

The following document is the minutes of the Council and Committee meeting held on 8 May 2014. These minutes are subject to confirmation as to their accuracy at the next meeting to be held on 22 May 2014 and therefore subject to change. Please refer to minutes of 22 May 2014 for confirmation.



COFFS HARBOUR CITY COUNCIL
ORDINARY MEETING
COUNCIL CHAMBERS
COUNCIL ADMINISTRATION BUILDING
COFF AND CASTLE STREETS, COFFS HARBOUR
8 MAY 2014

Contents

ITEM	DESCRIPTION	PAGE
CITY PLANNING REPORTS		
CP14/9	DEVELOPMENT APPLICATION NO. 304/14 - DEMOLITION OF EXISTING BUILDINGS AND CONSTRUCTION OF HOTEL ACCOMMODATION (COMPRISING 83 ROOMS, RESTAURANT AND FUNCTION AREA) AND STRATA SUBDIVISION - LOT 1 DP 1183009 NO. 209 PACIFIC HIGHWAY, COFFS HARBOUR	2
CP14/10	JRPP - ASSESSMENT REPORT FOR DEVELOPMENT APPLICATION NO. 332/14 - LOT 2 DP 607441, 211 PACIFIC HIGHWAY, LOT 31 DP 716388, 1 7 HURLEY DRIVE, LOT 1 DP 616809, 8 TOLHURST PLACE AND LOT 3 DP 607441, PUBLIC RESERVE PACIFIC HIGHWAY, COFFS HARBOUR	3
CP14/11	WOOLGOOLGA TOWN CENTRE MASTERPLAN - PROJECT UPDATE	3
CP14/12	HIGH VALUE HABITATS OF COFFS HARBOUR LOCAL GOVERNMENT AREA - HIGH VALUE ARBOREAL HABITAT	4
CP14/13	REGIONAL WASTE MANAGEMENT COLLECTION CONTRACT	4

ITEM	DESCRIPTION	PAGE
CP14/14	TENDER: ORARA RIVER REHABILITATION PROJECT BUSH REGENERATION TENDER 2014-15 RFT-637-TO	4
CORPORATE BUSINESS DEPARTMENT REPORTS		
CB14/21	QUARTERLY BUDGET REVIEW STATEMENT FOR MARCH 2014	5
CB14/22	BANK BALANCES AND INVESTMENT FOR MARCH 2014	5
COMMUNITY DEVELOPMENT DEPARTMENT REPORT		
CD14/8	EASTERN DORRIGO SHOWGROUND AND COMMUNITY HALL MANAGEMENT COMMITTEE MEMBERSHIP	6
CITY INFRASTRUCTURE SERVICES DEPARTMENT REPORTS		
CIS14/16	SUPPLY AND DELIVERY OF SEALING AGGREGATES 2014-2016, CONTRACT NO. RFT-624-TO	6
CIS14/17	CONTRACT NO. RFT-625-TO - SUPPLY & DELIVERY OF QUARRY PRODUCTS 2014-2016	7
CIS14/18	TENDER RFT-628-TO: SUPPLY OF ONE ASPHALT ROAD MAINTENANCE UNIT ON A CREW CAB 15,000 KG GVM TRUCK	7
CIS14/19	TENDER RFT-630-TO: SUPPLY OF ONE BLOWER TYPE ROAD MAINTENANCE UNIT ON A 22,500 KG GVM TRUCK	7
CIS14/20	COFFS HARBOUR CITY COUNCIL DRINKING WATER POLICY & DRINKING WATER QUALITY MANAGEMENT SYSTEM	8
CIS14/21	NSW WATER SUPPLY & SEWERAGE PERFORMANCE REPORT 2012/2013	8
CIS14/22	RELEASE OF RESTRICTION ON USE - 3B DUNLOP DRIVE, BOAMBEE EAST	8
MATTER OF AN URGENT NATURE		
MUN14/7	Naming of Sporting Fields	9



COFFS HARBOUR CITY COUNCIL
ORDINARY MEETING
8 MAY 2014

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, Director City Infrastructure Services, Director City Planning, Acting Director Community Development, Director Corporate Business and Executive Assistant

The meeting commenced at 5.00 pm 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.

DISCLOSURES OF INTEREST

No disclosures of interests tabled.

APOLOGY

No apologies

PUBLIC ADDRESS

Time	Speaker	Item
5.00 pm	Shaun Lawer, GHD	CP14/9 - Development Application No. 304/14 - Demolition of Existing Buildings and Construction of Hotel Accommodation (Comprising 83 Rooms, Restaurant and Function Area) and Strata Subdivision - Lot 1 DP 1183009 No. 209 Pacific Highway, Coffs Harbour

CONFIRMATION AND ADOPTION OF MINUTES

- 109** **RESOLVED** (Innes/Rhoades) that the minutes of the Ordinary meeting held on 10 April 2014 be confirmed as a true and correct record of proceedings.

CITY PLANNING REPORTS

CP14/9 **DEVELOPMENT APPLICATION NO. 304/14 - DEMOLITION OF EXISTING BUILDINGS AND CONSTRUCTION OF HOTEL ACCOMMODATION (COMPRISING 83 ROOMS, RESTAURANT AND FUNCTION AREA) AND STRATA SUBDIVISION - LOT 1 DP 1183009 NO. 209 PACIFIC HIGHWAY, COFFS HARBOUR**

The purpose of this report is to present Development Application 304/14 for Council's consideration, which is an application for demolition of the existing motel development known as the "Midway Motel" and associated structures and construction of a new hotel accommodation, comprising 83 rooms, associated restaurant and function centre and strata subdivision.

- 110** **RESOLVED** (Arkan/Degens) that:
1. The objection made pursuant to Clause 4.6 of Coffs Harbour Local Environmental Plan 2013 for the variation to the maximum building height under Clause 4.3(2) of Coffs Harbour Local Environmental Plan 2013 be supported in this particular case.
 2. Development Application 304/14 for demolition of existing buildings and construction of hotel accommodation comprising 83 rooms, associated restaurant and function centre and strata subdivision on Lot 1 DP1183009, No. 209 Pacific Highway, Coffs Harbour North be approved subject to conditions appended to this report (Attachment 3).
 3. Persons who made submissions in relation to Development Application No. 304/14 be notified of the determination.

VOTED FOR

Cr Arkan
Cr Cowling
Cr Knight
Cr Degens
Cr Sultana

VOTED AGAINST

Cr Palmer
Cr Townley
Cr Innes
Cr Rhoades

CP14/10 JRPP - ASSESSMENT REPORT FOR DEVELOPMENT APPLICATION NO. 332/14 - LOT 2 DP 607441, 211 PACIFIC HIGHWAY, LOT 31 DP 716388, 1 7 HURLEY DRIVE, LOT 1 DP 616809, 8 TOLHURST PLACE AND LOT 3 DP 607441, PUBLIC RESERVE PACIFIC HIGHWAY, COFFS HARBOUR

Hardware & Building Supplies Premises, Alterations to Vehicle Sales Premises (Stormwater Drainage Works and Boundary Adjustment)
Lot 2 DP 607441, 211 Pacific Highway, Lot 31 DP 716388, 1 – 7 Hurley Drive,
Lot 1 DP 616809, 8 Tolhurst Place and Lot 3 DP 607441, Public Reserve Pacific Highway, Coffs Harbour

To advise Councillors that a development assessment report for Development Application 332/14 has been lodged with the Joint Regional Planning Panel (Northern Region). A copy of the development assessment report that has been provided to the Panel is appended to this report. It is recommended that the content of this report be noted.

111 RESOLVED (Arkan/Palmer) that the content of this report be noted.

The Motion on being put to the meeting was carried unanimously.

CP14/11 WOOLGOOLGA TOWN CENTRE MASTERPLAN - PROJECT UPDATE

To provide Council with an update of progress on the Woolgoolga Town Centre Study Review Masterplan project and to provide findings of the first round of community engagement.

112 RESOLVED (Arkan/Sultana) that:

1. Coffs Harbour City Council note the findings of the Phase One Community Engagement for the Woolgoolga Town Centre Study Review and Masterplan.
2. A draft Woolgoolga Town Centre Masterplan be reported to Council in the second half of 2014.
3. Coffs Harbour City Council review and give consideration to feedback received during the Woolgoolga Town Centre Masterplan that relates to the Woolgoolga Beach Reserve, as part of the public exhibition and consideration of the Plan of Management for Part of Reserve 63076 for Public Recreation and Resting Place and reserve for Public Recreation (Southern section of Woolgoolga Beach Reserve).

CP14/12 HIGH VALUE HABITATS OF COFFS HARBOUR LOCAL GOVERNMENT AREA - HIGH VALUE ARBOREAL HABITAT

To recommend that Council adopt the High Value Arboreal Habitat (HVAH) report and mapped layer for the Coffs Harbour Local Government Area (LGA).

113 RESOLVED (Townley/Palmer) that:

1. Council adopt the attached Data Layer: High Value Arboreal Habitat map (Version 1.1) and Report: High Value Arboreal Habitat of the Coffs Harbour Local Government Area.
2. The submission authors be notified in writing of Council's decision.

CP14/13 REGIONAL WASTE MANAGEMENT COLLECTION CONTRACT

Seek Council approval to engage in discussions with Bellingen and Nambucca Shire Councils for the drafting of a new Regional Waste Collection Tender/Contract.

114 RESOLVED (Arkan/Innes) that Council engages in discussions with Bellingen and Nambucca Shire Councils for the drafting of a new Regional Waste Collection Tender/Contract.

CP14/14 TENDER: ORARA RIVER REHABILITATION PROJECT BUSH REGENERATION TENDER 2014-15 RFT-637-TO

To report on tenders received for contract RFT-637-TO Orara River Rehabilitation Project Bush Regeneration Tender 2014-15 and recommend acceptance of tenders to form a panel of recognised contractors for bush regeneration.

115 RESOLVED (Sultana/Palmer) that:

1. Council lists the following tenderers as recognised contractors for bush regeneration works under Contract RFT-637-TO, Orara River Rehabilitation Project Bush Regeneration 2014-15 for the rates as tendered on the basis that:
 - 1.1 The tenders are the most advantageous following the application of Council's Tender Value Selection System
 - 1.2 The Tenderers have the necessary experience in similar works and their ability and performance have been satisfactory
 - 1.3 The Tenderers financial capacity is acceptable
Coffs Harbour District Local Aboriginal Land Council ABN 64178399734
Coffs Harbour Bushland Regeneration Group ABN 50097299280
EnVITE Environmental Inc ABN 51288461579
Phil Santos ABN 99121311787
2. Contract documents be executed under the Seal of Council.

CORPORATE BUSINESS DEPARTMENT REPORTS

CB14/21 QUARTERLY BUDGET REVIEW STATEMENT FOR MARCH 2014

To provide the quarterly budget review statement and report on the estimated budget position as at 31 March 2014.

116 RESOLVED (Palmer/Sultana) that:

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

Estimated budget position as at 31 March 2014:

	General Account \$	Water Account \$	Sewer Account \$
Original Budget adopted 13 June 2013	426,307 (D)	4,553,442 (D)	3,165,226 (D)
Approved Variations to December 2013	(408,707) (S)	Nil	Nil
Approved Variations for January 2014	Nil	(556,076) (S)	(300,000) (S)
Approved Variations for February 2014	15,000 (D)	Nil	Nil
Recommended variations for quarter ending 31 March 2014	Nil	Nil	Nil
Estimated result 2013/14 as at 31 March 2014	<u>32,600 (D)</u>	<u>3,997,366 (D)</u>	<u>2,865,226 (D)</u>

CB14/22 BANK BALANCES AND INVESTMENT FOR MARCH 2014

To list Council's Bank Balances and Investments as at 31 March 2014.

117 RESOLVED (Degens/Palmer) that:

1. The bank balances and investments totaling (from loans, Section 94 and other avenues that form the restricted accounts and are committed for future works) one hundred and fifty three million, one hundred and ninety thousand, and six hundred and fourteen dollars (\$153,190,614) as at 31 March 2014 be noted.
2. The general fund unrestricted cash and investments totaling one hundred and four thousand, eight hundred and eighty dollars (\$104,880) as at 31 March 2014 be noted.

COMMUNITY DEVELOPMENT DEPARTMENT REPORT

CD14/8 EASTERN DORRIGO SHOWGROUND AND COMMUNITY HALL MANAGEMENT COMMITTEE MEMBERSHIP

To recommend to Council appointment of a community member to the Eastern Dorrigo Showground and Community Hall Management Committee.

- 118 **RESOLVED** (Arkan/Townley) that Ms Cornelia Mundkowski and Ms Cherie Hay be appointed to the Eastern Dorrigo Showground and Community Hall Management Committee.

MOTION

- 119 **MOVED** (Rhoades/Degens) that items CIS14/16, CIS14/17, CIS14/18, CIS14/19 and CIS14/20 are moved as one.

CITY INFRASTRUCTURE SERVICES DEPARTMENT REPORTS

CIS14/16 SUPPLY AND DELIVERY OF SEALING AGGREGATES 2014-2016, CONTRACT NO. RFT-624-TO

To report to Council on tenders received for Contract RFT-624-TO Supply and Delivery of Sealing Aggregates 2014-2016 and seek approval to accept a tender.

- 120 **RESOLVED** (Rhoades/Degens) that:
1. Council award the tender for the Supply & Delivery of Sealing Aggregates 2014-2016, Contract No. RFT-624-TO Holcim Australia Pty Ltd ABN 87 099 732 297 for the rates and sums as tendered. The motion be moved on the basis that:
 - 1.1 The tender received is the most advantageous to Council following the application of Councils Tender Value Selection System.
 - 1.2 The tenderer has the necessary experience, ability and performance.
 2. the contract documents be executed under the Seal of Council.

CIS14/17 CONTRACT NO. RFT-625-TO - SUPPLY & DELIVERY OF QUARRY PRODUCTS 2014-2016

To report to Council on tenders received for Contract RFT-625-TO Supply & Delivery of Quarry Products 2014–2016 and seek approval to re-tender.

121 RESOLVED (Rhoades/Degens) that:

1. Council invite fresh tenders for the Supply & Delivery of Quarry Product 2014-2016, RFT-625-TO, based on the same tender requirements and documentation.
2. The motion be moved on the basis that a panel of pre-qualified tenderers cannot be established due to the tenderers failing to submit conforming offers.

CIS14/18 TENDER RFT-628-TO: SUPPLY OF ONE ASPHALT ROAD MAINTENANCE UNIT ON A CREW CAB 15,000 KG GVM TRUCK

Report to Council the results of going to tender for the replacement of an Asphalt Road Maintenance Unit on a 15,000kg GVM truck and to gain Council approval to accept a tender.

122 RESOLVED (Rhoades/Degens) that Council accepts the tender submitted by Paveline International Pty Ltd ABN 48 098 409 333 for the supply of a new Paveline Cogan Road Maintenance unit mounted on a Hino FG1628 Crew Cab 500 for \$318,349.00 (GST Inclusive).

CIS14/19 TENDER RFT-630-TO: SUPPLY OF ONE BLOWER TYPE ROAD MAINTENANCE UNIT ON A 22,500 KG GVM TRUCK

Report to Council the results of going to tender for the replacement of a Road Maintenance Unit on a 22,500kg GVM truck and to gain Council approval to accept a tender.

123 RESOLVED (Rhoades/Degens) that Council accepts the tender submitted by Paveline International Pty Ltd ABN 48 098 409 333 for the supply of a new Paveline Autopatch Road Maintenance unit mounted on a DAF CF75 truck including selected options for \$423,980.00 (GST Inclusive).

CIS14/20 COFFS HARBOUR CITY COUNCIL DRINKING WATER POLICY & DRINKING WATER QUALITY MANAGEMENT SYSTEM

To inform Council of the outcomes of the public exhibition of the Policy, including revisions made to the Drinking Water Quality Management System in response to submissions.

124 RESOLVED (Rhoades/Degens) that:

1. Council adopt the "Coffs Harbour City Council Drinking Water Quality Policy".
2. Council note the "Coffs Harbour City Council Drinking Water Quality Management System April 2014", developed to support implementation of the Policy.

CIS14/21 NSW WATER SUPPLY & SEWERAGE PERFORMANCE REPORT 2012/2013

To inform Council regarding the comparative performance of Council's systems, as reported in the '2012-2013 NSW Water Supply and Sewerage Performance Monitoring Report'.

125 RESOLVED (Palmer/Townley) that Council note the Performance Monitoring Report and the 2012-2013 NSW Water Supply and Sewerage document in relation to Coffs Harbour's systems.

CIS14/22 RELEASE OF RESTRICTION ON USE - 3B DUNLOP DRIVE, BOAMBEE EAST

To obtain Council approval to execute the necessary documents to release a restriction over 3B Dunlop Drive, Boambee East which was created to restrict building or paving within part of the encumbered property.

126 RESOLVED (Palmer/Arkan) that:

1. Council execute under seal all necessary documents to release the existing restriction on the use of land over Lot 221 DP 1104020.
2. All costs associated with this matter be borne by the owners of Lot 221 DP1104020.

The Motion on being put to the meeting was carried unanimously.

REQUESTS FOR LEAVE OF ABSENCE

- 127 **RESOLVED** (Rhoades/Degens) that Cr Innes be granted leave of absence from Council for the meetings of 22 May 2014, 12 June 2014 and 26 June 2014.
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MATTERS OF AN URGENT NATURE

MUN14/7 Naming of Sporting Fields

Cr Arkan raised the naming of sporting fields.

The Mayor deemed this not an urgent matter and the General Manager advised he would provide an update via email to all Councillors.

QUESTIONS ON NOTICE

No questions on notice.

This concluded the business and the meeting closed at 5.45 pm.

Confirmed: 22 May 2014

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Denise Knight
Mayor