

# **COUNCIL** **Business Paper**



**LISMORE**  
*City Council*

**MAY 1, 2001**



## **NOTICE OF COUNCIL MEETING**

An ORDINARY MEETING of LISMORE CITY COUNCIL will be held at the **Coffee Camp Community Hall**, Nimbin Road, Coffee Camp on TUESDAY, **MAY 1, 2001**, at 6.30pm and members of Council are requested to attend.

Councillors are requested to attend at 6.00pm to meet local residents informally prior to the meeting.

(Ken Gainger)  
**GENERAL MANAGER**

April 24, 2001

# **COUNCIL BUSINESS AGENDA**

May 1, 2001

## **PUBLIC ACCESS SESSION:**

**PAGE NO.**

**PUBLIC QUESTION TIME:**

**OPENING OF MEETING AND PRAYER (MAYOR):**

**APOLOGIES AND LEAVE OF ABSENCE**

**CONFIRMATION OF MINUTES – Ordinary Meeting 10/4/01**

**CONDOLENCES**

**DISCLOSURE OF INTEREST**

**MAYORAL MINUTES**

**NOTICES OF RESCISSION**

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(Consideration of the Suspension of Standing Orders to debate matters raised during Public Access).

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**QUESTIONS WITHOUT NOTICE**

**CONFIDENTIAL MATTERS - COMMITTEE OF THE WHOLE**

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**NOTICE OF RECISSION MOTION**

I hereby give notice of my intention to move at the next meeting of the Council the following Rescission Motion:

**Rescind the Mayoral Minute passed at the meeting of the 10<sup>th</sup> April, 2001, which moved:**

- 1. Applications for Registration of Interest (ROI) be called forthwith.**
- 2. Applicants be advised that the process will be a step-by-step process and construction may be staged over a number of year and the ROI be worded to reflect this concept.**
- 3. Council confirm the Memorial Baths site is the preferred option for a new aquatic facility incorporating a new olympic sized pool.**

<b>COUNCILLORS</b>	John Hampton	<b>DATE</b>	18/4/01
	Brian Suffolk		
	Bob Gates		

**COMMENT BY MAYOR BOB GATES:**

The rescission motion has been introduced to delay calling ROI until some funding options have been examined.

(01-5702: T21004)

**NOTICE OF MOTION**

I hereby give notice of my intention to move at the next meeting of the Council the following motion:

**That Council commence construction of the additional carparking in Nimbin at the earliest opportunity, regardless of pedestrian access issues being resolved.**

**COUNCILLOR** D J Roberts

**DATE** April 12, 2001

**Staff Comment By Manager-Client Services:**

Council at it's meeting of June 27, 2000 resolved as follows:-

155/00 **RESOLVED** that –

- 1 That Council proceed to develop a staged plan for the construction of the carpark from the southern end to a point clear of the existing School buildings at a total project cost of \$175,000 to include through vehicular access to Cullen Street as detailed in the Section 94 Plan.
- 2 That Council works to the value of \$60,000 be carried out in 2000/2001 utilising the funds from the Cullen Street Calming Reserve, Car Parking Reserve and Nimbin Street Trees Section 94 funds to include linemarking, erection of a 1.8 m chain mesh fence with lockable pedestrian gates and beautification works to a minimum value of \$3,900.
- 3 That a financial plan be developed to provide the necessary funds in future years for the work to take place in viable units of no less than \$60,000.
- 4 That Council install a low-cost slow point and pedestrian refuge, approximately 12m south of the existing crossing. (estimated Cost \$4,000).
- 5 The construction of the carpark be conditional upon Council obtaining a Right-of-Way to the street to serve the northern end of the carpark.

In accordance with Clause 5 of the above resolution Client Services were negotiating with Jenkins & Gear to provide a walkway between the car park & Cullen Street. While this was originally progressing well the solicitor acting for Jenkins & Gear formed the view that there was an opportunity to charge Council \$10,000.00 for a licence to use the footway.

This charge did not form part of the original negotiations and was considered excessive. These negotiations were terminated and discussions were entered into with the owner of the Museum site.

At this time these new negotiations look very promising as the site owner is very keen to assist Council with both the car park and the footpath linkage.

I stress that the negotiations are still at an early stage as the owner has been overseas until Easter.

## **LISMORE CITY COUNCIL - Meeting held April 12, 2001**

### **Notice of Motion – Nimbin Carpark**

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A site meeting has been arranged for next week and a further update will be provided prior to the Council meeting. I strongly support the motion as proposed as this would enable the car-park construction to commence this financial year.

#### **Group Manager – City Works:**

The preferred engineering option is to build the whole carpark as one project; the rationale being -

1. This approach makes best use of the available funds and equipment.
2. Each time Council Staff carry out a small section of work, it is necessary to go through a community consultation process as details will have changed since the project was last agreed upon.
3. Loan funding would be a suitable method of financing the work.
4. There is no real reason why the road construction cannot be undertaken at the same time as negotiation of the "Right-of-Way".

(01-5404: P16044)

**NOTICE OF MOTION**

I hereby give notice of my intention to move at the next meeting of the Council the following motion:

**That Council prepare and submit an application aimed at gaining Federal Government funding (under the Networking the Nation scheme) towards the cost of erecting a mobile phone transmitter tower at Mt Nardi.**

**If the application is successful then the matter be brought back to Council for re-evaluation and final determination.**

**In the meantime Council investigates funding options to meet the \$10,000 cost including the possibilities of a contribution from Council's budget allocation to economic development, from neighbouring councils where the benefit will be shared and from the communities that will directly benefit from the service.**

**COUNCILLORS** David Tomlinson  
Diana Roberts

**DATE** 13/4/01

**Comments:**

At its last meeting Council deferred a similar recommendation from staff until more information on the Dunoon Optus DA was available.

This motion will allow this additional information to be presented to Council. It will also give the go-ahead for work to start on possible NTN funding for a tower at Mt Nardi that will allow Lismore and in particular Dunoon, Nimbin and The Channon to gain some benefit from the sale of Telstra – a company that we once all owned.

At present mobile phone coverage in these areas varies from extremely poor to non-existent, a fact that adversely affects business and the rest of the community. Safety issues including communications during floods and bushfires are also relevant.

Under NTN the Federal Government has allocated \$400 million from the Telstra sale towards helping rural communities gain some equity in the provision of the new technologies that are emerging. It is likely that this programme will end at the next Federal election – due sometime later this year. This is our last opportunity to apply for this type of funding and the application must be submitted before August.

The cost of erecting the towers varies considerably but can be as high as \$450,000. Half this cost is to be met by a carrier, \$10,000 must be provided by the applicant (Council) and the rest is to be provided under the NTN scheme.

There are a number of requirements which we have to meet to complete the application process but I am told that these are not too difficult and could easily be met by our staff. We also have to get a carrier interested in providing the service.

## **LISMORE CITY COUNCIL - Meeting held May 1, 2001**

### **Notice of Motion – Proposal for Mobile Phone Transmitter Tower at Mt. Nardi**

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The cost is an issue for Council. However, the following points are worth mentioning:

1. It is a one-off cost with no recurring liability.
2. We may be able to recoup all or at least some of it from the community and other councils.
3. It is an excellent and cost-effective way for Council to promote economic development and to assist the development of local business.
4. It will assist fire fighters, the SES and local community generally in times of emergency.
5. We are not liable for the \$10,000 until an application has been submitted, a carrier has agreed to build the tower, we are offered funding by NTN and we sign up. The money is not payable until the tower is complete.
6. A \$10,000 outlay to encourage an investment of up to \$500,000 in infrastructure that has long-term benefits to business and the community is the way we should be going to this area.
7. So far there have been 30 applications for improved mobile phone coverage in NSW, 28 of them have been from rural councils.

**COUNCILLOR** David Tomlinson

**DATE** 12/4/01

#### **STAFF COMMENT BY MANAGER-PLANNING SERVICES:**

Optus has been given 14 days to provide additional information on its proposal; such information includes (but is not limited to) a detailed statement on the feasibility of locating a base station at Mt. Nardi and the area of coverage provided by a tower at Mt. Nardi. If the Mt. Nardi site is not considered practical an explanation is to be provided. It is unlikely that a written response will have been received by the time of the Council meeting, but if it is available it can be provided to Councillors.

Initial verbal responses by the applicant and Optus are that the Mt. Nardi site is not suitable for the technology and coverage desired.

(01-5504: D01/113,S158)

## LISMORE CITY COUNCIL - Meeting held May 1, 2001

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**Subject/File No:** NSW RURAL FIRE SERVICE – TRANSFER OF FIRE CONTROL OFFICERS (RJC:VLC:S100)

**Prepared By:** Fire Control Officer, Ray Collyer

**Reason:** To present to Council the proposed Service Level Agreement between the Rural Fire Service and Lismore City Council.

**Objective:** Council to ratify the Service Level Agreement.

**Management Plan Activity:** Bushfire Services

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### **Background:**

Since 1949 when the then *Bushfire Act* was gazetted, the NSW Rural Fire Service and Local Government Councils have jointly administered the operations and functions of the rural fire fighting resources and brigades within New South Wales.

Over the years this arrangement has proved, in a majority of cases, to be an amicable arrangement, providing a reliable and cost-efficient emergency service for the residents of rural communities within New South Wales.

Over recent years the functions and role of the NSW Rural Fire Service (RFS) has changed dramatically which has in some instances caused friction between Local Government and the RFS. The main cause of concern was the dual accountability of the Fire Control Officer who was operationally responsible to the Commissioner of the RFS and also responsible to the General Manager of the local Council in an administrative role.

### **Current Position**

The introduction of the *Rural Fires Act, 1997* which replaced the *Bushfires Act, 1949* mooted changes to this original arrangement. Recent amendments to the RFS Act have been enacted for the imminent transfer of all salaried staff of the NSW Rural Fire Service to State Government employment, effective from July 1, 2001. This effectively removes the dual accountability of Fire Control Officers that had created problems in the past.

As a consequence of this dramatic change, there is now a requirement to define the roles and responsibilities of the Local Government Council as the Local Land Managing Authority, and the NSW Rural Fire Service as the combat agency for the control and suppression of fires and emergencies within each Local Government area.

To formalise the arrangement and ensure all parties have a firm understanding of their functional role in the future administration and operations of the Rural Fire Service in the Lismore City Rural Fire District, a Service Level Agreement is required to be drawn up and ratified by both parties.

Drafts of this document have been circulated widely within Local Government and Rural Fire Service Districts over several months and the generic document that was produced as a consequence of this exposure requires the inclusion of details specific and relevant to each Council area. In short, the Service Level Agreement merely outlines the services and duties to be carried out on a daily basis in the Lismore Rural Fire District. The response and service delivery for emergencies involving residents of the Lismore City Council area will not be affected.

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## **LISMORE CITY COUNCIL - Meeting held May 1, 2001**

### **NSW Rural Fire Service – Transfer of Fire Control Officers**

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The specific details of the Service Level Agreement outlines the roles of the *Rural Fires Act, 1997* for both parties. Council's role as a land manager remains unchanged except to say the responsibility for enforcing and actioning Section 66 Notices (removal of vegetation considered to be a bushfire hazard), specifically remains a Council responsibility.

The Service Level Agreement is designed to ensure both parties reach a common and efficient agreement. A Liaison Committee is required to be formed and ratified by Council to monitor the effectiveness of the agreement.

It is required that the Liaison Committee should consist of –

- two (2) Councillors;
- the General Manager, or his/her delegate;
- one (1) RFS Volunteer;
- one (1) salaried staff member of the RFS; and
- the Fire Control Officer, as Executive Officer.

To ensure the Fire Control Officer can effectively carry out the functions of the position, certain functions of Council, as detailed in Annexure A, are required to be delegated by the General Manager.

#### **Manager - Finance & Administration Comments**

My understanding of the situation is that once Council enters into a Service Level Agreement the Fire Control Officer becomes an employee of the NSW Rural Fire Service and Council's role will be purely to provide the infrastructure.

While this may be an 'over simplification', this is basically the outcome of the Agreement.

From a financial perspective, there is to be no change in what costs are subsidised but there will be an increase in Council's contribution rate. At the moment we contribute 12.3% or \$82,400, towards the majority of costs for the Lismore Service. As a result of the Agreement, this will automatically be increased by 1% to at least \$83,200. It should be noted that the contribution amount may also change as a result of other factors.

As the Agreement is new, there are bound to be issues that will arise during its operation which have been missed or are inadequately addressed. Consequently, it is agreed that the Agreement should have a clause which provides for a review to be undertaken after 12 months.

**Public Consultations**    N/A

#### **Other Group Comments**

##### **Group Manager – City Works:**

There has been much discussion and comment about this change. The Local Government Association has issued a circular on the matter. Unfortunately, many of the points raised are either not relevant or already covered by the Agreement. The Association held an open meeting to discuss these issues on April 20, 2001 in Sydney and a new circular is expected in the near future.

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## **LISMORE CITY COUNCIL - Meeting held May 1, 2001**

### **NSW Rural Fire Service – Transfer of Fire Control Officers**

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The physical changes to the system are minimal.

The only real difference is that Ray Collyer will become a State Government employee who will manage Council's Rural Fire Service operation. The details of how this will happen are contained in the attached Service Level Agreement which commits Council for a 12-month period.

I can see **NO** problems with the change while ever Ray Collyer remains as the Fire Control Officer for the Lismore City Council area; virtually everything will remain the same with only minor operational changes. The whole system could change dramatically if or when Ray ever left this position. Council would then have a new Government employee controlling its Rural Fire Service.

Council will have only limited input into the selection and employment of this person.

The ideal solution would be for Council's member on the selection committee to have the power of veto to any appointment if the appointment did not appear to be in the best interests of Lismore City Council.

Clearly the Government would not be in favour of this solution. However, it does highlight the need for Council to have substantial input into the selection of Rural Fire Service Staff who will be responsible for the operation of Council's Rural Fire Service.

At the present time we are being asked to sign the agreement for a period of 12 months and should be sufficient time to sort out any organisational issues that need clarifying or modification in future Agreements.

The formation of a Liaison Committee to co-ordinate the transfer is a sound step in the right direction. At present Cr Brian Suffolk is Council's Rural Fire Service Representative and Cr Ken Gallen has been involved at the Executive level in formulating the current Agreement. Both Councillors are logical choices for this Committee.

The General Manager also needs to nominate his representative.

Council and the General Manager must ensure that the delegation necessary to effectively operate the Rural Fire Service on Council's behalf is signed and suitably displayed. The need to have these delegations passed on to the Rural Fire Service would, in the short-term, give Council the opportunity to exert considerable influence on the administration of the Rural Fire Service should it ever become necessary.

**Author's Response to Comments from Other Staff**      Noted

#### **Conclusion**

The Service Level Agreement, as presented, will effectively formalise the close working arrangement between the NSW Rural Fire Service and Lismore City Council.

The Volunteers will continue to provide a first class emergency service and be trained and equipped to perform their duties in a safe and efficient manner.

Currently the Lismore District has an Executive Committee of Group Officers elected by the Brigades who meet on a monthly basis. Two (2) members of this Committee, Messrs Arthur Elledge and James Chamberlain, have indicated their willingness to be members

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# LISMORE CITY COUNCIL - Meeting held May 1, 2001

## NSW Rural Fire Service – Transfer of Fire Control Officers

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of the Liaison Committee as required by the Service Level Agreement and, together with the Fire Control Officer, will represent the Rural Fire Service.

### **Recommendation** (WOR3)

1. That Council ratify the Service Level Agreement.
2. That the document be executed under the common seal of Council.
3. That Council nominate two (2) Councillors and the General Manager (or his delegate) as members of the Liaison Committee; the two Councillors being –

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## LISMORE CITY COUNCIL - Meeting held May 1, 2001

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**Subject/File No:** REPLACEMENT OF COUNCIL PLANT - V100 – QUARRY DUMP TRUCK – VOLVO R32 (GP:CD:T21012)

**Prepared By:** Quarry Manager – Geoff Pisani

**Reason:** To inform Council of replacement purchase of major plant item

**Objective:** To seek Council approval for the replacement of one Rigid Quarry Dump Truck

**Management Plan Activity:** Quarry

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### **Background:**

Tenders closed Tuesday, March 13, 2001 for the supply and delivery of one Rigid Quarry Dump Truck and the trade-in of the following plant item:

- **V100, 1991 Volvo R32,** Rigid Quarry Dump Truck.

Lismore City Council purchased the existing Quarry Dump Truck in May 1991, for the purpose of transporting raw materials from the quarry face to the crushing plant for processing and stockpiling at Council's Quarry operation at Blakebrook.

The existing vehicle currently has in excess of 14,000 operating hours accrued and is rapidly approaching the end of its economic life. Continued operation of this vehicle will be at the risk of major component failure and subsequent overhaul, incurring considerable costs and excessive downtime to the quarry.

The loading tool currently in use at the quarry for the purpose of loading the dump truck is a Caterpillar 966F-11 (V210), purchased by Council in March 1999. It is essential that the proposed new vehicle is compatible with and capable of being loaded to capacity by V210.

### **Proposal**

This proposal will evaluate two options to Council, either a cash purchase option or an operating lease option. The operating lease will be a fixed price agreement with the supplier for a period of eight years.

Also shown is a service and maintenance agreement, which is available to either option and fixed for the term of the contract. The servicing and maintenance agreement will cover all scheduled servicing, repairs, overhauls etc, for the term of the lease including parts, labour, lubricants, excluding fuel, tyres and operator costs.

### **Tendered Vehicle Details**

The following is a list of vehicles and suppliers who have submitted tender documents.

<b>Vehicle</b>	<b>Supplier</b>
1. Euclid R32C	Hitachi Construction Equipment Pty Ltd
2. Terex TR35	Ammesa Pty Ltd
3. Komatsu HD325-6	NS Komatsu Pty Ltd
4. Caterpillar 769D	Gough & Gilmore Holdings Pty Ltd

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5. Terex TR40

Ammesa Pty Ltd

# LISMORE CITY COUNCIL - Meeting held May 1, 2001

## Replacement of Council Plant – V100 – Quarry Dump Truck Volvo R32

The following table summarises details of the vehicles tendered.

(Table 1)

Supplier	Hitachi Const. Machinery Australia	Ammesa Pty Ltd	N S Komatsu Pty Ltd	Gough & Gilmore Holdings Pty Ltd	Ammesa Pty Ltd
Make & Model	Euclid R32 C	Terex TR 35	Komatsu HD 325-6	Caterpillar 769D	Terex TR 40
Source	Poland	Scotland	Japan	USA	Scotland
Payload (tonne)	32.6	31.75	36.5	37.9	36.3
Engine Make	Volvo	Cummins	Komatsu	Cat	Cummins
Model	TD 122 KFE	M11	SAA6D 140E	3408E	N14 C475
Net Power (kW)	286	238	364	362	331
Gross Power (Kw)		261	379		354
Transmission	Allison CLBT-754	Allison CLBT - 754	Komatsu	Cat	Allison
Net Weight (tonnes)	24.305	23.25	28.7	31.25	35.9
Load Height	2.86	3.025	3.2	3.143	3.2

### 1. Euclid R32 C

#### Supplied by Hitachi Construction Machinery ( Australia) Pty Ltd

The Euclid R32 C rigid body dump truck is manufactured by Euclid and imported from their factory in Poland by Hitachi Construction Equipment (Australia) Pty Ltd. The vehicle currently in operation at the quarry (V100) is in fact the superseded model of the vehicle on offer from Hitachi. The latest model Euclid, however, has had transmission upgrades in addition to other component modifications.

Spare parts for this unit are available through Hitachi's Brisbane facility, with support from Perth and a Centre of Excellence for the Euclid product range based in Muswellbrook NSW. Six Field Service Technicians are based at the Brisbane depot and another in Coffs Harbour.

The unit is compatible with the Caterpillar 966F floor loader currently in operation at the quarry and can capably be loaded to the maximum capacity recommended by the manufacturer. Based on past performance at the quarry, operation of the existing unit (V100) under normal operating conditions the Euclid R32 C would adequately meet the existing and future needs of the quarry business.

### 2. Terex TR35

#### Supplied by AMMESA Pty Ltd

The Terex TR35 rigid body dump truck is manufactured by Terex Equipment Limited in Scotland, UK and distributed in Australia by Australian Mobile Mining Equipment Systems and Accessories Pty Ltd. (Ammesa).

As Ammesa have only held the Terex distributorship in Australia since October 1998, they have not supplied the tendered machine anywhere in Australia to date, therefore it has been difficult to conduct an appraisal on the TR35 machine.

## **LISMORE CITY COUNCIL - Meeting held May 1, 2001**

### **Replacement of Council Plant – V100 – Quarry Dump Truck Volvo R32**

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All references supplied by Ammesa in the tender for Terex equipment previously supplied in Australia did not include the machine tendered. However, from the feedback supplied by all referees, it is unanimous that Ammesa provide quality service and support to their customers and all Terex machinery supplied have met or exceeded their expectations.

Spare parts are available from Ammesa's Sydney branch, with support from an outlet in Brisbane. Trained service staff are located in Brisbane, supported by eight factory trained staff and five service vehicles based in Smithfield in Sydney.

This unit meets all specification requirements and is compatible with the Caterpillar 966F floor loader at the quarry. The unit offered would adequately meet the demands of the quarry operation.

#### **3. Komatsu HD325-6 Supplied by NS Komatsu Pty Ltd**

The Komatsu HD325-6 rigid body dump truck offered in this tender is manufactured in Japan and distributed in Australia by NS Komatsu Pty Ltd.

NS Komatsu are able to provide parts from their Brisbane and Sydney facilities with trained Field Service Technicians located in Lismore, Grafton and on the Gold Coast, with full service facilities available in Brisbane.

This unit is currently operating successfully in a similar hard rock quarry by Maroochy Shire Council in Queensland. On inspection of this unit, under operating conditions it was found that the HD 325-6 would adequately meet the needs of our quarry operation, however under normal operating conditions the 966F Caterpillar would not be able to load this vehicle to its rated capacity.

#### **4. Caterpillar 769D Supplied by Gough & Gilmore Holdings Pty Ltd. (Grafton)**

The Caterpillar 769D rigid body dump truck offered in this tender by Gough & Gilmore Holdings is manufactured in the USA by Caterpillar Inc.

Spare parts are available for this machine in Grafton and Tweed Heads and through Gough & Gilmore's branch network. Mobile service fitters and a resident Service Technician in Lismore would provide an efficient and reliable support for this unit. Lismore City Council, through the Fleet Workshop, have an existing relationship with Gough & Gilmore's service facility, providing back up servicing and maintenance for several major plant items.

The Caterpillar 769D is at the top end of the market for this type of equipment and as such is also the most expensive purchase option available to Council. This unit also has a payload of 37.0 tonnes and under normal operating conditions the 966F Caterpillar would not be able to load this vehicle to its rated capacity.

#### **5. Terex TR40 Supplied by AMMESA Pty Ltd**

The Terex TR40 rigid body dump truck is an alternative vehicle offered by Ammesa Pty Ltd to Council in addition to the TR35.

## **LISMORE CITY COUNCIL - Meeting held May 1, 2001**

### **Replacement of Council Plant – V100 – Quarry Dump Truck Volvo R32**

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All information provided previously in this report referring to the Terex unit and Ammesa also applies to the TR40 unit.

The TR40 is a larger truck, with a 36.3 tonne payload capacity and, as such, loading this vehicle to its rated capacity would be difficult with the existing floor loader, under normal operating conditions.

From the information supplied in the tender documents, Ammesa have not supplied a TR40 rigid body dump truck to date. With a lower cost option of the TR35 unit meeting the specified requirements of this tender, the TR40 does not appear to provide any additional benefit to the quarry operation to justify the additional costs.

#### **Tender Analysis**

- **Evaluation Criteria**

An evaluation panel of Geoff Pisani (Quarry Manager), Col Starr, (Workshop and Fleet Manager), Barry Hayes (Quarry Production Supervisor) and Chris Allison (Contracts Officer) assessed the tenders as per the criteria set out in the tender documents.

The evaluation criteria determines the suitability of all vehicles tendered for capability, quality, safety, functionality and conformity to the specification and to the needs of Council.

The result of this evaluation is shown in Attachment A, Table 21012-1 and 21012-2 of this report.

The weighted assessment evaluation indicates the Euclid R32C Rigid Body Dump Truck offered by Hitachi Construction Equipment Pty Ltd, as the best value option available to Council.

- **Cash flow and Net Present Value**

Table 21012-3 in Attachment A shows a comparison of Cash flows and Net Present Values to determine the best financial option available to Council.

The NPV calculations shown are based on the following assumptions and rates used by finance when evaluating capital purchases.

- Discount Rate @ 10% (Opportunity Cost of Capital);
- Interest on Borrowings @ 7%;
- Asset life = eight years.

This evaluation indicates the Operating Lease option for the Euclid R32C tendered by Hitachi Construction Equipment as the lowest cost option. (Note: Operating lease most closely resembles a rental arrangement, whereupon completion of the contract the plant is handed back and Council has no right of purchase.)

- **Purchase Versus Operating Lease**

The existing plant (V100) is owned by the Plant Fund. The plant hire rate paid includes an amount for accumulating the required funds for replacement. V100 has paid these funds however they are not available now that the plant is overdue for replacement. The quarry has sufficient reserves to purchase the replacement item however this does not preserve the capital of this business and consumes substantial funds that may have more appropriate application elsewhere. To be commercially based the quarry should borrow these funds and repay them over the life of the asset.

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## **LISMORE CITY COUNCIL - Meeting held May 1, 2001**

### **Replacement of Council Plant – V100 – Quarry Dump Truck Volvo R32**

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In this light, the option of an operating lease was given serious consideration. The outcome of the financial analysis demonstrates that, based upon the parameters chosen, the operating lease has the lowest net present value. Apart from this the operating lease removes the uncertainty around estimating the likely trade value of an asset in 8 years time and also minimises exposure to interest rate variations, should a fixed term loan not be adopted.

#### **Manager - Finance & Administration Comments**

The purchase of this dump truck represents a major investment for Council and careful consideration was warranted.

Based on the following, the recommendations are supported :

- a) The provision of this standard of dump truck is key to the efficient operation of the Quarry as it supplements another major plant item already operating successfully being the Caterpillar 966F-11 Loader.
- b) The tender process followed has concluded that the Hitachi Euclid R32C is the preferred vehicle.
- c) There is little doubt that this plant item will be extensively used within the Quarry with its estimated usage being higher than 95% of the available time.
- d) The service and maintenance agreement will provide specialised support for this plant item. Considering this item of plant is key to the operation of the Quarry, a guaranteed arrangement such as that proposed is highly desirable. Also, the 'replacement vehicle' option is very attractive especially in the latter years of the agreement.

The other issue is the option to lease rather than purchase. It has been our practice historically to purchase all vehicles and plant. The main reason this approach was taken was because we always had the funds available to do so. While there are sufficient funds available for this purchase, I understand that the leasing option is being pursued so as the funds can be used for other investment opportunities that may arise. From my perspective, this is a reasonable approach as it provides us with greater flexibility in these situations.

#### **Manager – Workshop & Fleet Comments**

The Manager – Workshop and Fleet (MW&F) is on leave and unable to submit comments at this time. The MW&F was involved in all aspects of the selection process and concurs with the recommendation. If there are any further comments from the MW&F these will be faxed to Councillors.

#### **Author's Response to comments from other staff**

Noted.

#### **Conclusion**

Based on the assessment and evaluation results provided, the Euclid R32C rigid body dump truck tendered by Hitachi Construction Equipment is the best value option available to Council and also will adequately meet the present and future needs of the quarry operation.

## **LISMORE CITY COUNCIL - Meeting held May 1, 2001**

### **Replacement of Council Plant – V100 – Quarry Dump Truck Volvo R32**

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The Operating Lease and Maintenance Package offered for this vehicle also includes a replacement vehicle to the Quarry, in the event the vehicle is out of service for a period in excess of three working days. This is in addition to the standard manufacturer's warranty.

The maintenance package, billed monthly per operating hour covers all items, parts, labour and lubricants required to service and maintain the vehicle for the term of the eight year contract, including breakdown and overhaul (but excludes fuel, tyres and operator costs.)

## **LISMORE CITY COUNCIL - Meeting held May 1, 2001**

### **Replacement of Council Plant – V100 – Quarry Dump Truck Volvo R32**

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This will provide Council with a fixed operating cost for the vehicle at \$49.13 per hour (refer table 21012-6). Based on current expenses, it is estimated fuel and tyres will cost an additional \$12 per hour. The Quarry currently pays \$66 per hour to the plant fund for the hire of the existing dump truck, including fuel and tyres.

#### **Recommendations (ENT06)**

That Council:

1. Accept the tender offered by Hitachi Construction Equipment for the supply of one (1) only R32C Rigid Body Dump Truck.
2. Enter into an Operating Lease with Hitachi Construction Equipment for a period of eight years.
3. Enter into the maintenance package option for maintenance of the equipment.
4. Trade in the existing vehicle (V100) for an amount of \$70,500, with funds to be returned to Quarry Reserves.

## LISMORE CITY COUNCIL - Meeting held May 1, 2001

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**Subject/File No:** SECTION 64 (S64) PLAN REVIEW – CANIABA WATER SUPPLY AND WASTEWATER (S744)

**Prepared By:** Janaka Weeraratne – ASSET MANAGER, LISMORE WATER

**Reason:** Council Request

**Objective:** Council adoption of the S64 charges for Caniaba Water Supply and Wastewater.

**Management Plan Activity:** Strategic Plan Link 6.4, 6.5 and 2.2

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### **Background:**

At its meeting held February 13, 2001, Council resolved as follows:

1. *The S64 Contribution Plans for Caniaba Water and Wastewater be displayed for public comment for thirty (30) days but amended as follows:  
“Existing residences situated along the water supply pipeline have their S64 water charges discounted to match the Nimbin Water charges”.*
2. *A further report be submitted to Council for adoption of the S64 Contribution Plans for Caniaba Water and Wastewater after assessment of public comments.*

### **Public Consultations**

The S64 Contribution Plan for Caniaba Water Supply and Wastewater (attachment 1) was subsequently exhibited from March 3 to April 6, 2000. The public notice was placed in the Northern Star. At the close of the exhibition period, no public submissions were received.

### **S64 Contributions**

The S64 Contributions to be adopted for Caniaba are as follows:

#### New Subdivisions

	<b>Developer Charge (\$ per ET)</b>
Water Supply	10,950
Wastewater Supply	5,760

#### Existing Lots (as at 28/2/01)

	<b>Developer Charge (\$ per ET)</b>
Water Supply	3,796
Wastewater Supply	5,760

The cross subsidy for existing lots as at 28/2/01 is as follows:

<b>Developer Charge (\$/ET)</b>	<b>Cross Subsidy to new development (\$/ET)</b>	<b>Cross-subsidy from typical residential Bill (\$)</b>
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**LISMORE CITY COUNCIL - Meeting held May 1, 2001**

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3,796	7,154	0.73
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# **LISMORE CITY COUNCIL - Meeting held May 1, 2001**

## **Report – Section 64 (S64) Plan Review – Caniaba Water Supply and Wastewater**

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### **Manager – Lismore Water Comments**

The user pay principle adopted in developing this S64 plan is supported.

### **Manager - Finance & Administration Comments**

Not Required.

### **Other Group Comments**

Not Required.

### **Author's Response to Comments from Other Staff**

Not Required.

### **Conclusion**

The S64 charges have been prepared in accordance with the Department of Land and Water Conservation guidelines.

### **Recommendation**

1. Council adopt the Section 64 Contribution Plan for Caniaba Water Supply and Wastewater Supply dated February 2001 (attachment 1) to take effect from May 2, 2001.

**Subject/File No:** LISMORE SQUARE SHOPPING CENTRE – COMMERCIAL ADDITIONS  
MCKENZIE, BREWSTER, DIADEM AND URALBA STREETS, LISMORE  
SECTION 96(2) MODIFICATION APPLICATION TO EXISTING  
CONSENT. (WR:MG:DA97/293)

**Prepared By:** SPECIAL PROJECTS PLANNER – WARREN RACKHAM

**Reason:** MODIFICATION REQUIRES COUNCIL APPROVAL

**Objective:** COUNCIL'S DETERMINATION OF THE APPLICATION

**Management Plan Activity:** PLANNING

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**Background:**

1. Council on April 21, 1998 approved major extensions to Lismore Square Shopping Centre, which approximately doubled the size of the existing centre, expanding over McKenzie Street and Commercial 3(a) zoned lots south of that street. There are 94 conditions of consent applying to the approval.
2. The extended development has not yet been commenced on site.
3. Since approval in April 1998 there have been three minor development applications approved affecting the existing centre, bounded by McKenzie, Diadem, Brewster and Uralba Streets, as follows:-
  - (a) 99/486 – Replacement of one pedestrian ramp with a moving travelator, minor alterations to basement storage area, amenities refurbishment, carparking and traffic laneway alterations;
  - (b) 99/676 – Extensions to existing Coles Supermarket by approximately 870m<sup>2</sup>, adjustments to loading dock, driveways and landscaping to Uralba Street, new access ramp to mezzanine parking floor, and carparking alterations;
  - (c) 2000/153 – Addition of a florist shop (32 sq. m), installation of an ATM area on ground floor, and alteration of a store room to a cold store for flowers.

As at the date of this report, DA99/486 (travelator) is complete; DA99/676 (Coles extensions) has not been commenced, and DA00/153 (Florist, ATM's) is partly complete (florist).

Progressive carparking calculations have been carried forward through the process, however due to incompleteness and partial works only, changes made such as insertion of trolley pick-up bays, and further layout restructuring, this aspect has been given specific attention in this report.

**The Site**

The site is made up of the following land:

- Lot 100, DP 600498, 2 McKenzie Street
- Lot 14, DP 8588, 1 McKenzie Street
- Lot 13, DP 8588, 3 McKenzie Street
- Lot 12, DP 8588, 5 McKenzie Street
- Lot 11, DP 8588, 7 McKenzie Street
- Lot 1, DP 779998, 9 McKenzie Street
- Lot 1, DP 780327, 11 McKenzie Street
- Lot 1, DP 780328, 13 McKenzie Street
- Lot 1, DP 780326, 17 McKenzie Street

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## LISMORE CITY COUNCIL - Meeting held May 1, 2001

### Lismore Square Shopping Centre Section 96(2) Modification

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Lot 1, DP 779809, 19 McKenzie Street  
Lot 4, DP 8588, 21 McKenzie Street  
Lot 3, DP 8588, 23 McKenzie Street  
Lot 2, DP 575191, 25 McKenzie Street  
Lot 1, DP 575191, 27 McKenzie Street  
Lot 15, DP 8588, 48 Brewster Street  
Lot 3, DP 575191, 99 Diadem Street  
Part Public Road comprising; McKenzie Street between Brewster and Diadem Streets.

#### **Current Section 96 Application**

The current application now before Council proposes the following modifications:

- (i) Adjustment to the internal pedestrian mall and proposed specialty shops, mainly to cater for a relocated position for the proposed additional travelator.  
(NB. Floor space of existing and proposed specialty shops remains unaltered, however the Coles Supermarket has been adjusted, to generally coincide with the separate DA99/676 already approved, Coles now being 3,449m<sup>2</sup> in NLA).
- (ii) the ground floor parking has been altered and partly re-arranged, to cater essentially for the (two) travelators (ie one approved under DA99/486), subsequent parking floor adjustments, and the amended access and delivery dock to the Coles Supermarket extension (approved under DA99/676).
- (iii) The mezzanine parking floor shows the increased parking from the current 74 to 95 to coincide with that as now approved under DA99/676.
- (iv) The applicant also requests an amendment "to reflect Council's recent resolution regarding the location of the neighbourhood centre". The centre, required under Conditions 3.1 and 3.2, state:-

"3.1 That a Development Application for the erection and use of a neighbourhood centre and associated infrastructure on lands known as 105 Diadem Street (Lot 2, DP 368623) be made to Council and that the replacement to the Lismore Neighbourhood Centre be erected, completed and operational prior to the demolition of the existing Centre.

3.2 That the re-location or redevelopment of the Lismore Neighbourhood Centre be at the full cost of the applicant or developer and at no cost to Council or the Lismore Neighbourhood Centre, or as negotiated between Council and the developer".

The applicant requests:-

"As you will be aware, the Neighbourhood Centre was originally to be relocated to 105 Diadem Street. We now understand that Council has resolved to relocate the Neighbourhood Centre to a new location, possibly being the site of the old Lismore High School on the corner of Magellan and Dawson Streets. We hereby request that the Development Consent be amended approximately to show the change in location of the Neighbourhood Centre from 105 Diadem Street to a new agreed site".

## **LISMORE CITY COUNCIL - Meeting held May 1, 2001**

### **Lismore Square Shopping Centre Section 96(2) Modification**

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There are ***no changes*** to the external building, the building envelope, or the intent nor content of the development. In terms of the overall proposal, the alterations sought are considered a minor amendment.

#### **Request for Extension of Consent**

The applicant has also requested extension of Development Consent for a further period of 12 months (ie the maximum allowed under the Act).

The current consent expires on August 6, 2001. Section 95A of the EP and A Act provides that Council may grant an extension of the consent, upon written application.

Given the circumstances of the case, and that Council currently has before it a Section 96 Amendment application, there is no reason why an extension should not be granted.

An extension would mean that a physical commencement must be made on the approved development by August 6, 2002.

#### **Manager - Finance & Administration Comments**

Not requested

#### **Consultations**

##### **Building and Regulation**

No additional matters. Because of very basic plans, difficult to determine compliances, which will be required to be resolved at Construction Certificate Stage. Adjust all reference of "Building Application" to "Construction Certificate" where occurring, and delete the reference to "1996" from Condition 4.3.

##### **City Works**

No additional matters.

##### **Environmental Health**

No additional matters.

##### **Water and Sewer**

No additional matters.

##### **Government and External**

Not required.

#### **Author's Response to Comments from Other Staff**

Due to the relatively minor alterations under this application, there are no issues raised to warrant comments.

#### **Objections and Submissions**

All 12 individuals/groups/companies that lodged submissions to the original development application were notified of the amending application. No responses were received to this notification.

#### **Planning Comments and Section 79C(i) Considerations**

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**LISMORE CITY COUNCIL - Meeting held May 1, 2001**

**Lismore Square Shopping Centre Section 96(2) Modification**

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**Environmental Planning Instruments** - Site is zoned Business 3(a)

The application is fully compliant with the zone, and consistent with the North Coast Regional Environmental Plan.

# LISMORE CITY COUNCIL - Meeting held May 1, 2001

## Lismore Square Shopping Centre Section 96(2) Modification

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**Any Draft EPI on Exhibition** – Not applicable.

**Any Development Control Plan**

DCP's applicable to this development were all fully addressed in the original DA assessment. The amendments necessitate no change to those assessments, aside from carparking issues which are separately discussed below.

**Matters Prescribed by the Regulations** – Not applicable.

**Likely Impacts**

There will be no change in impacts arising from the amended layout.

**Suitability of the Site**

The site is appropriate to the development, has been rezoned for the purpose, and is a cohesive extension to the existing situation.

**Any Submissions Made**

There were no submissions made following modification of the amendment proposal.

**The Public Interest**

It is believed there will be strong public interest in the completion of this development, and the expanded facilities which will be available.

**Carparking**

Detailed carparking calculations were made concurrent with the assessment for the application in 1997/8. At that time, carparking was accepted as being:

<u>Existing</u>	Ground	652
	Mezzanine	<u>72</u>
	Total	724 spaces
<u>Extensions</u>	Additional	409

TOTAL DEVELOPMENT 1,133 spaces

Since that time, three DA's have been processed (for alterations to the existing development) which have affected the carparking arrangement, but at all times being in compliance with the Council adopted Code (DCP 18). Parts of these DA's have been completed, and some parts not. Each DA affects the parking, both physically, and in spaces required. Because of the travelator construction, proposed changes to the mezzanine parking and access, the Coles extension approval (not yet constructed), and the re-arranged traffic lanes, trolley pick-up bays etc, it has been found necessary to re-confirm and re-apply the adopted parking code to the plans as now modified.

Current calculations are therefore:

K Mart	6,502 sq. m
New DDS	6,915 sq. m
Coles	3,449 sq. m
Franklins	3,500 sq. m

TOTAL DEPT STORES = 20,366 sq. m @ 4.4 spaces/100m<sup>2</sup>

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## LISMORE CITY COUNCIL - Meeting held May 1, 2001

### Lismore Square Shopping Centre Section 96(2) Modification

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= 896 spaces

Specialties (Existing) 3,787m<sup>2</sup> (3755 + Florist 32)

Specialties (Proposed) 3,700

TOTAL SPECIALTIES = 7487m<sup>2</sup> @ 1 space/35m<sup>2</sup>  
= 214 spaces

Total Spaces Required = 214 + 896 = 1,110 spaces

Less Credit 19 spaces (contributions paid under previous DA84/3106)

Therefore, Total spaces now required commensurate with completed development = **1,091 spaces**

The final plans submitted for carparking (SKO1 Issue D and SKO2 Issue B) provides for 1097 spaces (6 in excess of required), however it is also noted that there appears to be no provision made for trolley drop-off points in the new section south of McKenzie Street – invariably (as has occurred in the existing section) some car parks become ‘converted’ to trolley bays. It is therefore recommended that a minimum of 1091 spaces be provided for carparking, to comply with the calculated requirements, and which will allow for ‘conversion’ or use of 6 spaces in the new section for trolley collection.

Provision of 1,091 spaces will therefore comply with the (adjusted) parking off-street parking requirement for the development, with no excess. This does not account for the perimeter street parking which will also provide for a further 80 spaces, conditioned for construction by the developer.

#### **Further Discussion on Modifications Sought**

1. Floor space of both existing and proposed department stores remains unaltered (ie K-Mart, DDS, Franklins and Coles) but with allowance for the adjusted floor area to the Coles Supermarket as approved under separate DA 99/676.
2. Internal pedestrian areas have been adjusted to re-align with the proposed second travelator with resultant alterations to shop layout, but with very similar aggregate retail floor area.
3. The ground floor parking has been reconfigured to align with both the existing and proposed travelators, the new (as yet unbuilt) access to the mezzanine parking floor, revised traffic flow, and the altered access of the delivery dock to the Coles Supermarket extension (approved under DA99/676).
4. The request for alteration to Condition No. 3.1 relating to the Neighbourhood Centre is necessary due to alternative siting consideration (ie in a different location to No. 105 Diadem Street) and legal advice has been sought in the drafting of an amended condition which is flexible to any finally determined siting for the centre.
5. Traffic movement, bus and taxi areas in McKenzie Street remain unaltered, save for altered vehicular ingress/egress in the vicinity of the re-located new travelator. In fact, the new travelator will deliver customers virtually right on to the McKenzie Street footpath and adjacent to the taxi bays.

**LISMORE CITY COUNCIL - Meeting held May 1, 2001**

**Lismore Square Shopping Centre Section 96(2) Modification**

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6. Construction over McKenzie Street, and the external building and siting envelope remains the same as already approved.

# LISMORE CITY COUNCIL - Meeting held May 1, 2001

## Lismore Square Shopping Centre Section 96(2) Modification

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### Conclusion

The modifications as sought by the applicant are considered reasonable, relevant and acceptable, having regard to the above issues, the previous three development consents issued since the original consent under DA97/293, and the circumstances of the case. The application has been assessed under the requirements of the Environmental Planning and Assessment Act, with relevant considerations applied.

The modification is recommended for approval, with alterations to the original conditions as under:-

### Recommendation (Pla 3)

- A. That the application for modification to Development Application No. 97/273 be approved, with the following adjustments being made to the current consent.
1. **Condition No. 1** being adjusted to relate to new plan reference numbers:  
Proposed Ground Floor Level SKO1 Issue D dated 5/4/01  
Proposed Mezzanine Floor Level SKO2 Issue B dated 5/4/01  
Proposed Retail Level SKO3 Issue P1 dated 1/3/01  
Elevations and Sections SKO4 Issue A dated 13/12/00  
SKO5 Issue A dated 13/12/00
  2. **Condition 3.1 be amended to read:**  
  
*“3.1 That the Developer provide a replacement for the existing Lismore Neighbourhood Centre at such location as is determined by the Lismore City Council, such replacement centre to comprise a floor area not less than the floor area of the existing centre. The replacement centre is to be erected and completed in accordance with design plans approved by the Council, and is to be operational prior to the demolition of the existing centre”.*
  3. **Condition 7.12** being amended from “1,133 carparking spaces” to “1,091 off-street carparking spaces”.
  4. **Condition 4.3** – be amended by deletion of “1996” from the end of the condition.
  5. **Substitute** the term “Construction Certificate” in lieu of “Building Application” in Conditions 3.3, 4.3, 4.5, 4.8, 5.1, 6.4, 9.1, 11.1, 12.6, 12.7, 13.6, 14.3, 14.5, 14.8, 15.3, 16.1, 18.2, 20.3, 21.1, and in Note 2.
  6. **Add Note 12** – Individual conditions under separate Development Applications Nos 99/486 (Travelator), DA99/676 (Coles Extensions) and DA00/153 (Florist/ATM's) remain current as appropriate to each of those individual consents.
- B. That a 12 month extension to the Development Consent be granted, with validity of the Consent being made effective to August 6, 2002.

<b>Subject/File No:</b>	STATE OF THE ENVIRONMENT REPORT 2000 (MK:MG:S392)
<b>Prepared By:</b>	MANAGER – ENVIRONMENTAL HEALTH – MATT KELLY
<b>Reason:</b>	PRESENTATION OF COUNCIL'S 2000 STATE OF THE ENVIRONMENT REPORT
<b>Objective:</b>	ADOPTION OF THE STATE OF THE ENVIRONMENT REPORT TO SATISFY COUNCIL'S REPORTING REQUIREMENTS UNDER THE PROVISIONS OF THE LOCAL GOVERNMENT ACT, 1993
<b>Management Plan Activity:</b>	ENVIRONMENTAL HEALTH

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### **Background:**

The Local Government Act, 1993 highlights environmental responsibilities of Councils, including a requirement to “**have regard to the protection of the environment in carrying out its responsibilities and to properly manage, develop, protect, store and enhance and conserve the environment of the area for which it is responsible**”. These provisions are closely linked to the requirement under the Act for Councils to prepare an annual State of the Environment Report (SOE) in relation to the following environmental sectors:

- Land
- Air
- Water
- Biodiversity
- Waste
- Noise
- Aboriginal Heritage and
- Non-Aboriginal Heritage

Council's SOE Report 2000 is a comprehensive report as recognised under the provisions of the Local Government Act. (A copy of the report has been available within the Councillors Room since early January. For the purposes of this report, the report text may be viewed from Council's 'Home Page' under the heading of **Corporate Plan/Management Plan**.)

Comprehensive SOE Reports are required to be produced every four (4) years with supplementary reports annually. SOE Reports are produced to record environmental trends and conditions at National, State, Regional and Local levels.

SOE Reporting when integrated with other environmental management strategies should:

- Provide regular scientifically sound information about the current condition of the environment;
  - Evaluate the effectiveness of policies and programmes developed to address environmental pressures;
  - Assess progress towards achieving environmental targets, standards and ecological sustainability;
  - Integrate environmental information into policy and planning processes;
  - Identify a current and emerging the environmental issues and important gaps in knowledge or data collection; and
  - Raise community awareness about the local environment and understanding of the environmental impacts and responses to address these impacts.
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# LISMORE CITY COUNCIL - Meeting held May 1, 2001

## State of the Environment Report 2000

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SOE Reporting is intending to enable Council to assess its environmental management responsibilities and projects. In addition it emphasises the need to analyse and review data already collected. The compilation of the best possible information can assist Council in making informed environmental decisions. Where environmental data gaps are identified or current environmental management practices are identified as requiring review, it is anticipated that Council will consider these issues and prioritise them through the protocol of the management plan process.

Amendments to the Local Government Act and companion legislation, have enhanced the strategic value of SOE Reporting to Councils and their communities and has ensured that Councils are accountable for the application of Ecologically Sustainable Development (ESD) principles through the management plan process. In particular, the regulations state that Council must consider its most recent comprehensive SOE Report when preparing its draft management plan. In effect, legislation requires Council to be well informed about the environmental circumstances of its area and to apply the principles of ESD in a fully integrated way through the Council strategic management cycle of direction, action and accountability.

The framework for the report was workshopped with Councillors and staff during August, 1999 prior to final development of the report and formal consultation processes. Following the workshop process and formal consideration by Council at an ordinary meeting of August 31, 1999 the framework for the development of the report was supported. At this time, Council also determined that the comprehensive report should be founded on a substantial community consultation platform. The consultation programme was guided by the following methodology:-

- (a) Exposure of the draft document to Government Agencies, Industry Organisations and key community environmental groups for a minimum period of 3 months; and
- (b) A further exposure of the draft document as amended to the broader community for a 3 month period.

During late 1999 and early 2000 the NSW Premier's Department co-ordinated a regional inter-government (local and the various state agencies involved in environmental management) project. The project sought to review and supply data for a core set of consistent environmental indicators for the North Coast region. An agreed set of indicators was identified in a final report titled "Regional State of the Environment for Local Government Areas reporting on the North Coast of NSW and Agreed and Consistent Set of Indicators Final Report March, 2000". As part of this process State Government Agencies agreed to provide consistent data to Local Government where appropriate and it was this process that satisfied the first component of the recognised consultation methodology. During the second phase of the consultation period, being broader community consultation, the draft SOE 2000 report was exhibited on Council's 'Home Page' on the internet and in hard copy at key community sites (ie Regional Library, Village Stores etc). Appendix One – Summary of Recommendations is an attachment to this report. Council received one formal submission. The submission focused on the environmental sector, noise and in particular, concerns relating to noise emissions resulting from dehusking facilities located within the local government area. The submission has been responded to by amending the draft report to include a recommendation that Council review the current land use planning controls managing industrial activities within the rural environment that may result in adversely impacting on the amenity of that area through the emission of offensive noise.

It is recognised that Council is not directly responsible for the management of all the environmental sectors and issues that are required to be addressed in SOE Reports by State Government legislation and guidelines. Also Council has limited resources and must be realistic

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# **LISMORE CITY COUNCIL - Meeting held May 1, 2001**

## **State of the Environment Report 2000**

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in setting the environmental indicators and methods to establish baseline information from which it can determine comparative trends in the future.

## State of the Environment Report 2000

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It is intended that Council in each subsequent comprehensive SOE Report will progressively update the quantitative data presented in the SOE 2000 Report. The Report addresses all the environmental sectors recognising a key principle of ESD. Subject to resource availability, Council has a role to play in the integration of information and undertaking of the various environmental sectors. Where environmental data gaps are identified as significant or current environmental management practices are identified as requiring change Council will need to consider these issues and assess the need for funding. SOE Reporting is recognised as a significant corporate activity and resource allocation will be considered through the management plan process.

### **Other Group Comments**

Have been incorporated into the report proper.

### **Recommendation (Pla 4)**

1. That Council's State of Environment Report 2000 be noted and accepted as satisfying Council's reporting requirements under the provisions of the Local Government Act.
2. That the matter of prioritising issues and actions be implemented through the protocols of Council's management plan process.
3. That Council continue liaison with State Government Agencies to ensure a consistent approach in reporting on natural resource management issues and explore the opportunity for future comprehensive State of Environment Reports to be reported on a catchment or regional basis.

## LISMORE CITY COUNCIL - Meeting held May 1, 2001

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<b>Subject/File No:</b>	SUBMISSION ON 'PLANFIRST' – REVIEW OF PLAN MAKING IN NSW (HM:MG:S371)
<b>Prepared By:</b>	Manager Planning Services – Helen Manning
<b>Reason:</b>	To obtain Council's endorsement of submission contents
<b>Objective:</b>	To ensure Lismore City Council's views are considered in the review of the planning system in NSW
<b>Management Plan Activity:</b>	Strategic Planning

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### **Background:**

In 1999 the State Government announced its intention of reviewing Part 3 of the Environmental Planning and Assessment Act, having already reviewed and altered Part 4. Part 3 of the Act regulates the making of plans at State, regional and local level, while Part 4 regulates development assessment.

In June 1999 Council made comments on the 'Green Paper' which outlined various options for change. The State Government has now released its 'White Paper' which, after considering submissions on the options, outlines the framework for a new system of plan making (at all levels) for NSW.

The contents of the 'White Paper' were the subject of a workshop with Councillors and staff on Thursday, April 5, 2001. The deadline for close of submissions to the 'White Paper' is May 11.

A submission drafted for Council's endorsement follows this report in the Business Paper.

### **Features of the New System**

The new system aims to focus on strategic planning rather than plan making, as the current system does. There will continue to be three levels of planning documents: local plans, regional strategies and state planning policies, all to include a far greater emphasis on strategic planning and all to integrate with each other. A single document will apply at each at each level. All levels of plans are to be monitored and regularly reviewed to assess effectiveness, with a formal review required every 3 to 5 years.

Community involvement will be required to happen early in planning processes; the community is to be notified of intentions to prepare plans and community views included in plans. Consultation mechanisms are to be more inclusive.

Regional and local plans are to include 'plans' currently made outside the EP & A Act: for example Regional Vegetation Management Plans, Catchment Management Plans, State of the Environment Report implementation, Social Plan implementation, etc.

There will be no separation between LEP and DCPs; all local planning controls are to be contained in a single local plan written in plain English and available electronically (iPlan). The range of issues to be included will be expanded from those currently addressed in LEP/DCPs. Rather than being limited to land use planning and development control, new local plans are to provide the strategic framework for a range of council activities, including works and maintenance, social and community programs, economic development, environmental management, heritage conservation and urban design. The single local plan will incorporate relevant content from state and regional strategies as well as LEP/DCP content and other Council policies and guidelines.

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## **LISMORE CITY COUNCIL - Meeting held May 1, 2001**

### **Submission on "Plan First" – Review of Plan Making in NSW**

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The focus of 'planning' is to move away from development control to more proactive approaches, such as voluntary actions, incentives, agreements; capital works, maintenance; education, best practice; land acquisition; social and community programs as well as development controls.

Local plans are to be place/locality based rather than relying on zoning; this approach requires community consultation to identify a 'place' and the planning rules that are to apply to it, although the 'White Paper' states that zoning can be retained (the concept of 'locality based planning' or 'place management' is poorly defined in the 'White Paper' and it is not clear if it is to be mandatory). The concept has been adopted voluntarily by only one Council and there are no models for its application to non-metropolitan areas.

Accompanying the 'White Paper' was a discussion paper 'Ideas for Community Consultation' which outlines principles for making consultation work, and proposes seven (7) different procedures. This was not discussed at the Councillors' workshop due to time constraints and DUAP's proposal that it be 'best practice', rather than mandatory.

#### **Implications for Council**

The 'White Paper' outlines a framework, or concept, only for new planning practices, and does not contain detail on implementation or timing. Therefore, it is difficult at this stage to quantify the likely impacts on Council.

The best case scenario would be that no deadlines for implementation are set and that the Planning Services Section can continue its 3 year program of reviewing and updating planning controls, ultimately amalgamating the large body of strategic planning carried out over the last 10 years with updated LEP/DCP contents and miscellaneous policies into the 'local plan' format resembling that proposed by DUAP.

The worst case scenario would be that the legislation requires the implementation of 'place management' and integration of 'whole of Council' plans into the new format 'local plan' within a short time frame of 3 – 5 years. This would have significant impact on Council resources and structure, both in the preparation of the plan and in subsequent management, monitoring and review.

#### **Submission**

In summary, the submission expresses support for the rationalization and integration of planning at State and regional level, but raises concerns about the likely complexity of local plans and the possible resource demands for preparation, implementation and continual monitoring and review of those plans. The submission states support for the continuation of zoning because of its wide acceptance in the community and development industry.

#### **Manager - Finance & Administration Comments**

It would appear that there will be a financial implications for Council associated with this review, although the exact impact is not assessable due to key elements missing such as the implementation timeframe and extent of change required in our particular situation.

Critically speaking, local government needs to be closely involved with this process so that the cost of increased consultation, consolidation of plans, plan maintenance, etc can be quantified prior to the State Government bringing down what it 'perceives' as the best outcome. Ideally, the ability of rural and regional Councils to meet this increased demand and cost must be considered as well as the overall community benefit.

**Public Consultations**

The submission is a response to public consultation by the State Government.

**Other Group Comments**

Comment from other Groups represented at the Workshop have been incorporated into the submission.

**Conclusion**

The 'White Paper' contains insufficient detail to enable accurate determination of the effects of the proposal on Council activities and resources. DUAP's timetable is to have a draft Bill debated in Parliament by June and the effects on local government as a whole should become clearer when the legislation is sighted. Due to the time scale required for the implementation of the new system at State and regional level, and the fact that Lismore's LEP was gazetted only last year, it is anticipated that Lismore City will not be pressured to introduce the changes in the short term. Resource demands of the new system will be able to be quantified following enactment of the legislation, and possibly may have to be included in the Budget/Management Plan for 2002/03.

**Recommendation (Pla 5)**

That Council endorse the attached submission on the 'White Paper – PlanFirst Review of Plan Making in NSW'.

# LISMORE CITY COUNCIL –Meeting held May 1, 2001

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**Subject/File No:** TENDERS FOR THE PROVISION OF WATER MAIN REPLACEMENT – T21015

**Prepared By:** CONTRACTS ENGINEER - RAVI ARIYASINGHE

**Reason:** To inform Council of tenders received for the replacement of water mains in various locations, Lismore

**Objective:** To obtain Council approval to award the Tender

**Management Plan Activity:** Strategic Plan Link 6.5, 6.4 and 2.2

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## **Background:**

Tenders have been called for the water main replacement in Mackay Street, Peate & Gray Streets, Military Road, Hutley Place and Ballina Street as part of the 2000/2001 water main replacement program.

These water mains were identified as needing replacement because they were in poor service condition.

The Client Services Unit on behalf of Lismore Water prepared the tender documents

Tenders were advertised in the Northern Star, the Courier Mail and the Sydney Morning Herald. Tender documents were issued to eight (08) companies, with one tender being received by the close of tender on 2.00pm, Tuesday, April 03, 2001.

## **Tender Examination:**

The tender received is summarised below:

<b>TENDERER</b>	<b>TENDER PRICE</b>	<b>CORRECTED TENDER PRICE</b>	<b>ADJUSTED TENDER PRICE</b>
Camglade Pty Ltd	\$ 109,631.00	\$ 106,551.10	\$ 128,781.10

The prices shown above are exclusive of GST.

The tender price corresponds to the amount inserted by the tenderer in the tender form.

On examination of the tenderer's schedule of quantities and prices, it was observed that the tenderer had made some arithmetical errors in the schedule. The corrected tender price takes account of rectification of these errors. This amount includes the supply and laying cost of the pipelines only.

The adjusted tender price includes an additional estimated amount for restoration costs and connection of water meters based on the rates only items.

The estimated cost of undertaking these works is \$175,000.00 which includes survey, investigation, design and construction supervision. An evaluation panel consisting of Ravi Ariyasinghe (Contracts Engineer), Janaka Weeraratne (Asset Manager, Lismore Water) and Chris Allison (Contracts Officer) undertook the assessment of the tender.

Given that only one tender was received, the prices tendered were compared with the prices tendered for previous similar works and the prices tendered for these works are comparable with previous prices.

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# **LISMORE CITY COUNCIL –Meeting held May 1, 2001**

## **Tenders For The Provision Of Water Main Replacement**

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The tender documentation (Clause B7) defined four areas by which each tender would be assessed: Total Price, Knowledge of Local Conditions, Capability & Quality & Safety and Management. The tenderers were required to address each of these criteria in their tender. Attachment A shows the weighted result for each criteria. The weighted assessment shows that Camglade Pty Ltd's tender has provided a good value for this project.

### Referee Check:

Camglade Pty Ltd has been contracted by Council for several previous contracts of a similar nature. The works under each contract have been performed to a high standard and Camglade Pty Ltd has a good knowledge of the local conditions.

### Asset Manager – Lismore Water

Camglade Pty Ltd is currently replacing water mains for Lismore Water under Contract 21006. They are completing the works to the required standards and meeting all Occupational and Health and Safety requirements and are also familiar with local ground and weather conditions. Although Camglade Pty Ltd is the only tenderer, they have provided a competitive tender as compared to previous tenders received. The recommendation to award the tender to Camglade Pty Ltd is concurred to.

### Principal Accountant's Comments

There are sufficient funds available within the existing 2000/01 budget to cover the full cost of the proposed works.

Despite only one tender being received, the fact that the price quoted is within the estimated cost and the tenderer has successfully completed previous works, supports the view that Council is receiving reasonable value for money on these projects.

### Public Consultations

Not required.

### Other Group Comments

Not required.

### Conclusion

The tenderer has performed similar work satisfactorily for private developers and Lismore City Council in the past. The tenderer is considered to have technical and managerial abilities to be capable of completing the work satisfactorily. It is recommended that the water main replacement for Mackay Street, Peate & Gray Streets, Military Road, Hutley Place and Ballina Street be awarded to Camglade Pty Ltd for the amount of \$106,551.00 (excluding GST) plus rate only item costs.

### Recommendation GM9

1. The contract for the water main replacement for Mackay Street, Peate & Gray Streets, Military Road, Hutley Place and Ballina Street be awarded to Camglade Pty Ltd for the amount of \$106,551.00 (excluding GST) plus rate only item costs.
2. The Mayor and General Manager are authorised to execute the Contract on Council's behalf and attach the Common Seal of the Council.

## LISMORE CITY COUNCIL - Meeting held May 1, 2001

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**Subject/File No:** COUNCILLOR REPRESENTATION ON THE "ART IN THE HEART" INTERIM STEERING COMMITTEE

**Prepared By:** Anne Meagher, Manager-Community Services

**Reason:** To seek Councillor nominations for the committee

**Objective:** To gain Councillor representation on the "Art in the Heart" Interim Steering Committee

**Management Plan Activity:** Strategic Plan Link 5,8

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### **Background:**

With Council's purchase of the old Lismore High School site (OLHSS) and the appointment of a consultant to develop a business plan for the Northern Rivers Cultural Arts Precinct, there is a need to formalise our management approach to the site. In particular, there is a need to seek Councillor representation on the existing community based committee established to oversee the development of the site including the consultancy, fund-raising, marketing and liaison with the wider community.

A community based interim steering committee known as the Art in the Heart Committee has been established and will shortly be incorporated. In turn, the interim committee represents a number of key organisations in the community such as Lismore Unlimited and Southern Cross University which in turn have further networks within the community. The composition of the interim steering committee is as follows:

- Bill Sheaffe Lismore Economic Development Advisory Board
- Ros Derrett Southern Cross University
- Liz Terracini Northern Rivers Performing Arts Inc (NORPA)
- John Page Lismore Regional Art Gallery Advisory Panel
- Lois Cook Goobah Goobah Aboriginal Theatre Group
- Greg Cloak Department of Education and Training
- Gai Longmuir Lismore Neighbourhood Centre
- Jyllie Jackson Lismore Art Council
- Terra Sword Lismore Multicultural Youth Council
- Marian Forwood Lismore Unlimited
- Philippa Howells Independent Artist
- Martin Field Richmond-Tweed Regional Library

In addition to the community members, staff members, Andrew Lovett, Manager – Economic Development and Tourism and Anne Meagher, Manager-Community Services will continue their involvement and membership of the committee.

As part of the contractual arrangement between Council and the Government agencies involved in the funding of the business plan, Council is required to involve such representatives in the consultancy for its duration (three months). Ms. Katy Hughes, Northern Rivers Area Consultative Committee and Ms. Sue Ryan, Department of State and Regional Development have been nominated.

Nominations are now sought for two Councillor representatives on the committee.

### **Manager - Finance & Administration Comments**

Not required.

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# LISMORE CITY COUNCIL - Meeting held May 1, 2001

## March 2001 Quarterly Budget Review Statement

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### **Public Consultations**

Not required.

Public consultation will be incorporated in the development of the Business Plan.

### **Other Group Comments**

Not required.

### **Author's Response to Comments from Other Staff**

Not applicable.

### **Conclusion**

There is a need to formalise Councillor involvement in the Northern Rivers Cultural/Arts Precinct now that the project is moving into the investigative phase with the development of a business plan for the site. It is suggested that two Councillors be nominated on the committee.

### **Recommendation (COR24)**

That Councillor..... and..... be nominated to membership of the Art in the Heart Interim Steering Committee

<b>Subject/File No:</b>	MARCH 2001 QUARTERLY BUDGET REVIEW STATEMENT (GB: S755)
<b>Prepared By:</b>	Principal Accountant – Gary Boyd
<b>Reason:</b>	Clause 7, Local Government (Financial Management) Regulations 1993
<b>Objective:</b>	To gain Council's approval to amend the 2000/01 budget to reflect actual or anticipated results.
<b>Management Plan Activity:</b>	N/A

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### **Background**

The Local Government Act 1993 (LGA) requires the annual budget to be reviewed on a quarterly basis and any significant variances to be reported to Council. This report satisfies the LGA's requirements.

This review of the "budget versus forecast actuals" has been carried out at a program level. Significant variances which impact on working funds have been identified in this report.

While undertaking this review, it was noticeable that the majority of budgets appear to be on target. However, there is concern expressed that there is little margin for error if unexpected situations arise.

One very important assumption made in determining that most programs are on track is that all flood claims for *emergency works* will be paid. At present approximately \$630,000 has been incurred for these emergency works. At the moment a log of claims has been made by staff and sent to the Department of Public Works and Services (DPWS). This log of claims has been vetted by the local office and will now be sent to Sydney for finalisation. The DPWS will then make a formal offer to Council for flood relief, which Council has to accept before any payments are made. It is anticipated that amounts relating to emergency works will be paid before the end of the financial year.

Staff are working on the assumption that the majority of these costs will be reimbursed through flood relief funding. If they are not, then the funding will come from a combination of existing budgets and a budget deficit this year. Hopefully this will not be the case.

### **General Fund**

The 2000/01 Management Plan provided for a working fund surplus of \$35,500. The September review amended the result to a working fund surplus of \$32,100. The December review reported a slight increase in the surplus of \$700 to \$32,800. This review details another small increase of \$2,500. In other words, for 2000/01, operations are budgeted to run at a surplus of \$35,300.

For Councillor's benefit, the movements in the working fund surplus are detailed in the table shown on the following page.

# LISMORE CITY COUNCIL - Meeting held May 1, 2001

## March 2001 Quarterly Budget Review Statement

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Description	Amount \$
<b>Opening Balance at January 1, 2001</b>	<b>32,800</b>
Add – Grant monies actually received in March 2001 for Aboriginal Archaeological Study where funds were spent in the 1999/00 financial year and funded from working funds.	17,500
Less – Amount allocated to address safety concerns associated with Nimbin's public amenities	(5,000)
Less – Council's contribution towards the development of a business plan for the proposed cultural centre on the old Lismore High School Site.	(10,000)
<b>Closing Balance at 31 March, 2001</b>	<b>35,300</b>

Council is fortunate to have maintained an operating surplus to more or less the same level as the original budget. This should give Council a small margin to work with as we come towards the end of the financial year should unforeseen circumstances arise.

For Council's information, listed below are the details of the activities with significant variances.

### Human Resources

#### **Salary and Wages Back-Pay and Pay Adjustments**

As required by Council resolution, the impact of award negotiations now being finalised are reported for information and financial purposes. The financial impact for general fund is an outlay of \$339,900. Fortunately the amount required from the \$328,200 reserved for this issue is only \$297,700 with the balance being funded from existing budgets or from reserves from relevant business units. This leaves \$30,500 in the reserve which will more than likely be required in the 2001/02 financial year to finalise issues relating to the agreement once all staff have had a skills based assessment, as per the award, with relevant outcomes from this assessment determined.

There are numerous small increases in operating expenditures throughout this review as highlighted in Attachment A. Many of these relate to the adjustments made for salary and wage increases resulting from the award negotiations.

#### **Refund Cheque for Workers Compensation**

During the last week of March Council received a refund cheque of \$210,000 net of GST based on actual workers compensation premiums for the calendar year 2000. From a budget viewpoint, this adjusts the actual budget required for workers compensation downwards by \$184,000. With general fund being reduced by \$162,000, water fund by \$10,000 and sewerage fund by \$12,000. The impact of this is a 10% reduction in the oncost rate for wages/outdoor staff until June 30, 2001.

This is an indirect saving for the remainder of this financial year. For example remaining budgets for road maintenance will now go further as actual staff costs have been reduced. As 95% of the costs of workers compensation premiums are attributable to wages/outdoor staff, the bulk of the oncost savings are also realised by the programs where these staff are paid. Consequently, there has not been a reduction in the salaries oncost rate and as such, no direct budget saving.

At the Council meeting on March 13, 2001, the Mayor requested that a report be prepared on the budget ramifications of receiving this refund cheque with the intention of being able to spend an additional amount on a specific project rather than reducing the oncost rate. The following points provide justification as to why the current method of treating this refund should be maintained and explains how the oncost mechanism operates. Hopefully this addresses Councillor's concerns.

# LISMORE CITY COUNCIL - Meeting held May 1, 2001

## March 2001 Quarterly Budget Review Statement

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- Workers compensation insurance premiums should be treated as a direct staff cost because they are incurred on the basis of claims made against the employer by its employees. Council is required by law to provide insurance for workers compensation. If the number and seriousness of claims made by staff increase then the premium increases accordingly.
- As these costs are directly related to staff they should be allocated to works in a manner similar to which direct staff time and costs are allocated. The only realistic available method that Council has for ensuring this happens is by charging an oncost as a percentage of each dollar of direct staff costs it incurs.
- The oncost rate is calculated by totalling all costs that Council incurs which are in addition to what it pays for staff when they are actually working on the job. These costs are primarily annual leave, public holidays, sick leave, long service leave, workers compensation premiums, superannuation and training including OH&S. Costs totalling approximately \$4 million are recouped from each job through the oncost rate when staff are actually working. The average number of weeks that staff work in a year is approximately 43 weeks after taking out 4 weeks annual leave, 2.3 weeks for public holidays etc.
- When staff are actually working this “premium” on top of the actual dollars paid covers all the other costs associated with employment. Hence the total average costs of employment for a full year are captured on actual jobs, which have funding provided.
- From a budgeting / funding viewpoint the current method of amending the oncost rate when costs increase or decrease provides a greater level of flexibility to budget managers. This is because when a cost increase is anticipated it is only the oncost rate that changes instead of a specific job that ceases to be affordable because money is required elsewhere, that is for example to pay an increased workers compensation premium. In almost all circumstances this would allow the job to continue to completion with perhaps only minor budget changes required due to increased staffing costs.
- The practice of adjusting the oncost rate when costs have traditionally increased in the past has generally been accepted with mainly maintenance budgets bearing the brunt of any increased indirect costs. To reverse this method is unfair to programs and staff which have been responsible for this refund of workers compensation premiums and who have paid for any increases in costs in the past.

### Client Services – Property

A total of \$50,000 has been included as a budget item for the preparation of a business plan for the Old Lismore High School Site as per Council resolution, with \$40,000 in grant funding being obtained. The net cost to Council is \$10,000.

### Financial Services

Council has recently changed insurance companies following the disbanding of Norpool. The short-term financial benefit has resulted in a saving of \$58,000 in insurance premiums for this financial year. These savings have been reserved for the purposes of funding future risk management initiatives that should provide long-term savings in our premiums. Specifically these funds will be used to identify and improve footpaths that are high risk areas within the community.

Due to delays encountered with certain projects Council will not need to borrow all of the funds originally budgeted for in 2000/01. The \$1,394,000 for the Memorial Baths, \$450,000 for the CBD

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# LISMORE CITY COUNCIL - Meeting held May 1, 2001

## March 2001 Quarterly Budget Review Statement

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redevelopment and \$250,000 for sewerage treatment works augmentation are not required. Whilst the \$341,000 for Crozier Oval and an additional amount of \$200,000 for the flood levee scheme will be borrowed before the end of the financial year. These changes result in a \$24,200 interest

expense saving being made in general fund. These funds have been allocated to costs associated with investigations and progress of the Memorial Baths upgrade project. To date \$17,000 has been spent with the balance of the \$24,200 anticipated to be used before June, 30.

### Waste Minimisation

A grant of \$160,000 has been received from the Environmental Protection Authority. This is for implementation of the Regional Waste Plan that is being facilitated by the North East Waste Forum. Council is acting as the banker for these funds until they are expended. It is anticipated that \$50,000 will be used in this financial year, with the balance going to reserves.

### Parks and Recreation

\$64,000 has been allocated for the replacement / upgrading of playground equipment at Heritage Park from superannuation savings made against salary allocations (not wages related to indirect savings), as per Council resolution. These funds were being held for works on redevelopment of the CBD, under the Urban Roads program. There is also a \$21,900 increase in operating expenses relating to the increase in award issues mentioned earlier in the report.

### Enforcement

Works relating to improving pedestrian access and mobility are being undertaken to the value of \$15,000. This is funded from reserves that were not utilised last year because the RTA would not match Council's funding.

### Emergency Services

Adjustments have been made following the Council resolution concerning the proposed flood levee. The changes hinge around the decision to borrow \$200,000 this financial year, with the increase and decreases shown in Attachment A.

### Urban Roads

The \$450,000 that was to be borrowed for works on the redevelopment of the CBD has been deleted from this years budget due to the community surveys required for this project not being finalised in time for works to commence this year.

An additional \$70,000 has been transferred from the financial assistance grants reserve for completion of the Military Road upgrade project due to unexpected cost overruns. The funding source for this project was decided by Council earlier this year.

\$120,000 for capital works has been transferred to the Rural Roads program as per the Fix the Roads Committee recommendations at Council's last meeting.

### Rural Roads

The Roads to Recovery funding that will be received this financial year totalling \$401,600 has been included in budgets as was resolved by Council at the last meeting.

### RTA Works

Further changes to the program of works as approved by the RTA have been incorporated into the current budget. This has resulted in an increase in funds received of \$245,000 across a variety of programs and a corresponding increase in expenditure line-items.

### Aerodrome

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# LISMORE CITY COUNCIL - Meeting held May 1, 2001

## March 2001 Quarterly Budget Review Statement

The necessary changes to amend budgets for the completion of the Airport Terminal have been made as was reported in the previous Council meeting. The only change has been an increase in the amount required from the Quarry Reserve of \$20,000 due to several late invoices being received. The total now stands at \$189,100. Staff will endeavour to wind back this amount from any working fund surplus that may occur at the end of the financial year once all costs are finalised.

### Quarry

There has been a significant decrease in the forecasted profit for the quarry operations. This amount totals \$542,000. A further breakdown and explanation is detailed in the table below.

Budget Item	Amount
Decrease in Blakebrook quarry sales - consisting of a \$150,000 decrease in internal sales and a \$106,000 decrease in external sales. This is a reflection of the market at present.	(266,000 )
Increase in asphalt plant sales – fortunately demand for this product has been strong.	174,000
Increase in Blakebrook quarry expenses	(67,000)
Increase in Asphalt Plant expenses – due largely to material supply costs	(383,000 )
<b>Total is a decrease in transfer to reserves amount reflecting cash profit reduction</b>	<b>(542,000 )</b>

### Group Manager Business & Enterprise Comments

Difficult trading conditions experienced across the construction sector are having an impact on the quarry. Sales budgeted for the airport project, were not forthcoming and despite additional funds being allocated to road maintenance and construction, NRQ&A have not been successful in maintaining internal sales to budget.

Some expected increases in sales due to resource consumption of Pacific Highway work have predominantly been reflected in asphalt plant sales. Developments surrounding this work and the purchase of the Paveliner will create downward pressure on future revenue.

Objectives of the business plan to improve marketing of product and product development are seen as the best strategies to broaden the sales base and reduce seasonality in sales.

While this financial year will see a reduced financial performance from NRQ&A, substantial progress has been made on improving the environmental and safety performance. Substantial additional costs incurred through the maintenance and repair budgets have seen the upgrade of the asphalt plant wet scrubber and stormwater management. The quarry crushing plant has seen completion of the dust extraction system, an upgrade and extension of catwalks and ladders to meet Australian Standards and completion of safe work procedures to meet Council requirements under the Mines Inspection Act and General Rule. These costs do not generate revenue per se but rather ensure that NRQ&A continues to trade in accordance with its obligations. It is envisaged that by the end of financial year 2002 all works associated with bringing these facets of the business to the appropriate standards will be completed.

NRQ&A is subject to regular audits from the Department of Mineral Resources and the Environment Protection Authority. The cordial relationship experienced with these departments is due to the work undertaken by the manager and staff on site and their willingness to improve the environmental and safety performance of the operation.

### Water and Sewerage Funds

**LISMORE CITY COUNCIL - Meeting held May 1, 2001**

**March 2001 Quarterly Budget Review Statement**

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A balanced budget position has been achieved in both funds to March 31, 2001.

# LISMORE CITY COUNCIL - Meeting held May 1, 2001

## March 2001 Quarterly Budget Review Statement

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In the water fund the major changes have been:

1. The transfer of unexpended Section 64 funds required for the upgrading of water infrastructure at Nesbitt Lane totalling \$36,000.
2. Costs associated with the award negotiations reported earlier to the value of \$32,700. This has been funded from reserves.

In the sewerage fund the major changes have been:

1. The proposed augmentation works at South Lismore pump station relating to the disinfection unit upgrading have been deferred following advice from the Department of Land and Water Conservation (DLWC). Funding for this project was \$250,000 in loan funds and a \$250,000 capital grant from the DLWC.
2. As with the water fund, costs associated with the award negotiations reported earlier to the value of \$43,400. This has been funded from reserves.

### **Manager - Finance & Administration Comments**

Included in the body of the report.

### **Public Consultations**

Not required.

### **Other Group Comments**

Included in the body of the report where relevant.

### **Author's Response to Comments from Other Staff**

Not applicable.

### **Conclusion**

#### **Change in Net Assets**

The 2000/01 Management Plan showed a surplus in the "Change in Net Assets" of \$1,680,000. Based on the September and December Quarterly Review for 2000/01 this amount was reduced by \$108,000 and then increased by \$297,000 to give a total of \$1,869,000. This review decreases the surplus by \$409,000 to give a total "Change in Net Assets" of \$1,460,000.

It should be noted that this amount reflects the estimated increase in net assets held under the Council's control for this year. It does not reflect in any way the Council cash or liquidity position.

### **Recommendation (COR23)**

1. Council adopt the March 2001 Budget Review Statement for General, Water and Sewerage Funds.
2. This information be submitted to Council's Auditor.

## LISMORE CITY COUNCIL - Meeting held May 1, 2001

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**Subject/File No:** REVIEW OF POLICY 6.1.6.: ABANDONMENT OF WATER CONSUMPTION CHARGES – RESULT OF MAJOR BREAK (S303)

**Prepared By:** Team Leader – Water & Wastewater Customer Services - Robert Virtue

**Reason:** Difficulties experienced in implementing policy.

**Objective:** To seek Council's approval to amend this policy.

### **Management Plan Activity:**

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#### **Background:**

On October 27 1998, Council created the abovementioned policy to ensure that excessive water consumption charges that were the result of a major break could be foregone under certain conditions.

This policy (copy attached) states, in part, that “applicants must justify their merit for consideration”. As there was no clear direction from Council as to how applicants could justify their merit, we have been assessing an applicant's merits based on financial information supplied on Council's “Application for Hardship Relief”. Assessing the merit for consideration has presented a number of difficulties for both applicants and Council. Based on the experience of implementing this policy it is now apparent that an alternate method or policy is required.

I believe that Council has two possible course of action;

- 1 Delete the policy as the user-pays structure is fair and equitable to all consumers and fully justifiable when challenged. I am sure that other service providers such as Telstra and Northpower do not offer their consumers a similar concession, and water is a much more essential and finite resource.
- 2 Amend the policy by removing the stipulation that applicants must justify their merit for consideration.

#### **Manager - Finance & Administration Comments**

The options are that either the policy is deleted or the policy's criteria refined to give staff greater certainty when assessing an applicant's eligibility for assistance. I suggest that an applicant's hardship is extremely difficult to assess consistently because of the many varying situations. Should Council decide to refine this policy, I would suggest that this stipulation is deleted. This should reduce the requests for reconsideration and alleviate the time spent on these applications by both Councillors and staff.

**Public Consultations** not required

**Other Group Comments** not required

**Author's Response to Comments from Other Staff** not applicable

**Conclusion**

Council can either delete this policy in its entirety or make some significant amendments to the policy. Indeed, when the main focus of our philosophy has been to encourage water economy, as evidenced by the installation of water meters on all properties, this policy would seem to be a complete about-face. However, should Council believe that there needs to be some means to compensate those consumers who were genuinely unable to detect a leak, Council could simply refine the policy.

**Recommendation (ENT07)**

That the existing policy be amended to read;

*On the occasion where a quarterly meter reading identifies a substantial increase in consumption, the property owner may apply to Council to have the water consumption charge for that period reduced. The amount of this reduction will be 50% of the consumption charge over and above the average of the four previous accounts.*

*Granting of this concession is subject to the following conditions:*

- 1 The increase in consumption to be more than 200% of the average of the four previous accounts.*
- 2 This concession will be linked to the property and can only be granted once.*
- 3 This concession is only available to private houses and non-profit community groups.*

*The owner must submit either a statutory declaration or a supporting letter from a qualified plumber detailing the circumstances of the break. All applications will be submitted to the General Manager, or his nominated delegate, for approval.*

# LISMORE CITY COUNCIL - Meeting held May 1, 2001

## MINUTES OF THE TRAFFIC ADVISORY COMMITTEE MEETING HELD APRIL 18, 2001

AT 10.00

(WMacD:VLC:S352)

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**Present:** Mr Bill Moorhouse (*Chairperson*), Councillors Bob Gates (for Item No. 10), and Mervyn King, Messrs Thomas George, MP, Mike Baldwin (*Roads and Traffic Authority*), John Daley (*Lismore Unlimited*), Snr Const Brian Buckley (*Lismore Police*), and Bill MacDonald (*Traffic and Law Enforcement Co-Ordinator*).

**Apologies:** Apologies for non-attendance on behalf of Councillors John Chant and Ken Gallen and Mrs Wendy Johnson were received and accepted and leave of absence granted.

### **Minutes of Traffic Advisory Committee Meeting – March 21, 2001**

Members were advised that the Minutes of the meeting held on March 21, 2001 were adopted by Council at its meeting of April 10, 2001.

**Disclosure of Interest:** Nil

### **Business Arising:**

1. **BBC Hardware House Development, Bruxner Highway, South Lismore** (Item 6)

Mr MacDonald tabled traffic counts that had been taken at the northern end of the new median on the Highway in front of BBC, and another count at the southern end of the median. The first set of counts indicated an 85<sup>th</sup> percentile speed of 68kph in both directions. The second set of counts indicated an 85<sup>th</sup> percentile speed of 75kph for north-bound traffic and 80kph for south-bound. The Chairperson advised that he was due to attend a further meeting with RTA Representatives to discuss this issue on April 23, 2001; the outcome of which would be reported back to the next meeting.

**TAC28/01** **RECOMMENDED** that the above be noted. (R4807)

### **Correspondence:**

2. **Lismore Branch, NSW Bus & Coach Association;** highlighting several safety hazards at the Bus Interchange facility and suggesting possible remedies.

The Chairperson tabled a plan showing a proposal to install railings around the interchange with staggered gaps in the railing at the front of each bus bay. The estimated cost of the project totalled \$40,000.

Mr MacDonald advised that a letter had been issued to the Parliamentary Committee on Road Safety – StaySafe, requesting advice as to the responsibility for supervising children who use the interchange. It was noted that this question had been raised at a recent Road Safety Conference without a suitable answer being put forward. Council's Road Safety Officer had already developed a brochure on the use of the interchange and safety issues surrounding the facility and this had been widely circulated.

A barrier fence around the roundabout at the intersection of Hindmarsh and Leicester Streets would be further investigated. However, the close proximity of the kerb ramps to the intersection may make such a proposal more difficult.

**TAC29/01** **RECOMMENDED** that the Bus & Coach Association be advised of the actions taken in accordance with the above.

**TAC30/01** **FURTHER RECOMMENDED** that Council seek funding from the RTA for the installation of the railing around the interchange. (01-4141:S352,S673)

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3. **M/s Susan Thomson**; drawing attention to the problems being experienced with parking facilities and traffic congestion in the vicinity of the Nielson and Bright Streets intersection, East Lismore.

The site had been inspected prior to the meeting. However, there were no apparent easy answers to the existing parking problems. The logical solution was for the University to construct the 'top end' access off Kellas Street. It was felt that the additional access may encourage students to use the University Carpark in lieu of the local surrounding streets. The Chairperson suggested that it may be worth investigating an early proposal to install an 'entry' driveway to the University Carpark off College Street but this would increase traffic through local streets.

The Police Service was not in favour of imposing a two-hour limit as there were concerns that this may just shift the problem.

The Committee raised no objection to the Thomsons' installing another driveway off Nielson Street if they wished. This could be included within a 'No Stopping' area introduced along the eastern side of Nielson Street.

TAC31/01 **RECOMMENDED** that the writer be advised in accordance with the above.

TAC32/01 **FURTHER RECOMMENDED** that Council raise the residents' concerns with the University with a view to encouraging the construction of the 'top end' access at the earliest opportunity. (01-4212:S352,R7459,R7413)

4. **Dunoon & District Community Forum**; suggesting the introduction of either nose-in or rear-end parking along Munro Road, Dunoon, between James Street and the Fire Station to improve current parking facilities.

The site had been inspected prior to the meeting and it was considered that due to the area's close proximity to James Street, it was not suitable for nose-in parking.

TAC33/01 **RECOMMENDED** that the writer be advised accordingly. (01-4280:R1501)

5. **Kadina High School P & C Association**; seeking Council's support in its application for a new exit point from the School, south of and adjacent to the existing bus turnaround on Kadina Street.

Whilst it was acknowledged that the area immediately below the bus bay would be a suitable 'exit' point for School traffic as far as sight distance was concerned, there were concerns for the significant cost of any internal access road the School would need to provide to this point. Residents living adjacent to this area would also undoubtedly object.

The proposals already adopted by Council comprise the installation of a kerb blister on the north-eastern corner of Ballina Road and Kadina Street to slow traffic coming around the corner and to extend the centre median along Kadina Street, but with the inclusion of a gap to allow right-turns into the Kadina High School access road being investigated.

It was also noted that there was a proposal to install a roundabout at the intersection of Kadina Street and Pineview Drive as part of the Kadina Park development. This would also complement the above proposals.

It was felt that the above treatments were more achievable in the shorter term. However, a split in the access road with the 'exit' leg slightly downhill would complement the works already proposed. This would be a matter for the School to investigate.

TAC34/01 **RECOMMENDED** that the School be advised that the proposals already agreed to were seen as more achievable in the shorter term and suggest that it further investigate splitting the access road as outlined above. (01-4472:R6469,S352)

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6. **Miss Elizabeth Hamilton**; drawing attention to the difficulty being experienced with traffic conditions at the intersection of Keen and Woodlark Streets, Lismore, together with pedestrian and parking facilities in the CBD.

Traffic flows around the CBD were discussed at length and it was acknowledged that the existing facility mid-block on Woodlark Street worked very well given the high volumes of both pedestrians and vehicles. It was agreed to hold an on-site meeting at the corner of Woodlark and Keen Streets immediately following the Traffic Advisory Committee meeting to further consider any changes.

As a result of the on-site meeting it was proposed that the two west-bound entry lanes on Woodlark Street at Keen Street be extended slightly with the right lane clearly marked with arrows for through and right-turn traffic, and the left lane clearly marked with arrows for left-turn only traffic. The effect would then be monitored to ascertain if any further works should be implemented to reduce the current problems.

**TAC35/01** **RECOMMENDED** in accordance with the above. (01-5024:R7313,R7329)

7. **M/s Tania von der Heide (on behalf of Wyrallah Residents)**; listing a number of improvements for Council's consideration to improve traffic and pedestrian facilities within the Wyrallah Village.

The Committee suggested that the issues relative to shoulder work, road widening and reconstruction were matters for Council's Roads & Infrastructure Section to investigate and consider funding in future works programmes. It was noted that the road in the vicinity of the School was in need of significant maintenance.

In relation to the other issues raised, it was proposed as follows -

- paint a double white line on the road around the 'bends' on each side of the School and in front of the School
- relocate the existing 'School Children' symbol signs that are both sides of the School to a more prominent position
- traffic mirrors were not considered warranted
- extend the existing 60kph zone on the eastern approach to the School by 200m
- extend the existing 40kph School Zone on the eastern approach to the School by 100m
- change the existing 100kph signs on the eastern departure side to 'de-restriction' signs
- install T-junction signs on Bridge Street and on the southern approach to the Village on Wyrallah Road
- install 'Stop Sign Ahead' symbol sign on Bridge Street prior to its intersection with Wyrallah Road.

**TAC36/01** **RECOMMENDED** that the above actions be taken and the writer advised accordingly. (01-5115:S745)

8. **Alec Chapple**; requesting a replacement 'corner' warning sign be erected on Caniaba Road near his property; also highlighting the need to remove the roadside vegetation on Caniaba Road, approximately 1.5Km west of the Bruxner Highway, and install an appropriate warning sign to alert motorists of the concealed driveway to his property.

The Committee was advised that arrangements had been made for the 'curve' warning sign to be replaced. It was suggested that it would be more appropriate

# LISMORE CITY COUNCIL - Meeting held May 1, 2001

## MINUTES OF TRAFFIC ADVISORY COMMITTEE MEETING HELD APRIL 18, 2001 (Cont'd)

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for the roadside vegetation to be cleared than to erect a warning sign that may be ignored or not seen by motorists.

The issue of roadside maintenance was also one for Council's Roads & Infrastructure Section to take on board.

**TAC37/01** **RECOMMENDED** that this issue be referred to Council's Roads & Infrastructure Section for investigation and action as required. (01-5135:S346,R4701)

9. **Nimbin Chamber of Commerce**; requesting the 'No Parking' sign on the narrow roadway section of Cullen Street be moved two (2) car spaces south until such time as the narrow section is reconstructed.

Members raised no objection to the existing parking restriction sign to be relocated as suggested.

**TAC38/01** **RECOMMENDED** in accordance with the above. (01-5296:S352,R1701)

### **General Business**

10. **Lismore CBD / Magellan Street Upgrade**

Three plans showing alternative traffic movements along Magellan Street were tabled at the meeting and discussed at length. However, none of the proposals were considered appropriate for various reasons. It was suggested that it may be possible to redirect traffic flows within the internal lane system in order to attract more vehicles/shoppers to this section of the CBD and it was agreed that an on-site inspection be held after the meeting to further explore this option.

As a result of discussions and the inspection, it was agreed that Members be given plans of the road system to allow time for further discussion and any proposals be brought back to the next meeting for further consideration.

**TAC39/01** **RECOMMENDED** in accordance with the above. (R7319,S273)

11. **Union Street, South Lismore – Pedestrian Crossing**

M/s Amanda Martin had requested consideration be given to the installation of a pedestrian crossing on Union Street in the vicinity of Riverview Park.

Whilst it was acknowledged that a marked pedestrian crossing would not meet the warrant, it was suggested that a gap in the wide centre median on Union Street would assist pedestrians in crossing the Highway.

**TAC40/01** **RECOMMENDED** that a gap be provided in the centre median on Union Street in the vicinity of Rhodes Street, provided a suitable location could be identified that afforded adequate visibility. (R6938)

12. **'Burn-Out' Pad at Showground**

Councillor King advised that further investigations had taken place regarding the installation of a 'burn-out' pad at the Showground and it had been estimated to cost approximately \$17,000. Unfortunately, it would appear that the project is not considered viable in the short term but may be reconsidered at a later date.

**TAC41/01** **RECOMMENDED** that the above be noted. (P4)

This concluded the business and the meeting terminated at 11.40 am.

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**CHAIRPERSON**

\_\_\_\_\_  
**TRAFFIC & LAW  
ENFORCEMENT CO-ORDINATOR**

**MINUTES OF THE ORDINARY MEETING OF THE COUNCIL OF THE CITY OF LISMORE HELD IN THE COUNCIL CHAMBER, GOONELLABAH ON TUESDAY, APRIL 10, 2001 AT 6.03PM.**

**Present:** His Worship the Mayor, Councillor Gates; Councillors Baxter, Chant, Crowther, Gallen, Hampton, King, Roberts, Suffolk, Swientek (from 6.05) and Tomlinson, together with the General Manager; Group Managers- Corporate & Community Services, City Works, Planning & Development, Business & Enterprise; Manager-Water & Wastewater, Manager-Communications & Community Relations, Manager-Finance & Administration and Administrative Services Manager.

**Apologies/**  
**Leave of**  
**Absence:** Leave of absence was granted to Councillor Irwin on March 13, 2001.

60/01 **Minutes:** The Minutes of the Ordinary Meeting held on March 13, 2001, were confirmed, noting that Councillor Roberts voted for the amendment in respect to Min. No. 45/01.  
(Councillors Swientek/Crowther)

**PUBLIC ACCESS SESSION:**

Prior to the commencement of the meeting, a Public Access Session was held at which Council was addressed by the following:-

**Linda Brooks re Traffic Advisory Committee Minutes – Item 9 – Nimbin Mardi Grass**

(See Minute No. 65/01)

Ms Brooks spoke to the traffic control plan she had prepared for the Nimbin Mardi Grass. She outlined past traffic problems, detailed how the plan would solve these problems and sought Council's approval of the plan.

(S352)

**Georgia Rayner re Report – Networking the Nation**

(See Minute No. 66/01)

Ms Rayner talked of the benefit of the Networking the Nation proposal to have a mobile phone tower established at Mt. Nardi focusing on the need not to have a tower in the village of Dunoon.

(D01/113,S158)

**RESCISSION MOTION:**

**Lismore Flood Levee Scheme**

(Copy attached)

61/01 Formal notice having been given by Councillors Gates, Hampton and Baxter it was **RESOLVED** that Council rescind Part 7 of the motion dealing with the Lismore Flood Levee Scheme dealt with at the Council meeting of March 13, 2001.

(Councillors Gates/Hampton)

**Voting Against:** Councillors Roberts, Tomlinson, Gallen, Swientek and Crowther.

(01-4888: S106)

**MAYORAL MINUTE:**

**Design for Memorial Baths Rebuild**

(Copy attached)

62/01

**RESOLVED** that the minute be received and –

- 1 Applications for registration of interest (R.O.I.) be called forthwith.
- 2 Applicants be advised that the process will be a step-by-step process and construction may be staged over a number of years and the R.O.I. be worded to reflect this concept.
- 3 Council confirm the Memorial Baths site is the preferred option for a new aquatic facility incorporating a new olympic size pool and leisure water.

(Councillors Gates/Hampton)

**Voting Against:** Councillors Roberts, Tomlinson, Gallen, Swientek, and Crowther. (P6768))

**NOTICE OF MOTION:**

**Special Business Rate – Nimbin Village**

63/01

Formal notice having been given by Councillor Roberts it was **RESOLVED** –

- 1 That Council support in principle an application to the Minister for Local Government for a special rate variation to be applied to all properties subject to a business rate within Nimbin village with the aim of raising up to \$20,000 per annum.
- 2 The funds raised by this special rate are to be expended within Nimbin village at the discretion of the Nimbin Chamber of Commerce in consultation with the local business community and Council.
- 3 That Council and the Nimbin Chamber of Commerce immediately engage in consultation with affected property owners and local business people to gauge the level of support for such a proposal.
- 4 That Council ask the Chamber of Commerce for a copy of the minute that supports the special rate variation proposal.

(Councillors Roberts/Gallen) (01-4580: S740)

**SUSPENSION OF STANDING ORDERS:**

64/01

**RESOLVED** that standing orders be suspended and Council now deal with the undermentioned matters:-

- **Traffic Advisory Committee Minutes**
- **Report – Networking the Nation**

(Councillors Gallen/Hampton)

**Traffic Advisory Committee Minutes**

(Copy attached)

65/01

**RESOLVED** that the minutes be received and the recommendations contained therein be adopted.

(Councillors Gallen/Swientek) (S352)

**Report – Networking the Nation**

(Copy attached)

66/01

**RESOLVED** that Council defer consideration of this application pending further clarification of the development application for a mobile phone tower in Dunoon.

(Councillors Baxter/King)

**Voting Against:** Councillors Roberts and Tomlinson.

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(S158)

**RESUMPTION OF STANDING ORDERS:**

67/01 **RESOLVED** that standing orders be resumed.  
(Councillors Swientek/Chant)

**REPORTS:**

**Clunes Wastewater Study**

(Copy attached)

68/01 **RESOLVED** that the report be received and –

- 1 Council accept the DLWC offer of 50% subsidy for pre-construction activities and the Mayor and General Manager be authorised to execute the agreement and the common seal of the Council be affixed to the agreement.
- 2 Once the Options Report is completed, a report be presented to Council on the financial implications of the preferred option.
- 3 Council's share of the pre-construction activities of \$212,200 be funded from the sewer fund and the costs recovered by applying a Clunes Wastewater Rate or Charge, whichever is appropriate, at the time construction funds are approved.

(Councillors Swientek/Chant) (S288)

**Development Application Determination Policy**

(Copy attached)

69/01 **RESOLVED** that the report be received and Council adopt the Policy, to be known as the 'DA Determination Policy – Getting It Right The First Time'.  
(Councillors Swientek/Hampton) (S9)

**"Fix the Roads" Working Party - Plan of Management and Action Plan**

(Copy attached)

A MOTION WAS MOVED that the report be received and –

- 1 Council adopt the proposed Plan of Management and Action Plan subject to the name being changed to the Road Management Committee.
- 2 The Committee/Working Party work with the ALGA to determine the cost of maintaining roads.

(Councillors Suffolk/Hampton)

AN AMENDMENT WAS MOVED that the report be received and –

- 1 Council adopt the proposed Plan of Management and Action Plan for the Fix the Roads Working Party.
- 2 Council recommend to the Fix the Roads Working Party that its name has reached its 'use by' date and it be renamed the Road Management Committee or something similar.
- 3 The Committee/Working Party work with the ALGA to determine the cost of maintaining roads.

(Councillors Roberts/Tomlinson)

On submission to the meeting the AMENDMENT was DEFEATED.

**Voting Against:** Councillors King, Chant, Baxter, Hampton, Suffolk, Gates and Crowther.

70/01 **RESOLVED** that the report be received and –

- 1 Council adopt the proposed Plan of Management and Action Plan subject to the name being changed to the Road Management Committee.
- 2 The Committee/Working Party work with the ALGA to determine the cost of maintaining roads.

(Councillors Suffolk/Hampton)

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**Voting Against:** Councillor Roberts.  
(S745)

**Networking the Nation**

(See Minute No. 66/01)

**Alternate Fuels for Council's Fleet (Natural Gas Vehicles)**

(Copy attached)

- 71/01 **RESOLVED** that the report be received and Council make representation to NOROC for that authority to seek further and continual information regarding Natural Gas for vehicles, and make representation for the supply, in particular Liquefied Natural Gas, into the Northern Rivers Region of NSW.  
(Councillors Swientek/Crowther) (S360)

**Masters Games Update and Committee Membership**

(Copy attached)

- 72/01 **RESOLVED** that the report be received and –  
1 The update information be noted.  
2 Mr Ian Carrington be appointed as a member of the Lismore Masters Games Organising Committee.  
(Councillors Hampton/Chant) (S757)

**Review of Council Policies**

(Copy attached)

- 73/01 **RESOLVED** that the report be received and –  
1 That Policies Nos. 1.5.4, 1.5.5, 1.5.6, 1.5.7, 1.5.8, 5.2.11, 5.2.17, 5.2.19, 5.2.22 and 9.1.4 be deleted.  
2 That Policies Nos. 1.2.6, 1.4.7, 1.5.3, 1.5.8, 1.8.1, 1.8.23, 5.3.1, 6.1.2, Lismore Local Approvals Policy No. 1 and the Social Impact Assessment Policy be amended as detailed within the report.  
(Councillors Roberts/Baxter)

- 74/01 **FURTHER RESOLVED** that a report be submitted to Council on the introduction of a policy that will apply the same conditions to staff as those pertaining to Councillors with respect to interstate and overseas travel.  
(Councillors Gates/Hampton)  
**Voting Against:** Councillor Roberts. (S9)

**COMMITTEE RECOMMENDATIONS:**

**Traffic Advisory Committee 21/3/01**

(See Minute No. 65/01)

**DOCUMENTS FOR SIGNING AND SEALING:**

- 75/01 **RESOLVED** that the following documents be executed under the Common Seal of Council:-

**Agreement between Wyrain Pty Ltd, Kumasi Pty Ltd, Bennett Industries Pty Ltd and Council**

Agreement to close existing unformed East Street, South Lismore and dedicate a new road at a preferred location approximately 30m to the west of the existing road.  
(D96/239)

**Licence Agreements – Council & Lismore City Council Rural Fire Service**

The Agreements have been set up to allow radio equipment to be installed on Council's reservoir sites for a yearly fee. Each individual user of Council's sites will be required to enter into a separate licence agreement with Council.  
(P4031)

**Variation to Agreement/Conditions of Funding for Gingerbread House Occasional Care for the Goods and Services Tax (GST)**

(P9918)

**Department of Employment, Workplace Relations & Small Business**

Funding contract for "Art in the Heart Cultural Arts Precinct" project under the Regional Assistance Programme.  
(01-4477: P26243,S181)

**Kerbside Dining Licence Agreements**

The licence agreements have been set up to enable Lismore food serving facilities to utilise outdoor kerbside areas for dining spaces under Policy 5.2.24. Those listed below are ready for signing:

- Panaday Pty Limited, Café 29, 29A Keen Street, Lismore
- Dairy Delite Café, 1/53 Woodlark Street, Lismore
- Food for Thought, 106 Molesworth Street, Lismore

(Councillors Roberts/Hampton)

This concluded the business and the meeting terminated at 7.44 pm.

**CONFIRMED** this 1ST day of MAY 2001 at which meeting the signature herein was subscribed.

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**MAYOR**



