

The following document is the minutes of the Council and Committee meeting held on 8 August 2013. These minutes are subject to confirmation as to their accuracy at the next meeting to be held on 22 August 2013 and therefore subject to change. Please refer to minutes of 22 August 2013 for confirmation.



**COFFS HARBOUR CITY COUNCIL
ORDINARY MEETING
COUNCIL CHAMBERS
COUNCIL ADMINISTRATION BUILDING
COFF AND CASTLE STREETS, COFFS HARBOUR
8 AUGUST 2013**

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COFFS HARBOUR CITY COUNCIL

ORDINARY MEETING

8 AUGUST 2013

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

Staff: General Manager, Acting Director Corporate Business, Director 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.

DISCLOSURES OF INTEREST

No disclosures of interests tabled.

APOLOGY

185 RESOLVED (Arkan/Palmer) that leave of absence as requested from Councillor Rhoades be approved.

PUBLIC FORUM

Time	Speaker	Item
5.00pm	George Mitchell	Re-examine Rezoning Issue, Section 34 of Amendment to the Town Plan

MAYORAL MINUTE

MM13/2 COUNCIL MEETING CANCELLATION

For Council to resolve not to conduct a Council Meeting on Thursday, 12 September 2013.

Background:

Councillors were recently briefed regarding planning for the 2013 World Rally Championship scheduled to be held in Coffs Harbour from the 12 to 15 September 2013. Planning for this event includes an official "Rally Show" (opening) in the City Centre at approximately 4.00 pm on Thursday, 12 September 2013, followed by the Thursday evening Super Special Stage at Brelford Park.

The timing of these events and the fact that the Mayor and other Council Officials will also be involved in these events will make attendance at the normal scheduled Council meeting difficult to say the last.

In light of the importance of this International Event, it is considered that cancellation of the Council meeting is in order.

- 186 RESOLVED** (Knight) that the Council meeting set down for Thursday, 12 September 2013, be cancelled.

CONFIRMATION AND ADOPTION OF MINUTES

- 187 RESOLVED** (Arkan/Degens) that the minutes of the Ordinary meeting held on 25 July 2013 be confirmed as a true and correct record of proceedings.

NOTICE OF MOTION

NOM13/10 FRINGE BENEFITS TAX

- 188 RESOLVED** (Arkan/Degens) that this motion be deferred due to the uncertainty of the Federal Government election result.

LAND USE HEALTH & DEVELOPMENT DEPARTMENT REPORTS

L13/22 CONTAMINATED LAND MANAGEMENT POLICY

For Council to adopt the Contaminated Land Management Policy.

189 RESOLVED (Palmer/Townley) that:

1. Council adopts the appended Contaminated Land Management Policy.
2. Council repeals the Agricultural Chemicals Residue Policy (1994).

L13/23 DRAFT COFFS HARBOUR DEVELOPMENT CONTROL PLAN 2013 - ADDITIONAL COMPONENTS AND MINOR AMENDMENTS

To recommend that Council adopt the following additions and amendments to draft Coffs Harbour Development Control Plan (DCP) 2013:

1. a proposed new component that addresses contaminated land management (Component D2 Contaminated Land Management) (Attachment 1);
2. a proposed new component that addresses flooding and coastal hazards (Component D3 Flooding and Coastal Hazards) (Attachment 2); and
3. provisions for autonomous (or on-site renewable) energy generation (within Component B1 Subdivision Requirements), along with minor amendments to other components: A1, B2, C1, C2, C7, C8, E2, E3, E5, E7, E8, E9, E10, E11, E12, E13 and E14 (Attachment 3).

It is further recommended that Component E15 Tourist Development Precincts be held and reported to Council on the completion of the Dress Circle Planning Proposal.

190 RESOLVED (Sultana/Degens) that:

1. Council adopt Component D2 Contaminated Land Management (Attachment 1), being an additional component to Coffs Harbour Development Control Plan 2013.
2. Council adopt Component D3 Flooding and Coastal Hazards (Attachment 2), being an additional component to Coffs Harbour Development Control Plan 2013.
3. Council adopt the provisions for autonomous (or on-site renewable) energy generation within Component B1, along with minor amendments to other components: A1, B2, C1, C2, C7, C8, E2, E3, E5, E7, E8, E9, E10, E11, E12, E13 and E14 (Attachment 3).
4. A further report, jointly addressing Component E15 Tourist Development Precincts and the Dress Circle Planning Proposal (PP_2013_Coffs_001_00), be presented to Council.

L13/24 LOCAL FOOD FUTURES PROJECT - EVALUATION AND FINAL REPORT

The purpose of this report is to inform Council on the evaluation and final report for the NSW Environmental Trust grant funded Local Food Futures Project.

- 191 RESOLVED** (Townley/Arkan) that Council notes the successful completion of the Local Food Futures Project and the significant outcomes that it has generated for the local community.

L13/25 OUR LIVING COAST REGIONAL SUSTAINABILITY INITIATIVE - FINAL INDEPENDENT EVALUATION

This report gives an overview of the key outcomes and recommendations from the final independent evaluation of the Our Living Coast Regional Sustainability Initiative (OLC).

The \$2 million OLC project was approved by the NSW Environmental Trust on 24 December 2009 and project work commenced in January 2010. This report is submitted to inform and for Council to note.

- 192 RESOLVED** (Palmer/Arkan) that Council note the independent evaluation report and the final project report for the Our Living Coast Regional Sustainability Initiative and acknowledge the significant impact that this project has had on regional sustainability across the Mid North Coast.

Cr Innes arrived at this point, the time being 5.28pm.

CORPORATE BUSINESS DEPARTMENT REPORTS

CB13/47 BANK BALANCES AND INVESTMENT FOR JUNE 2013

To list Council's Bank Balances and Investments as at 30 June 2013.

- 193 RESOLVED** (Palmer/Degens) 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 sixty nine million, six hundred and forty two thousand, four hundred and thirty six dollars (\$169,642,436) as at 30 June 2013 be noted.
 2. The general fund unrestricted cash and investments totaling two million, one hundred and seventy one thousand, and seventy four dollars (\$2,171,074) as at 30 June 2013 be noted.

CB13/48 MONTHLY INTERIM BUDGET REVIEW FOR JUNE 2013

To report on the estimated interim budget position as at 30 June 2013.

194 RESOLVED (Arkan/Innes) that:

The budget adjustments be approved and the current budget position be noted.

Estimated Interim Budget Position as at 30 June 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 31 May 2013	(309,621) (S)	(554,150) (S)	(686,556) (S)
Recommended variations for June 2013	Nil	Nil	Nil
Estimated interim result as at 30 June 2013	<u>(1,256) (S)</u>	<u>3,843,680 (D)</u>	<u>2,855,781 (D)</u>

CB13/49 LEASE: AIRSIDE FUEL BOWSER SITE, LOT 10 DP790102 - EXECUTION OF LEASE DOCUMENTS UNDER COMMON SEAL OF COUNCIL

Seeking authority for the execution of a lease between Coffs Harbour City Council as the registered proprietor of Lot 10 in DP 790102 to Arcav Pty Limited ACN 096 269 251 under the Common Seal of Council.

195 RESOLVED (Arkan/Degens) that:

1. The Council as registered proprietor Lot 10 in DP790102 (the demised premises) authorises the lease of the demised premises to Arcav Pty Limited ACN 096 269 251 for a period of 5 (five) years and subject to the standard terms and conditions of Coffs Harbour City Councils airport leases.
2. That any necessary documents required to give effect to the lease of Lot 10 in DP790102 to Arcav Pty Limited ACN 096 269 251 be executed under the common seal of Council.

CITY SERVICES DEPARTMENT REPORT

CS13/42 CONTRACT NO. RFT-600-TO: CASTLE STREET CAR PARK SUPPLY & INSTALLATION OF LIFTS

To report on tenders received for Contract No. RFT-600-TO Castle Street Car Park supply and installation of lifts and to gain Council approval to accept a tender.

196 RESOLVED (Arkan/Innes) that:

1. Council accept the tender of Kone Elevators Pty Ltd, ABN 47 000 142 423, for the Lump Sum amount of \$347,930, inclusive of GST on the basis that:
 - a) The tender 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 its ability and performance are satisfactory
 2. The contract documents be executed under the Seal of Council.
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REQUESTS FOR LEAVE OF ABSENCE

197 RESOLVED (Arkan/Palmer) that Cr Sultana and Cr Degens be granted leave of absence from Council for 22 August 2013 meeting.

MATTERS OF AN URGENT NATURE

No matters of an urgent nature.

QUESTIONS ON NOTICE

No questions on notice

This concluded the business and the meeting closed at 5.39pm.

Confirmed: 22 August 2013

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Denise Knight
Mayor
