

Ordinary Meeting

An ORDINARY MEETING of LISMORE CITY COUNCIL will be held at
the COUNCIL CHAMBERS, Oliver Avenue, GOONELLABAH on
Tuesday, May 9, 2006
and members of Council are requested to attend.

Paul G. O'Sullivan
General Manager

May 2, 2006



Agenda

Opening of Meeting and Prayer (Mayor)

Apologies and Leave of Absence

Confirmation of Minutes
Ordinary meeting – April 11, 2006

Disclosure of Interest

Public Access Session

Public Question Time

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Strategic Plan Summary

Lismore regional city

STRATEGIC PRIORITY	AIMS	INITIATIVES
Economic Development	Build Lismore's reputation as a regional city for residents, businesses, education providers, health services and government.	<ul style="list-style-type: none"> ▶ Champion education ▶ Promote health facilities ▶ Support regional agriculture ▶ Promote cultural life ▶ Promote Lismore as a legal centre ▶ Support for sport
	Increase regional economic development, tourism and job creating investments.	<ul style="list-style-type: none"> ▶ Promote regional development ▶ Develop tourism ▶ Support businesses ▶ Pursue CBD revitalisation ▶ Assist in job creation ▶ Assist in creating new income opportunities
Quality of Life	Make Lismore a safe, healthy and caring community in which to live.	<ul style="list-style-type: none"> ▶ Increase social cohesion ▶ Support villages ▶ Provide community services ▶ Encourage sustainable development ▶ Promote recreation and leisure
Leadership by Innovation	Lead the region by demonstrating innovative practices in governance, customer service, communication, consultation, virtual amalgamation and financial management.	<ul style="list-style-type: none"> ▶ Lead the region ▶ Increase revenue from grants ▶ Improve customer service ▶ Consult the community ▶ Update technology ▶ Provide user pays services ▶ Privatise selected services ▶ Share assets and resources
Natural Environment	Preserve and rehabilitate Lismore's natural environment.	<ul style="list-style-type: none"> ▶ Provide sustainable land use planning ▶ Improve catchment management ▶ Conserve and repair the environment
Infrastructure	Further enhance Lismore's transportation, parking and pedestrian networks.	<ul style="list-style-type: none"> ▶ Improve transport systems ▶ Improve roads, cycleways and footpaths ▶ Assist with public transport ▶ Assist airport operations ▶ Support fleet operations
Water and Waste Cycle	Educate our community and lead the state in water and waste-cycle management.	<ul style="list-style-type: none"> ▶ Manage stormwater drainage systems ▶ Manage water and sewage ▶ Manage the waste stream and reduce waste

Rescission Motion

We hereby give notice of our intention to move at the next meeting of Council the following rescission motion:

That Council rescind the motion re Stormwater Management Service fee. (Minute No. 60/06)

- 1 Council adopt the *stormwater management service charge* for all appropriately rated properties and implement this charge as soon as practical.
- 2 Further public consultation to be undertaken during the implementation of the proposed stormwater management services.

Councillor F Swientek
Councillor J Chant

Councillor P Graham
Date 11/4/06

Staff Comments

Manager-Environmental Health & Building Services

The following synopsis is provided, not as an adjunct to the report in the April Business Paper, but more as an encapsulation of some elements within that report.

- The State Government has a clear commitment to improved stormwater management and quality outcomes. This commitment is to be delivered through Local Government and is articulated through the Stormwater Management Plan (DEC requirement) and the Integrated Water Cycle Management Plan (DEUS requirement).
- Irrespective of what stormwater management techniques are incorporated into new or old development the discharge ultimately flows to the general stormwater systems. This system is Council's responsibility and needs both maintenance and updating to be able to deliver high quality stormwater management.
- The State Government has recognised that Councils are unable to deliver the stormwater initiatives outlined in the plans of management within the 'rate pegging' environment. Accordingly it has provided legislation which encourages all Councils to introduce a SMS charge.
- The legislation recognises the issues of equity by exempting vacant land, discounting strata developments, limiting the maximum charge that can be applied to commercial development and applying the charge only to the urban area.
- Irrespective of whether or not Council introduces the SMS charge it will still be expected to deliver the water quality outcomes required by the State Government.

(06-3463: S722)

Notice of Motion

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

- 1 That Council agree in principle to the introduction of a Stormwater Management Services charge.
- 2 That money raised by the Stormwater Management Services be used initially for the development of management plans for each of the catchments within the Lismore urban area and villages.
- 3 Following the development and costing of individual stormwater management plans for each catchment a further report be prepared for the 2007/08 budget, setting out equitable charges for industrial, commercial and residential properties within their respective catchments.
- 4 That the Stormwater Management Services Charge be set at \$10.00 for the 2006/07 Budget.
- 5 That Council link the Stormwater Management Services charge to the level of Water & Sewer charges.

Councillor F Swientek

Staff Comments

Environmental Health Services

To assist the debate on the notice of motion the following recommendations and comments are provided.

Points **one**, **two** and **three** of the motion are supported and staff would need to undertake these activities in order to properly and fully utilise the SMS funds.

In regard to point **four**, reducing the set charge to \$10.00 would yield an approximate income of \$128,000 for the first year. Although this would allow the development of catchment based management plans as noted in Point 3 it would preclude the undertaking of physical on-ground work. Without this additional funding it is likely that no new stormwater quality treatment would be installed and existing treatment devices may not be adequately maintained.

It should be noted that the maximum residential charge (being \$25.00) prescribed in the regulations was based on extensive costing estimates undertaken by DEC.

Point **five** recognises that stormwater represents an element of the water management cycle together with reticulated water and wastewater and links effective management of all three elements to the management of the total cycle.

- **The SMS Charge at Work**

The SMS Charge will allow Council to undertake the following:-

1. **Catchment-based stormwater management plans** for the Lismore urban area and villages to enhance the existing stormwater management plan for Lismore LGA.

2. **Design stormwater management systems** according to the needs identified within the management plans.
3. **Install the required stormwater treatment devices** throughout the urban and village areas.
4. **Maintain and monitor all stormwater treatment devices** to ensure their efficiency, effectiveness and to reduce risks of flooding, public health problems and environmental hazards.

- **Equity Issues**

The legislation recognises the issues of equity by exempting vacant land, discounting strata developments, limiting the maximum charge that can be applied to commercial development (given they are likely to have in place on site management devices) and applying the charge only to the urban area.

- **New subdivisions with stormwater treatment provided**

While it is understood that more recent subdivisions are provided with enhanced stormwater improvements eg sediment basins, infiltration trenches and the like, these treatment systems are required to be maintained on a regular basis which includes sediment/litter removal and monitoring of their effectiveness. Council is burdened by these costs, which are currently unfunded. To not maintain these systems could potentially cause flooding, public health and environmental hazards.

- **Strata titled residential developments**

The Department of Local Government advises that residential strata developments can be charged pro rata.

- **Development industry opportunities**

A developer is required to provide appropriate stormwater management in accordance with regulations for new developments, however, the lack of Council funding to inherit the maintenance of treatment devices is hindering the development industry's options in stormwater management for any new developments. The SMS charge will allow Council to promote stormwater alternatives and systems in new developments, that entail public ownership and maintenance.

Financial Services

In regards to linking the stormwater management services charge to the water and sewer charges, it is understood that the intent of this motion is to offset the introduction of this charge by an adjustment to the water and sewer charges.

This is considered a reasonable first year compromise as it will have a minimal impact on the water and sewer service delivery capacity and allows for detailed stormwater management plans to be developed. It also recognises that the great majority, if not all of the properties to which the proposed stormwater management charge applies, are connected to the Council's water and sewerage system, thus there is potential for there to be no extra cost to the ratepayer in the first year.

(06-3465: S722)

Notice of Motion

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

- 1 That LCC lobby the Federal Treasurer Peter Costello, Mr Ian Causley MHR for Page and local duty senators, that in view of the federal budget surplus, the federal government scrap the current fuel levies and only impose a 10% GST on fuel.**
- 2 Further that any additional fuel tax only be applied for a limited time frame for specific projects such as upgrading of the Pacific Highway or upgrading our public transport or other such fuel saving initiatives.**
- 3 LCC take this matter to the Local government Association Executive and as a Motion for the 2006 LGA Annual Conference and to the Australian Local Government Association and its Executive.**

Councillor F Swientek

COMMENT

For too long the federal government has been using motorists as a tax milking cow, always claiming that a reduction in fuel tax would result in a cut in service provision. With the current budget surplus expecting to be over \$12 Billion there is no excuse for the federal government to oppose scrapping the fuel tax on the grounds of service cuts.

This strategy would, I believe, be an excellent economic reform reducing costs to motorists and businesses. Even councils would make a substantial saving for their ratepayers with their huge fuel cost component, allowing savings for improvements in services such as roads, footpaths and cycleways.

Transport costs would be lower meaning consumers would be better off and producers would be more competitive in the global shrinking environment..

Country people would be particularly advantaged in view of the fact that they have to travel greater distances than their city counterparts and have more limited opportunities to travel by public transport.

For those concerned about increasing consumption of fuel because it is cheaper need only to look at the Queensland experience where their fuel is cheaper than most other states and the data indicates that there is less fuel used per capita in Queensland than other states.

Federal and state governments have the audacity to suggest that to finish constructing the Pacific Highway they may need to impose a toll to recover the costs from the already overmilked motorists of Australia.

It is time that grassroots local government says enough is enough and asks its ugly sisters (Federal and State Governments) to change their tax collecting and tax spending bad habits.

(05-3874: S631)

Report

Subject	Carrington Street Upgrade
File No	GJH:VLC:R7303,S274
Prepared by	Executive Director – Infrastructure Services
Reason	To obtain Council's endorsement of proposed traffic and parking arrangements in Carrington Street.
Objective	To finalise traffic and parking arrangements associated with the upgrade of Carrington Street between Magellan Street and County Lane.
Strategic Plan Link	Infrastructure
Management Plan Activity	Roads

Overview of Report

This report seeks to gain Council's endorsement of proposed traffic and parking arrangements in Carrington Street between Magellan Street and County Lane. This is the first stage in the upgrade of Carrington Street and will allow detailed engineering and architectural design to proceed.

Background

Over recent years Council has been working towards reconstruction of roads and beautification of Lismore's central business district (CBD) to create a safer environment for road users and improving shopper amenity.

Molesworth, Keen and Magellan Streets have all benefited from Council's decision to upgrade the CBD.

Lismore City Council is now undertaking further beautification of the CBD block through the upgrade of Carrington Street, between Magellan Street and County Lane.

To date, there has been wide-scale community consultation, which has identified strong community support, stakeholder commitment and common appeal that the project move forward.

Lismore Unlimited Opportunities has also conducted a great deal of consultation, which has been built upon by Council staff.

Proposed Public Consultation Process

The proposed consultation process for this project consists of meeting and obtaining feedback from businesses, shoppers and the public at three (3) key stages –

1. Prior to finalising traffic and parking arrangements: At this stage traffic and parking arrangements are known and also the area available for landscaping, footpaths and people space.
2. Prior to finalising landscaping and urban design features: At this stage detailed landscaping and architectural features are known such as size and location of garden beds, types of plants, type of footpath surfacing, location of street furniture, bollards, art work, etc.
3. Prior to commencing construction: At this stage details of construction methods and likely disruption are discussed with businesses.

The objective of this report is to complete Stage 1 - Finalisation of traffic and parking arrangements.

Consultation to Date

Council's Economic Development Unit with Lismore Unlimited Opportunities have undertaken a great deal of consultation on the overall concept of the Laneways Project over several years.

Carrington Street businesses with the help of Lismore Unlimited Opportunities have undertaken a car parking survey which indicates many shoppers in Carrington Street do not actually park in Carrington Street. A sample of the survey and a summary letter from Ms Keryn Bryen of Shartan Hair Studio is attached for information at *Appendix 1*.

Lismore Unlimited Opportunities has also conducted a survey of businesses in Carrington Street to obtain feedback as to what they wish to see in the redevelopment. Only a couple of the 27 respondents wish to retain all car parking. Many comments included an increase in 'people friendly' space and the desire for the work to look like Magellan Street with half 'people space' and half parking. A copy of the survey is attached for information at *Appendix 2*.

Council staff and the Mayor met with the Laneways Focus Group on March 7, 2006. This group was originally set up by Lismore Unlimited Opportunities to provide advice and comment on the Laneways Project. The initial concept layouts for parking and traffic arrangements were discussed at this meeting.

A public meeting was held on March 22, 2006 between the Mayor, Council staff, and business and community members. The meeting was well attended with approximately 60 people participating.

Staff presented two (2) design options to the meeting (refer to "Staggered Parallel Parking" and "Angle Parking" options attached at *Appendix 3*). Good advice was received from businesses regarding the natural aspect of the street in terms of sun and shade. Neither of the proposals presented capitalised on this aspect.

There seemed to be general consensus that it would be preferable to share parking and 'people space' on both sides of the street. It was also recognised it would be beneficial to have 'people space' available at the entrance to the Star Court Arcade.

Two business people spoke with concern about the loss of parking. Written feedback sheets were distributed at the meeting inviting comments up until the close of business on Friday, March 31, 2006. The two businesses represented at the meeting, as well as another three businesses, have submitted written requests for no, or minimal, loss of parking.

A copy of the notes from the meeting and written submissions are attached for information at *Appendix 4*.

Council staff have considered the above comments and designed a further option which addresses many of the concerns and suggestions - refer to "Proposed Option following Feedback - Staggered Parallel Parking Alternative" attached at *Appendix 5*.

The revised design plan will be presented to a follow-up meeting with business and community members on May 3, 2006. The feedback from the public meeting will be presented as supplementary information to Council, as the meeting will be held after the distribution of this report.

Traffic Flow (one-way or two-way traffic)

The issue of two-way or one-way traffic in Carrington Street has been considered by staff and was discussed at the business and community meeting on March 22, 2006. Staff recommend two-way traffic be maintained due to:

- lack of manoeuvrability in the lanes - the lanes are quite narrow and in poor condition making traffic flow and deliveries difficult if all traffic must pass through the lanes rather than returning along Carrington Street
- queuing traffic trying to exit onto Keen Street - the exit from Larkin Lane into Keen Street is quite difficult as there is very limited sight distance crossing the Keen Street footpath and it is also difficult to obtain a gap in the Keen Street traffic to exit the lanes
- the need to provide deliveries and services throughout Carrington Street and the laneway network - a survey undertaken for the Traffic and Advisory Committee in 2001 showed the lanes are serviced by 25 transport companies, with some visits up to six times per day.

There seemed to be general consensus at the meeting to maintain two-way traffic with the option to revert to one-way in the future if required.

A copy of the existing laneway layout is attached for information at *Appendix 6*.

Comments

Financial Services

Based on the outcome of the public consultation, a fully costed design will be completed.

To undertake the Council approved works, funding will come from the 2005/06 Budget (\$500,000) with the balance proposed to come from the 2006/07 Budget.

Other staff comments

Manager - Planning Services

The recommendation is endorsed.

Public consultation

A report on stakeholders' feedback will be circulated post May 3, 2006.

Recommendation (IS12)

A recommendation will be circulated following the meeting with stakeholders scheduled for May 3, 2006.

(Late item)

Supplementary Report

Subject	Carrington Street Upgrade – Feedback from Business and Community Meeting held on May 3, 2006
File No	GJH:VLC:S274,R7303
Prepared by	Executive Director – Infrastructure Services
Reason	To provide Council with feedback from the business and community meeting held on May 3, 2006.
Objective	To finalise traffic and parking arrangements associated with the upgrade of Carrington Street between Magellan Street and County Lane.
Strategic Plan Link	Infrastructure
Management Plan Activity	Roads

Overview of Report

This report provides supplementary information to Council. It details the feedback and discussion from business and community members who attended the meeting on May 3, 2006. A recommended layout for traffic and parking arrangements in Carrington Street between Magellan Street and County Lane is presented. The report seeks Council's endorsement of this proposal. This is the first stage in the upgrade of Carrington Street and will allow detailed engineering and architectural design to proceed.

Background

Invitations to a second Business and Community Meeting were distributed to all property owners and businesses on the inside of the 'main block' bounded by Molesworth, Woodlark, Keen and Magellan Streets. The invitation included a plan of the proposed option following feedback from the first meeting, "Staggered Parallel Parking Alternative".

Feedback from meeting of May 3, 2006

The meeting was well attended with approximately 27 people participating.

Following an introduction from the Mayor staff provided a short presentation centred around the proposed option - Staggered Parallel Parking Alternative. A copy of the notes from the meeting are attached for information (*refer Appendix A*). Written submissions were invited up until Friday, May 5, 2006. At the time of writing this supplementary report no submissions were received.

Two businesses spoke with concern regarding the loss of parking but most businesses seemed comfortable with the proposal to share between car parking and people space. It should be noted the recommended proposal provides for 13 parking spaces, which is the same as the "angle parking" option presented at the first meeting (*when allowance is made for two parallel parking spaces between Magellan Street and Eggins Lane, which are not desirable in either option*).

A business opposite the Star Court Arcade entrance requested the footpath be widened on the eastern side of the road. A small modification to the proposal has been undertaken to provide an additional 1.0m widening to accommodate this request. This modification does not have any significant negative impact on the proposal.

Comments

Financial Services

Refer comments contained in initial report.

Conclusion

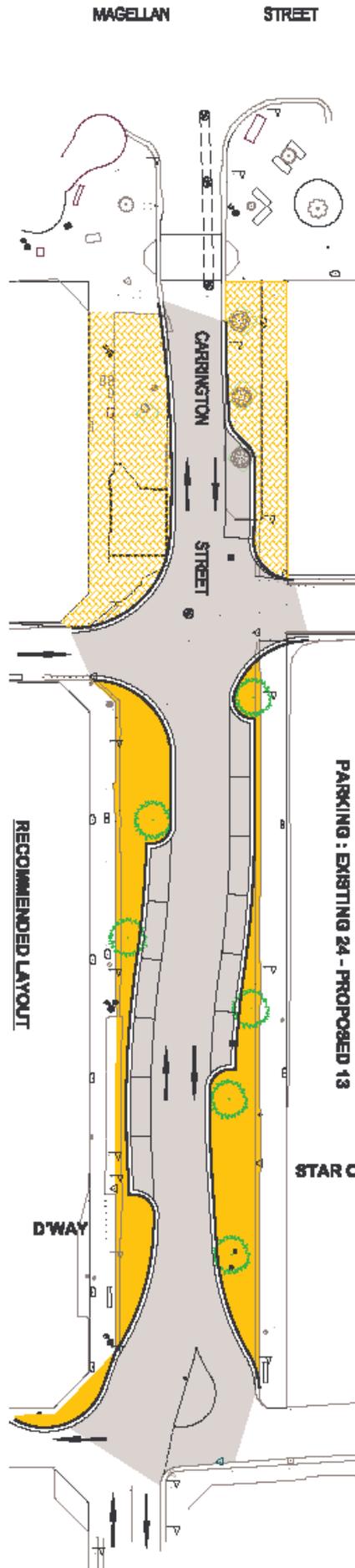
There was overall endorsement for the “Recommended Proposal” from those attending the business and community meeting held on May 3, 2006. A copy of the recommended proposal is attached as *Appendix B*.

Recommendation (IS14)

That Council endorse the “Recommended Proposal” option for parking and traffic arrangements associated with the upgrade of Carrington Street between Magellan Street and County Lane.

Notes of Meeting held May 3, 2006 with Business and Community
Groups - Carrington Street Upgrade (S274,R7303)

- Access to NBN driveway.
- Power poles.
- Security cameras.
- County Lane – directions of travel.
- Star Court Arcade – Landscaping.
- Parking proximity to Mexican Magic.
- Possibility of one-way traffic in lanes.
- Reduce landscaping area outside Star Court Arcade for more parking.
- Possibility of extension of footpath at 'No Ritz' and not required at bridal shop.
- Balance of parking times to turn over customers.
- Re-issue of "where to park" hand-outs required.
- Shade cover for parking spaces.
- Additional feedback to be received before Friday, May 5, 2006.



Report

Subject	Provision for the Supply of Computer Systems & Services.
File No	T26003
Prepared by	Contracts Officer
Reason	To inform Council of tenders received for the supply of computer systems & services.
Objective	To obtain Council approval to nominate a preferred tenderer in relation to the abovementioned contract & pursue contract negotiations with the preferred tenderer.
Strategic Plan Link	Leadership by Innovation
Management Plan Activity	Information Services

Overview of Report

This report outlines the tender process to date and provides a recommendation for a preferred tenderer for the supply of computer systems and services.

Background

In early 2005 Executive Management agreed that steps needed to be taken to replace Council's Corporate Information Software System (CIVIL).

The decision to replace CIVIL was influenced by the following factors:

- CIVIL is used by only three (3) councils in NSW.
- The product is a unique and aging system with limited human resources to commit to future product development.
- One of Civil's key technical staff resigned.
- Other Local Government systems are now offering increased functionality, particularly in the areas of eBusiness, mobile computing, asset management and workflow facilities capable of meeting this Council's future needs.

Executive Management felt that delaying a decision to move on from CIVIL Software, notwithstanding its past performance, placed Council in a highly compromised position in terms of our essential, ongoing information technology services. This was not a risk the Executive regarded as acceptable.

Council engaged the services of iPlatinum Pty Ltd to assist in the data gathering, tender preparation and evaluation phases for the above tender. A Project Team was established to co-ordinate and facilitate the process. The tender document detailed the specific functional requirements of all areas within Council including financial management, land information, asset management, human resources and payroll systems. Tenderers were required, as part of their tender submission, to detail the level of compliance with requirements specified in the tender.

In November 2005, the tender was advertised and documents were obtained by thirty eight (38) companies with tender submissions being received from four (4) companies.

COMPANY	TENDER PRICE
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Civica Pty Ltd	\$579,620.00
Fujitsu Australia Pty Ltd	\$762,273.00
Geac Computers Pty Ltd	\$1,135,895.00
TechnologyOne Limited	\$940,000.00

The tender prices above are indicative only as these prices tendered are for the supply of software modules only and do not include the supply of hardware or the full cost of data conversion from the existing Civil System. The tender document was structured to enable Council to negotiate a final contract price with the preferred tenderer.

The Project Team and iPlatinum shortlisted the following tenderers based on the level of compliance with the tender document (refer attachment A).

- Civica Pty Ltd
- Geac Computers Pty LTd
- TechnologyOne Ltd

Each of the shortlisted tenderers was invited to undertake onsite demonstrations of their products over a five (5) day period, based on a series of functional scenarios (32 in all) representing current operational and strategic processes carried out in the existing systems. Each tenderer was given the scenarios three weeks prior to their scheduled demonstration date to assist in their preparation of demonstration data. Relevant Council staff (in excess of 40) were invited to participate in the demonstrations and evaluate the products based on their particular area of expertise and the level of functionality. Scenario evaluation sheets were collected from each staff participant and iPlatinum and the Project Team collated the information and completed the evaluation model in accordance with the stated evaluation criteria in the tender document (refer attachment B).

Initial evaluation rankings were calculated based on written responses to the business functionality requirements of the tender and Civica Pty Limited ranked highest. The evaluation model was modified after completion of the product demonstrations and the scenario evaluation score sheets were entered into the evaluation model and again Civica Pty Limited ranked highest. When all evaluation criteria was entered into the adopted model, Civica Pty Limited ranked highest overall and it was clear that the preferred solution was that provided by Civica Pty Limited.

Comments

Financial Services

The replacement of the corporate computer systems has been included in the draft 2006/07 Budget. A detailed financial comment will be provided in the final report on the tender to Council. The source of funds will predominantly be uncommitted reserves.

It is important to note that the final cost of this project will not only include the above software amount but also significant amounts for hardware, software conversion, training, implementation costs etc.

Other staff comments

Acting Manager Information Services

An extensive evaluation process involving over forty (40+) Council personnel was undertaken in relation to this tender. Civica Pty Limited was ranked highest in system functionality from the tender response assessments. The Project Team and participating staff fully concur with this recommendation based on the product demonstrations.

Executive Director – Development and Governance

Council recognises both the need to replace the current corporate computer system and the significant impact that its replacement would have on the operational effectiveness to staff. Consequently a staff committee, with representatives from all areas, was formed. This committee worked with iPlatinum to develop the tender specifications and the specific operational scenarios that each shortlisted tenderer would be required to satisfy.

The process has been wide ranging and rigorous and significant that the committee were unanimous in their recommendation of Civica Pty Limited.

As the Executive Director sponsoring the Corporate System replacement, I am pleased to be able to commend the committee on their work and ask Council to support their recommendation.

Public consultation

Nil

Conclusion

Council staff together with iPlatinum have undertaken an extensive process to document Council's functional requirements and evaluate the products tendered by the shortlisted companies. Civica Pty Limited have clearly demonstrated that the software solution being offered is capable of delivering the most suitable solution for Lismore City Council. Civica Pty Ltd has provided the lower priced tender and has ranked first in the evaluation criteria. The references for Civica Pty Limited have indicated that they have undertaken several similar installations in the past and have provided excellent service and support.

Recommendation (PLA3)

- 1 Council endorse the nomination of Civica Pty Limited as the preferred tenderer for the supply of a new corporate computer system.
- 2 Staff undertake formal contract negotiations to finalise the product modules to be included, data conversion requirements, implementation timetable and contract price.
- 3 A further report be prepared once final contract negotiations are concluded for Council to determine the awarding of this contract.

Report

Subject	Conduct Committee
File No	S18
Prepared by	Mayor
Reason	Allegation by resident.
Objective	Advise Councillors of Committee findings.
Strategic Plan Link	Leadership by Innovation
Management Plan Activity	Councillors

Overview of Report

Findings relative to allegations of breach of Council's Code of Conduct by General Manager.

Background

Allegations of breaches of Council's Code of Conduct by the General Manager were made in a letter to the Mayor on February 20, 2006.

The Mayor authorised Bondfield Riley Solicitors to investigate the allegations.

Council's Conduct Committee met on April 26, 2006 to review and discuss the findings. It found that the allegations, relative to Council's Code of Conduct Parts 4.7 Honesty and 4.8 Respect had been disproved and that no action relevant to the allegations was warranted.

Comments

Not required.

Public consultation

Not required.

Recommendation (GM02)

That the Council note the report of the Conduct Committee.

Report

Subject	Draft Lismore Local Environmental Plan Amendment No.30 – Aldi Supermarket
File No	S932
Prepared by	Senior Strategic Planner
Reason	Completion of public exhibition period
Objective	Council's adoption of the LEP amendment.
Strategic Plan Link	Economic development
Management Plan Activity	Implement adopted Council land use strategies

Overview of Report

This report advises of the outcome of the public exhibition of draft LEP Amendment No.30 to rezone six allotments in Ballina and Conway Streets, Lismore from 3(f) Services Business (Flood Liable) to 3(a) Business Zone. The 3(a) zone will permit the lodgement of a Development Application for a supermarket on the site. No public submissions were received and it is recommended that Council adopt LEP Amendment No. 30.

Background

At its meeting of February 14, 2006, Council resolved to prepare draft Amendment No. 30 to Lismore Local Environmental Plan 2000 to rezone land described as Lot 1 DP 963652, Lot 1 DP 900109, Lots 9 & 10 DP 2632 Ballina Street, Lot 1 DP 748972 & Lot 2 DP 308314 Conway Street, Lismore (and an unnamed road reserve) to 3(a) Business Zone.

The rezoning submission was lodged by GW Clegg & Co on behalf of Aldi Stores. Rezoning the site to 3(a) will enable Aldi Stores to lodge a Development Application for a supermarket on the site as the current 3(f) Services Business (Flood Liable) zone prohibits development for the purposes of shops. Details of the rezoning submission were included in the planning report of February 14, 2006.

Draft Amendment No.30 was one of the first of Council's LEP Amendments to fall under the new Department of Planning requirements for LEPs that came into effect on February 22, 2006. The changes mean that Councils are unable to exercise their delegations to exhibit and report LEP Amendments to the Minister unless they are in receipt of a "Written Authorisation to Exercise Delegation" for that amendment. Following Council's resolution to prepare an amendment, the draft LEP is forwarded to the Department of Planning's LEP Review Panel for assessment. The LEP Review Panel may grant or withhold authorisation for Council to exercise its delegation.

In this case an authorisation to exercise delegation was received by Council on March 22, 2006. In issuing the authorisation, the LEP Review Panel advised that it would be preferable for the entire 3(f) zone to be reviewed rather than just the part currently proposed in this amendment. The Panel has requested that Council undertake such a review as part of this LEP and, if practicable, implement it through this LEP.

In response to this advice, a review has been undertaken of the entire 3(f) zone in the area bounded by Dawson, Magellan, Brewster and Ballina Streets and this is the subject of a separate report in this Business Paper. Planning staff are recommending zoning changes as an outcome of that review, however it is not considered practicable to implement those changes through this LEP amendment as this would unduly delay the passage of this rezoning.

Section 62 consultations

The draft LEP Amendment was referred to the RTA for comment pursuant to s62 of the EP&A Act. The RTA initially objected to the proposal on the basis that the supermarket plans showed an option for future vehicular access to Ballina Street. The RTA advised that should the applicant wish to pursue this option, a more detailed traffic analysis would be required.

Following further discussions with the applicant, Council staff and the Department of Planning, the RTA has subsequently withdrawn its objection on the basis that it believes these issues can be addressed at the Development Application stage.

Section 117 Directions

Two Section 117 Ministerial Directions are relevant to the proposal:

Direction No. 3 – Business Zones.

This direction provides that a draft LEP shall not alter the location of existing zonings unless the land has been identified in a strategy prepared by Council and approved by the Director-General, or the rezoning is, in the opinion of the Director-General of minor significance. The site is located within an area that has been identified for future retail and commercial expansion in Council's adopted Lismore Urban Strategy. The change from 3(f) to 3(a) also makes it of minor significance.

Direction No.15 – Flood Prone Land

This direction provides that a draft LEP shall not contain provisions applying to flood planning areas that permit a significant increase in the development of that land unless the rezoning is in accordance with a Floodplain Risk Management Plan prepared in accordance with the Floodplain Development Manual 2005, or in the opinion of the Director-General, the rezoning is of minor significance. The site is affected by a low risk flood hazard only, being classified "flood fringe" under the Lismore's current Floodplain Management Plan. Although the change from 3(f) to 3(a) will enable development for retail purposes, it will not result in a significant increase in the development potential of the land as other forms of commercial development are permissible under the current zoning. The rezoning is also considered to be of minor significance.

North Coast Regional Environmental Plan requirements

Clause 47 of the North Coast Regional Environmental Plan (NCREP) applies to commercial and industrial development. When preparing a draft LEP relating to commercial development Council must have regard to the following NCREP principle:

"...strong multi-functional town centres should be maintained to focus the drawing power of individual businesses and maintain the integrity of the main business area by only zoning land for further commercial or retail development where that development adjoins or is adjacent to the existing town centre..."

The proposal satisfies the NCREP requirements in that the site is adjacent to the existing town centre and is situated in an area that represents a logical extension to the CBD commercial area.

Comments

Financial Services

Not required.

Other staff comments

Lismore Water, Environmental Health and Council's Development Engineer identified a number of issues relating to the relocation or reconstruction of an existing sewer main, noise impacts, waste management, contaminated land assessment road and footpath upgrading in Conway Street and the undergrounding of power along the Conway Street frontage.

Each of these matters can be adequately addressed at the Development Application stage and details have been forwarded to the applicants to assist them in the preparation of their DA.

Public consultation

Following receipt of the authorisation for Council to exercise its delegation with respect to exhibiting the amendment, both the amendment and the accompanying information in the rezoning submission were placed on public exhibition for twenty eight (28) days from March 30, 2006 to April 28, 2006. No submissions were received in response to the exhibition.

Conclusion

The site is considered to be suitable for the development of a small supermarket and the proposal will complement and reinforce the retail function of the CBD. The objection from the RTA has been resolved and, given that there were no submissions from the public, the proposal to rezone the site to 3(a) Business Zone is supported. A copy of LEP Amendment No.30 is attached to this report.

Recommendation (PLA1)

That Council:

1. Adopt Amendment No.30 to Lismore Local Environmental Plan 2000 to rezone Lot 1 DP 963652, Lot 1 DP 900109, Lots 9 & 10 DP 2632 Ballina Street, Lot 1 DP 748972 & Lot 2 DP 308314 Conway Street, Lismore and the unnamed road reserve to 3(a) Business Zone.
2. Use its delegations under s69 of the Act to forward the amendment to the Minister for Planning with a request that the Minister make the plan.

Lismore Local Environmental Plan 2000
(Amendment No. 30)

under the

Environmental Planning and Assessment Act 1979

I, the Minister Assisting the Minister for Infrastructure and Planning (Planning Administration), make the following local environmental plan under the *Environmental Planning and Assessment Act 1979*.

FRANK SARTOR, M.P.,
Minister for Planning

Lismore Local Environmental Plan 2000**(Amendment No. 30)****1. Name of plan**

This plan is *Lismore Local Environmental Plan 2000 (Amendment No. 30)*.

2. Aims of plan

This plan aims to rezone the land to which this plan applies from Zone No 3(f) (the Services Business (Flood Liable) Zone) to Zone No 3 (a) (the Business Zone) under *Lismore Local Environmental Plan 2000*.

3. Land to which plan applies

This plan applies to Lot 1, DP 748972 and Lot 2 DP, 308314, Ballina Street, Lismore and Lot 1, DP 963652, Lot 1, DP 900109, Lot 9, DP 2632 and Lot 10, DP 2632, Conway Street, Lismore and an unnamed road reserve as shown edged heavy black and lettered "3 (a)" on the map marked "Lismore Local Environmental Plan 2000 (Amendment No 30)" deposited in the office of Lismore City Council.

4. Amendment of Lismore Local Environmental Plan 2000

Lismore Local Environmental Plan 2000 is amended as set out in Schedule 1.

Schedule 1 Amendments**[1] Schedule 7**

Insert in appropriate order in the definition of ***the map*** in Schedule 7 the following words:

Lismore Local Environmental Plan 2000 (Amendment No 30)



				SUBJECT LAND	
SCALE 1:1500		LOCALITY of LISMORE		PARISH of LISMORE	
				COUNTY of ROUS	
ENVIRONMENTAL PLANNING AND ASSESSMENT ACT 1979 CITY OF LISMORE Amendment No 30 LISMORE LOCAL ENVIRONMENTAL PLAN No. 2000					
DRAWN BY C Coates		DATE 20/4/06		STATEMENT OF RELATIONSHIP WITH OTHER PLANS	
SUPERVISING DRAFTSPERSON				THIS PLAN AMENDS LISMORE LOCAL ENVIRONMENTAL PLAN 2000.	
PLANNING OFFICER B Blackford					
COUNCIL FILE No. S932					
DEPT. FILE No.					
CERTIFICATE PLAN NUMBER				CERTIFIED IN ACCORDANCE WITH THE ENVIRONMENTAL PLANNING AND ASSESSMENT ACT 1979 AND REGULATIONS AS AMENDED	
CERTIFICATE ISSUED					
UNDER S.65 E.P.A. ACT					
GOVT. GAZETTE OF				AUTHORISED COUNCIL EMPLOYEE	
				DATE	

Report

Subject	Draft LEP Amendment No 34 – Review of certain land close to the Lismore CBD zoned 3(f) Services Business (Flood Liable)
File No	S935
Prepared by	Strategic Planner
Reason	Recommendation from the Department of Planning
Objective	To seek Council's endorsement for preparation of a draft amending LEP
Strategic Plan Link	Economic Development
Management Plan Activity	Implement adopted Council land use strategies

Overview of Report

This report advises of the Department of Planning's requirement to review certain land currently zoned 3(f) Services Business (Flood Liable) Zone if Council wishes to proceed with the rezoning of the proposed Aldi supermarket site. A survey of lands zoned 3(f) in the area bounded by Dawson, Magellan, Brewster and Ballina Streets has been undertaken and it is recommended that these areas would be more appropriately zoned 3(a) Business Zone.

Background

At its meeting of February 14, 2006 Council resolved to prepare and exhibit draft LEP Amendment No.30 to rezone six allotments in Ballina and Conway Street, Lismore from 3(f) Services Business (Flood Liable) to 3(a) Business Zone to permit the lodgement of a Development Application for an Aldi supermarket on the site.

As advised in a separate report on that amendment in this Business Paper, a 'Written Authorisation to Exercise Delegation' was issued by the Department of Planning on the condition that Council review the entire area of 3(f) Services Business (Flood Liable) Zone rather than just the part directly relating to the supermarket site subject to draft LEP Amendment No 30.

There is a portion of 3(f) Service Business (Flood Liable) Zone in the general area bounded by Dawson, Magellan, Brewster and Ballina Streets and surrounding the proposed supermarket site. The main difference between the 3(f) and 3(a) zones is that shops are not permissible in the 3(f) Zone. The objectives of the 3(f) Zone are:

- (a) to encourage the establishment and development of businesses that require direct vehicular access, and
- (b) to allow the development of services, businesses and light industries that support the business, industrial, rural and tourism activities of the City and the region, and
- (c) to encourage facilities (not being shops) which are affected by flooding.

The zoning permits non-retail and service industries that support the retail sectors in the 3(a) Zone. The objective to encourage facilities which are not affected by flooding suggests that the location of the zone has been based on the level of flooding hazard, however, the flood modelling undertaken by Patterson Britton & Partners in 2002 indicates that the majority of 3(f) Zones are not necessarily located in the highest flood hazard areas. In this case, the subject area is affected by low risk flood hazard only, being classified “flood fringe” under the Lismore Floodplain Management Plan. Consequently, the additional restrictions on these sites imposed by the 3(f) Zone is not considered to be warranted.

Rather than restricting the types of commercial uses in the CBD precinct through the 3(f) Zone, the flood risk is better addressed through building design controls, as applies through Development Control Plan No 7 (Flood Prone Lands).

The subject locality is in close proximity to the CBD and is located within an area that has been identified for future retail and commercial expansion in both the Lismore Urban Strategy and the Lismore Regional City Plan. Both strategies identify the future expansion of the CBD as important in reinforcing Lismore’s role as a regional centre.

Lateral expansion of the Lismore CBD is largely constrained by the Wilson River to the west and north and the parkland to the east. A potentially restricting factor on retail redevelopment in the CBD is the occurrence of the 3(f) Services Business (Flood Liable) Zone. At its meeting February 8, 2005, Council adopted LEP Amendment 23, which rezoned 3(f) land west of Dawson Street to 3(a). Similarly, it is recommended that the areas currently zoned 3(f) east of Dawson Street be also rezoned to 3(a) to enable the longer term expansion of retail activity into this area.

Land uses in the subject area

Detailed land use surveys were conducted to determine the current mix of land use within the investigated area. All allotments bounded by Dawson, Magellan, Brewster and Ballina Streets were surveyed. Land uses were recorded and classified in accordance with the relevant LEP definitions (see Attachment 1). A map showing the categories of land use found within the study area is contained in Attachment 2.

The surveys revealed the mixed use nature of the area, with some sites containing several different uses. The following table provides a summary of the survey results:

Land Use Classification	Total	Percentage
Dwelling	21	26%
Motor Show Room	7	9%
Car Repair Station	11	14%
Retail	8	10%
Restaurant	5	6%
Commercial Premises	9	11%
Light Industrial	6	7%
Vacant	14	17%

As illustrated in the table, the most frequently occurring land use was residential dwellings. These consisted of both single dwellings and dwellings attached to another land use, such as shop-top housing or caretaker’s residences. The existing housing stock was generally in poor condition and, due to market forces and restrictions on dwelling houses in the area, redevelopment for commercial purposes is likely to occur over time.

A number of vacant commercial premises were observed, the majority of which occurred along Conway Street and consisted of mainly smaller commercial premises.

A possible explanation for the under utilisation of this commercial space could be the fact that these premises are restricted in potential use due to the current zoning restrictions and the smaller premises could be more suited to retailing if this was a permissible use.

Standard Instrument (Local Environmental Plans)

The NSW Government has released a standard template for Local Environmental Plans that will apply to all local government areas in NSW. The standard template utilises a standard set of zones, provisions and definitions. Council will be required to prepare a new LEP conforming with the standard template within the next three years.

The LEP template does not have a zone that corresponds to the 3(f) zone. Under the new LEP template the subject land would most suitably be zoned "Business Development". The objectives of this zone are:

- To enable a mix of office, retail and warehouse uses in locations which are close to, and which support the viability of, centres.

In this regard, rezoning the land to 3(a) Business Zone will be consistent with the future zoning that will be most likely when Council prepares its new LEP in accordance with the template.

North Coast Regional Environmental Plan requirements

Clause 47 of the North Coast Regional Environmental Plan (NCREP) applies to commercial and industrial development. When preparing a draft LEP relating to commercial development Council must have regard to the following NCREP principle:

"...strong multi-functional town centres should be maintained to focus the drawing power of individual businesses and maintain the integrity of the main business area by only zoning land for further commercial or retail development where that development adjoins or is adjacent to the existing town centre..."

As previously discussed, the proposal satisfies the NCREP requirements in that the site is adjacent to the existing town centre and is situated in an area that represents a logical extension to the CBD commercial area.

Comments

Financial Services

Not required.

Other staff comments

Not required.

Public consultation

Opportunity for public consultations will be provided during the public exhibition period. The minimum statutory public exhibition period is twenty eight (28) days.

Conclusion

The area of 3(f) Zoned land within the CBD precinct is considered to be suitable for retail uses and rezoning to 3(a) will complement and reinforce the retail function of the CBD. It is therefore recommended that Council prepare a draft LEP Amendment to rezone the subject area from 3(f) Services Business (Flood Liable) Zone to 3(a) Business Zone. A copy of the draft amendment is included as Attachment 3.

Recommendation (PLA2)

That Council:

- 1 Prepare a draft amendment to Lismore Local Environmental Plan 2000 to rezone the 3(f) Zoned land located in the CBD precinct (bounded by Dawson, Magellan, Brewster and Ballina Streets) to 3(a) Business Zone, pursuant to section 54 of the EP & A Act 1979
- 2 Advise the Department of Planning and request that the LEP Review Panel issue a “Written Authorisation to Exercise Delegations” with respect to Council’s delegations pursuant to s65 and s69 of the EP & A Act.
- 3 Consult with relevant government and other agencies pursuant to section 62 of the EP&A Act.

Attachment 1

Results of Land Use Survey										
Number	Street	ZONE	D	MS	CRS	R	RR	CP	LI	V
42	BALLINA STREET	3f	✓							
48	BALLINA STREET	3f					✓			
54A	BALLINA STREET	3f			✓					
54	BALLINA STREET	3f								✓
56	BALLINA STREET	3f					✓			
58	BALLINA STREET	3f								✓
60	BALLINA STREET	3f					✓			
68	BALLINA STREET	3f		✓						
80	BALLINA STREET	3f		✓	✓					
65	BREWSTER STREET	3f								✓
67	BREWSTER STREET	3f	✓		✓					
15	CATHCART STREET	2f		✓					✓	
16	CATHCART STREET	2f	✓							
17	CATHCART STREET	2f		✓	✓				✓	
18	CATHCART STREET	2f	✓							
20	CATHCART STREET	3f			✓					
20A	CATHCART STREET	3f		✓						
68	CONWAY STREET	3f				✓				
70	CONWAY STREET	3f	✓				✓			
72	CONWAY STREET	3f			✓					
74	CONWAY STREET	3f				✓				
75	CONWAY STREET	3f			✓	✓			✓	
76	CONWAY STREET	3f				✓				
77	CONWAY STREET	3f	✓							
78	CONWAY STREET	3f				✓				✓
79	CONWAY STREET	3f						✓		
80	CONWAY STREET	3f						✓		✓
81	CONWAY STREET	3f	✓							
82	CONWAY STREET	3f						✓		
84	CONWAY STREET	3f							✓	
94	CONWAY STREET	3f							✓	
95	CONWAY STREET	3f						✓		
96	CONWAY STREET	3f		✓						
101	CONWAY STREET	3f								✓
104	CONWAY STREET	3f						✓		
106	CONWAY STREET	3f								✓
1/106	CONWAY STREET	3f								✓

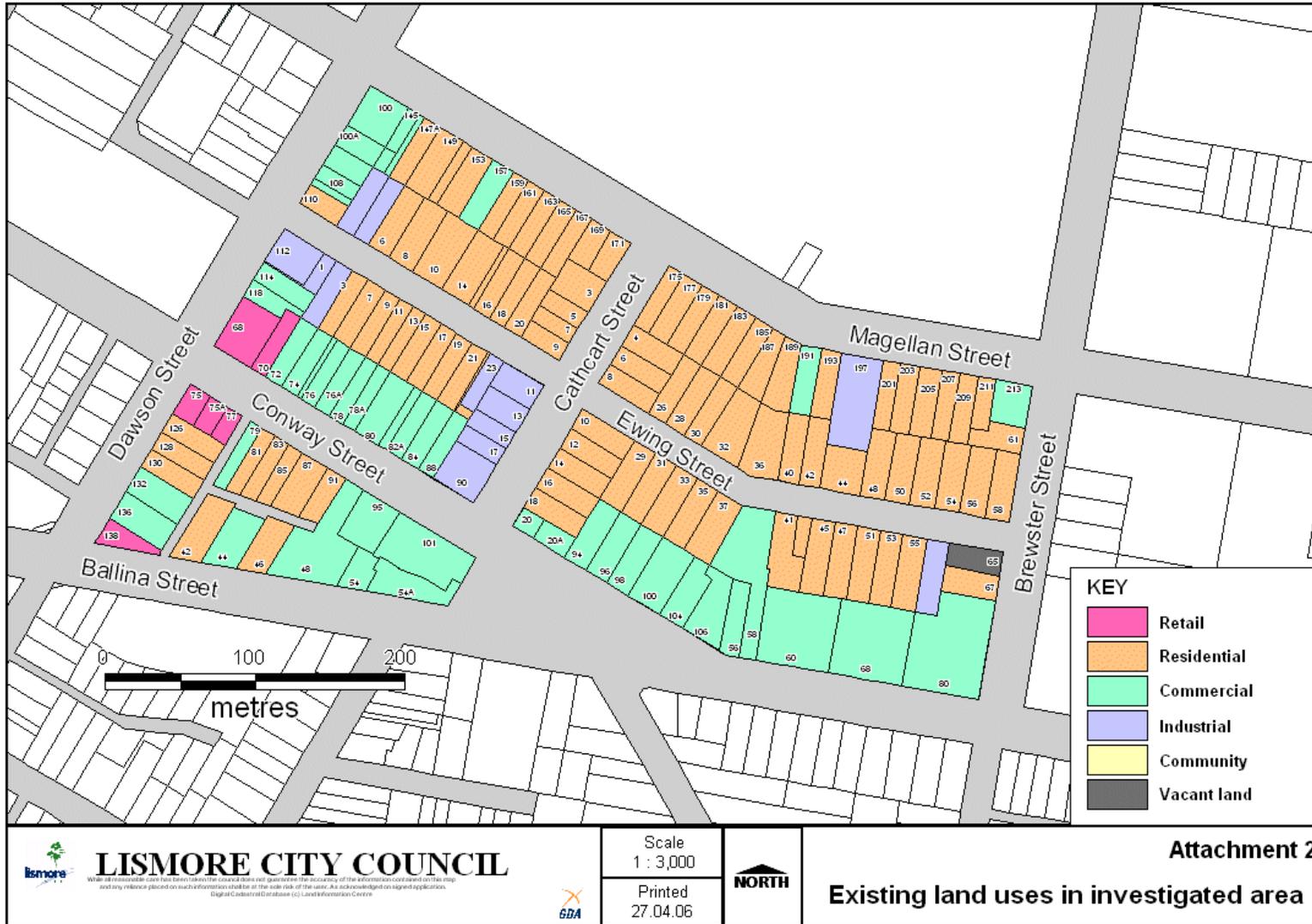
Number	Street	ZONE	D	MS	CRS	R	RR	CP	LI	V
2/106	CONWAY STREET	3f								✓
2/106A	CONWAY STREET	3f								✓
2/106B	CONWAY STREET	3f								✓
74A	CONWAY STREET	3f					✓			
75A	CONWAY STREET	3f				✓				
76A	CONWAY STREET	3f				✓				
78A	CONWAY STREET	3f								✓
82A	CONWAY STREET	3f						✓		
100	CONWAY STREET	3f			✓			✓		
108	CONWAY STREET	3f		✓	✓					
110	DAWSON STREET	3f	✓							
112	DAWSON STREET	3f			✓					
114	DAWSON STREET	3f						✓		
126	DAWSON STREET	3f	✓							
128	DAWSON STREET	3f	✓							
130	DAWSON STREET	3f	✓							
136	DAWSON STREET	3f				✓		✓		
3	EWING STREET	3f			✓					
7	EWING STREET	3f	✓							
8	EWING STREET	3f 2f	✓							
9	EWING STREET	2f	✓							
41	EWING STREET	2f	✓							✓
43	EWING STREET	2f								✓
45	EWING STREET	3f	✓							
47	EWING STREET	3f	✓							
51	EWING STREET	3f	✓							
53	EWING STREET	3f	✓							
55	EWING STREET	3f	✓							
147	EWING STREET	3f							✓	
149	MAGELLAN STREET	3f	✓							

Total			21	7	11	8	5	9	6	14
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KEY

- D** = Dwelling
- MS** = Motor Show Room
- CRS** = Car Repair Station
- R** = Retail
- RR** = Restaurant
- CP** = Commercial
- LI** = Light Industrial
- V** = Vacant

Attachment 2



 **LISMORE CITY COUNCIL**
While all reasonable care has been taken in the source data on which the accuracy of the information contained on this map, and any reliance placed on such information is at the sole risk of the user. An acknowledgment is required on all printed applications.
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Scale
1 : 3,000
Printed
27.04.06



Attachment 2
Existing land uses in investigated area

Attachment 3

**Lismore Local Environmental Plan 2000
(Amendment No. 34)
under the**

Environmental Planning and Assessment Act 1979

I, the Minister Assisting the Minister for Infrastructure and Planning (Planning Administration), make the following local environmental plan under the *Environmental Planning and Assessment Act 1979*.

FRANK SARTOR, M.P.,
Minister for Planning

Lismore Local Environmental Plan 2000
(Amendment No. 34)

2. Name of plan

This plan is *Lismore Local Environmental Plan 2000 (Amendment No. 34)*.

2. Aims of plan

This plan aims to rezone the land to which this plan applies from Zone No 3(f) (the Services Business (Flood Liable) Zone) to Zone No 3 (a) (the Business Zone) under *Lismore Local Environmental Plan 2000*.

3. Land to which plan applies

This plan applies the land, as shown with heavy black and lettered “3 (a)” on the map marked “Lismore Local Environmental Plan 2000 (Amendment No 34)” deposited in the office of Lismore City Council.

4. Amendment of Lismore Local Environmental Plan 2000

Lismore Local Environmental Plan 2000 is amended as set out in Schedule 1.

Schedule 1 Amendments

[1] Schedule 7

Insert in appropriate order in the definition of *the map* in Schedule 7 the following words:

Lismore Local Environmental Plan 2000 (Amendment No 34)




 **Subject Land**

SCALE 1 : 4,000 LOCALITY OF LISMORE PARISH OF LISMORE COUNTY OF ROUS

ENVIRONMENTAL PLANNING AND ASSESSMENT ACT 1979
CITY OF LISMORE
 DRAFT Amendment No 34
LISMORE LOCAL ENVIRONMENTAL PLAN 2000

DRAWN BY C Coates DATE 27 April 2006	STATEMENT OF RELATIONSHIP WITH OTHER PLANS THIS PLAN AMENDS LISMORE LOCAL ENVIRONMENTAL PLAN 2000.
SUPERVISING DRAFTSPERSON PLANNING OFFICER COUNCIL FILE No. S935 DEPT. FILE No.	
CERTIFICATE PLAN NUMBER CERTIFICATE ISSUED UNDER S.65 E.P.A. ACT GOVT. GAZETTE OF	CERTIFIED IN ACCORDANCE WITH THE ENVIRONMENTAL PLANNING AND ASSESSMENT ACT 1979 AND REGULATIONS AS AMENDED <div style="text-align: right;"> AUTHORISED COUNCIL EMPLOYEE DATE </div>

Report

Subject	Goonellabah Sports & Leisure Centre
File No	T25005
Prepared by	Contracts Officer
Reason	To inform Council that tenders previously received for the above works not be accepted
Objective	To obtain Council approval not to accept tenders for the construction of the Goonellabah Sports and Leisure Centre
Strategic Plan Link	Quality of Life
Management Plan Activity	Development and Governance

Overview of Report

This report details requirements to comply with the Local Government (Tendering) Regulation 1999 in regard to not accepting original tenders for the construction of the Goonellabah Sports and Leisure Centre and to invite new tenders for the works

Background

It is proposed that Council not accept tenders previously received for the construction of the Goonellabah Sports and Leisure Centre and to invite new tenders for the works.

The Local Government (Tendering) Regulation 1999 requires Council to resolve not to accept any of the current tenders for a proposed contract and invites fresh tenders.

Tenders were received for the Goonellabah Sports and Leisure Centre on November 18, 2004. In the following months Council continued negotiating with the preferred tenderer until approximately April 2005, when the project was postponed to finalise the land issues. Due to the extended period since the closing of tenders, the four tenderers were, (in February 2006) asked if they were interested in re-tendering for the project, only one tenderer indicated a willingness to re-tender for the project. The lack of competitive tenderers will not provide Council with the best outcome for this project.

Comments

Financial Services

N/A

Other staff comments

N/A

Public consultation

Nil

Conclusion

Due to the lack of competitive tenderers and the time that has elapsed since the original tenders were received, it is proposed that Council not accept any of the tenders previously received for this project

and publicly invite fresh tenders for the design and construction of the Goonellabah Sports & Leisure Centre

Recommendation (IS03)

Council not accept any tenders previously received for the design and construction of the Goonellabah Sports & Leisure Centre in accordance with the Local Government (Tendering) Regulation 1999 and invite fresh tenders for the project.

Report

Subject	Goods and Services Tax - Council Compliance Requirements
File No	S210
Prepared by	Manager – Finance
Reason	Department of Local Government requirement for councils to supply a 'certificate of confirmation' regarding their Goods and Services Tax systems
Objective	For Council to resolve to sign the attached certificate of compliance.
Strategic Plan Link	Leadership by Innovation
Management Plan Activity	Financial Services

Overview of Report

The Department of Local Government requires all councils to provide a statement of compliance or independent review to the effect that their GST management systems are adequate with regards to being compliant with the GST legislation.

Background

With the introduction of the Goods & Services Tax (GST) in July 2000, the Australian Taxation Office (ATO) requested NSW Treasury to provide some assurance that NSW Councils were meeting their GST obligations.

By 8 June each year, the Commonwealth seeks from members of the GST Administration Subcommittee (GSTAS) advice on voluntary GST payments by local government bodies. The timing of this request is to allow the Commonwealth Commissioner of Taxation to make a determination concerning the amount of GST collected in the financial year in question. Information sought by the Commonwealth is simply instances of where voluntary payments should have been, but were not, paid by local government bodies.

Accordingly, local governing bodies are requested to provide the Department of Local Government (DLG) with this advice before 1 June each year. The DLG will then provide the advice to NSW Treasury for confirmation with the Commonwealth Commissioner of Taxation.

Initially, this was achieved by the DLG requiring councils to annually issue their auditor with a statement to the effect that GST management systems were in place to ensure compliance with GST legislation as well as copies of any correspondence regarding outstanding taxation debts that are attributable to the business activity statement.

Based on this, the auditor would undertake an independent review, not a tax audit, on Council's GST management systems. This was completed for 2001, 2002, 2003 and 2004 by Council's Auditor, Thomas Noble and Russell and an appropriate GST Audit Review Report issued.

From 2005, the DLG amended the requirement so that a council could either provide the certificate of confirmation, therefore reduce costs, or at its own discretion (and expense), initiate an external review to support the process. For 2005, Council resolved to provide the certificate of confirmation.

For the current period 1 July 2005 to April 30, 2006, the 2005 approach is recommended based on the following reasons:-

- a) Council's GST management systems have not had to change since the last independent review completed by Thomas Noble and Russell for 2004.
- b) Council's GST management systems are centralised within the Finance section, predominately computerised and the monthly business activity statement (BAS) prepared and reviewed by the Manager – Finance.
- c) Finance staff have recently undertaken refresher training provided by an expert external provider with particular emphasis in the areas of creditors and debtors processing.
- d) The vast majority of Council's transactions (rates, water, payment of creditor invoices, issuing of debtor invoices, cash payments, grants, contributions, fees and charges) are consistent from year to year.

General Information

Lismore City Council is registered for GST purposes. Based on this registration, Council is required to submit a monthly Business Activity Statement (BAS). For the period July 1, 2000 to March 31, 2006, a total of 69 BAS's have been submitted on time to the ATO. A summary of the relevant information included on these follows:-

- Total number of transactions within the GST scope 505,032
(This is not a total of all transactions and excludes those for transactions outside the scope of the GST such as for rates, water, sewerage, some fees & charges, developer contributions, etc)
- Total GST payable to the ATO \$ 7,245,998
- Total GST receivable from the ATO \$18,986,798

During this time, Council has had one compliance review undertaken by the ATO in August 2003. While this was a limited review, we were advised that Council '...had achieved a high level of GST preparedness towards ensuring voluntary compliance...'. There was one transaction identified as being non compliant that had to be adjusted. This was a processing (human) error and not a systems error.

While April 30, 2006 is a future date at the time of writing this report, if circumstances change, this will be separately reported to Council prior to the May 9, 2006 meeting.

Other staff comments

Not required.

Public consultation

No required

Conclusion

The Department of Local Government requires Council to provide a statement of compliance or independent review to the effect that Council's GST management systems are adequate with regards to being compliant with the GST legislation.

Given the reasons included in the report, the recommended approach is for Council to provide a statement of compliance to satisfy this requirement rather than undertaking an independent review.

Recommendation (GM05)

That Council submit a certified statement of compliance to the Department of Local Government in regards to the payment of voluntary GST for July 1, 2005 to April 30, 2006 signed by the Mayor and Deputy Mayor.

**COUNCIL OF THE CITY OF LISMORE****GOODS AND SERVICES TAX CERTIFICATE****Payment of Voluntary GST 1 July 2005 to 30 April 2006**

To assist compliance with Section 114 of the Commonwealth Constitution, we certify that:

- Voluntary GST has been paid by Lismore City Council for the period 1 July 2005 to 30 April 2006.
- Adequate management arrangements and internal controls were in place to enable the Council to adequately account for its GST liabilities and recoup all GST input tax credits eligible to be claimed.
- No GST non-compliance events by the Council were identified by or raised with the Australian Taxation Office.

Signed in accordance with a resolution of Council made on May 9, 2006.

Merv King
Mayor

John Chant
Deputy Mayor

Paul O'Sullivan
General Manager

Rino Santin
Manager - Finance
(Responsible Accounting Officer)

Report

Subject	Norco – Adjustment in Trade Waste Charge
File No	JW:VLC: P9804,P23044
Prepared by	Acting Manager – Lismore Water
Reason	Request by Norco for reduction in trade waste charge for August 5, 2005.
Objective	Reduce Norco's trade waste charge for August 5, 2005.
Strategic Plan Link	Water and Waste Cycle
Management Plan Activity	Wastewater

Overview of Report

Norco has requested Council's approval to reduce the August 5, 2005 Trade Waste Charge from \$81,526.82 to \$2,620.37. This higher than normal trade waste charge was a result of Council equipment malfunction, a sewer main blockage and possible over strength waste from Norco.

Background

Norco is one of the largest trade waste dischargers within the Lismore catchments. Norco has its own treatment system that reduces pollutants to an acceptable level before discharging to Council's sewerage system. For the year 2005, on average Norco contributed about \$2,600.00 trade waste charge per week.

On August 5, 2005, the sampling results indicated that Norco had a higher than normal pollutant load that discharged into the sewerage reticulation network. Under normal operating conditions, this would have resulted in Norco being charged penalty rates. However, on this sampling day the following factors occurred -

- The sampler used by Council to sample suffered an equipment malfunction, which meant that instead of the sample being taken over a 24-hour period, the sample was taken over a 2.5-hour period.
- Council's sideline was choked with tree roots causing the build-up of sewer in the sampling manhole.
- There could have been a short unmanned period at the treatment system that could have resulted in a higher than normal loading being discharged.

Since this incident, a number of meetings have been held between Lismore Water staff and Norco staff. At a meeting held in February 2006, Norco demonstrated that it has undertaken significant improvements in the monitoring of the waste being discharged into Council's sewerage system.

Further improvements that Norco are proposing to undertake are -

4. Engaging consultant, Dr Tony Farrugia, to recommend further improvements to the Norco process.
5. Addition of extra vat storage to assist in the treatment process.

This is as given in Norco's attached letters – refer Appendix A.

Improvements undertaken by Lismore Water staff are -

- Ensuring that the sample taken is a representative sample
- Renewing the sewer sideline so that there is less possibility of a future sewer choke.

It is worth noting that Norco has been actively pursuing improvements to its treatment process and has fully co-operated with Council staff in this investigation. Also, as far as Council's records indicate, this possible overload of nutrients did not have any affect on the South Lismore Wastewater Treatment Works.

Given the above, it is recommended that Council apply the average weekly trade waste charge for 2005, excluding the August 5, 2005 results. This would reduce the trade waste charge for August 5, 2005 from \$81,526.82 to \$2,620.37, a total abandonment of \$78,906.45.

Comments

Financial Services

Norco Pty Limited has requested Council waive the charge for the test results from August 5, 2005 as it believes it was not representative of the site discharge for that week. The above report details the extenuating circumstances which may have contributed to the abnormally high charge of \$81,526.82. For the period January – December 2005, the average weekly trade waste charge excluding the August 5, 2005 results, was approximately \$2,620.37.

Based on the extenuating circumstances, it is reasonable to accept that the charge of \$81,526.82 is incorrect.

Other staff comments

Not required.

Public consultation

Not required.

Conclusion

Lismore Water's primary goal is to ensure that its treatment plants, pump stations and reticulation network are not overloaded and where it is appropriate, one-off trade waste reductions can be granted as long as valid reasons are present and appropriate systems are put into place to prevent this from happening again.

Recommendation (IS13)

That –

1. Council approve the abandonment of the August 5, 2005 sewer trade waste charges for Norco Pty Limited from \$81,526.82 to \$2,620.37.
2. Norco Pty Limited be continued to be encouraged to undertake further trade waste management initiatives and that Norco be requested to supply to Council a report within six months of both improvements undertaken and proposed improvements to Norco's trade waste system.

Report

Subject	March 2006 Quarterly Budget Review Statement
File No	S910
Prepared by	Principal Accountant
Reason	Clause 203, Local Government (General) Regulations 2005
Objective	To gain Council's approval to amend the 2005/06 budget to reflect actual or anticipated results.
Strategic Plan Link	N/A
Management Plan Activity	N/A

Overview of Report

Council's 2005/06 Budget has moved from a \$4,000 deficit in December 2005 to an accumulated surplus of \$26,900 in March 2006. The major items effecting this result are an increase in rates revenues - \$77,500, deferred loan repayments on the 2005/06 loan program - \$115,000; savings in operational budgets offset by additional costs for an emergency generator \$93,600.

In addition, there has been a transfer to reserves from the operating surplus for March 2006 of \$100,000, which is recommended to be carried forward to fund initiatives in the 2006/07 Budget.

Revenues – Rates revenue has been revised and in total increased by \$77,500, this has directly impacted on the operating result. The December review included an estimate of the impact on farmland rates as a result of the amended farmland rating legislation requirements of the Local Government Act 1993. This initial estimate has now been revised down and this adjustment combined with additional growth from rates result in an increase in rates compared to budget.

There have been other adjustments to revenue as a result of additional grant funding, developer contributions to works and increased collections however these have not impacted on the operating result as they have been tied to specific programs or works.

Expenses – Expenses in relation to specific programs or works have been offset after recognising additional funding, with no impact on the operating deficit.

A review of the operational and capital budgets indicates that they are trending in line within overall expectation.

Background

The Local Government Act 1993 (LGA) and Local Government (General) Regulations 2005 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 and regulation requirements.

General Fund

The 2005/06 Management Plan provided for an \$11,000 surplus. The September review reported an accumulated balanced result with the December review reporting an accumulated deficit of \$4,000. This review details a net surplus of \$30,900 with the accumulated surplus at March 31, 2006 being \$26,900.

The gross operating surplus for the March 31 period was \$130,900, with an amount of \$100,000 being transferred to reserves for inclusion as part of the 2006/07 Budget.

For Councillors benefit, the detail of this movement is as follows:

Budget Movements for Quarter	Amount \$
Opening Deficit Balance at January 1, 2006	(4,000)
Plus – Loan repayments, loans were drawn later than original estimates and repayments not required in 2005/06 year.	115,000
Plus – Additional revenue from rates due to growth in rateable properties and adjustment to revenue for farmland rates as the estimated impact reported in December has been revised down.	77,500
Plus – Savings in salaries and operational budgets, positions unfilled	66,800
Less -Transfer of to reserves for inclusion in 2006/07 Management Plan	(100,000)
Less – Administration Building Generator purchase and installation. *Further information is provided below.	(93,600)
Less – Installation of electronic “swipe card” security to the Goonellabah Administration Building - Oliver Avenue. The upgrade is to provide greater safety to staff by restricting access to the building to authorised visitors only.	(11,600)
Less – Filling of Lake Gates to maintain water level. The Management Plan includes recommendations to maintain water levels that will enable the management of Giant Smart Weed. This was not included in the adopted 2005/06 Management Plan.	(10,000)
Less – Increase in Mayor and Councillor allowances	(7,100)
Less – Increase in Section 356 Donations	(4,500)
Less - Queens Baton Relay – additional costs	(1,600)
Closing Surplus Balance at March 31, 2006	26,900

For Council’s information, listed below are the details of programs, other than those reported as impacting on the balance, with significant variances. Please refer to the attachment for individual programs for a summary of all budget movements.

Corporate Services and Customer Relations

Council received an Emergency Management Australia grant \$45,000, these funds have been applied to the development of:

Evacuation Plan - Dawson Street Caravan Park	\$10,000
Web Based Emergency Information Page Development	\$10,000

Emergency Services - Review & Update DISPLAN \$10,000
Administration Building - Generator purchase & installation \$15,000

*For the Administration Building to act as the Emergency Call Centre and Emergency Operations Centre during declared emergencies, it must have an uninterrupted power supply. This is to be achieved by the purchase and installation of a generator estimated to cost \$108,600. This amount is partially offset by the above Emergency Management Australia grant of \$15,000.

The benefits of this generator may also be realised in times of non emergency when power outages occur such as those experienced last summer which resulted in the loss of many productive hours for staff in the Administration Building and the reprocessing of processed data.

Waste Water

Additional funds have been allocated to the Treatment Works - \$134,000 (East Lismore, South Lismore and Nimbin), and to working expenses \$195,000. These funds have been allocated from additional capital grants, contributions \$110,000 and from reserves with no impact on the operating surplus.

Water

There has been an additional \$320,400 allocated to water mains renewal and \$14,400 for reservoir renewals, this is funded from reserves and has no impact on the operating result.

Emergency Services

Capital costs of \$21,200 for the SES Heavy Response Vehicle, has been included with funding from Section 94 - \$12,100 and a contribution from Lismore State Emergency Services \$9,100. There is no impact on the operating result.

Parks

Additional operating expenses of \$6,900 for additional work in relation to storm damage (funding from grant revenue \$6,900) and \$16,000 for Oakes Oval wash-down bay, refer to comments from the Manager Parks.

"A saving of approximately \$17,000 has occurred for the Magellan Street staircase project approved for this financial year. The savings were as a result of checks made to the main structural bearers that resulted in no structural work requirements. Parks & Recreation are requesting the savings be utilised for the finalising of a vehicle wash-down area at Oakes Oval. The wash-down area will be an improvement to the Parks environmental systems procedures for the disposal of particular chemicals used in spraying equipment and washing down of equipment. It is also expected that significant improvements will be made to the reduction of the spread of particular weeds, particularly onto Oakes Oval. The estimated project costs for the Oakes Oval Wash-down Bay are \$16,000 which includes plumbing and connection to a sump-based system through Lismore Water".

There has been additional capital expenses included of \$10,000 - Bushland Regeneration (this being funded from Section 94), lighting at Balzer Oval - \$39,800 (funding from reserves \$19,800 and from rural sports field development fund). An amount of \$51,600 has been included to fund extra works in relation to flood damage (funded from grants).

There is no impact on the operating surplus.

Urban Roads

There has been additional cost included for capital programs of \$197,500, being for East St - Three Chain Road to Snow Street - \$150,900, Flood and Storm damage - \$37,400 and Holland Street Roundabout - \$9,200. These additional costs have been funded from reserves and capital grants. They have no impact on the operating result.

Rural Roads

Operating - \$140,500 and Capital costs - \$90,000 have been included in relation to the repair of flood and storm damage; these works are funded from grants received from the RTA and have no impact on the operating result. Additional capital costs of \$105,000 have also been included for Tuntable Creek Road - \$80,000 (section 94 contributions) and Beddoes Road - \$25,000 (reserves funded). There is no impact on the operating result.

Roads and Traffic Authority (RTA) - Works

Council has received additional revenue from the RTA in relation to flood damage \$282,200. The revenue has been allocated across the RTA, Rural Roads and Urban Roads programs to offset the increase in maintenance costs associated with the repair of flood damaged roads and additional requested ordered works. There is no impact on the operating result.

Art Gallery

Operating expenses have been increased for minor building maintenance \$6,200 with these expenses being funded from reserves. There is no impact on the operating result.

Community Services

Additional grant funding \$5,800 has been received in relation to the Bundjalung Elders Stories and expenses have also been increased to reflect this. The purchase of a portable stage – \$15,000 has also been included with funding from within existing budgets. There is no impact on the operating result.

Library

A special purpose grant - Disability and Geographic Adjustment - \$27,900 has been received with additional operational expenses included to reflect this. There is no impact on the operating result.

Economic Development

Additional expenses in relation to Tourism Photo Shoot \$11,000 have been included with funding from within existing budgets. There has been adjustments made to the vote in relation to the Herb Festival – revenue has been reduced to reflect actuals, with corresponding reduction to expenses. There is no impact on the operating result.

Environmental Health

Emergency Services - Review & Update DISPLAN - \$10,000, additional expenses have been included with funding from an Emergency Management Australia grant \$45,000. There have been minor adjustments within operational expenses with funding from within existing budgets. There is no impact on the operating result.

Change in Net Assets

The 2005/06 Management Plan showed a surplus in the “Change in Net Assets” of \$4,269,000. The September review increased this by \$587,000 to \$4,856,000, the December review has increased this position by \$676,000 to \$5,532,000. The March 2006 review shows an increase of \$301,000 to \$5,833,000.

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’s cash or liquidity position.

Other staff comments

Not required.

Public consultation

Not Required

Conclusion

Council budget has moved from a deficit of \$4,000 in December 2005 to a surplus of \$26,900 in March 2006.

The March 2006 period has generated a surplus for the quarter of \$130,900, with the major items that have had an impact being:

- a) Additional rating revenue from growth and an adjustment down of the estimated impact of the farmland rating changes reported in the December 2005 review.
- b) Planned borrowings were delayed hence a reduction in costs for 2005/06.
- c) Purchase and installation of an emergency generator for the Administration Building
- d) \$100,000 has been transferred to reserves for inclusion in the 2006/07 Budget.

Adjustments have made to other operating revenues, expenses and capital programs. These have been funded from within existing programs, reserves, section 94, and revenues with a nil impact on the operating result. A program summary is attached that summarises those changes.

Recommendation (GM06)

- 1 Council adopt the March 2006 Budget Review Statement for General, Water and Waste Water Funds.
- 2 This information is submitted to Council's Auditor.

Report

Subject	Management Plan Review 2005-2007 – quarter ended March 2006
File No	S4
Prepared by	General Manager/Chief Executive Officer, Executive Directors – Development & Governance and Infrastructure Services
Reason	Requirement of the Local Government Act
Objective	Information of Councillors
Strategic Plan Link	Leadership by Innovation
Management Plan Activity	General Manager

Overview of Report

This report relates to the performance of programmes and activities highlighted in the 2005/06-07 Management Plan during the quarter ended March 2006

Background

Council is required under Clause 407 (1) of the Local Government Act, 1993 to periodically report on the performance targets outlined in the Management Plan.

Recommendation

That the report be received and its contents noted.

GENERAL MANAGER (Chief Executive Officer)

Management Plan Review

Quarter ended March 2006

Review of objectives across each functional area of the General Manager's Directorate.

Communications and Corporate Relations

Mayor of Lismore Scholarships – Three scholarships now active. 1) Mayor of Lismore Scholarship for Academic Achievement 2) Solid Waste Scholarship – Nitrogen levels in leachate at Wyrallah Rd Waste facility 3) Water Management. Fourth scholarship is to focus on the subject of community cohesion, and is currently being finalised with the SCU.

Flood Safe Week - Council and SES worked in partnership to provide flood information to local community, via presence in CBD at Spinks Park and Business Breakfast hosted by LUO.

FMA Conference – Provided media support and coordination for conference. Excellent take-up by all media networks.

Flood Roads Information database – Review of database and its performance after January flood. Working on improved modified version.

Community Consultation: Carrington Street Upgrade - Coordinate communication strategy for CBD businesses re Carrington Street Upgrade for Lismore Water. Develop and implement strategy for Infrastructure Services (all stages).

Improve Council Reputation

- Prepare Submissions – IPWEA Engineering Excellence Awards
- Regular liaison and support for media outlets.

Improve Community Relations

- Internet – Published Summer edition of website.

Resident Satisfaction Survey – Survey presentation given by SCU to Councillors

Ensure efficient Governance of Council – Management Plan and Budget preparations for 2006/07 begun

Implement Council's Strategic Plan – All PAGs have been asked to prioritise areas from their Strategic Plan, and to present this information prior to the budget process.

New communications strategy – the Communications Strategy has been delayed because of staff changes associated with the restructure.

Financial Services

Rating & Revenue

- Rates & water account payment options: - A report reviewing current arrangements and other alternatives was submitted to the March 2006 ExCom meeting. Generally, current arrangements working effectively and the option to create a payments facility at the CBD Centre is to be investigated.
- Debt collection: - Based on revised credit arrangements, undertake recovery action on three significant accounts for NRQ&A.
- Farmland Rates: - Report to March Council meeting on impact to revenue of changes to rating legislation.

Financial Services

- Review internal financial reporting: - Presentation enhancements to fully reflect the new corporate structure have been agreed to Management and the format will be used in the 2006/07 Budget.
- 2005/06 Budget - Reported the December 2005 result to Council in February 2006.
- 2006/07 Budget - Preparation commenced in this quarter and included a presentation to the SPSC in February 2006, distribution of budget information to management and public advertising seeking submissions.

Financial Management

- Replacement of computerised financial and land information systems: - Tenders were assessed in January 2006. The Project Team/Consultant short listed the responses and based on prepared scenarios, arranged for three (3) vendors to demonstrate their products during March/April 2006 to management and staff.
- Improve governance performance based on the internal assessment of the 'NSW Local Government Health Check':- This process is planned to be completed by June 2006.
- Lismore Showground Trust: - Provide operational in-kind assistance for the showground.
- Richmond Tweed Regional Library - Provide executive assistance to the RTRL Committee in regards to the appointment of the Director.

Human Resources

- Review Salary System – Report provided to Executive Committee. Budget provision for 2006/2007 submitted.
- Organisational Restructure – Recruitment for 3 program managers finalised. New position profiles and skill steps from restructure identified. Ongoing refinement of roles and reporting lines for customer, community relations and corporate governance.
- Internal customer satisfaction survey of HR service levels to be distributed in May report to Consultative Committee by end June.
- Management Development Program commenced. Preferred culture identified by management team. 2 sessions conducted. Individual formal feedback process commenced.
- Aboriginal Employment Strategy – Five positions have been filled under this Strategy.
- Career Paths – Information from 2005 Skills Assessment Kits collated.
- Australian Qualification Framework (AQF) - new position profiles, updated and re-evaluated position profiles are aligned to AQF. Continuing with Existing Worker Traineeships in Civil Construction, Frontline Management, Administration and Customer Contact in 2006 for positions that require these qualifications.
- OHS & Risk Assessments – Staff briefing sessions scheduled by Safety Officer.
- Regional Management development program designed.
- Progress with Aurion roll out delayed pending decision on role of new corporate information system.
- Performance development – report submitted to Executive Committee on Performance Improvement and performance management. Disciplinary procedure refined.

Review of objectives across each functional area of Development and Governance.

Planning Services

1 Customer Service in land use planning

- *Participation in State Government planning projects:* Far North Coast Regional Strategy.
- *Provision of planning advice to internal and external customers:* responded to 1761 telephone, counter and email enquiries.
- *Ensure updated planning information available to development industry and public:* Web site information updated.
- *Maintain Heritage Advisory Service/Local Heritage Grants fund:* Heritage Advisor has provided advice on the Spinks Park Plan of Management and the application for redevelopment of the Lismore Police Station.

2 Efficient assessment of land use development applications

45 new DAs received; 40 determined by consent with nil refusals. The average assessment time for locally determined applications was 42 days, and the average assessment time for integrated applications was 48 days; the longer assessment period for integrated applications is due to the length of time taken for response by Government Departments. The longer than usual time for assessment of locally determined DAs was due to staff shortage over the January period.

32 miscellaneous applications (modifications of consent, dwelling entitlement searches) were finalised, and 13 Subdivision Certificates were issued.

3 Implement adopted Council land use strategies

- *Urban Development Strategy:* Council supported rezoning application for additional retail space in Conway Street, and the Dept of Planning LEP Review Panel has agreed that the draft plan may be exhibited for public comment.
- *Industrial Land Strategy:* Council supported a rezoning application for industrial area on Wyrallah Rd. and the Dept of Planning LEP Review Panel has agreed that the draft plan may be exhibited for public comment.
- *Rural Housing Strategy:* LEP Amt No. 24 for Livotto Rd, Richmond Hill, gazetted 3 March 2006; continued consideration of LEP amendments for rural residential development at Macleans Ridges, Wyrallah and Nimbin.

4 Review and update planning controls

LEP amendments with the Minister awaiting gazettal:

- Amt 12 – Review of public lands rezoning and reclassification (since February 2005)
- Amt 17 – Rural residential rezoning at Tullera (since July 2005)
- Amt 23 – Annual General Amendment (since December 2005)
- Amt 25 - Apo St., Goonellabah (since September 2005)

LEP amendments in preparation:

- Amt 26 to permit alterations and additions to buildings in the floodway referred to the Minister.
- Amt 28 for additional industrial land in Holland St has been submitted to the Parliamentary Counsel.
- Amt 32 Napier Crt, Goonellabah: spot rezoning rejected by Dept Planning.

The State Government now requires only one DCP to apply per site. Consequently the majority of Council's DCPs were amalgamated into one large document, which is on public exhibition until May 8.

5 Ensure compliance with planning laws and regulations

Compliance with consent conditions: 22 consents checked
Investigate alleged illegal land uses: 11 investigations
Response to complaints: 44 complaints investigated.

Environmental Health and Building Services

Building Services

- 1 **Public Safety – Fire Safety Audit** - Councils Fire Safety Audit continues with inspections conducted and Orders to upgrade issued on a regular basis. Council is currently dealing with 55 separate properties in regard to fire upgrades.
- 2 **Assessment of Development Applications and Construction Certificates**
 - Building Statistics – January, February, March
 - 144 Development Applications received for this section
 - 132 Development applications approved
 - Average approval time = 17.3 days
 - 111 Construction Certificates issued
 - 12 Building Certificates issued
- 3 **Public Safety – Essential Services** - Councils Essential Services Program is continuing however, planning for a separate fee structured system has been delayed until the new corporate computer system has been finalised and been implemented across council.
- 4 **Public Safety – Swimming Pool Fencing** - The swimming pool program continues with 46 inspections undertaken in the quarter. (target 25). Councils swimming pool brochure is being distributed with each inspection.
- 5 **Policy, procedures, legislative changes** - Standard letters and documents have been amended to reflect Local Government legislative changes.
- 6 **Public Safety – Law enforcement** - Law enforcement issues continue to be undertaken as required.
- 7 **Improve public safety – Programme Development** - Councils Places of Public Entertainment, caravan parks and public halls has been completed for 05/06 financial years.
- 8 **Professional Development** - The Basix (Building Sustainability Index Course) has been undertaken by staff.
- 9 **Assessment of Development Application referrals** - All assessment of DA's from Planning Services have been undertaken within the statutory turn around time. 50 Referrals received from Planning Services. Median turn around time is 11 days.

Environmental Health

- 1 **Actions Planned – Strategies and Programmes**

Enhancement: Assess Development Applications, On-Site Sewage Management Strategy, Section 68 Applications.
13 Onsite sewage management reports have been assessed for the quarter.

All assessment of DA's from Planning Services have been undertaken within the agreed turn around time. 50 Referrals received from the Planning Services. Median turn around is 14 days.

2 Corporate Relations: Customer Service

Quarterly complaints received: 141(2 personally, 122 telephone, 17 written)

3 Commercial Premises Management

Inspections

High Risk = 64 YTD =148 target 124.3

Medium Risk = 13 YTD =38 target 40.5

Low Risk = 16 YTD =29 target 23.9

Skin Penetration = 35 YTD =36 target 37.3

Pre Purchase = 3 YTD =100

Re Inspections = 41 YTD =33

New Premises = 7 YTD =12

Complaints = 4 YTD =7

Total YTD= 403

4 SOE Reporting - The 2006 Supplementary SOE has been endorsed by Council

5 Stormwater Management Plan - Councils Catchment Management Officer is currently reviewing the Stormwater Management plan.

6 WSUD - WSUD with Development Control Plan policy being developed. Target for completion – August 2006.

7 Sun Protection - Additional shade structures have been erected at Wade Park.

8 Emergency Management

- A quarterly meeting of the Rescue Committee and the Local Emergency management Committee was held in March 2006.
- Councils Draft Risk Management Plan is completed and is on public exhibition.

9 On-site Sewage Management - 64inspections for quarter. Year to Date 263. Annual Target is 250.

10 Environmental Monitoring

- Environmental Monitoring is continuing with monthly water monitoring being undertaken as per the 05/06 management plan.
- The Regional contaminated lands Policy is nearing completion. A final version should be adopted by July 2006. The database has been amended to include Dips from NSW DPI.
- Investigation of environmental issues continues on a regular basis. Relevant legislation including the POEO Act has been utilised for enforcement.

11 Protection of the Environment Initiatives

- Cities for Climate Protection (CCP): Stage 1 and 2 of the Cities for Climate Protection program has been finalise. Stage 3, which identifies an actions plan is currently being worked on.

Regulation – Public Places

- 420 parking infringements issued
- 13 abandoned vehicles impounded.
- 7 Dog infringement notices issued
- 114 companion animal registrations

Information Services

Improve access to information systems from remote sites - Investigation into communication upgrade options complete, with implementation scheduled for May 2006.

Replacement of 1/3 fleet of desktop computers - Complete December 2005

Review future needs of council re e-business enabled information systems - E-business functionality will be reviewed in conjunction with the corporate systems replacement project.

Investigate feasibility of Regional Repository at Southern Cross University - Records management function, on-hold pending appointment of Records Supervisor.

Implementation of an electronic records and Information management system - On hold, pending outcome of corporate systems replacement tender.

Maps on the web - Testing continues on Council's intranet site.

Improve corporate record keeping - On hold, pending outcome of corporate systems replacement tender, electronic records and information management system and appointment of Records Supervisor.

Corporate systems replacement

- Three tenderers were invited to conduct on-site product demonstrations.
- Thirty-two product demonstration scenarios to be used in the evaluation process were completed and distributed to the evaluation team.
- Commenced on-site product demonstrations.

Other items

- The Informer content management system has been upgraded to facilitate easier use.
- Commenced website information audit and clean-up activities.
- Support provided with the implementation of Councils upgraded weighbridge management systems. The central management server has been established in the Administration centre computer room. Quarry and Landfill client systems are scheduled for implementation during May 2006.
- Commenced establishment of Microsoft Windows XP professional and Microsoft Office 2003 as the standard operating environment for client PC's. Scheduled for completion June 2006.

Economic Development and Tourism

Economic Development - Progressed staff appointments to positions as described in 2006 Economic Development structure; full complement of staff at EDU; staffing in tourism area nearing finalisation

Tourism

- *Lismore Dining Guide* reviewed and updated
- Completed advertising prospectus for *Lismore Visitor's Guide*
- A number of groups guided through the *Cafe and Culture Trail* and regular meetings of Cafe network continued
- Maximised promotional opportunities with Northern Rivers Tourism focussing on *The Rainforest Way* project
- Tourism Signposting policy reviewed and recommendations made for new policy
- Completed 3 year re-accreditation for VIC
- Security system at VIC installed
- Local produce reviewed & greater range of merchandise offered

Grants and Riverbank Project

- Successful in being awarded \$214,000 from Regional Partnership Programme for construction of a new SES building
- Acquitted NSW Heritage Office grant funds, Sustainable Regions Programme grant for the Lismore Memorial Baths & AusIndustry grant for the Business Incubator Feasibility Study
- Constructed next stage of Wilsons Riverbank Development – constructed pathway at rear of RSL Club linking Ballina Street bridge with the jetty; completed Lyall Roberts Memorial “Echidna Garden”
- Submitted \$100,000 Indigenous Heritage funding application for the second of three Historic Pagodas
- Progressed plans for the Riviera precinct (Laurie Allen Centre)

Events

- Successful event management of the 33rd Australian Marist Cricket Carnival, Lismore Open Age Junior Tennis Championships, Lismore Annual U12 cricket Carnival, 2006 National Regional Youth Baseball Championship, Pura Cup (NSW versus Victoria), Queens Baton Relay and FMA Conference
- Produced 2006 Events Calendar
- Formulated 6 internship opportunities for upcoming events & projects
- Won the bids for the National Regional Youth Baseball Championship - January 2007, as well as the ALGWA (NSW) Conference - May 2007

Business/Industry development

- Commenced policy review for *Incentives for Investment Program*
- The Economic Development Policy Advisory Group addressing CBD Revitalisation & car parking issues
- Assisted with marketing & sale of industrial land in Lismore.
- Facilitated the planning process for several larger, job-rich, business developments – proposed & existing.

Airport

- Installed Runway Threshold Indicator Approach Lights for low visibility landing
- Successfully negotiated new Head tax arrangements with REX
- Continued implementation of Airport Security Plan – awarded a \$78,730 grant from Department of Transport for upgrading airport security, including CCTV cameras, fencing, secure baggage collection areas and gates; hosted the AFP's Regional Rapid Deployment Team on their airport security/familiarisation exercises; revised the Airport Operations Manual & the Bird and Animal Hazard Management Plan – both accepted by CASA
- Progressed GA area development research & investigations

Nimbin

- Continued development of new tourism product for Nimbin with the Nimbin Walking Trail
- Provided continued practical support for the Nimbin Visitor Information Centre
- Provided support for the fledgling screen industry via *Nimbin's 39 Hours Film Competition and Festival*

Community Services

- 1 Employment of Aboriginal trainees** – two youth worker trainees and one childcare trainee have been appointed and are well into their work placements and TAFE studies. Feedback and progress reports on all three trainees are extremely positive.
- 2 Youth Enterprise Project** – staff continue to submit funding applications and liaise with funding bodies regarding a youth enterprise project with a hospitality focus.

- 3 **Aboriginal Employment Strategy** – completed and reported on in the July – September quarter.
- 4 **Development of Cultural Precinct** – staff will engage professional major/ financial project expertise to develop a detailed business plan for the precinct. The business plan will address all precinct components and provide a financial strategy to fund the development. The financial plan will be delivered early in the new financial year.
- 5 **Bundjalung Stories** – the filming of individual Elders’ stories has been completed. The stories will be edited and finalised for distribution to schools and libraries. It is intended to launch the videos in May 2006 during Reconciliation Week.
- 6 **Lake Gates** - Council staff have been unable to pump water into the lake due to the comb-crested jacana’s nesting period (November – February) and the recent spate of wet weather. Despite the significant amount of rain falling in the Lismore district over the past four months, water levels within the lake are low and still require augmentation. Pumping commenced in April.
- 7 **Social Plan implementation**
A formal report to the Department of Local Government is due in April 2006. Seniors Week 2006 was celebrated on 5 April and was extremely successful in terms of celebrating the achievements of older people and integrating people from a wide range of different cultures.
- 8 **Goonellabah Recreation Centre** – site usage proposals are being developed for presentation to the Project Team.

Lismore Regional Gallery

- The Gallery has appointed a full time administration officer and is in the process of advertising for a Curator. This position has been hard to fill chiefly due to a skills and personnel shortage.
- The most recent exhibition, Australian Masterworks, on loan from the Newcastle Regional Gallery has been extremely successful. The exhibition has been valued at \$2.4 million, and includes works from Sidney Nolan, Margaret Olley, Russell Drysdale, William Dobell, Jeffrey Smart, and Lloyd Rees amongst several distinguished others.
- Margaret Olley donated three paintings to the Gallery in April, worth approximately \$20,000.

Child Care

Koala Child Care Centre to end March average yearly attendance of 33.43 children (budgeted 35).

- Building maintenance – replaced cupboards and door fronts in the kitchen to meet Council’s food inspection safety report requirements.

Lismore Outside of School Hours Care is averaging approximately 68 students per day.

- The Active After Hours Schools Program (funded by the Australian Sports Commission) – a federal initiative to combat the adverse effects of “sedentary” practices among school children - has been very successful. Circus skills, multi-skill and dance sessions are offered two afternoons per week, and all places are full.

Gingerbread House is hosting Lauren Roberts, the 2006 Aboriginal childcare trainee, until the end of June. Lauren, Gingerbread staff and parents are all benefiting significantly from the arrangement. Lauren will work from Koala Childcare Centre in July.

INFRASTRUCTURE SERVICES DIRECTOR

Management Plan Review
Quarter ended March 2006

Review of objectives across each functional area of the Infrastructure Services Directorate.

Property

- Land and Building Register – ongoing update of details. Development of more comprehensive procedures proposed as part of new computer system and Asset Management Section. Amended target date of 2006/07 proposed for training of staff in line with introduction of new computer system training.
- Lease Register – ongoing update of details.
- Industrial subdivision at Council Airport – awaiting registration of land titles for remaining blocks before recommencing earthworks/filling.

Contract Administration

- Review and update Contracts Procurement Manual: - This process has commenced and expected to be completed by June 2006.
- Telephony System: - Ongoing project management of the new system into the Administration Building, EDU, CBD Centre & VIC.
- Banking: - Commenced a joint banking tender process with all local councils to take advantage of potential bulk transaction pricing opportunities. Agreement is planned to be in place by June 2006.

Workshop , Fleet Management and Sign Shop

Fleet Management:

- Tenders advertised for the replacement of four truck and dog trailer combinations which will comply with the 48-tonnes Gross Combined Mass regulations.
- Modifications and conversions (by Haulmark Tankers of Rocklea, Qld) of second-hand 24,000lt fuel tanker trailer to be used as a water tanker with the low-loader prime mover.
- Delivery of replacement of 20 utilities for various sections.
- Appointment of replacement day-shift mechanic and additional night-shift mechanic.
- Reassessment of electricity needs for the administration building during emergencies. 400kVA generator required and ordered, anticipated delivery end of April 2006.
- Internal service level agreements in draft form.

Workshop:

- Fleet maintenance and repairs, including after-hours callouts.
- Transfer of low-loader from Workshop to Roads Section for operational use.
- Completion of heavy vehicle fleet for RTA HV Inspections - January 2006.
- Preparation of remainder of vehicle fleet for annual roadworthy safety checks for registrations – May 2006.

Signs:

- Special signs and banners manufactured for: Casino High School, Northern Rivers High School, Casino RFS, Lismore Water, Northern Rivers Waste, Richmond Valley RFS, Lismore RFS, SES Lismore, Landpower Northern Rivers signs, Lismore Bowling Club signs, SCU signs, Wollongbar TAFE signs, Ballina Shire Council Ranger vehicle signs.
- Signs for LCC Sections including Memorial Gardens signs, Bike Path signs, Pedestrian Refuge hoops, Low Clearance signs, Visitor Centre signs, Art Gallery signs, Land Slip signs, Skate Park signs, Lake Pool signs, Dog Pound signs, EDU/ Rous Water building signs, Floodplain Management banner and signs.
- LCC fleet logos.
- Replacement street signs due to age or increased vandalism.

- LCC temporary warning signs for road construction, Lismore Water, Wastewater Treatment Works, etc, and other activities (grass cutting, roadworks, etc).

Northern Rivers Waste

- Construction of weighbridge relocation and upgrade of facilities.
- Strategic plan development.
- Preliminary design of new landfill cell completed for submission to Department of Conservation.
- Recycling service review completed for submission to Council.
- Expansion of rural collection to Rosebank and Rock Valley areas.

Lismore Water

- Clunes Wastewater Committee – GHD is investigating the transport of sewage to South Lismore.
- North Woodburn Sewerage – This is still with the state government inter-agency prioritisation committee for consideration of Stage 1 funding approval.
- 2005/06 sewer main renewal works continuing.
- 2005/06 water mains replacement works continuing.
- Carrington Street water main renewal works commenced.
- Development of new maintenance management system (MEX) - complete and operational.
- Consultants are preparing contract documents for replacement of Council's telemetry system.
- Integrated Water Cycle Management (IWCM) - Concept study now complete.
- New Contracts Engineer has commenced work.

Northern Rivers Quarry and Asphalt

- Tenders for business development – Council resolved not to proceed for the quarry but to proceed for asphalt. Contract being finalised with State Asphalt.
- Noise abatement works at the asphalt plant finalised.
- Asphalt Quality Assurance programme in place.
- Recruitment of supervisory staff complete.
- Plant upgrade alternatives being reviewed.
- DA update work commenced.

Lismore Memorial Gardens

- Facilitated 167 cremation and 36 burial funerals.
- Commenced mapping of undeveloped cemetery lands to initiate formal review of land capacity for cemetery extension.
- Commenced review of policy/procedure governing pre-payment of burial/memorial positions.
- Completed pre-dig of interment plots and commenced headstone beam installation for row G91/92
- Options for plant upgrade being reviewed.
- Commenced review of "Front-end" customer service delivery.
- Initiated cemetery turf irrigation system extension.

Parks and Recreation

- Completed top-dressing of Hepburn Park (4.3Ha) and Crozier Field (1.1Ha) and Kadina Park.
- Completed replanting of gardens in Magellan Street.
- Commenced replanting of Keen Street/Conway Street roundabout.
- Oakes Oval Canteen – complete.
- Cricket Pura Cup held.
- Completed shade tree planting in Nesbitt Park, Caniaba Street Reserve and Lismore Park.
- Completed tree planting at Hepburn Park and Oliver Avenue.
- Finalising installation of new practice cricket nets at Neilson Park.
- Finished Installation of sports lighting at Caniaba Street Reserve.
- Negotiating issues around possible NRL trial in February 2007 at Oakes Oval.
- Confirmed flood damage assistance funding from the June 2005 floods.

Urban Works

- Footpaths - Grinding programme continues to reduce the number of outstanding defects. Replacement programme for this year is complete. Assessment of footpaths for next year's programme is underway.
- Richmond Hill Road – Reconstruction of 'missing link' section complete. Landscaping and finishing of accesses to be finalised.
- Spinks Park Carpark – Replacement of pavement complete. Landscaping works to continue into April.
- Wyrallah Road Reconstruction – Planning of works underway.
- Orion Street Stormwater – Work commenced on extension of main in Diadem Street to connect to Orion Street system.
- Molesworth/Magellan Streets Roundabout – Reconstruction of pavement complete.
- Reseal and minor works programme underway.
- Kerb and gutter programme scheduled for early 2006.
- Extension of Krauss Avenue for Airport Subdivision – Works complete. Asphalt seal to be applied in June 2006.

Rural Works

- Emergency works from January 19, 2006 flood event complete.
- Flood damage restoration works ongoing for January 19, 2006 flood event.
- Major landslip on Hull Road, Rosebank - emergency works complete.
- Major slip restoration on MR306 (Dunoon Road), Repentance Creek.
- Roadside slashing carried out on all sealed roads.
- Storm damage clean up – Modanville area.
- Cowlong Road reconstruction - commenced.
- MR142 (Nimbin Road), Bishops Creek - commenced.
- Drainage Maintenance – Wallace Road, Coraki Road, Wyrallah Ferry Road, Hull Road, Hewitt Road, Boerie Creek Road, Doroughby Road, Skyline Road, Tregeagle Road.
- Bitumen reseal programme - 100% complete.
- Side-arm slashing – Corndale Road, Nimbin Road.
- Gravel maintenance completed in the following areas: Davis, Beacom and Emerson Roads, Howards Grass Road, Lagoon Grass Road, Stead, Warby and Clark Roads, Lavis Road, Abbey Road, Billen and Gwynne Roads, Walmsley Road, Virtue Road, Bishops Creek Road, Hewitt Road, Mountain Top Road, Hayden Road, Boundary Creek Road, Back Creek Road, O'Neil Road, Fernside, Dougan, Fredericks, Stanford, Norton and Muldoon Roads, Stony Chute Road, Stanger, Blade, Falls, Zouch, Cullen, Milgate, Suffolk and Salkeld Roads.

Bridges

- Pre-construction of Tatham Bridge complete.
- Commenced timber bridge condition rating.
- Commenced pre-planning for Blakebrook Bridge replacement.
- Commenced Regional Road Timber Bridge maintenance programme.
- Completed flood restoration works for bridges.

Road Safety

- Maintain roads information (website and media) during January floods.
- Late Nighter continued to provide bus transport for Lismore passengers - every Saturday night, supported by sponsored print advertisements in '*Northern Star*' and '*Northern Rivers Echo*'; also introduced new radio campaign on 2LM/ZZZ.
- Graduated Licensing Scheme Workshop conducted in March to assist parents and supervisors of learner drivers.
- RRISK – planning begins for 2006 seminars.
- Respond to media and general public enquiries – major oil spill on Dawson Street.
- 'Getting Home Safely' Occupant Restraint Project – in partnership with NCAHS.

- Laneways Project – Carrington Street Upgrade – meetings, community consultation and media - plan, develop, and implement communication and media strategy to progress planning for Carrington Street upgrade.
- Road safety talk to young learner drivers – YWCA programme.

Survey and Design:

- Rosebank Road, Rosebank – Rosebank Hall access solution.
- Wyrallah Road, Monaltrie – Tip entrance to Monaltrie Road – Rehabilitation.
- Wyrallah Road (Emily Street), Wyrallah – Bridge Street to Wyrallah Ferry Road – Rehabilitation.
- Ballina Street / Dibbs Street Intersection – Traffic lights concept.
- Carrington Street, Lismore – Magellan Street to County Lane – Beautification concepts.
- Dunoon Road, Tullera – Bentley Road 1.5km north – Shoulder widening (Black Spot funding).

Report

Subject	2006 Annual Local Government Association Conference
File No	S569
Prepared by	Corporate Support Co-ordinator
Reason	Need for Council authorisation.
Objective	To determine delegates/observers.
Strategic Plan Link	Leadership by Innovation
Management Plan Activity	Councillors

Overview of Report

Determination of voting delegates and observers to annual Local Government Association (LGA) Conference at the Blue Mountains from October 29-November 1, 2006.

Background

The 2006 Annual LGA conference will be held at the Blue Mountains from October 29 to November 1, 2006. This is the prime policy making forum of the Association and it is in Council's interest to be represented. Early nomination by Council is desired to confirm tentative accommodation bookings.

Details of the conference have yet to be received and will be distributed to Councillors when they arrive.

Delegates/Observers

Council is entitled to send 3 voting delegates plus observers. The Mayor, in accordance with Council policy, has been one of the delegates.

The Mayor is unable to attend this year's conference. In the past the Deputy Mayor has attended as the Mayor's delegate.

Council will also be represented by Councillor Irwin (Association Executive) and possibly delegates from its constituent county councils. Council will need to determine at this meeting its voting delegates and observers.

Motions for the Conference

Details on the motions including the closure date are yet to be determined by the Association. Council will be advised when details are received.

Comments

Financial Services

Not requested.

Other staff comments

Not requested.

Public consultation

Not required.

Recommendation (GM03)

That the Deputy Mayor and Councillors _____ and _____

Attend the conference as voting delegates, with Councillor(s) _____

attending as observers.

Report

Subject	April 2006 – Investments held by Council
File No	S178
Prepared by	Principal Accountant
Reason	Required under Clause 212 Local Government (General) Regulations 2005, Local Government Act 1993, and Council's Investment policy.
Objective	To report on Council Investments
Strategic Plan Link	Leadership by Innovation
Management Plan Activity	Financial Services

Overview of Report

Council investments as at 25th April 2006 total \$36,197,071 subject to the final value of funds held under Managed Funds being advised shortly.

The interest rate reported over the period of April 2006 was estimated to be 6.70% in comparison to 6.11% for April 2005.

Background

The Local Government Act 1993, Clause 212 Local Government (General) Regulations 2005 and Council's Investment policy requires a monthly report be provided to Council on investments. The report is to include the source and amount of funds invested, terms of performance of the investment portfolio over the preceding period and a statement of compliance in relation to the requirements of the Local Government Act 1993.

Due to timing issues the final value of some investments is not available within the required reporting timeframe, therefore an estimate is provided based on the investments held at the time of this report. The actual balance will be confirmed in the report to the next Council meeting.

Report on Investments

- *Confirmation of Investments – 31st March 2006* \$30,447,071

The amount is higher than the estimate reported for March 2006 due to additional positive valuation movement in funds held under Managed Funds.

- *Estimate of Investments – 25th April 2006* \$36,197,071

Some variation is expected on the final balance of Managed Funds. The final valuation of these funds is not made until after the end of the month. The current rate of return on investments for April 2006 was estimated to be 6.70% compared to 6.11% for the same period last year.

A summary of Council's investments in graphical form has been included as attachments.

Financial Services Comments

N/A

Other staff comments

N/A

Public consultation

N/A

Conclusion

The investments held by Council with various financial institutions, have been made in accordance with the Local Government Act 1993, Local Government (General) Regulation 2005 and Council's investment policies.

Recommendation

The report be received and noted.

Report

Subject	Strategic Plan Steering Committee Recommendations
File No	S4
Prepared by	General Manager
Reason	Recommendations from Committee meeting April 18, 2006
Objective	Adoption by Council
Strategic Plan Link	Leadership by Innovation
Management Plan Activity	Strategic Plan

Overview of Report

Recommendations from Strategic Plan Steering Committee April 18, 2006

Background

At its meeting on April 18, 2006 the Committee made the following recommendations to Council. The minutes from the meeting are located at Page 61 of this business paper.

Investment Policy 1.5.4

That the Investments Policy be adopted by Council.

Proposed 2006/2008 Road Construction Programs

That Council adopt the proposed 2006/07 and 2007/08 Road Construction Programs as set out in the report.

Comments

Financial Services

The Manager Finance had input to the reports to the Committee.

Other staff comments

Not required.

Public consultation

Not required.

Recommendation (GM01)

That Council adopt the following recommendations:

1 Investment Policy 1.5.4

That the Investments Policy be adopted by Council.

2 Proposed 2006/2008 Road Construction Programs

That Council adopt the proposed 2006/07 and 2007/08 Road Construction Programs as set out in the report.

MINUTES OF THE STRATEGIC PLAN STEERING COMMITTEE MEETING HELD IN THE COUNCIL CHAMBERS, GOONELLABAH ON TUESDAY, MARCH 18, AT 6.05PM

Present

Mayor, Councillor King; Councillors Dowell, Ekins, Hampton, Irwin, Meineke, Swientek and Tomlinson, together with the General Manager, Executive Director-Development & Governance, Executive Director-Infrastructure Services, Manager-Finance, Principal Accountant, Management Accountant,.

- SP7/06 **Apologies/
Leave of
Absence** Apologies for non-attendance on behalf of Councillors Chant, Graham and Henry were received and accepted and leave of absence granted. (Councillors Swientek/Meineke)

Disclosure of Interest

Councillor Irwin declared an interest in the Carrington Street Upgrade report.

Councillor Initiatives for Policy Development

- SP8/06 That a policy on letters addressed to Councillors via the General Manager complaining about staff be drafted to ensure that Councillors are aware of the correspondence. (Councillor Dowell)
- SP9/06 That a policy be drafted to look at forming a Development Application review panel for large, controversial applications. The panel would make recommendations to Council. (Councillor Irwin)

Reports

Investment Policy (Policy No 1.5.4)

Questions explored the scope of investments that can be undertaken within the Minister's Orders. These issues will be addressed in the Investment Strategy. Councils cannot invest in shares, but can engage in business opportunities.

The Strategy will look at options for improving returns by managing the risk profile consistent with policy.

- SP10/06 **RECOMMENDED TO COUNCIL** that the report be received and the Investments Policy be adopted by Council. (Councillors Irwin/Dowell) (S178)

Proposed 2006/2008 Road Construction Programmes

A motion was moved that the report be received and the Council adopt the proposed 2006/07 and 2007/08 Road Construction Programs as set out in the report. (Councillors Tomlinson/Irwin)

AN AMENDMENT WAS MOVED that the report be received and –

- 1 PAG Recommendations be amended to read – “the percentages to read: In the 2005/06 financial year, funds were distributed in accordance with the historical distribution of 50% to urban and 50% to rural roads after the deduction of \$200,000 for the sealing of gravel roads”.
- 2 That under “Sealing of Gravel Roads” in the 2006/07 works program, Pelican Creek Road be substituted for Terania Creek Road.

(Councillors Hampton/Meineke)

On submission to the meeting the AMENDMENT was DEFEATED.

SP11/06 **RECOMMENDED TO COUNCIL** that the report be received and Council adopt the proposed 2006/07 and 2007/08 Road Construction Programs as set out in the report
(Councillors Tomlinson/Irwin)
(S374)

SP12/06 That the Roads PAG consider a point factor being included to recognise the importance of link roads when gravel roads are assessed for future sealing programs.
(Councillors Dowell/Irwin)

Carrington Street Upgrade

SP13/06 That the report be received and the Committee endorse the following steps in the ongoing public consultation process for the upgrade of Carrington Street -

- 1 The “Staggered Parallel Parking Alternative” be distributed for business and community comment, prior to the public meeting on May 3, 2006.
- 2 The feedback and comment received at the public meeting be presented to Council as supplementary information to a report at the ordinary meeting of May 9, 2006
(Councillors Dowell/Crimmins) (R7303/S274)

Annual Policy Review

S9

Notes from debate and questions. Consideration to be given to;

- 1 reordering policies;
- 2 renumbering policies;
- 3 providing full text; and
- 4 the need for advertising policies to be compliant with EPA Act.

SP14/06 That the report be deferred until all reviewed policies are available and these should be initially presented to a workshop.
(Councillors Ekins/Dowell)

PAG Chairpersons' Performance Report

Reports of current activities were presented to the meeting by the Chairpersons of the following Policy Advisory Groups:

- **Community Services**
Looking at homeless shelter
Welcome to Bundjalung signage
Community Consultation Policy
Community Cohesion Scholarship at SCU
- **Economic Development**
Carparking workshop

- **Public Transport**
Late nighter bus
Taxi rank in Brewster Street
Aboriginal transport issues
- **Roads**
Sealed road survey
- **Sustainable Environment**
Atmosphere policy
Waste policy

The meeting closed at 8.15pm.

**MINUTES OF THE TRAFFIC ADVISORY COMMITTEE MEETING
HELD ON APRIL 19, 2006, AT 10.00 AM.**

Present

Councillors Merv King (*Chairperson*), John Hampton, Jenny Dowell (*departed at 10.40am*), Bronwyn Mitchell (*On behalf of Thomas George, MP*), Liz Smith (*RTA*), Snr Const Steve Hilder (*Lismore Police*), together with Stephen Yam (*Manager-Roads & Parks*) and Vicki Conway (*Executive Assistant-Infrastructure Services*).

In Attendance

Jyllie Jackson and Cat Anderson were present for Item TAC20/06. The non-attendance of Wendy Johnson (*Road Safety Officer*) and Bill MacDonald (*Co-Ordinator-Traffic & Emergency Services*) was noted.

TAC15/06

Apologies

Nil.

TAC16/06

Minutes

The Committee was advised that the Minutes of the Traffic Advisory Committee Meeting held on March 15, 2006, were confirmed by Council on April 11, 2006.

Disclosure of Interest

Nil

Part 'A' – Committee Recommendations

Correspondence / Reports

Bulzomi Bus Lines; seeking approval to extend its school bus service to include Federation Drive, Eltham.

The Committee was advised that an inspection of the road had revealed that the proposed variation to the existing bus route was a safer option than that which currently existed.

TAC17/06 **RECOMMENDED** that approval be granted for Bulzomi Bus Lines to use Federation Drive as outlined by the applicant. (06-2498:R8637)

Mrs I Gibson; drawing attention to the excessive speed of traffic on Gumtree Drive, Goonellabah, and requesting a Stop sign be installed on Karissa Drive at its intersection with Gumtree Drive.

An inspection prior to the meeting had indicated that Give Way or Stop signs were not considered warranted as sight distance at the intersection was satisfactory. However, the inspection also confirmed that some motorists were driving off the pavement at the bend in the road, and onto the grassed footpath area.

TAC18/06 **RECOMMENDED** that the existing wheel stops on Karissa Drive be replaced with a permanent, continuous, concrete centre median for a distance from Gumtree Drive up to at least the present fourth wheel stop to contain vehicle flows to the correct side of the road. (06-2928:S346,R6454)

General Business

National Thanksgiving Day – Saturday, June 3, 2006

Mrs Joy Stiles had requested consideration be given for approval to close Magellan Street, between Carrington and Molesworth Streets, for National Thanksgiving Day activities. A traffic management plan was presented to the meeting. The Committee noted that activities were planned between 10.00am and 2.00pm. However, barricades were proposed to be erected at 8.00am to secure the site. It was also noted that Mrs Stiles had consulted all affected businesses and no objections had been received.

- TAC19/06 **RECOMMENDED** that approval be granted to close Magellan Street on June 3, 2006, between Carrington and Molesworth Streets, in accordance with the traffic management plan, subject to onsite traffic controllers being arranged. (R7319)

2006 Lismore Lantern Parade – Saturday, June 17, 2006

Jyllie Jackson and Cat Anderson were present for this item. The Committee noted that a traffic management plan was being finalised. However, documentation and a drawing of the proposed route was presented to the meeting and elaborated upon. Ms Jackson confirmed that the annual CBD Stocktake Sale was also planned for this date and extensive consultation with Lismore Unlimited Opportunities had resulted in the sale closing at 3.00pm to enable shopper traffic to exit the CBD before road closures for the Lantern Parade being effected. Market stalls were proposed within Shearman Carpark and a street party in Magellan Street, between Keen and Carrington Streets. Barriers were also proposed to clearly define the parade route from traffic lanes. SES traffic controllers would be present.

Members noted that parade participants would congregate in the Library/Conservatorium Carpark, with the parade officially commencing at 5.30pm, following the same route as 2005 (ie, exiting Library Carpark into Magellan – Molesworth – Market – Victoria Streets and culminating at Riverside Park).

Ms Jackson also advised that provision of a shuttle bus service to/from nominated locations was being investigated to reduce the number of vehicles entering the CBD.

- TAC20/06 **RECOMMENDED** that approval be granted to close the nominated streets and carparks for the Lismore Lantern Parade, subject to receipt of an approved traffic management plan. (S823)

Loading Zone – Lismore Central

The Committee discussed a proposal to relocate and extend the current Loading Zone on Carrington Street, outside Lismore Central. It was advised that large trucks currently park in the through southbound traffic lane on Carrington Street adjacent to the taxi structure to off-load goods to the fruit shop within Lismore Central. This was considered extremely dangerous as it requires through traffic to manoeuvre around trucks on the wrong side of the road to continue. The existing Loading Zone on the eastern side of Carrington Street is too small to accommodate the larger delivery vehicles.

- TAC21/06 **RECOMMENDED** that the existing Loading Zone be reverted back to 1-hour parking (a gain of approximately three spaces), and further that a new Loading Zone be introduced on the western side of Carrington Street between New England Lane and the Centrepoint Motel. (R7307)

East Street, South Lismore – Give-Way Signs

Cr Hampton drew attention to the need for traffic signage at both ends of the recently constructed East Street, particularly at the Snow Street intersection, as there was confusion as to who had right-of-way. The Committee considered that the East Street intersection with Three Chain Road was a clear T-intersection and did not warrant traffic signage but agreed that the intersection with Snow Street could lead to confusion by some motorists.

TAC22/06 **RECOMMENDED** that a Give Way sign be erected on East Street, at its intersection with Snow Street. (R6915)

Lismore Base Hospital – Parking in front of Northern Rivers Pathology Service on northern side of Uralba Street

The Committee was advised that this matter continues to be a problem as the area in question is currently signposted No Stopping but Council Rangers and the majority of Police Officers are aware that this area is used by various couriers for specimen deliveries and parcel pick-ups. Unfortunately, some delivery vehicles are still being fined for parking in this area due to the uncertainty of the signs' intent.

TAC23/06 **RECOMMENDED** that the existing No Stopping zone on the northern side of Uralba Street, in front of Northern Rivers Pathology Service, be reverted to 5-min parking. (R6058)

Part 'B' – Determined by Committee

Correspondence / Reports

J Jeboult, J Culverwell, M Hocking, P Darvall; suggesting signage be upgraded and centre line-marking be installed on The Channon Road, between Dunoon Road and The Channon Village, to improve road safety.

- B-06:04-1 The Committee suggested that this matter be referred to Council's Roads Section for inclusion in a future works programme that would include the provision of appropriate curve warning signs and line-marking where road widths permit. (06-2635:R3301,S352)

Ms C Wright; forwarding a petition expressing concern for parking facilities at Lismore Heights Primary School and requesting the current parking and traffic arrangements on High Street and Milton Street be reviewed.

- B-06:04-2 The Committee was advised that Liz Smith, Snr Const Hilder and Bill MacDonald had met onsite with the Principal, Ms Kim Witchard, when the various proposals put forward had been discussed. It was agreed that the Bus Zone needed to stay in its current location due to the number of buses that serviced the school. The likelihood of Council being in a position to extend the existing parent pick-up area on High Street was unlikely in the short-term due to the significant costs involved.
It was agreed that an upgrade of the existing onsite area within the school grounds off Milton Street, which was quite extensive, was the safest and most logical choice for an additional drop-off / pick-up area for use by parents. It was also suggested that the school approach the NSW Department of Education to provide funding toward the upgrade of this area of school land. (06-2912:S353,R7117)

GunnaWannaBe (Café/Gallery/Learning Centre); requesting a 2-hour parking zone be installed in front of No. 18 Union Street, South Lismore.

- B-06:04-3 As the business was only open between 11.00am and 5.00pm on Fridays during normal weekday business hours, and other opening times occurred outside of normal business hours, it was difficult for the Committee to justify introducing period parking. It was noted that approval for the facility had only been given for a 12-month period from August 2005. Any approval to continue operation after this date will be subject to review of compliance and performance, and an assessment of the parking/traffic situation arising as a result of the temporary occupation. An area adjacent to the building has been made available for off-street parking and deliveries as part of the conditions of development consent, which was considered adequate.
Based on the above information, the introduction of period parking onstreet was not considered warranted at this stage. (06-3440:S346,R6938,P9829)

Tregeagle Public School; seeking assistance to improve safety for students in the bus bay / parent parking area near the school.

- B-06:04-4 As the problem area was situated on Tregeagle Hall land and not a public road, the Committee suggested that this matter be referred to Council's Infrastructure Services Directorate, acting as Trustee of the Hall land, for further follow-up with the school in order to assess its needs, and if necessary, assist in an approach to the NSW Department of Education for funds to improve the safety of school children. (06-3466:S352,R5301)

General Business

Stop Signs – Caniaba Street Level Crossing

B-06:04-5 Cr Hampton drew attention to the inconsistency with traffic signage at the railway crossings in South Lismore, and asked if the Stop sign at the Caniaba Street level crossing could be removed as has been the case with Wilson Street.

Both Ms Mitchell and Mr Yam undertook to obtain advice from the State Rail Authority of the current situation with regard to signage.

Note: Advice received by Ms Mitchell from ARTC (Australian Rail Track Corporation), states that as the government has not closed the railway line (currently suspended), the Stop signs are required to remain in place. The line is still operational for maintenance purposes and motorists are required to stop. However, the replacement of missing signs is not a high priority as in the case with passenger trains.

Manager-Roads & Parks: Stop and Give Way signs, lights, bells and boom gates at level crossings are installed and maintained by the Rail Infrastructure Corporation to both its safety and Australian Standards. Advice from the NSW Level Crossing Strategy Council is that the Stop sign is installed where the approach safety of motorists warrants it. As it is a safety requirement on the part of the Rail Infrastructure Corporation (RIC), we do not recommend that Council proposes to the RIC to remove the Stop sign. (R6906)

Diadem Street – Illegal truck movements when accessing Lismore Square

B-06:04-6 Cr Dowell reported that a Diadem Street resident had expressed concern that some truck drivers were allegedly driving along the wrong side of the centre median of Diadem Street to negotiate into the delivery bay of Lismore Square.

The Committee asked that more details be obtained of times of the day and offending truck companies (if known), for further consideration of this issue at the next meeting. (R6019)

Leycester Street – Pedestrian Crossing

B-06:04-7 Cr Dowell had asked that consideration be given to remarking the pedestrian crossing and approach markings on Leycester Street in front of Trinity Catholic College, in more prominent coloured paint. Ms Smith advised that any alternative markings would not conform with RTA standards. It was agreed that Council's Roads Section be requested to remark the pedestrian crossing to the RTA standard. (R6042)

Closure

This concluded the business and the meeting terminated at 11.15am.

Chairperson

Executive Assistant-Infrastructure Services

Section 356 Donations

a) Mayor's Discretionary Fund (GL2033.26)

Budget: \$2,700 To date: \$764.00

Ashleigh Foley – participation in YMCA's NSW Youth Parliament 2006 –
7 day residential program in Sydney in July.

\$50.00

Alyson Hewett Foley – participation in YMCA's NSW Youth Parliament 2006 –
7 day residential program in Sydney in July.

\$50.00

b) City Hall Reductions in Rental – Policy 8.4.2 (GL2033.2)

Budget: \$11,700 To date: \$9,536.01

Congregations of Jehovah's Witnesses – Bible lectures April 1 and 2.
In accordance with policy.

\$440.50

c) Donations to Charitable Organisations - Policy 1.4.14 (GL2033.16)

Budget: \$500 To date: \$0

Lismore Neighbourhood Centre - organising activities to celebrate
Volunteers Week in May

\$500.00

d) Miscellaneous Donations**Opera at The Channon** – July 2006

Donation of costs of ground hire, shed and electricity

\$180.00

Recommendation

In accordance with Section 356(1) of the Local Government Act 1993, the donations to persons as listed above are hereby approved for distribution.

MINUTES OF THE ORDINARY MEETING OF THE COUNCIL OF THE CITY OF LISMORE HELD IN THE COUNCIL CHAMBER, GOONELLABAH ON TUESDAY, APRIL 11, 2006 AT 6.00PM.

Present

Mayor, Councillor King; Councillors Chant, Crimmins, Dowell, Ekins, Graham (from 6.16pm), Hampton, Irwin, Meineke, Swientek and Tomlinson, together with the General Manager, Executive Director-Development & Governance, Executive Director-Infrastructure Services, Manager-Finance, Manager-Environmental Health & Building Services, Environmental Health Officer (R Fitzroy), Manager-Waste, Quarries and Crematorium, Waste Minimisation Officer, Acting Manager-Water & Wastewater, Acting Media Officer, Corporate Support Co-ordinator and Administrative Support Officer.

**Apologies/
Leave of
Absence
Minutes**

Leave of absence for Councillor Henry was approved by Council at its meeting of March 14, 2006.

54/06

The minutes of the Ordinary Meeting held on March 14, 2006, were confirmed.
(Councillors Dowell/Crimmins)

Public Access Session

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

James Richardson re Notice of Motion – Proposed Sewerage Pipeline from Clunes

(See Minute No. 58/06)

Mr Richardson urged Council to use the protocols and expertise of the Clunes Wastewater Committee to assess all the options for wastewater management for Clunes. He acknowledged that Council would, at the end of the day, make a decision which would take into account the needs/benefits for the whole Council area.
(06-2914: S288)

Ian Walker, Lismore Challenge re Report – Waste Management Strategy Review

(See Minute No. 59/06)

Mr Walker expressed the interest of the Challenge Foundation in becoming involved with Council in the process of sorting and distributing recyclables. He cited the other local government areas where this occurred and a number of benefits to his clients and the community. (S763)

Notice of Motions

Opening Hours – Memorial Baths

55/06

Formal notice having been given by Councillor Chant it was **RESOLVED** that the opening hours for the Lismore Memorial Baths be extended during the April/May and September/October "shoulder" periods, to better cater to existing users, as follows:

	Existing times	Proposed times
Weekdays	6.00am - 6.00pm	5.30am - 7.00pm
Weekends	10.00am - 6.00pm	9.00am - 6.00pm

(Councillors Chant/Hampton)
Voting Against: Councillor Dowell. (06-3025: P6768)

Proposed Outdoor Leisure Water Facility – Goonellabah

- 56/06 Formal notice having been given by Councillor Chant it was **RESOLVED** that a report be prepared outlining options to construct a free outdoor leisure water facility on Council land near the Goonellabah Recreation Centre.
(Councillors Chant/King)
Voting Against: Councillors Tomlinson, Ekins and Swientek.
(06-2966: S929)

Proposed Sewerage Pipeline from Clunes

Formal notice having been given by Councillor Tomlinson it was **MOVED** that Council defer any decision on the proposed sewerage pipeline from Clunes to the South Lismore treatment plant until it has been examined and ranked by the expanded Clunes Wastewater Committee (CWC).
(Councillors Tomlinson/Irwin)

Motion Be Put

- 57/06 **RESOLVED** that the motion be put.
(Councillor Irwin)
- 58/06 **RESOLVED** that Council defer any decision on the proposed sewerage pipeline from Clunes to the South Lismore treatment plant until it has been examined and ranked by the expanded Clunes Wastewater Committee (CWC).
(Councillors Tomlinson/Irwin)
Voting Against: Councillors King and Graham.
(06-2914: S288)

Reports

Waste Management Strategy Review

A MOTION WAS **MOVED** that the report be received and –

- 1 That Council introduce a 6 monthly bulky items waste service incorporating a free entry day to the Waste Facility and a kerbside pick-up with a collection fee of \$20, subject to a 50% rebate for pensioners.
- 2 That Council introduce a kerbside recycling programme for Lismore.
- 3 That Council endorse the construction of a Transfer Station at the Wyrallah Road Waste Facility.
- 4 That Council implement the following rural recycling strategy –
 - a) provide a recyclable collection service to those who currently receive a waste service for a commensurate fee.
 - b) provide a drop-off centre at the Wyrallah Road Waste Facility
 - c) trial a small drop-off facility north of Lismore, with a report to Council on its performance and ongoing viability after six months operation.

- 5 That Council support the construction of a Material Recovery Facility at the Wyrallah Road Waste Facility in the absence of a more favourable arrangement being negotiated with external parties.

(Councillors Irwin/Graham)

AN AMENDMENT WAS MOVED that the report be received and –

- 1 That Council introduce a 6 monthly bulky items waste service incorporating a free entry day to the Waste Facility and a kerbside pick-up with a collection fee of \$20, subject to a 50% rebate for pensioners.
- 2 That Council introduce a kerbside recycling programme for Lismore.
- 3 That Council endorse the construction of a Transfer Station at the Wyrallah Road Waste Facility.
- 4 That Council implement the following rural recycling strategy –
 - a) provide a recyclable collection service to those who currently receive a waste service for a commensurate fee.
 - b) provide a drop-off centre at the Wyrallah Road Waste Facility
 - c) trial a small drop-off facility in the current location opposite Lismore Square, with a report to Council on its performance and ongoing viability after six months operation.
- 5 That Council support the construction of a Material Recovery Facility at the Wyrallah Road Waste Facility in the absence of a more favourable arrangement being negotiated with external parties.

(Councillors Ekins/Swientek)

On submission to the meeting the AMENDMENT was DEFEATED.

Voting Against: Councillors Irwin, Tomlinson, Dowell, King, Crimmins, Graham, Hampton and Meineke.

59/06 **RESOLVED** that the report be received and –

- 1 That Council introduce a 6 monthly bulky items waste service incorporating a free entry day to the Waste Facility and a kerbside pick-up with a collection fee of \$20, subject to a 50% rebate for pensioners.
- 2 That Council introduce a kerbside recycling programme for Lismore.
- 3 That Council endorse the construction of a Transfer Station at the Wyrallah Road Waste Facility.
- 4 That Council implement the following rural recycling strategy –
 - a) provide a recyclable collection service to those who currently receive a waste service for a commensurate fee.
 - b) provide a drop-off centre at the Wyrallah Road Waste Facility
 - c) trial a small drop-off facility north of Lismore, with a report to Council on its performance and ongoing viability after six months operation.
- 5 That Council support the construction of a Material Recovery Facility at the Wyrallah Road Waste Facility in the absence of a more favourable arrangement being negotiated with external parties.

(Councillors Irwin/Graham) (S763)

Annual Stormwater Management Service Charge

A MOTION WAS MOVED that the report be received and –

- 1 Council adopt the *stormwater management service charge* for all appropriately rated properties and implement this charge as soon as practical.
- 2 Further public consultation to be undertaken during the implementation of the proposed stormwater management services.

(Councillors Irwin/Crimmins)

AN AMENDMENT WAS MOVED that the report be received and –

- 1 That Council include the Stormwater Management Service (SMS) charge in the 06/07 Management Plan for all appropriately rated properties except for those eligible for pensioner general rate rebates.
- 2 That Council promote the plan for the SMS charge and invite community comment on its collection and use during the MP exhibition period.
- 3 That Council, following the MP exhibition period, implement the SMS charge as soon as practical.
- 4 That Council undertake further public consultation during the implementation of the proposed SMS.
- 5 That Council investigate means by which residents with good stormwater management practices (eg water tanks) may be exempt from the SMS charge in future years.
- 6 A report be provided to Council on an appropriate charge for industrial and business properties before next year's budget process.

(Councillors Dowell/Ekins)

On submission to the meeting the AMENDMENT was DEFEATED.

Voting Against: Councillors Irwin, Tomlinson, Swientek, King, Crimmins, Graham, Hampton, Chant and Meineke.

60/06 **RESOLVED** that the report be received and –

- 1 Council adopt the *stormwater management service charge* for all appropriately rated properties and implement this charge as soon as practical.
- 2 Further public consultation to be undertaken during the implementation of the proposed stormwater management services.

(Councillors Irwin/Crimmins)

Voting Against: Councillors Swientek, Graham, Hampton and Meineke.

(S722)

Draft Far North Coast Regional Strategy

61/06 **RESOLVED** that the report be received and Council make a submission to the Department of Planning on the draft Far North Coast Regional Strategy -

- 1 Advising that while Council is in agreement with the Strategy's aims and stated objective of encouraging growth in regional centres and inland towns, it has serious concerns regarding those aspects of the strategy pertaining to:
 - a) Projected growth rates for Lismore.
 - b) Sustainability criteria for new urban development.
 - c) Lack of an infrastructure plan.
- 2 Requesting that the town growth boundary for Lismore be amended as follows:
 - a) The Invercauld Road release area is shown as the unconstrained land mapped in the Lismore Urban Strategy. The limits of the Invercauld Road release area should be extended to reflect cadastral boundaries and so that the area is contiguous with existing residential areas
 - b) Land zoned 1(d) Investigation on Lot 1 DP 795581 and Lot 2 DP 252826 (formerly the "Hosie land") is excluded from the strategy. The 1(d) area is only 7ha in size but represents an integral stage for future subdivision of this area.
 - c) Land in the vicinity of the Lismore Saleyards in Tweed Street, North Lismore should be included with the town growth boundary and shown as "employment land".
 - d) The 4(a) zone shown as employment land at Tuncester should be extended to encompass adjoining areas of rural land that are flood free.
 - e) That the town growth boundary of Wyrallah Village be adjusted to reflect the contours and the potential of the area.
- 3 That Council send a deputation to the Minister for Planning to pursue Lismore City Council's concerns.

(Councillors Irwin/Meineke) (S586)

North East Waste Forum

- 62/06 **RESOLVED** that the report be received and Lismore City Council withdraw from membership of NEWF.
(Councillors Irwin/Hampton) (S768)

Lismore Floodplain Management Plan

- 63/06 **RESOLVED** that the report be received and –
- 1 That Council establish a new Lismore Floodplain Management Committee with membership comprising:
 - 3 Councillors
 - 1 community member representing businesses in the CBD
 - 1 community member representing North Lismore
 - 1 community member representing South Lismore
 - 1 member representing the SES
 - 1 representative of the Department of Natural Resources.
 - 2 That Council appoint Councillors Chant, Graham and Ekins as members.
 - 3 That nominations be invited by advertising for the three community representatives.
- (Councillors Hampton/Dowell)
(S106)

Roadrunner Caravan Park - Request for Reduction in Trade Waste Charges

- 64/06 **RESOLVED** that the report be received and –
- 1 That Council approve the adjustment of the 2006 sewer charges for the Roadrunner Caravan Park from \$28,086.20 to \$10,100.40.
 - 2 That Roadrunner Caravan Park be informed that similar concessions will not be available again.
- (Councillors Irwin/Graham)
(S518,P14794)

March 2006 – Investments held by Council

- 65/06 **RESOLVED** that the report be received and noted.
(Councillors Swientek/Hampton) (S178)

Committee Recommendations

Traffic Advisory Committee 15/3/06

- 66/06 **RESOLVED** that the minutes be received and adopted and the recommendations contained therein be adopted, excluding Clause B-06:03-2.
(Councillors Irwin/Crimmins)

Clause B-06:03-2 – Lismore High School

- 67/06 **RESOLVED** that the report be noted and Council staff provide assistance to Lismore High School in any grant application to the NRMA.
(Councillors Swientek/Irwin)
(06-1455: R7426,P15879) (S352)

Documents for Signing and Sealing

- 68/06 **RESOLVED** that the following documents be executed under the Common Seal of Council:
Lease – Council to BP Australia Pty Ltd
 Lease of airport aircraft fuel site No. 1 at Lismore Airport (Lot 202, DP 1076367) for the period 1/1/06 to 31/12/2010.
 (Councillors Irwin/Swientek) (06-2992: P28928)

Section 356 Donations

- 69/06 **RESOLVED** that in accordance with Section 356(1) of the Local Government Act 1993, the donations to persons as listed are hereby approved for distribution.

d) Mayor's Discretionary Fund (GL2033.26)

Budget: \$2,700 To date: \$664

Rotary Club of Lismore West in conjunction with 5 local charities,
Combined Charities Auction Extravaganza on May 13 – 2 x \$500 vouchers. \$1,000.00

Lismore Thankfest 2006 - National Day of Thanksgiving – Magellan Street,
June 3 – entertainment and activities for whole family. \$100.00

Note: The March 2006 Quarterly Budget Review report will recommend an increase in this allocation by \$1,000 for 2005/06 from the unexpended Mayoral Travelling – Representing Council allocation. The current budget (2051.3) of \$4,500 is unexpended.

e) Banners – Policy 1.4.14 (GL2033.8)

Budget: \$700 To date: \$175.00

RSL of Australia, City of Lismore Sub-branch, erection of banner in
Uralba Street to promote Anzac Day – from April 17-21, 2006.
In accordance with policy. \$145.00

f) Council Contributions to Charitable Organisations

Waste Facility – Policy 5.6.1 (GL2033.15)

Budget: \$6,000 To date:\$6,465.44

March

Animal Right & Rescue	\$14.55	
Challenge Foundation	\$75.82	
Five Loaves	\$58.18	
Friends of the Koala	\$19.09	
LifeLine	\$110.00	
Shared Vision Aboriginal Corp	\$47.27	
St Vincent De Paul Society	\$5.45	
Salvation Army	\$110.00	
Westpac Life Saver Rescue Helicopter	<u>\$9.09</u>	
<i>In accordance with policy.</i>		\$449.45

f) Hardship Claim – Lismore Water – Policy 6.1.6 (GL8201.13)

Budget: \$12,200 To date:\$4,914.50

N & JC Lynn – 16 Kareela Avenue, Lismore Heights	841.38	
AM Lavis & JA Curry – 2 Clifford Place, Goonellabah	153.18	
A & JS Gibson - Booyong Road, Clunes	<u>668.07</u>	
<i>In accordance with policy.</i>		\$1,662.63
(Councillors Irwin/Graham)		

Confidential Matters – Committee of the Whole

70/06 **RESOLVED** that Council now exclude the press and public and meet in Committee of the Whole to consider the following matters;

General Manager's Contract

Grounds for closure: 10A(2)(a)

Public interest: Discussion of this matter in an open meeting would on balance be contrary to the public interest because the contents of the report are of a personnel matter concerning a particular individual.

(Councillors Irwin/Crimmins)

Voting Against: Councillors Irwin, Tomlinson, Ekins and Swientek.

Resumption of Open Council

When the Council had resumed its former sitting, the Mayor reported that Council, meeting in Committee of the Whole, had RECOMMENDED that the General Manager's remuneration from January 2006 be increased to a package of \$200,000 plus vehicle.

71/06 **RESOLVED** that the Mayor's report of Council meeting in Committee of the Whole be received and adopted.

(Councillors King/Crimmins)

Voting Against: Councillors Irwin, Tomlinson, Ekins, Dowell and Swientek.

Closure

This concluded the business and the meeting terminated at 10.15 pm.

CONFIRMED this 9TH day of MAY 2006 at which meeting the signature herein was subscribed.

MAYOR

