS

CS12/19 COMMITTEE MEMBERSHIP

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

125 **RESOLVED** (Arkan/Hines) that the following committee member nomination be appointed to the relevant committee:

- Bayldon Community Centre Management Committee
Mr Graham Campbell

CS12/20 YANDAARRA ABORIGINAL CONSULTATIVE COMMITTEE

To seek approval from Council to appoint the Aboriginal Community Development Officer as an official voting member of the Yandaarra Aboriginal Consultative Committee.

126 **RESOLVED** (Degens/Arkan) that Council's Aboriginal Community Development Officer be appointed as an official voting member of the Yandaarra Aboriginal Consultative Committee.

LAND USE HEALTH & DEVELOPMENT DEPARTMENT REPORT

L12/16 DEVELOPMENT APPLICATION 602/12 – SUBDIVISION (BOUNDARY ADJUSTMENT) – LOT 46, DP 833588 AND LOT 441, DP 805307 NO. 386A AND 410 GLENIFFER ROAD, BONVILLE

This report describes Development Application 602/12 for a boundary adjustment.

The properties the subject of the proposed development are Lot 46, DP 833588, No. 386A Gleniffer Road and Lot 441, DP 805307, No. 410 Gleniffer Road, Bonville. Conditional approval of the application is recommended.

127 RESOLVED (Arkan/Templeton):

1. That 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. That Development Application 602/12 for Boundary Adjustment at Lot 46, DP 833588, No. 386A Gleniffer Road and Lot 441, DP 805307, No. 410 Gleniffer Road, Bonville be approved subject to conditions appended to this report (Appendix C).

VOTED FOR

Templeton
Hines
Knight
Bonfield
Rhoades
Arkan
Degens

VOTED AGAINST

L12/17 DRAFT COFFS HARBOUR DEVELOPMENT CONTROL PLAN 2012

The purpose of this report is to:

1. Present the draft Coffs Harbour Development Control Plan (DCP) 2012 (to accompany the draft Coffs Harbour Local Environmental Plan (LEP) 2012) to Council to enable exhibition; and
2. To identify issues where additional strategic work and resource allocation is required.

128 RESOLVED (Templeton/Knight):

1. That Council adopt the draft Coffs Harbour Development Control Plan 2012 as separately appended.

L12/17 - Draft Coffs Harbour Development Control Plan 2012 (Cont'd)

2. That Council in accordance with the provisions of the Environmental Planning and Assessment Act 1979 and Environmental Planning and Assessment Act Regulations 2000, publicly exhibit the draft Coffs Harbour Development Control Plan 2012 for a period of six weeks, concurrent with draft Coffs Harbour Local Environmental Plan 2012.
3. That Council notes that the following matters have been identified during the preparation of draft Coffs Harbour Development Control Plan 2012 and require further investigation:
 - The creation of site specific controls for the lands zoned B6 Enterprise Corridor under draft Coffs Harbour Local Environmental Plan 2012, located (east) adjacent to the Pacific Highway within the South Coffs urban release area.
 - The creation of site specific controls for the lands zoned IN1 General Industry under draft Coffs Harbour Local Environmental Plan 2012, located (west) adjacent to the Pacific Highway within the South Coffs urban release area.
 - A detailed investigation into the effectiveness of the Local Environmental Plan 2000 Environmental Protection 7B Scenic Buffer zone and determine its future status/application.
 - A review of the application of the place management strategies and character statements for Nana Glen/Bucca, Coramba/Karangie/ Upper Orara, Bonville, Lowanna/Ulong and the Coastal and Hinterland Rural Lands.
 - A detailed examination of the existing character statements, and development of appropriate site specific controls for the draft Coffs Harbour Local Environmental Plan 2012 R1 General Residential zoned lands within the local government area.
 - A review of the Moonee Creek Estuary Management Plan, and application to the Moonee Beach Development Control Plan provisions, including but not limited to the buffer requirements for Skinners Creek.
 - That any future Coastal Zone Management Plans and Estuary Management Plans be accompanied by a concurrent Development Control Plan review to establish the most appropriate Development Control Plan controls to meet the objectives of the Plans.
 - A review of Section 94 Contributions Plans be undertaken to establish which lands zoned for open space are to be dedicated to Council, and at what cost, and to liaise with appropriate landowners and State Government authorities.
 - A detailed investigation to establish specific controls that address potential land use conflicts in rural areas.

REQUESTS FOR LEAVE OF ABSENCE

- 129 **RESOLVED** (Templeton/Knight) that Councillors K Hines and J Bonfield be granted leave of absence from Council on 14 June 2012.

MATTERS OF AN URGENT NATURE

MUN12/7 Coffs Harbour Show - Sponsors

Councillor Knight advised that she attended the Coffs Harbour Show recently, and questioned whether Coffs Harbour City Council had sponsored it at all as there was no mention of CHCC in the list of sponsors.

The General Manager took the matter on notice and will confirm details to Councillors by e-mail.

MUN12/8 Pedestrian Crossing - Harbour Drive, Coffs Harbour

Councillor Bonfield asked if the pedestrian crossing in Harbour Drive, from Brelsford Park to Coles, could be moved further east.

QUESTIONS ON NOTICE

QON12/3 ECONOMIC DEVELOPMENT STRATEGY

The meeting noted that a further more detailed report would be brought back to Council on 28 June 2012 regarding the matter.

QON12/4 COFFS HARBOUR CITY CENTRE PLAN - ECONOMIC IMPACT STUDIES

Noted.

This concluded the business and the meeting closed at 6.07pm.

Confirmed: 14 June 2012.

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K D Rhoades, AFSM
Mayor