



KYOGLÉ COUNCIL

ORDINARY COUNCIL MEETING

**TO BE HELD AT KYOGLE COUNCIL CHAMBERS, STRATHEDEN
STREET, KYOGLE**

ON MONDAY 16 AUGUST 2010

Commencing at 3.30 p.m.

GENERAL MANAGER: ARTHUR PIGGOTT

Dear Councillor,

In accordance with the provisions of the Local Government (General) Regulation 2005, you are hereby notified of the following Ordinary Meeting to be held at the Kyogle Council Chambers, on Monday 16 August 2010, at 3.30 p.m.

DECLARATION OF PECUNIARY INTEREST

Councillors and Senior Staff are reminded to consider whether a Pecuniary Interest exists in any matter on the Agenda for this Meeting or raised during the course of the Meeting. The term "Pecuniary Interest" should be extended to include possible "conflicts of interest" and immediately declared prior to discussion of the Agenda item. Where a direct or indirect pecuniary interest exists, the member must refrain from commenting on or voting on the subject matter and must leave the Chamber.

BUSINESS

- Item 1 Apologies
- Item 2 Opening Prayer
- Item 3 Traditional Lands Acknowledgement
- Item 4 Declaration of Interests
- Item 5 Question Time
- Item 6 Public Access
- Item 7 Deputations
- Item 8 Matters Determined without Further Debate
- Item 9 Confirmation of Minutes
- Item 10 Mayoral Minute
- Item 11 Notices of Motion
- Item 12 Questions with Notice from Councillors
- Item 13 Reports from Delegates
- Item 14 Information Reports
- Item 15 Reports from General Manager
 - A Technical Services Section
 - B Planning Services Section
 - C Environmental Services Section
 - D Corporate Services Section
 - E Community Services Section
 - F General Manager's Section
- Item 16 Urgent Business Without Notice
- Item 17 Confidential Business Paper

ARTHUR PIGGOTT
GENERAL MANAGER

COUNCIL PRAYER

"Almighty God, Ruler of all the Nations, we ask for your blessing upon this Meeting of Council.

Give us your wisdom to work in harmony and direct and prosper all that we do to the advancement of your glory and the true welfare of the People of the Council Area.

AMEN

Adopted by Council on October 21, 1991.
Resolution 91 /G 1159

Note: Council Policy is for the Mayor or Chairperson to lead the Council Meeting in the Prayer at the start of the first Meeting of the day.

Council acknowledges that this meeting is being held on the Traditional Lands of the Bundjalung people and we acknowledge elders, both past and present.

Adopted by Council on 11 December 2006.
Resolution 111206/21

DISCLAIMER

The advice or information contained within the Minutes enclosed with this Business Paper is given by the Council without liability or responsibility for its accuracy. Reliance cannot be placed on this advice or information until the Minutes have been duly accepted as an accurate record and confirmed by Resolution of Council.

(ARTHUR PIGGOTT),
GENERAL MANAGER.

5.7 Question Time (Council Policy)

A public Question Time session is scheduled following the Declaration of Interests as part of the Ordinary Meeting. This session allows residents to ask questions of Councillors or Management on any issue without prior notice.

Each speaker has a maximum allowable time of 5 minutes.

If a response to a question is not able to be provided during question time, the speaker should be requested to put their question in writing and a written response will be provided in due course and tabled at the next available Council meeting.

The Chair has the right to refuse any question, to refuse to take any further questions from an individual or to end the session.

Speakers are not to debate answers.

Speakers are not to make any insulting or defamatory statements, and to take care when discussing other people's personal information (without their consent).

The maximum duration of this session is 30 minutes.

5.8 Public Access (Council Policy)

That Public Access be scheduled for all Ordinary Meetings of Council.

A maximum of 30 minutes is allowed for the Public Access segment.

Individual residents concerned about a particular issue may make application for public access and are required to register with the General Manager by phone or in writing by the close of business on the working day preceding the meeting day; and include the subject matter of the matter proposed for discussion.

If granted Public Access by the General Manager, the individual resident will be allowed five (5) minutes to address Council with an extension for Councillors to direct questions to the speaker. No more than two speakers for a subject will be permitted. Five (5) minutes is allocated for Council's response.

Applicants who submit an application outside the above times will generally be refused, however, where unusual circumstances exist, the Mayor may at his/her discretion, advise the Council that a public access application has been received and Council has the option to grant public access.

5.9 Deputations to Council (Council Policy)

Applications in writing, stating the subject matter to be discussed for Deputations to address Council on a particular subject may be made to the General Manager at least seven (7) days prior to the meeting.

Details of Scheduled deputations are to be included in the Business Paper; Deputations are allowed twenty (20) minutes to address Council and twenty (20) minutes for questions and answers. (Resolution 29/11/93-[007]).

ORDINARY COUNCIL MEETING

Monday 16 August 2010

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ITEM 1 APOLOGIES

ITEM 2 OPENING PRAYER

ITEM 3 TRADITIONAL LANDS ACKNOWLEDGEMENT

ITEM 4 DECLARATION OF INTERESTS

Nil.

ITEM 5 QUESTION TIME

Nil.

ITEM 6 PUBLIC ACCESS

Nil.

ITEM 7 DEPUTATIONS

Nil.

ITEM 8 MATTERS DETERMINED WITHOUT FURTHER DEBATE

Nil.

ITEM 9 CONFIRMATION OF MINUTES

10.1 CONFIRMATION OF ORDINARY MINUTES - 19 JULY 2010

Summary/Purpose

A copy of the Minutes for the Ordinary Meeting held on 19 July 2010 is included in the attachments to the business paper.

Recommendation

That the Minutes of the Ordinary Meeting held 19 July 2010 be adopted.

Attachments

1. Minutes of the Ordinary meeting held 19 July 2010

10.2 CONFIRMATION OF EXTRAORDINARY MEETING - 27 JULY 2010

Summary/Purpose

A copy of the Minutes for the Extraordinary Meeting held on 27 July 2010 is included in the attachments to the business paper.

Recommendation

That the Minutes of the Extraordinary Meeting held 27 July 2010 be adopted.

Attachments

1. Minutes of the Extraordinary meeting held 27 July 2010

ITEM 10 MAYORAL MINUTE

Nil.

ITEM 11 NOTICES OF MOTION

Nil.

ITEM 12 QUESTIONS WITH NOTICE FROM COUNCILLORS

Nil.

ITEM 13 DELEGATES REPORTS

13.1 DEPUTY MAYOR ATTENDANCES

Summary/Purpose

The following summarises the Deputy Mayor Attendances for the period 1 July to 31 July 2010.

Date	Attendance
5/7/2010	Active Kyogle Launch

Recommendation

That the information contained in the Deputy Mayor Attendances for the period 1 July to 31 July 2010 be received and noted.

ITEM 14 INFORMATION PAPERS

Nil.

ITEM 15 GENERAL MANAGER 'S REPORT

ITEM 15A TECHNICAL SERVICES REPORT

15A.1 WORKS COMMITTEE MEETING - JULY

Summary/Purpose

This report presents the minutes of the Works Committee Meeting held July 19, 2010.

Community Strategic Plan Item(s)

- Roads and Infrastructure

Report

The minutes of the July Works Committee Meeting appear below:

Kyogle Council

Unconfirmed Minutes of the Works Committee Meeting held in the Council Chambers, Stratheden Street, Kyogle, on July 19, 2010.

PRESENT

Cr. J. O'Reilly, Cr. L. Zito (Chair), Cr. R. Dwyer, and Cr. T. Cooper.

IN ATTENDANCE

The General Manager, the Director of Technical Services, the Works Manager, the Plant and Depot Coordinator and the Personal Assistant to Technical Services and Planning & Environmental Services.

MEETING COMMENCEMENT

The Chair declared the meeting open at 2:31pm

ITEM 1 APOLOGIES

An apology was received from Councillor Ross Brown

RESOLVED

Moved Councillor John O'Reilly, seconded Councillor Robert Dwyer.

That the apology be accepted and the leave of absence be granted.

The motion was put to the vote and was CARRIED unanimously.

ITEM 2 OPENING PRAYER

The Chair read the opening prayer.

ITEM 3 TRADITIONAL LANDS ACKNOWLEDGEMENT

The Chair acknowledged that the meeting was being held on the Traditional Lands of the Bundjalung people.

ITEM 4 DECLARATION OF INTERESTS

Nil

ITEM 5 REPORTS

Item-5.1 RURAL AND URBAN WORKS REPORT

Committee's Recommendation

Moved Councillor Robert Dwyer, seconded Councillor John O'Reilly.

That the Rural and Urban Works program report be received and noted.

The motion was put to the vote and was CARRIED unanimously.

Item-5.2 REGIONAL ROAD WORKS REPORT

Committee's Recommendation

Moved Councillor Robert Dwyer, seconded Councillor John O'Reilly.

That the Regional Road Works report be received and noted.

The motion was put to the vote and was CARRIED unanimously.

Item-5.3 STATE ROAD WORKS REPORT

Committee's Recommendation

Moved Councillor Tom Cooper, seconded Councillor Robert Dwyer.

That the State Road Works report be received and noted.

The motion was put to the vote and was CARRIED unanimously.

Item-5.4 PLANT BUDGET REPORT - JUNE

Committee's Recommendation

Moved Councillor Tom Cooper, seconded Councillor John O'Reilly.

That the Plant Budget Report be received and noted.

The motion was put to the vote and was CARRIED unanimously.

Item-5.5 QUARRIES REPORT

Committee's Recommendation

Moved Councillor Robert Dwyer, seconded Councillor John O'Reilly.

That the Quarries report be received and noted.

The motion was put to the vote and was CARRIED unanimously.

Item-5.6 FINANCIAL PERFORMANCE MAJOR WORKS - JUNE 2010

Committee's Recommendation

Moved Councillor Tom Cooper, seconded Councillor John O'Reilly.

That the Financial Performance Major Works report be received and noted.

The motion was put to the vote and was CARRIED unanimously.

Committee's Recommendation

A motion was foreshadowed by Councillor Tom Cooper.

That in light of the dangerous condition of the intersection of the Bruxner Highway and the Clarence Way (MR 150), Council approach candidates in the run up to the next state election seeking a guarantee of funding for this project.

The motion was seconded by Councillor John O'Reilly

The foreshadowed motion then became the motion

The motion was put to the vote and was CARRIED unanimously.

MEETING CLOSURE

There being no further business the Chair declared the meeting closed at 3:05pm

Recommendation

1. That the minutes of the Works Committee Meeting held July 19, 2010 be received and noted.
2. That in light of the dangerous condition of the intersection of the Bruxner Highway and the Clarence Way (MR 150), Council approach candidates in the run up to the next state election seeking a guarantee of funding for this project.

15A.2 RURAL FIRE SERVICE ZONING PROPOSAL

Summary/Purpose

The purpose of this report is to advise Council of a proposal by the NSW Rural Fire Service to establish a Northern Rivers Zone to incorporate the present rural fire districts of Kyogle, Richmond Valley and Lismore.

Community Strategic Plan Item(s)

- Environmental and Pastoral

Background Information

Currently the Rural Fire Service provides services to Rural Fire Districts which are based on Local Government boundaries. The services provided and administrative arrangements are set out in Service Level Agreements between the RFS and each Council. Council is required to contribute 11.7% of the RFS operational budget in the Kyogle Fire District. This contribution amounts to approximately \$147,000 for 2010/11.

Under the current arrangement, each Council pays the operational costs of the service in its area and claims back costs in excess of its compulsory contribution.

Several years ago the RFS combined much of its internal administrative and management functions by setting up a Northern Rivers Team involving staff in the Kyogle, Richmond Valley and Lismore fire districts, and this has provided greater flexibility in staffing arrangements without reducing the service levels to each Council or the involvement of the volunteers.

Report

The Rural Fire Service has submitted a proposal to the three Councils to establish a zone arrangement to combine the currently separately administered areas of Kyogle, Richmond Valley and Lismore into a single administration structure within the RFS.

The major benefits of the zoning arrangement will be for the Rural Fire Service, enabling greater efficiencies in financial resources, plant and equipment resources and human resources and these efficiencies should be reflected in savings to the individual Councils by the more effective use of these resources.

A key consideration in establishing the zone is that it will have no adverse effect on the individual volunteer brigades in each Council area.

The zoning proposal recognises the limitations of local rural communities and their availability and will provide a bigger pool of brigade resources to suppress fires within the zone without the need for outside support as well as a greater pool of locally based senior officers available to manage large scale incidents and keep local control.

As part of the consultation process the proposal has been discussed with all of the volunteer brigades in the Kyogle Council area and has their support.

Changes which will occur as a result of the zoning arrangement which will impact on Council are:

The present arrangement of accounting for each district separately will be changed by setting up a single set of accounts for the zone which will be administered by one Council with the other two Councils potentially making a small payment to that Council for administering the funds. The attached draft zoning agreement designates Richmond Valley Council as the host Council for financial and accounting support services for the zone

The present Service Level Agreements (SLA) with each Council will be combined into a single SLA and a single liaison committee set up to monitor the performance of the agreement to replace the three separate committees. The enlarged committee will include elected and staff representatives and volunteers from each Council as at present, and will continue to ensure that each Council has input into the levels of service provided in its area.

RFS Vehicle maintenance and servicing, which is currently mainly carried out by each council, will be co-ordinated through the zone Operations Officer. A fleet maintenance agreement will be prepared and put to public tender for the zone. A number of fleet maintenance service providers, including council, may be selected.

Kyogle Council currently carries out most of the servicing of RFS vehicles in the Kyogle Fire district. Council will have the opportunity to tender for these works.

A Regional Fire Control Centre will be established adjacent to Casino aerodrome. The need for a new control centre has been recognised for some time due to the vulnerability of the present facility at Yorklea to flooding and isolation, and arrangements are currently well advanced for the construction of the new centre. Each of the three Councils will be required to contribute towards the cost of this centre in accordance with the funding formula. The establishment of the new Regional Centre will ultimately free up the current Kyogle Fire Control Centre located in the Kyogle Memorial Institute for other uses.

Copies of the draft agreements are attached to the business paper. Each of these agreements, when finalised, are required to be executed by Council under seal. Agreement of each of the Councils involved is required before the zoning proposal can be implemented.

The existing Service Level Agreement was to expire on June 30, 2010 but has been extended to September 30, 2010 to allow the new zoning arrangement to be concluded.

Recommendation

1. That the Rural Fire Service Zoning Proposal report be received and noted.
2. That Council hold a workshop to further consider the Rural Fire Service Zoning proposal.

Attachments

1. Northern Rivers RFS Zoning Agreement
2. Rural Fire District Service Agreement – Northern Rivers Zone.

ITEM 15B PLANNING SERVICES REPORT

15B.1 DEVELOPMENT APPLICATIONS RECEIVED, DETERMINED AND OUTSTANDING FOR THE PERIOD JULY 1, 2010 TO JULY 31, 2010

Report

06/81

Property: L 97 DP 755751 Warrazambil Parish, Rous County
Address:: Lynches Creek Road Lynchs Creek
Applicant/Owner: Shane McDaniel Hickey / S & J Hickey
Proposal: Piggery Shed
Received: Referred To DMP For Comment
Status: Applicant to advise

2006/159

Property: Lot 2 DP 123265 Boorabee Parish, Rous County
Address:: Mulvena Road, Larnook
Applicant/Owner: Tony Michael Boyd / Comdox No.203 Pty Ltd
Proposal: Dwelling
Received: Referred To DMP For Comment
Status: Applicant to advise

2007/161

Property: Lot 1 DP 529272 Fairy Mount Parish, Rous County
Address:: Kyogle Rd Kyogle
Applicant/Owner: Newton Denny Chapelle / GF & CJ Rogers
Proposal: Subdivision
Received: Referred To DMP For Comment
Status: Applicant to advise

2007/176

Property: Lot 77 DP 755723 Mummulgum Parish, Rous County
Address:: Bruxner Highway Mummulgum
Applicant/Owner: P N Van Mourik / WJ & PN Van Mourik
Proposal: Subdivision
Received: Referred To DMP For Comment
Status: Applicant to advise

2007/188

Property: Lot 32 DP 1047834 Queebun Parish, Rous County
Address:: Carruthers Rd Doubtful Creek
Applicant/Owner: John Joseph Hession / Tasmanian Plantation Pty Ltd
Proposal: Subdivision
Received: Referred to Department of Lands & RFS for Comment
Status: Consultant to advise

2008/17

Property: Lot 1 DP 527983 Sandilands Parish, Drake County
Address:: Bruxner Hwy Sandilands
Applicant/Owner: Enviro Link Consulting / SH & KA Larsson

Proposal:	Industrial Facility -Soyabean Processing Facility
Received:	Referred To DMP For Comment
Status:	Awaiting DMP Comment
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2008/87	
Property:	Lot 1 DP 820659 Peacock Parish, Buller County
Address::	Station Road, Bonalbo
Applicant/Owner:	Newton Denny Chapelle / GT & DL Jarrett & Tasmanian Plantations P/L
Proposal:	Subdivision
Received:	Referred To DMP For Comment
Status:	Applicant to advise
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2008/88	
Property:	Lot 54 DP 751074 Peacock Parish, Buller County
Address::	Station Road, Gorge Creek
Applicant/Owner:	Newton Denny Chapelle / GT & DL Jarrett & Tasmanian Plantations P/L
Proposal:	Subdivision
Received:	Referred To DMP For Comment
Status:	Applicant to advise
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2008/125	
Property:	Lot 101 DP 881876 Fairy Mount Parish, Rous County
Address::	Green Pigeon Rd Green Pigeon
Applicant/Owner:	Allan Clarke / The Secretary, Green Pigeon Pty Ltd
Proposal:	4 Commercial Sheds
Received:	Referred To DMP For Comment
Status:	Applicant to advise
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2009/6	
Property:	Lot 3 DP 1122813 Boomi Parish, Buller County
Address::	Boomi Creek Rd Boomi Creek
Applicant/Owner:	Enviro Link Consulting / DP & GJ Stace
Proposal:	Subdivision
Received:	Referred To RFS For Comment
Status:	Applicant to advise
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2009/18	
Property:	Lot 2 DP 810222 Wiangarie Parish, Rous County
Address::	Summerland Way, New Park
Applicant/Owner:	Newton Denny Chapelle / PA, CL, & LJ Bordin & ER Smith
Proposal:	Subdivision
Received:	Referred To DMP for Comment
Status:	Applicant to advise
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2009/32	
Property:	Lot 157 DP 781822 Fairy Mount Parish, Rous County
Address::	Irwin St Kyogle
Applicant/Owner:	Enviro Link Consulting / SA Hoffman
Proposal:	Strata
Received:	Referred To DMP For Comment
Status:	Applicant to advise
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2009/34	
Property:	Lot 5 DP 843729 Roseberry Parish, Rous County

Address:: Roseberry Creek Rd Roseberry Creek
Applicant/Owner: LandPartners / Currey Family Holdings P/L & KGC Nominees P/L
Proposal: Subdivision
Received: Referred To DMP For Comment
Status: Applicant to advise

2009/46

Property: Lot 7 DP 759111 Donaldson Parish, Rous County
Address:: Macpherson St Woodenbong
Applicant/Owner: Enviro Link Consulting / Jasmine Blue Pty Ltd
Proposal: Subdivision
Received: Referred To DMP For Comment
Status: Applicant to advise

2009/126

Property: Lot 13 DP 834450 Wiangarie Parish, Rous County.
Address:: Collins Creek Rd Fawcetts Plain
Applicant/Owner: Brendan Neil Pratt / BN Pratt & FM Farrah
Proposal: Spray Booth
Received: Referred To DMP For Comment
Status: Applicant to advise

2010/12

Property: Lot 3 DP 21237 Fairy Mount Parish, Rous County.
Address:: Wyndham St Kyogle
Applicant/Owner: Rodney Nardi / R Nardi
Proposal: Dwelling and Retaining Walls
Received: Referred To DMP for Comment
Status: Awaiting DMP Comments

2010/39

Property: Lot 855 DP 803944 Loadstone Parish, Rous County.
Address:: Cedargetters Rd Gradys Creek
Applicant/Owner: Danielle Sandra Mulholland-Eaton
Proposal: Multiple Occupancy
Received: Referred To DMP For Comment
Status: Applicant to advise

2010/58

Property: Lot 1 DP 17828 Fairy Mount Parish, Rous County.
Address:: Greer St Kyogle
Applicant/Owner: GM Project Development & Management / C Viel & RC Endres
Proposal: Subdivision
Received: Referred To DMP For Comment
Status: Applicant to advise

2010/59

Property: Lot 78 DP 6317 Fairy Mount Parish, Rous County.
Address:: Gardner Lane Kyogle
Applicant/Owner: Landpartners / MM Pethers
Proposal: Subdivision
Received: Referred To DMP For Comment
Status: Applicant to advise

2010/74

Property: Lot 1 DP 1113095 Fairy Mount Parish, Rous County.
Address: Summerland Way Kyogle
Applicant/Owner: Scott Wayne Lynch / SW Lynch & TA Mettam
Proposal: Retaining Wall
Received: Referred To DMP For Comment
Status: Applicant to advise

2010/80

Property: Lot 5 DP 1122813 Boomi Parish, Buller County.
Address: Boomi Creek Rd Boomi Creek
Applicant/Owner: Glenda Joy Stace / DP & GJ Stace
Proposal: Tourist Cabin
Received: Referred To DMP For Comment
Status: Applicant to advise

2010/88

Property: Lot 77 DP 751059 Donaldson Parish, Buller County.
Address: Recreational Road off Lindsay Creek Rd Woodenbong
Applicant/Owner: Dean Jeffery / WG Jeffery
Proposal: Dwelling
Received: Referred To DMP For Comment
Status: Awaiting Applicant's Comments

2010/93

Property: Lot 1 DP 759088 Wiangarie Parish, Rous County.
Address: Worendo Street, Wiangarie
Applicant/Owner: L Young / L Young & TA Faulks
Proposal: Change Of Use From Church To Health
Received: Referred To DMP For Comment
Status: Applicant to advise

2010/95

Property: Lot 7002 DP 96390 Sandilands Parish, Drake County.
Address: Bruxner Hwy Mallanganee
Applicant/Owner: West of the Range Pony Club / NSW Dept of Lands
Proposal: Storage Shed
Received: Referred To DMP For Comment
Status: Awaiting Applicant's Comments

2010/104

Property: Lot 14 DP 20701 Tabulam Parish, Drake County.
Address: Bruxner Hwy Tabulam
Applicant/Owner: RJ & KJ Kelly
Proposal: Bottle Shop
Received: Referred To DMP For Comment
Status: Awaiting Applicant's Comments

2010/106

Property: Lot 32 DP 607359 Dyraaba Parish, Rous County.
Address: Theresa Creek Road, Theresa Creek
Applicant/Owner: Joshua Hamilton Moore / JH & JR Moore
Proposal: Existing Extended Dwelling And Shed
Received: Referred To DMP For Comment
Status: Awaiting Applicant's Comments

2010/107	Property: Lot 1 DP 305744 Fairy Mount Parish, Rous County. Address: Anzac Dr Kyogle Applicant/Owner: Stephen P McElroy / Ritchies Stores Pty Ltd Proposal: Carpark Received: Referred To DMP For Comment Status: Awaiting Applicant's Comments
2010/108	Property: Lot 13 DP 1036751 Cougal Parish, Rous County. Address: Brindle Creek Rd Loadstone Applicant/Owner: Merlene May Webster / EF & MM Webster Proposal: Subdivision Sepp 1 Variation Received: Referred To DMP For Comment Status: Approved subject to conditions
2010/109	Property: Lot 15 DP 1040001 Warrazambil Parish, Rous County. Address: Collins Creek Rd Collins Creek Applicant/Owner: Gary Peter Gilliland / GP & SK Gilliland Proposal: Dwelling & Dwelling Demolition Received: Referred To DMP For Comment Status: Approved subject to conditions
2010/113	Property: Lot 12 DP 1058287 Fairy Mount Parish, Rous County. Address: Andrew St Kyogle Applicant/Owner: Graeme Alexander Johnston / GA & WL Johnston Proposal: Commercial Additions Received: Referred To DMP For Comment Status: Approved subject to conditions
2010/117	Property: Lot 150 DP 832962 Geneva Parish, Rous County. Address: Old Cob'O'Corn Road, Horsestation Creek Applicant/Owner: Philip Edward Reynolds / PE Reynolds & Cloud Proposal: Dwelling Received: Referred To DMP For Comment Status: Approved subject to conditions
2010/118	Property: Lot 636 DP 882001 Mummulgum Parish, Rous County. Address: Bulmers Rd Hogarth Range Applicant/Owner: Steven Anthony Locke / SA Locke & C-L Allen Proposal: Pool Received: Referred To DMP For Comment Status: Awaiting DMP Comments
2010/120	Property: Lot 2 DP 242313 Wiangarie Parish, Rous County. Address: Collins Creek Rd New Park Applicant/Owner: Michael James Harley / BJ Davis & MJ Harley Proposal: Dwelling Extensions Received: Referred To DMP For Comment Status: Awaiting DMP Comments

2010/121
Property: Lot 12 DP 1007161 Runnymede Parish, Rous County.
Address: Craig St Kyogle
Applicant/Owner: Country Energy
Proposal: Fence Enclosure
Received: Referred To DMP For Comment
Status: Awaiting DMP Comments

2010/122
Property: Lot 1 DP 595113 Toonumbar Parish, Rous County.
Address: Crossleys Road, Toonumbar
Applicant/Owner: Riordans Consulting Surveyors / Dr BK Perry
Proposal: Subdivision 2 Lots
Received: Referred To DMP For Comment
Status: Awaiting DMP Comments

2010/123
Property: Lot 290 DP 4517 Fairy Mount Parish, Rous County.
Address: Bloore St Kyogle
Applicant/Owner: Douglas Edward Petherbridge / DE LM Petherbridge & Others
Proposal: Duplex
Received: Referred To DMP For Comment
Status: DMP Comments

2010/124
Property: Lot 43 DP 802131 Sherwood Parish, Rous County.
Address: Koala Grove, Roseberry
Applicant/Owner: Shane Eric Cooper / SE Cooper
Proposal: As Built Dwelling
Received: Referred To DMP For Comment
Status: Awaiting DMP Comments

2010/125
Property: Lot 13 DP 12117 Fairy Mount Parish, Rous County.
Address: Fisher St Kyogle
Applicant/Owner: Peter Marshall / Mr RJ Commens
Proposal: Subdivision By Boundary Adjustment
Received: Referred To DMP For Comment
Status: Awaiting DMP Comments

2010/126
Property: Lot 48 DP 6798 Runnymede Parish, Rous County.
Address: Merrigan St Kyogle
Applicant/Owner: Aaron Anderson Reid / AA & MJ Reid
Proposal: Dwelling Additions
Received: Referred To DMP For Comment
Status: Approved subject to conditions

2010/127
Property: Lot 20 DP 751050 Capeen Parish, Buller County.
Address: Clarence Way Bean Creek
Applicant/Owner: Newton Denny Chapelle / AT & AL Harwood
Proposal: Subdivision By Boundary Adjustment
Received: Referred To DMP For Comment
Status: Awaiting DMP Comments

2010/128	Property: Lot 1 DP 733977 Evans Parish, Buller County. Address: Clarence Way Bottle Creek Applicant/Owner: CA Gambley Proposal: Patio Received: Referred To DMP For Comment Status: Awaiting DMP Comments
2010/129	Property: Lot 2 DP 1096376 Hanging Rock Parish, Rous County. Address: Gabal Rd Lillian Rock Applicant/Owner: SD Sledge / SD Sledge & DL Voinot Proposal: Rural Workers' Dwelling Additions Received: Referred To DMP For Comment Status: Awaiting DMP Comments
2010/130	Property: Lot 22 DP 877275 Runnymede Parish, Rous County. Address: Kamala Ave Kyogle Applicant/Owner: SP Mazzer / SP Mazzer & TA Whitehouse Proposal: Swimming Pool Received: Referred To DMP For Comment Status: Awaiting DMP Comments
2010/131	Property: Lot 1 DP 630823 Mearimb Parish, Buller County. Address: Clarence Way, Old Bonalbo Applicant/Owner: G Olsson / SG & LM Olsson Proposal: Dwelling Received: Referred To DMP For Comment Status: Awaiting DMP Comments
2010/132	Property: Lot 102 DP 755707 Fairy Mount Parish, Rous County. Address: Walters Rd Horseshoe Creek Applicant/Owner: Kyogle Dirt Bike Club / KE & V Kook Proposal: Trail Bike Rides Received: Referred To DMP For Comment Status: Awaiting DMP Comments
2010/133	Property: Lot 66 DP 755707 Fairy Mount Parish, Rous County. Address: Taveners Road Horseshoe Creek Applicant/Owner: Kyogle Dirt Bike Club / CJ Simpson Proposal: Two Dirt Bike Trail Rides Per Year, Initially Received: Referred To DMP For Comment Status: Approved by P&E Cttee and Council
2010/134	Property: Lot 11 A DP 20701 Tabulam Parish, Drake County. Address: Bruxner Hwy Tabulam Applicant/Owner: Engineering Mining & Petroleum / SR Davies & A Dabron Proposal: LPG Fuel Tank Received: Referred To DMP For Comment Status: Awaiting DMP Comments

2010/135	Property:	Lot 1 DP 871944 Stratheden Parish, Rous County.
	Address	Gooleys Rd Edenville
	Applicant/Owner:	Wayne Kenneth Barnes / Wk Barnes & NB Collins
	Proposal:	Dwelling Extension - Carport & Patio
	Received:	Referred To DMP For Comment
	Status:	Approved subject to conditions
2010/136	Property:	Lot 12 DP 734354 Dyraaba Parish, Rous County.
	Address	Theresa Creek Road, Theresa Creek
	Applicant/Owner:	Laurence Mark O'Reilly / LM & MA O'Reilly
	Proposal:	Relocated Dwelling
	Received:	Referred To DMP For Comment
	Status:	Awaiting DMP Comments
2010/137	Property:	Lot 58 DP 772100 Hanging Rock Parish, Rous County.
	Address	Kyogle Rd Wadeville
	Applicant/Owner:	Amanda Doran / Lillifield Pty Ltd
	Proposal:	Dwelling & Demolition Of Shed
	Received:	Referred To DMP For Comment
	Status:	Approved subject to conditions
2010/138	Property:	Lot 172 DP 755704 Dyraaba Parish, Rous County.
	Address	Theresa Creek Rd Theresa Creek
	Applicant/Owner:	Newton Denny Chapelle / ML Hooton
	Proposal:	Subdivision By Boundary Adjustment
	Received:	Referred To DMP For Comment
	Status:	Awaiting DMP Comments
2010/139	Property:	Lot 23 DP 834552 Wiangarie Parish, Rous County.
	Address	Eagle Ct New Park
	Applicant/Owner:	Spanline Northern Rivers / MMT Dare
	Proposal:	Patio
	Received:	Referred To DMP For Comment
	Status:	Awaiting DMP Comments
2010/140	Property:	Lot 178 DP 755734 Runnymede Parish, Rous County.
	Address	Summerland Way Kyogle
	Applicant/Owner:	Havenhand & Mather Architects / Frank Whiddon Homes
	Proposal:	Fire Safety Upgrade & New Foyer
	Received:	Referred To DMP For Comment
	Status:	Approved subject to conditions
2010/141	Property:	Lot 13 DP 1011652 Jiggi Parish, Rous County.
	Address	Kyogle Rd Cawongla
	Applicant/Owner:	Newton Denny Chapelle / PV Hallpike & FM Hopkins
	Proposal:	Subdivision
	Received:	Referred To DMP For Comment
	Status:	Awaiting DMP Comments

2010/142	Property:	Lot 307 DP 260861 Geneva Parish, Rous County.
	Address	Lakeview Dr Geneva
	Applicant/Owner:	All Steel Garages & Sheds / AG & LA Endres
	Proposal:	Domestic Shed
	Received:	Referred To DMP For Comment
	Status:	Approved subject to conditions
2010/143	Property:	Lot 5 DP 4973 Fairy Mount Parish, Rous County.
	Address	McDougall St Kyogle
	Applicant/Owner:	Noel Francis Reynolds / NF Reynolds
	Proposal:	Garage Extension
	Received:	Referred To DMP For Comment
	Status:	Awaiting DMP Comments
2010/144	Property:	Lot 2 DP 10780 Runnymede Parish, Rous County.
	Address	Yongurra Rd Kyogle
	Applicant/Owner:	Narelle Bernadette Croker / WD & NB Croker
	Proposal:	Dwelling Additions
	Received:	Referred To DMP For Comment
	Status:	Awaiting DMP Comments
2010/145	Property:	Lot 7 Sec 3 DP 11813 Tabulam Parish, Drake County
	Address	Lawrence St Tabulam
	Applicant/Owner:	Adrian Kenneth Keefe / AK & C Keefe
	Proposal:	Dwelling On Consolidated Lot
	Received:	Referred To DMP For Comment
	Status:	Awaiting DMP Comments
2010/146	Property:	Lot 13 DP 1112691 Wiangarie Parish, Rous County.
	Address	Summerland Way Kilgra
	Applicant/Owner:	John Edward Creighton / JE & BW Creighton
	Proposal:	Dwelling
	Received:	Referred To DMP For Comment
	Status:	Awaiting DMP Comments
2010/147	Property:	Lot 58 DP 772100 Hanging Rock Parish, Rous County.
	Address	Kyogle Rd Wadeville
	Applicant/Owner:	Stephen Howard / Lillifield Pty Ltd
	Proposal:	Dwelling
	Received:	Referred To DMP For Comment
	Status:	Approved subject to conditions
2010/148	Property:	Lot 30 DP 1040731 Toonumbar Parish, Rous County.
	Address	Afterlee Road, Ghinni Ghi
	Applicant/Owner:	All Steel Garages & Sheds / Sumalco Pty Ltd
	Proposal:	Dwelling & Shed
	Received:	Referred To DMP For Comment
	Status:	Awaiting DMP Comments

2010/149	Property:	Lot 4 DP 571127 Runnymede Parish, Rous County.
	Address	Willow Lane Kyogle
	Applicant/Owner:	Unique Building Solutions / KE & CL Hurley
	Proposal:	Dwelling Extensions
	Received:	Referred To DMP For Comment
	Status:	Awaiting DMP Comments
2010/150	Property:	Lot 122 DP 806090 Jiggi Parish, Rous County.
	Address	Kyogle Rd Cawongla
	Applicant/Owner:	Newton Denny Chapelle / DH Sleeth & ZM Armstrong
	Proposal:	Subdivision
	Received:	Referred To DMP For Comment
	Status:	Awaiting DMP Comments
2010/151	Property:	Lot 37 DP 1064252 Runnymede Parish, Rous County.
	Address	Rosewood PI Kyogle
	Applicant/Owner:	Leslie Albert Roy / BL & KA Descovich
	Proposal:	Dwelling
	Received:	Referred To DMP For Comment
	Status:	Awaiting DMP Comments
2011/1	Property:	Lot 12 DP 1075079 Donaldson Parish, Buller County.
	Address	Mount Lindesay Rd Woodenbong
	Applicant/Owner:	Stephen P McElroy & Associates / RA & MA McMillan
	Proposal:	Dwelling And Demolition Of Dwelling And
	Received:	Referred To DMP For Comment
	Status:	Awaiting DMP Comments
2011/2	Property:	Lot 158 DP 755732 Queebun Parish, Rous County.
	Address	Sextonville Rd Dobies Bight
	Applicant/Owner:	Lennox Town & Country Planning / MG & LJ Armstrong
	Proposal:	Dwelling
	Received:	Referred To DMP For Comment
	Status:	Awaiting DMP Comments
2011/3	Property:	Lot 22 DP 826414 Fairy Mount Parish, Rous County.
	Address	Green Pigeon Rd Horseshoe Creek
	Applicant/Owner:	Unique Building Solutions / WJ& BM Jarrett Pty Ltd
	Proposal:	Dwelling
	Received:	Referred To DMP For Comment
	Status:	Awaiting DMP Comments
2011/4	Property:	Lot 11 DP 854721 Fairy Mount Parish, Rous County.
	Address	Groom St Kyogle
	Applicant/Owner:	Newton Denny Chapelle / Trustees Roman Catholic Church
	Proposal:	St Brigid's School Additions & Alterations
	Received:	Referred To DMP For Comment
	Status:	Approved subject to conditions

2011/5	Property:	Lot 14 DP 759111 Donaldson Parish, Rous County.
	Address	Macpherson St Woodenbong
	Applicant/Owner:	Terry Allan Spencer / Townview Pastoral Co Pty Ltd
	Proposal:	Alterations To Commercial Building
	Received:	Referred To DMP For Comment
	Status:	Awaiting DMP Comments
2011/6	Property:	Lot 7 DP 11813 Tabulam Parish, Drake County.
	Address	Tabulam Rd Tabulam
	Applicant/Owner:	Mooney Constructions / TM Gilroy
	Proposal:	Dwelling
	Received:	Referred To DMP For Comment
	Status:	Awaiting DMP Comments
2011/7	Property:	Lot 563 DP 850175 Runnymede Parish, Rous County.
	Address	Runnymede Rd Kyogle
	Applicant/Owner:	Newton Denny Chapelle / RT & CM O'Neill
	Proposal:	Subdivision
	Received:	Referred To DMP For Comment
	Status:	Awaiting RFS & ARTC Comments
2011/8	Property:	Lot 66 DP 659180 Ettrick Parish, Rous County.
	Address	Ghinni Ghi Rd Ghinni Ghi
	Applicant/Owner:	Martin Keith O'Reilly
	Proposal:	Dwelling Additions
	Received:	Referred To DMP For Comment
	Status:	Awaiting DMP Comments
2011/9	Property:	Lot 1 DP 1154142 Dyraaba Parish, Rous County.
	Address	Pigman Rd Dyraaba
	Applicant/Owner:	Fay Loretta June Hunt
	Proposal:	Dwelling Alterations And Additions, Shed
	Received:	Referred To DMP For Comment
	Status:	Awaiting DMP Comments
2011/10	Property:	Lot 8 DP 10036 Robertson Parish, Buller County.
	Address	Gill St Bonalbo
	Applicant/Owner:	George Edward Cook / GE & B Cook
	Proposal:	Domestic Shed
	Received:	Referred To DMP For Comment
	Status:	Awaiting DMP Comments
2011/11	Property:	Lot 26 DP 31724 Geneva Parish, Rous County.
	Address	Pratt St Geneva
	Applicant/Owner:	Lenore Gardner / Department Of Housing
	Proposal:	Domestic Shed
	Received:	Referred To DMP For Comment
	Status:	Awaiting DMP Comments

2011/12	Property:	Lot 10 DP 1130005 Fairy Mount Parish, Rous County.
	Address	175 Whites Rd Homeleigh
	Applicant/Owner:	Arthur Edward Piggott / AE & CL Piggott
	Proposal:	Pool Shed
	Received:	Referred To DMP For Comment
	Status:	Awaiting DMP Comments
<hr/>		
2011/13	Property:	Lot 1 DP 790288 Tabulam Parish, Rous County.
	Address	Clarence Way Tabulam
	Applicant/Owner:	Murray David Ings
	Proposal:	Quarry
	Received:	Referred To DMP For Comment
	Status:	Awaiting DMP Comments
<hr/>		
2011/14	Property:	Lot 73 DP 6029 Stratheden Parish, Rous County.
	Address	Pines Rd Edenville
	Applicant/Owner:	Landpartners / JR Mamet
	Proposal:	Subdivision
	Received:	Referred To DMP For Comment
	Status:	Awaiting RFS Comments

Recommendation

1. That, with the exception of the following items in which Councillors and have declared an interest,
 - Cr..... 10B.1 Development Applications Received, Determined and Outstanding DA.../... - Reason for Declaration -
 - Cr.....10B.1 Development Applications Received, Determined and Outstanding DA.../... - Reason for Declaration -

The information contained in the report Development Applications Received, Determined and Outstanding for the period 1 July 2010 to 31 July, 2010 be received and noted.

2. That the information contained in the report Development 1 July 2010 to 31 July 2010 only in relation to DA.../... and DA.../.... In which Councillors have declared an interest be received and noted.

15B.2 CERTIFICATE OF IDENTIFICATION

Summary/Purpose

This report provides Council with information on the process required to authorise Regulatory Officers under the Swimming Pool Act

Background Information

The Swimming Pools Act 1992 requires Council staff to be authorised as Regulatory Officer in order to enter premises for the purpose of conducting inspections for regulatory and compliance matters.

Report

A Council resolution is required to affix the Council's seal to the Certificate of Identification as required by the legislation

Legislative Requirements:

Section 27 of the Swimming Pools Act 1992, and Schedule 1 of the Swimming Pools Regulation 2008.

Recommendation

- 1) That the report *Certificate of Identification* be received and noted.
- 2) That the Mayor and the General Manager be authorised to place Council's seal on the Swimming Pool Certificate of Identification for the relevant regulatory officers in accordance with Section 27 of the Swimming Pools Act 1992, and Schedule 1 of the Swimming Pools Regulation 2008.

Summary/Purpose

This report presents to Council the draft Kyogle Local Environmental Plan 2010 for consideration, modification and adoption as a draft Plan for submission to the Department of Planning pursuant to section 64 of the *Environmental Planning and Assessment Act 1979*.

Strategic Priority Area

Environmental & Pastoral

Background Information

On 31 March 2006 the *Standard Instrument (Local Environmental Plans) Order 2006* was gazetted and Kyogle Council directed by the NSW Department of Planning to prepare a principal local environmental plan ("LEP"). The principal LEP is to be made according to the standard form and content prescribed by the Order and will supersede existing Interim Development Orders ("IDO"), Local Environmental Plans, certain Development Control plans ("DCP") and certain State Environmental Planning Policies currently applicable to the Local Government Area.

Kyogle Council staff have translated planning controls and contemporary strategies and map data into the new standard format required by the NSW Department of Planning. This has been undertaken in consultation with various State Government Agencies including the Department of Environment, Climate Change and Water; Investment and Industry NSW; and the Department of Services, Technology and Administration.

Kyogle Council has a memorandum of understanding with the Department of Planning for finalising the principal LEP as follows:

- Section 65 Request - September 2010
- Section 68 Report - January 2011

These dates will enable the publication of Kyogle's principal LEP by June 2011 in accordance with the State Government's prioritisation policy.

Previous Council Consideration

At the Ordinary Meeting of Council on 19 March 2007 the following resolution was carried:

1. Pursuant to Section 54 of the Environmental Planning and Assessment Act 1979, Council resolves to prepare the Kyogle Comprehensive Local Environmental Plan 2007 to combine and replace all statutory planning instruments in the Kyogle Council area.
-

2. That Council advise the Director General of the Department of Planning of the decision to prepare a draft Kyogle Comprehensive Local Environmental Plan.
3. That Council advise the Department of Planning of Council's intention to utilise the Planning Reform Fund grant provided to Council in 2006 to assist in the completion of the Kyogle Comprehensive Local Environmental Plan 2007.
4. That Council advise the Director General of the Department of Planning of the decision to rescind Council's previous resolution (No. 86/G403) dated July 1, 1986 to prepare the Kyogle Local Environmental Plan.
5. That Council provide to the Department of Planning an indication of other funding commitments involved in the preparation of the Kyogle Comprehensive Local Environmental Plan 2007 and a timeline for the completion of the Plan.

Report

A draft principal LEP has been produced and disseminated to the elected Council under separate cover. The draft principal LEP is requested to be adopted in its current form or in a modified state to facilitate the publication of the principal LEP by June 2011.

As previously advised, Schedule 5 Environmental Heritage of the principal LEP requires the listing of known heritage items, conservation areas and archaeological sites. This Schedule has been refined through draft Local Environmental Plan 18 - Heritage Provisions (which has become the Council's first Planning Proposal under the new plan making provisions of the *Environmental Planning and Assessment Act 1979*).

In order to finalise LEP 18 and Schedule 5 of the principal LEP, clarification is required concerning the Council resolution of 17 May 2010 to withdraw "those items containing residential dwelling components which have not been listed on a voluntary basis." This resolution is requested to be defined as it could include buildings illegally occupied for residential purposes, commercial buildings with ancillary dwelling houses, and so forth.

The recommendation contains an abridged Schedule 1 list of items placed on public exhibition for draft LEP 18. This list is to be edited by removing any Item considered to not contain a residential dwelling component from the Schedule. The schedule will then be finalised and forwarded to the Department of Planning with a request to the Minister to make Kyogle Local Environmental Plan 18 pursuant to section 59(2)(a) of the *Environmental Planning and Assessment Act 1979* (post 1 July 2009 amendments). The draft Schedule of LEP 18 will then be duplicated in Schedule 5 of the draft principal LEP.

Budget & Financial Aspects

Kyogle Council has received financial assistance from the State Government under the Planning Reform Fund to undertake the principle LEP, including the carrying out of associated strategies. The Planning Reform Fund Approved Allocation is \$75,000 and is subject to a project Memorandum of Understanding as endorsed by the Department of Planning on 14 May 2010.

Kyogle Council has also received funding from the Heritage Branch of the Department of Planning to undertake associated strategies; that is, a review of the Godden Mackay Heritage Study (the *Kyogle Local Government Area Heritage Review 2009*) and an Indigenous Heritage Study currently being undertaken by the consultancy Converge

Heritage and Community. These studies have been and are being undertaken on a dollar-for-dollar basis.

Recommendation

1. That the Table of Heritage Items to be included in Schedule 5 of the principal LEP and Schedule 1 of LEP 18 be amended to exclude:-
 - i) those items which have been demolished or approved for demolition;
 - ii) Montgomery's Bridge, Tabulam Bridge, The Risk Station Bridge and the Green Pigeon Bridge;
 - iii) The six items subject of submissions as lodged during the public exhibition period for LEP 18;
 - iv) Residences, dwellings or manses which have not been listed on a voluntary basis;
 - v) Proposed Conservation Areas with the exception of the Kyogle Town Conservation Area which is to be returned.
2. That a copy of the draft principal LEP be forwarded to the Director General under section 64 of the *Environmental planning and Assessment Act 1979* (pre 1 July 2009 amendments) requesting a certificate certifying that the draft plan may be publicly exhibited.
3. That, subject to compliance with any lawful direction issued by the Director-General, the draft principal LEP be subject to public notice and exhibition for a period of forty (40) days.

**15B.4 VILLAGE MAINTENANCE AGREEMENT RENEWAL -
MALLANGANEE & DISTRICT PROGRESS ASSOCIATION**

Summary/Purpose

This report provides Council with information on the renewal of the Village maintenance agreement with the Mallanganee and District Progress Association.

Previous Council Consideration

Council considered a report in December 2007 at which time a village maintenance agreement was established with the Mallanganee and District Progress Association for the three year period which has now expired.

At the March 2010 Ordinary meeting Council resolved:-

That Council write an acknowledgement letter to all progress associations as the contracts fall due and express Council's appreciation for their valuable assistance.

Report

The maintenance agreement has proven a successful partnership with the Progress Association maintaining the Lookout, Sandilands Park and Tennis Courts, mowing maintenance of roadsides, the Cemetery, Showground, Emerson Park and Lookout and cleaning services of toilets at the above.

It is considered appropriate to renew this agreement for a further period to July 2013.

A letter of appreciation will be sent to the Mallanganee & District Progress Association in accordance with Council's resolution.

Budget & Financial Aspects

The provision of materials, mower and financial contributions is contained within the current Council budget.

Recommendation

1. That the report regarding the renewal of the village maintenance agreement with the Mallanganee and District Progress Association Council be received and noted.
2. That the Mayor and General Manager be authorised to sign and affix the Council seal to the Village Maintenance Agreement between Kyogle Council and the Mallanganee and District Progress Association.

Summary/Purpose

This report provides Council with information on the renewal of the Village maintenance agreement with the Wiangaree and District Progress Association.

Previous Council Consideration

Council considered a report in November 2007 at which time a village maintenance agreement was established with the Wiangaree and District Progress Association for the three year period to October 2009.

At the March 2010 Ordinary meeting Council resolved:-

That Council write an acknowledgement letter to all progress associations as the contracts fall due and express Council's appreciation for their valuable assistance.

Report

The maintenance agreement has proven a successful partnership with the Progress Association maintaining public garden and grassed areas, and mowing maintenance of roadsides, Rural Fire Shed grounds and Kunghur Road area and clearing and maintenance services at Lagoon Park, Tennis Courts, Church grounds and Wiangaree Literary Institute grounds

It is considered appropriate to renew this agreement for a further period to September 2012.

A letter of appreciation will be sent to the Wiangaree & District Progress Association in accordance with Council's resolution.

Budget & Financial Aspects

The provision of materials, mower and financial contributions is contained within the current Council budget.

Recommendation

1. That the report regarding the renewal of the village maintenance agreement with the Wiangaree and District Progress Association Council be received and noted.

2. That the Mayor and General Manager be authorised to sign and affix the Council seal to the Village Maintenance Agreement between Kyogle Council, and the Wiangaree and District Progress Association.

15B.6 VILLAGE MAINTENANCE AGREEMENT RENEWAL - BONALBO & DISTRICT PROGRESS ASSOCIATION

Summary/Purpose

This report provides Council with information on the renewal of the maintenance agreement with the Bonalbo and District Progress Association.

Previous Council Consideration

Council considered a report in October 2007 at which time a village maintenance agreement was established with the Bonalbo and District Progress Association for the three year period to July 2010.

At the March 2010 Ordinary meeting Council resolved:-

That Council write an acknowledgement letter to all progress associations as the contracts fall due and express Council's appreciation for their valuable assistance.

Report

The maintenance agreement has proven a successful partnership with the Progress Association maintaining public garden and grassed areas, and mowing maintenance and cleaning services at Bonalbo Cemetery, Bonalbo Caravan Park, Cooke Park and McNamee Park

It is considered appropriate to renew this agreement for a further period to July 2013.

A letter of appreciation will be sent to the Bonalbo & District Progress Association in accordance with Council's resolution.

Budget & Financial Aspects

The provision of materials, mower and financial contributions is contained within the current Council budget.

Recommendation

1. That the report regarding the renewal of the village maintenance agreements with the Bonalbo and District Progress Association Council be received and noted.
2. That the Mayor and General Manager be authorised to sign and affix the Council seal to the Village Maintenance Agreement between Kyogle Council, and the Bonalbo and District Progress Association.

ITEM 15C ENVIRONMENT SERVICES REPORT

Nil.

ITEM 15D CORPORATE SERVICES REPORT

15D.1 CONFIRMATION OF GOVERNANCE COMMITTEE MEETING - 9 AUGUST 2010

Summary/Purpose

This report presents the minutes of the Governance Committee Meeting held 9 August 2010.

Report

The minutes of the Governance Committee Meeting appear below:

Kyogle Council

Unconfirmed Minutes of the Governance Committee Meeting held in the Council Chambers, Stratheden Street, Kyogle, on Monday 9 August 2010.

PRESENT

Cr. R. Brown, (Mayor in the Chair), Cr. J. Wilson and Cr. L. Zito.

IN ATTENDANCE

The General Manager, the Director of Corporate & Community Services and the Personal Assistant to the General Manager & Corporate Services.

MEETING COMMENCEMENT

The Mayor declared the meeting open at 3.15 p.m.

ITEM 1 APOLOGIES

Nil

ITEM 2 OPENING PRAYER

The Mayor read the opening prayer.

ITEM 3 TRADITIONAL LANDS ACKNOWLEDGEMENT

The Mayor read the traditional lands acknowledgement.

ITEM 4 DECLARATION OF INTERESTS

Nil

ITEM 5 REPORTS

Item-5.1 CODE OF CONDUCT PANEL

RECOMMENDED

Councillor Lynette Zito, seconded Councillor Janet Wilson.

1. That the Code of Conduct Panel report was received and noted.
2. That Council advertise for expressions of interest from members of the public interested in becoming a member of the Code of Conduct Panel.
3. That Council forms a panel consisting of the Mayor, Deputy Mayor and the General Manager to consider applications and interview prospective Conduct Review Committee members.

CARRIED

FOR VOTE - Unanimous vote

A motion was moved by Councillor Ross Brown

4. That if insufficient suitable applications are received that the General Manager compile a list of those people who are already providing this service for other Councils and are available to provide the same service for Kyogle Council.

Seconded by Councillor Lynette Zito

RECOMMENDED

Councillor Ross Brown, seconded Councillor Lynette Zito.

4. That if insufficient suitable applications are received that the General Manager compile a list of those people who are already providing this service for other Councils and are available to provide the same service for Kyogle Council.

CARRIED

FOR VOTE - Unanimous vote

Item-5.2 COMMUNITY STRATEGIC PLAN

RECOMMENDED

Councillor Lynette Zito, seconded Councillor Janet Wilson.

That the update report on the Community Strategic Plan was received and noted.

CARRIED

FOR VOTE - Unanimous vote

MEETING CLOSURE

There being no further business the Mayor declared the meeting closed at 3.34 p.m.

Recommendation

1. That the Governance Committee Meeting report be received and noted.
2. That Council advertise for expressions of interest from members of the public interested in becoming a member of the Code of Conduct Panel.

3. That Council forms a panel consisting of the Mayor, Deputy Mayor and the General Manager to consider applications and interview prospective Conduct Review Committee members.
4. That if insufficient suitable applications are received that the General Manager compile a list of those people who are already providing this service for other Councils and are available to provide the same service for Kyogle Council.

15D.2 STAFF MOTOR VEHICLE CONTRIBUTIONS

Summary/Purpose

This report presents to Council a review of the vehicle contribution rates under the current vehicle policy.

Community Strategic Plan Item(s)

- Customer Service

Previous Council Consideration

The current vehicle policy was adopted by Council in 2006.

Report

The policy includes the following:

8.2 Contribution Calculations

Employees will contribute towards the operating cost of the vehicle by way of regular deductions from their wages.

The quantum of the contribution will be calculated in accordance with the Vehicle Category and type of non-business usage and will be as determined by Council on an annual basis taking effect on April 1 each year.

The vehicle contribution rates in the policy are as follows:-

Type	0-25	Current >25
Economy	\$55.00	\$66.00
Standard	\$66.00	\$77.00
Operational	\$66.00	\$77.00
Select	\$77.00	\$88.00

Each year the Local Government and Shires Association produces figures that reflect motor vehicle running costs to be used for remuneration packing.

The suggested change in the contribution rate is based on the movement in the running costs over the life of the policy.

Attached to this report are the figures for each category of vehicle for each year, the overall changes are:

MOTOR VEHICLE RUNNING COSTS

LGSA figures	% change
ECONOMY eg Epica, Focus, Astra	4.7
STANDARD eg 6 cylinder - commodore/falcon	12.1
SELECT eg 4WD medium Pajero/Prado	2.9
COMMERCIAL - Hilux	-13.5

It is proposed that these % increases be applied to the existing charge

Type	Current 0-25	Current >25	Proposed0-25	Proposed >25
Economy	\$55.00	\$66.00	\$58.00	\$69.00
Standard	\$66.00	\$77.00	\$74.00	\$86.00
Operational	\$66.00	\$77.00	\$66.00	\$77.00
Select	\$77.00	\$88.00	\$80.00	\$90.00

Recommendation

That the amended staff motor vehicle contribution rates be adopted effectively immediately.

15D.3 COMMUNITY STRATEGIC PLAN.

Summary/Purpose

This report presents the draft Community Strategic Plan to Council for adoption following the period of public exhibition.

Community Strategic Plan Item(s)

- Waste and Water
- Village Life (town and village development)
- Customer Service
- Environmental and Pastoral
- Roads and Infrastructure
- Economic Development

Previous Council Consideration

Council considered a report at the June Ordinary Council meeting where it was resolved:

1. That the Community Strategic Plan report was received and noted
2. That Council place the draft Community Strategic Plan 2010-2020 on public display for a period of 28 days and call for submissions.

Report

The Community Strategic Plan is the highest level plan that Council will prepare. The purpose of the plan is to identify the community's main priorities and aspirations for the future and to plan strategies for achieving these goals. In doing this, the planning process will consider the issues and pressures that may affect the community and the level of resources that will realistically be available to achieve its aims and aspirations.

Council's existing strategic plan was adopted in 2007. Whilst Council has some time to meet the implementation requirements of the IPRF, it was considered appropriate in the interim for the current Council to review the existing strategic plan in order to ensure that its goals and priorities were reflected in the document. Accordingly, a workshop was held for this purpose. An amended Community Strategic Plan has now been prepared by staff for consideration by Council. Attached to this report is a copy of the revised draft strategic plan.

For the first Community Strategic Plan (2008-2012 council term) councils will have differing timeframes to prepare the Community Strategic Plan, Resourcing Strategy and Delivery Program. For subsequent terms, councils will have 9 months to review and update as necessary the Community Strategic Plan and the Resourcing Strategy and prepare its Delivery Program.

Advertisements were placed in the Richmond River Express Examiner. The public exhibition period closes on August 11, 2010.

At the time of writing this report (August 9, 2010) no submissions had been received. It is proposed to adopt the strategic plan as presented to Councillors at the June Ordinary meeting. If any submissions are received they will be distributed to Councillors at the meeting.

Recommendation

That the Community Strategic Plan be adopted.

ITEM 15E COMMUNITY SERVICES REPORT

15E.1 ECONOMIC DEVELOPMENT POLICY

Summary/Purpose

This report seeks a resolution to place the draft Economic Development Policy on public display for comment.

Community Strategic Plan Item(s)

- Economic Development

Report

Sustainable Kyogle – An Economic Development Policy has been developed by the Kyogle Community Economic Development Committee. The initiative has been undertaken with funding from Kyogle Council and NSW Department of Industry and Investment.

The Policy has been developed based on a series of consultation meetings held in February 2010, assessing links with existing Council plans and strategies and assessing links with neighbouring regions. The Kyogle Community Economic Development Committee engaged Deborah Wilson Consulting Pty Ltd to facilitate the consultation.

Ten focus groups were established throughout the LGA covering both industry and community bases.

The draft policy aims to establish a vision for a Sustainable Kyogle, which is:

- A **sustainable community** – retaining the region's current high quality of life, creating employment for the community and attracting services that respond to the needs of the community in the town of Kyogle and villages in Kyogle LGA.
- A **sustainable environment** – working to retain the high quality natural and rural environment and biodiversity of the region and ensuring that this high quality natural environment can continue to be enjoyed by visitors and residents – a lasting environmental legacy in Northern New South Wales.
- A **sustainable economy** – retaining existing key industry sectors such as agriculture, forestry and current business investment and encouraging business growth in new and emerging industries.
- A focus on **sustainable practices** – covering energy usage (solar and gas), built environment, sustainable industry practices and creating a leading example of locally driven sustainable development.

- An **active regional partner** – working with surrounding regions in New South Wales and Queensland to create partnerships, shared initiatives and investment that generate a wider regional economic benefit.
- Investment in **infrastructure** – to support community and economic development for the LGA.

Recommendation

1. That the Draft Economic Development Policy be placed on public exhibition for a period of 28 days.
2. That Growing Kyogle (Kyogle Community Economic Development Committee Inc.) be thanked for their contribution in facilitating the development of the Draft Economic Development Policy.

Attachments – Draft Economic Development Policy (separate attachment)

15E.2 MONHTLY FINANCIAL REPORT - JULY

Summary/Purpose

This report serves to advise Council of matters of interest not requiring a determination by Council and/or not affecting Council Policy.

Strategic Priority Area

Customer Service

Background Information

Legislative Requirements

Clause 212 of the Local Government (General) Regulation 2005 states that:

- (1) The responsible accounting officer of a council:
 - (a) must provide the council with a written report (setting out details of all money that the council has invested under section 625 of the Act) to be presented:
 - (i) if only one ordinary meeting of the council is held in a month, at that meeting, or

- (ii) if more than one such meeting is held in a month, at whichever of those meetings the council by resolution determines, and
 - (b) must include in the report a certificate as to whether or not the investment has been made in accordance with the Act, the regulations and the council's investment policies.
- (2) The report must be made up to the last day of the month immediately preceding the meeting.

Report

The following information is presented for information only.

1. (A) Finance Reports

Summary reports outlining Council's financial position as at 31 July, 2010.

The reports presented include:

- Rates Statement
- Statement of Bank Balances
- Summary of Investments

It should be noted that these reports do not include accounting adjustments to be brought to account on an annual basis. The reports also remain unaudited as at the date of presentation to Council.

2. (B) Councillors Travel Expenses Report

Included as an attachment to this report is a schedule showing payments to Councillors for travel claims made during the month. As stated in the notes, some Councillors may have outstanding claims that cover more than one period.

Recommendation

That the Monthly Finance Report – July be received and noted.

Attachments

1. Financial Reports
2. Councillors Travel

Summary/Purpose

This report arises out of the statutory requirement to conduct a review of budget performance and a review against targets identified in the Management Plan following the close of each quarter.

Background InformationLegislative Requirements

Clause 203 of the Local Government (General) Regulation 2005 requires that:

- (1) Not later than 2 months after the end of each quarter, the responsible accounting officer of a council must prepare and submit to the council a budget review statement that shows, by reference to the estimate of income and expenditure set out in the management plan that the council has adopted for the relevant year, a revised estimate of the income and expenditure for that year.
- (2) A budget review statement must include or be accompanied by:
 - (a) a report as to whether or not the responsible accounting officer believes that the statement indicates that the financial position of the council is satisfactory, having regard to the original estimate of income and expenditure, and
 - (b) if that position is unsatisfactory, recommendations for remedial action.
- (3) A budget review statement must also include any information required by the Code to be included in such a statement.

Section 407 of the Local Government Act 1993 requires the General Manager to report to Council on the extent which performance targets set by the Management Plan have been achieved during that quarter.

Report

The combined format is in line with the format that was adopted in the Management Plan. The document incorporates any adjustments made in previous reports to Council (eg. Revotes).

A detailed explanation of the budget variances is outlined in each budget area, which shows actual income and expenditure against forecast estimates.

A Summary of bank account balances is attached to this report.

Conclusion:

The revised financial position of Council is considered to be satisfactory.

Recommendation

That the June 2010, Quarterly Budget/Management Plan Review Statement be received and noted.

Attachments

1. June 2010 Budget/Management Plan Review (attached separately)

ITEM 15F GENERAL MANAGER'S REPORT

15F.1 ACTING GENERAL MANAGER

Summary/Purpose

The purpose of this report is to request Council to appoint staff to the position of Acting General Manager while the General Manager is on leave.

Background Information

Section 334 of the Local Government Act provides that:

(1) A council must appoint a person to be its general manager. The person must not be a body corporate.

Report

The General Manager will be on leave from 27 August, 2010 to 6 September, 2010 inclusive.

Recommendation

That the Director of Planning & Environmental Services, Mr. John Hession be appointed Acting General Manager for the period from 27 August, 2010 to 6 September, 2010 inclusive.

ITEM 16 URGENT BUSINESS WITHOUT NOTICE

Nil.

ITEM 17 CONFIDENTIAL BUSINESS PAPER

Nil.

APPENDIX / ATTACHMENTS

KYOGLE COUNCIL



ATTACHMENTS

ORDINARY COUNCIL MEETING

ON 16 AUGUST 2010

10.1 CONFIRMATION OF ORDINARY MINUTES - 19 JULY 2010

Kyogle Council

Unconfirmed Minutes of the Ordinary Meeting held in the Council Chambers, Stratheden Street, Kyogle, on Monday 19 July 2010.

PRESENT

Cr. R. Brown, (Mayor in the Chair), Cr. E. Bennett, Cr. J. Wilson, Cr. J. O'Reilly, Cr. L. Passfield, Cr. L. Zito, Cr. R. Dwyer, Cr. R. Leadbeatter and Cr. T. Cooper.

IN ATTENDANCE

The General Manager, the Director of Technical Services, the Director of Corporate & Community Services, the Director of Planning & Environmental Services and the Personal Assistant to the General Manager & Corporate Services.

MEETING COMMENCEMENT

The Mayor declared the meeting open at 3.33 p.m.

ITEM 1 APOLOGIES

Councillor John O'Reilly sought in writing leave of absence from the August Ordinary Meeting of Council.

170710/ 1 RESOLVED

Moved Councillor Lynette Zito, seconded Councillor Lindsay Passfield.

Councillor John O'Reilly's request for leave of absence for the August Ordinary Meeting was accepted and granted.

CARRIED

FOR VOTE - Unanimous vote

ITEM 2 OPENING PRAYER

The Mayor read the opening prayer.

ITEM 3 TRADITIONAL LANDS ACKNOWLEDGEMENT

The Mayor acknowledged that the meeting was being held on the Traditional Lands of the Bundjalung people and we acknowledge elders, both past and present.

ITEM 4 DECLARATION OF INTERESTS

Director of Corporate & Community Services declared an interest in the following item/s:

- Item 15B.1 Development Applications Received, Determined and Outstanding for the period 1 June 2010 - 30 June 2010 - 2010/149
Reason for Declaration - Relative of property owner.

Cr. Ross Brown declared an interest in the following item/s:

- Item 15B.1 Development Applications Received, Determined and Outstanding for the period 1 June 2010 - 30 June 2010 - 2010/149
Reason for Declaration – adjoining land owner

Director of Planning & Environmental Services declared an interest in the following item/s:

- Item 15B.1 Development Applications Received, Determined and Outstanding for the period 1 June 2010 - 30 June 2010 - 2007/188
Reason for Declaration – previous preparation of SOE affects prior to being employed by Kyogle Council.

Cr. Ernie Bennett declared an interest in the following item/s:

- Item 15B.2 Principal Local Environmental Plan
Reason for Declaration – ability to subdivide will be affected by proposed changes.

Cr. John O'Reilly declared an interest in the following item/s:

- Item 15B.1 Development Applications Received, Determined and Outstanding for the period 1 June 2010 - 30 June 2010 - 2010/136
Reason for Declaration – relative of applicant
- Item 15B.2 Principal Local Environmental Plan
Reason for Declaration - has family whose ability to subdivide will be affected by proposed changes.

Cr. Lindsay Passfield declared an interest in the following item/s:

- Item 15B.2 Principal Local Environmental Plan
Reason for Declaration - has family whose ability to subdivide will be affected by proposed changes.

Cr. Tom Cooper declared an interest in the following item/s:

- Item 15B.2 Principal Local Environmental Plan
Reason for Declaration - ability to subdivide will be affected by proposed changes.

Cr. Robert Dwyer declared an interest in the following item/s:

- Item 15B.2 Principal Local Environmental Plan
Reason for Declaration - has family whose ability to subdivide will be affected by proposed changes.

Cr. Robert Leadbeatter declared an interest in the following item/s:

- Item 15B.2 Principal Local Environmental Plan
Reason for Declaration - ability to subdivide will be affected by proposed changes.

Cr. Janet Wilson declared an interest in the following item/s:

- Item 15B.2 Principal Local Environmental Plan
Reason for Declaration – Member of showground trust.

ITEM 5 QUESTION TIME

Nil.

ITEM 6 PUBLIC ACCESS

Nil

ITEM 7 DEPUTATIONS

Nil.

ITEM 8 QUESTIONS WITH NOTICE FROM COUNCILLORS

Nil.

ITEM 9 MATTERS DETERMINED WITHOUT FURTHER DEBATE

9.1 MATTERS DETERMINED WITHOUT DEBATE

There were no items identified.

ITEM 10 CONFIRMATION OF MINUTES

10.1 CONFIRMATION OF ORDINARY MINUTES

170710/ 2 RESOLVED

Councillor Lindsay Passfield, seconded Councillor Robert Leadbeatter.

That the Minutes of the Ordinary Meeting held 21 June 2010 were adopted.

CARRIED

FOR VOTE - Unanimous vote

10.2 CONFIRMATION OF EXTRAORDINARY MINUTES

170710/ 3 RESOLVED

Councillor Lynette Zito, seconded Councillor Tom Cooper.

That the Minutes of the Extraordinary Meeting held 28 June 2010 were adopted.

CARRIED

FOR VOTE - Unanimous vote

ITEM 11 MAYORAL MINUTE

Nil.

ITEM 12 NOTICES OF MOTION

12.1 NOTICE OF MOTION; CLR JOHN O'REILLY - RESCHEDULING SEPTEMBER ORDINARY MEETING TO 4TH MONDAY

170710/ 4 RESOLVED

Councillor John O'Reilly, seconded Councillor Lynette Zito.

That, in order to ensure that all Councillors are able to be present for the consideration of Mayoral elections(s), the meeting timetable and the appointment of delegates and committee members, the September Ordinary Meeting be rescheduled to 27 September 2010.

CARRIED

FOR VOTE - Janet Wilson, John O'Reilly, Lynette Zito, Robert Dwyer, Tom Cooper

AGAINST VOTE - Ernie Bennett, Lindsay Passfield, Robert Leadbeatter, Ross Brown

ITEM 13 DELEGATES REPORTS

13.1 DEPUTY MAYOR ATTENDANCES

170710/ 5 RESOLVED

Councillor Lynette Zito, seconded Councillor John O'Reilly

That the information contained in the Deputy Mayor Attendances for the period 3 June to 30 June 2010 was received and noted.

CARRIED

FOR VOTE - Unanimous vote

ITEM 14 INFORMATION PAPERS

Nil.

ITEM 15 GENERAL MANAGER 'S REPORT

ITEM 15A TECHNICAL SERVICES REPORT

15A.1 RLCIP ROUND 3 - 2010 /11

170710/ 6 RESOLVED

Councillor Lindsay Passfield, seconded Councillor John O'Reilly.

1. That the report RLCIP Round 3 – 2010/11 was received and noted.

CARRIED

FOR VOTE - Unanimous vote

A motion was moved by Councillor Ross Brown, seconded Councillor Lindsay Passfield.

2. That an Extraordinary Meeting be held on Tuesday 27 July, 2010, to finalise RLCIP Round 3 – 2010/11 applications.

The motion was put to the vote and was CARRIED.

170710/ 7 RESOLVED

Councillor Ross Brown, seconded Councillor Lindsay Passfield.

2. That an Extraordinary Meeting be held on Tuesday 27 July, 2010, to finalise RLCIP Round 3 – 2010/11 applications.

CARRIED

FOR VOTE - Unanimous vote

ITEM 15B PLANNING SERVICES REPORT

15B.1 DEVELOPMENT APPLICATIONS RECEIVED, OUTSTANDING AND DETERMINED FOR THE PERIOD JUNE 1, 2010 TO JUNE 30, 2010

170710/ 8 RESOLVED

Councillor Lynette Zito, seconded Councillor Robert Leadbeatter.

1. That, with the exception of the following items in which Councillor Ross Brown, Councillor John O'Reilly, the Director of Planning & Environmental Services and the Director of Corporate & Community Services have declared an interest,
 - Cr Ross Brown 15B.1 Development Applications Received, Determined and Outstanding DA 2009/18
 - Cr John O'Reilly 15B.1 Development Applications Received, Determined and Outstanding DA 2010/136
 - Director of Planning & Environmental Services 15B.1 Development Applications Received, Determined and Outstanding DA 2007/188
 - Director of Corporate & Community Services 15B.1 Development Applications Received, Determined and Outstanding DA 2010/149

The information contained in the report Development Applications Received, Determined and Outstanding for the period June 1, 2010 to June 30, 2010 was received and noted.

CARRIED

FOR VOTE - Unanimous vote

Having declared an interest in Item 15B.1 Councillor Ross Brown, Councillor John O'Reilly, the Director of Planning & Environmental Services and the Director of Corporate & Community Services left the meeting at 4.13 p.m.

Deputy Mayor Councillor Lynette Zito assumed the position of the Chair.

170710/ 9 RESOLVED

Councillor Lindsay Passfield, seconded Councillor Robert Dwyer.

2. That the information contained in the report Development June 1, 2010 to June 30, 2010 only in relation to DA09/18, DA10/136, DA07/188 and DA10/149 in which Councillor Ross Brown, Councillor John O'Reilly , the Director of Planning & Environmental Services and the Director of Corporate & Community Services have declared an interest was received and noted.

CARRIED

FOR VOTE - Unanimous vote

ABSENT. DID NOT VOTE - John O'Reilly, Ross Brown

Councillor Ross Brown, Councillor John O'Reilly, the Director of Planning & Environmental Services and the Director of Corporate & Community Services returned to the meeting at 4.14 p.m.

The Mayor Ross Brown resumed the Chair.

15B.2 PRINCIPAL LOCAL ENVIRONMENTAL PLAN

Declarations of interest in Item 15B.2 were received from Councillors Robert Leadbeater, John O'Reilly, Ernie Bennett, Lindsay Passfield, Tom Cooper, Janet Wilson and Robert Dwyer.

The General Manager advised an exemption from the Minister of Planning for the Local Environmental Plan has been sought and Council is awaiting a response.

Therefore the matter was unable to be discussed, due to a lack of a quorum.

ITEM 15C ENVIRONMENT SERVICES REPORT

Nil.

ITEM 15D CORPORATE SERVICES REPORT

15D.1 MONTHLY FINANCIAL REPORT - JUNE

170710/ 10 RESOLVED

Councillor Lynette Zito, seconded Councillor John O'Reilly.

That the Monthly Finance Report – June was received and noted.

CARRIED

FOR VOTE - Unanimous vote

15D.2 FUTURES FUNDING 2009-10 FINANCIAL YEAR

170710/ 11 RESOLVED

Councillor Lynette Zito, seconded Councillor John O'Reilly.

1. That subject to appropriate insurance documents being sighted, and expansion of the project plan \$2,100 be provided to the Tunglebung Public Recreation Reserve.
2. That subject to appropriate insurance documents being sighted, \$2,000 (being \$1,000 for craft materials and jumping castle, \$500 administration and \$500 bus hire) be provided to the Bonalbo Aboriginal Corporation.
3. That subject to appropriate insurance documents being sighted, \$4,000 be provided to the Wadeville Reserve Trust.
4. That Council now call for applications for 2010/11 Futures Funding.

CARRIED

FOR VOTE - Unanimous vote

ITEM 15E COMMUNITY SERVICES REPORT

15E.1 COMMUNITY, CULTURAL AND ECONOMIC REPORT

170710/ 12 RESOLVED

Councillor Lynette Zito, seconded Councillor Lindsay Passfield.

That the Community Cultural and Economic Committee report was received and noted.

CARRIED

FOR VOTE - Unanimous vote

A motion was moved by Lindsay Passfield, seconded Councillor Ernie Bennett.

That Council commends the Tourism Officer, Malcolm Wallis for the tourism work he carries out for the local area, in particular the recent steam train expedition and the rail centenary celebrations held earlier this year, and the nomination for the Kyogle VIC as a finalist for a Regional Tourism Award.

170710/ 13 RESOLVED

Councillor Lindsay Passfield, seconded Councillor Ernie Bennett.

That Council commends the Tourism Officer, Malcolm Wallis for the tourism work he carries out for the local area, in particular the recent steam train expedition and the rail centenary celebrations held earlier this year, and the nomination for the Kyogle VIC as a finalist for a Regional Tourism Award.

CARRIED

FOR VOTE - Unanimous vote

ITEM 15F GENERAL MANAGER'S REPORT

15F.1 ART GALLERY- MUSEUM

A motion was moved by Councillor Lynette Zito, seconded Councillor John O'Reilly.

That Council and the Gallery Museum Steering Committee seek funding to develop the Gallery Museum project from State and Federal governments.

An amendment was moved by Councillor Lindsay Passfield, seconded by Councillor Robert Dwyer.

That Council support the Gallery Museum Steering Committee in seeking funding to develop the Gallery Museum Project from the State and Federal Governments.

A motion was foreshadowed by Councillor for Ernie Bennett.

That Council makes clear in supporting the Museum steering committee in seeking funding, that Council's total contribution will be the land only.

The amendment was put to the vote and was LOST

FOR VOTE - Lindsay Passfield

AGAINST VOTE - Ernie Bennett, Janet Wilson, John O'Reilly, Lynette Zito, Robert Dwyer, Robert Leadbeatter, Ross Brown, Tom Cooper

A motion was moved by Councillor Ernie Bennett, seconded Councillor Tom Cooper

That Council makes clear in supporting the Museum steering committee in seeking funding, that Council's total contribution will be the land only.

MOVE INTO CLOSED COUNCIL

170710/ 14 RESOLVED

Councillor Lindsay Passfield, seconded Councillor Lynette Zito.

1. That Council resolve to move into closed council to discuss confidential information pertaining to this item.
2. That pursuant to section 10A(1)-(3) of the Local Government Act 1993, the media and public be excluded from the meeting on the basis that the business to be considered is classified confidential under the provisions of section 10A(2) as outlined above.
3. That the correspondence and reports relevant to the subject business be withheld from access to the media and public as required by section 11(2) of the Local Government Act 1993.

CARRIED

FOR VOTE - Unanimous vote

This item is classified CONFIDENTIAL under section 10A(2) (i) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to the following;

- (c) information, that would, if disclosed, confer a commercial advantage on a person with whom Council is conducting (or proposes to conduct) business:

Details, should they be revealed, may result in a commercial advantage to parties involved in any future tender process.

Pursuant to section 10A(4), the public were invited to make representations to the council meeting before any part of the meeting is closed, as to whether that part of the meeting should be closed.

Council closed its meeting at 4.40 p.m. The public and media left the Chamber.

170710/ 15 RESOLVED

Councillor Ernie Bennett, seconded Councillor Lynette Zito.

That Council move out of Closed Council and resume the open Council meeting agenda.

CARRIED

FOR VOTE - Unanimous vote

A motion was foreshadowed by Councillor Robert Dwyer

That the Chairman of the Steering Committee be given the opportunity to address full Council with regards to this concept plan.

A motion was foreshadowed by Councillor Lynette Zito.

That Council seeks a further explanation from the Steering Committee which identifies the reasons for costing variations from that of the original brief and the changes to Council's obligation which was originally the land only.

Councillor Ernie Bennett withdrew his motion.

Councillor Robert Dwyer withdrew his motion.

A motion was moved by Councillor Lynette Zito, seconded Councillor John O'Reilly

That Council seeks a further explanation from the Steering Committee which identifies the reasons for costing variations from that of the original brief and the changes to Council's obligation which was originally the land only.

The motion was put to the vote and was CARRIED.

170710/ 16 RESOLVED

Councillor Lynette Zito, seconded Councillor John O'Reilly.

That Council seeks a further explanation from the Steering Committee which identifies the reasons for costing variations from that of the original brief and the changes to Council's obligation which was originally the land only.

CARRIED

FOR VOTE - Unanimous vote

15F.2 CODE OF MEETING PRACTICE

A motion was moved by Councillor Robert Dwyer, seconded Councillor Lindsay Passfield.

1. That the amended Code of Meeting Practice was adopted.

A motion was foreshadowed by Councillor Lynette Zito.

2. That Council's Code of Meeting practice be amended to include an agenda item "Questions for the Next Meeting".

The motion was put to the vote and was CARRIED.

170710/ 17 RESOLVED

Councillor Robert Dwyer, seconded Councillor Lindsay Passfield.

1. That the amended Code of Meeting Practice was adopted.

CARRIED

FOR VOTE - Unanimous vote

A motion was moved by Councillor Lynette Zito, seconded Councillor Robert Dwyer.

2. That Council's Code of Meeting practice be amended to include an agenda item "Questions for the Next Meeting".

The motion was put to the vote and was CARRIED.

170710/ 18 RESOLVED

Councillor Lynette Zito, seconded Councillor Robert Dwyer.

2. That Council's Code of Meeting practice be amended to include an agenda item "Questions for the Next Meeting".

CARRIED

FOR VOTE - Janet Wilson, John O'Reilly, Lynette Zito, Robert Dwyer, Robert Leadbeatter, Ross Brown, Tom Cooper

AGAINST VOTE - Ernie Bennett, Lindsay Passfield

A motion was moved by Councillor Lynette Zito, seconded Councillor Robert Dwyer.

3. That Council's amended Code of meeting practice be placed on public display for not less than 42 days.

The motion was put to the vote and was CARRIED.

170710/ 19 RESOLVED

Councillor Lynette Zito, seconded Councillor Robert Dwyer.

3. That Council's amended Code of meeting practice be placed on public display for not less than 42 days.

CARRIED

FOR VOTE - Unanimous vote

A motion was moved by Councillor Ross Brown, seconded Councillor Ernie Bennett

4. That the amended agenda item "Questions for the Next Meeting" be limited to two questions per Councillor.

The motion was put to the vote and was CARRIED.

170710/ 20 RESOLVED

Councillor Ross Brown, seconded Councillor Ernie Bennett.

4. That the amended agenda item "Questions for the Next Meeting" be limited to two questions per Councillor.

CARRIED

FOR VOTE - Ernie Bennett, Janet Wilson, John O'Reilly, Lindsay Passfield, Lynette Zito, Robert Leadbeatter, Ross Brown, Tom Cooper

AGAINST VOTE - Robert Dwyer

ITEM 16 URGENT BUSINESS WITHOUT NOTICE

Nil.

ITEM 17 CONFIDENTIAL BUSINESS PAPER

Nil.

MEETING CLOSURE

There being no further business the Mayor declared the meeting closed at 5.32 p.m.

10.2 CONFIRMATION OF EXTRAORDINARY MEETING - 27 JULY 2010

Kyogle Council

Unconfirmed Minutes of the Extraordinary Meeting held in the Council Chambers, Stratheden Street, Kyogle, on Tuesday 27 July 2010.

PRESENT

Cr. R. Brown, (Mayor in the Chair), Cr. E. Bennett, Cr. J. O'Reilly, Cr. L. Passfield , Cr. L. Zito, Cr. R. Dwyer and Cr. T. Cooper.

IN ATTENDANCE

The General Manager, the Director of Technical Services, the Director of Corporate & Community Services, the Director of Planning & Environmental Services and the Personal Assistant to the General Manager & Corporate Services.

MEETING COMMENCEMENT

The Mayor declared the meeting open at 3.35 p.m.

ITEM 1 APOLOGIES

Apologies were received from Councillor Robert Leadbeatter and Councillor Janet Wilson.

270710/ 1 RESOLVED

Moved Councillor Lynette Zito, seconded Councillor Ernie Bennett.

That the apologies be accepted.

CARRIED

FOR VOTE - Unanimous vote

ABSENT. DID NOT VOTE - Janet Wilson, Robert Leadbeatter

ITEM 2 OPENING PRAYER

The Mayor read the opening prayer.

ITEM 3 TRADITIONAL LANDS ACKNOWLEDGEMENT

The Mayor read the traditional lands acknowledgement.

ITEM 4 DECLARATION OF INTERESTS

Nil

ITEM 5 GENERAL MANAGER 'S REPORT

5.01 CHANGE ORDER OF BUSINESS

270710/ 2 RESOLVED

Moved by Councillor Ernie Bennett, seconded by Councillor Lindsay Passfield.

That the Order of Business be changed, to the following;

- 5.1 Art Gallery – Museum
- 5.2 Planning & Environment Minutes 27 July 2010
- 5.3 RLCIP Round 3 - 2010/11

CARRIED

FOR VOTE - Unanimous vote

ABSENT. DID NOT VOTE - Janet Wilson, Robert Leadbeatter

5.1 ART GALLERY - MUSEUM

SUSPENSION OF STANDING ORDERS

270710/ 3 RESOLVED

Councillor Lynette Zito, seconded Councillor Robert Dwyer.

1. That Council Suspend Standing Orders to receive an address from Mr Tom Fitzgerald, Chairman of the Gallery Museum Steering Committee.

CARRIED

FOR VOTE - Unanimous vote

ABSENT. DID NOT VOTE - Janet Wilson, Robert Leadbeatter

RESUME STANDING ORDERS

270710/ 4 RESOLVED

Councillor Lynette Zito, seconded Councillor Ernie Bennett.

2. That Council resume Standing Orders.

CARRIED

FOR VOTE - Unanimous vote

ABSENT. DID NOT VOTE - Janet Wilson, Robert Leadbeatter

270710/ 5 RESOLVED

Councillor Lynette Zito, seconded Councillor Lindsay Passfield.

3. That the report on the Art Gallery – Museum was received and noted.

CARRIED

FOR VOTE - Unanimous vote

ABSENT. DID NOT VOTE - Janet Wilson, Robert Leadbeatter

A motion was moved by Councillor Tom Cooper, seconded Councillor Lindsay Passfield.

4. That Council request an amended report from the Gallery Museum Steering Committee which shows no cost to Council apart from the donation of the land, carpark and development application fees.

The motion was put to the vote and was CARRIED.

270710/ 6 RESOLVED

Councillor Tom Cooper, seconded Councillor Lindsay Passfield.

4. That Council request an amended report from the Gallery Museum Steering Committee which shows no cost to Council apart from the donation of the land, carpark and development application fees.

CARRIED

FOR VOTE - Ernie Bennett, Lindsay Passfield, Ross Brown, Tom Cooper

AGAINST VOTE - Lynette Zito, Robert Dwyer, John O'Reilly,

ABSENT. DID NOT VOTE - Janet Wilson, Robert Leadbeatter

A motion was moved by Councillor Lynette Zito, seconded by Councillor Lindsay Passfield

5. That Council endorses this project for the purposes of seeking funding from state and federal governments.
6. That Council's commitment to the project is to consist of the provision of the identified land, car parking spaces and donation of development application fees only.

The motion was put to the vote and was CARRIED.

270710/ 7 RESOLVED

Councillor Lynette Zito, seconded Councillor Lindsay Passfield.

5. That Council endorses this project for the purposes of seeking funding from state and federal governments.
6. That Council's commitment to the project is to consist of the provision of the identified land, car parking spaces and donation of development application fees only.

CARRIED

FOR VOTE - Unanimous vote

ABSENT. DID NOT VOTE - Janet Wilson, Robert Leadbeatter

5.2 PLANNING & ENVIRONMENT MINUTES 27 JULY 2010

270710/ 8 RESOLVED

Councillor Ernie Bennett, seconded Councillor Ross Brown.

- a) That the report Planning & Environment Committee Minutes - 27 July 2010, were received and noted.
- b) That Council issue Development Consent Notice 2010/133 for the proposed conduct of two trailbike events to be undertaken on the subject property described as Lot 66 on DP 755707 situated at Taveners Road, Kyogle subject to the following conditions, as amended.
 1. The development must substantially accord with the plans and documentation received by Kyogle Council on 2 April 2008, and any subsequent documents comprising DA 08-130, except where amended by the following conditions of development consent.
 2. The event must comply with the "Special Purpose Permit Conditions, Kyogle Dirt Bike Club Motor Cycle Rally, as previously issued by the Forestry Commission of New South Wales trading as Forests NSW, 1 May 2008.
 3. Apart from developer funded works, no improvements to existing roads, access and services will be provided by Council or any other utility authority.
 4. The event may take place only between the hours of 8AM and 5.30PM on days to be specified to Council on two separate occasions throughout any given calendar year period.

5. The land use must not interfere with the amenity of the locality by reason of the emission of noise, vibration, smell, fumes, smoke, vapour, steam, soot, ash, dust, waste water, waste products or grit, oil or otherwise.
6. The proposed temporary signs must be:
 - a. designed and erected to the satisfaction of the Council and in accordance with 'Development Control Plan No 6 – Outdoor Advertising' and Council's Road Reserve Management Plan;
 - b. professionally designed and legible;
 - c. structurally sound and not in any way hazardous;
 - d. non-reflective and non-iridescent;
 - e. situated so as not to obstruct traffic or existing signage;
 - f. designed in colours and principles not currently incorporated into statutory or directional signs erected by public authorities; and
 - g. displayed for a period not exceeding 48 hours prior to the event and 24 hours post event.

Prior to the erection of any signage associated with the event, details of the proposed signs and a signage location plan must be submitted to Council along with an Application to Conduct Minor Works within the Road Reserve and all required attachments.

7. All parking, loading, unloading and facility provision in relation to the event must take place wholly within Lot 66 DP 755707.
8. No motor vehicle is to be driven off the designated routes at any time without prior approval from the Council.
9. No food or the storage of foodstuffs is permitted within 250m of the Mitchell's dip site at any time.
10. Food preparation and the serving of food, including beverages, must be carried out in accordance with the requirements of the *Food Act 2003* and Food Standards Australia New Zealand (FSANZ), having particular regard to Standard 3.2.2: Food Safety Practices and General Requirements and Standard 3.2.3: Food Premises and Equipment. Details of compliance must be submitted to Council for approval at least seven (7) days prior to the staging of the event.
11. Prior to operation, any food business must be registered with the NSW Food Authority and a NSW Temporary Food Event Notification form must be completed and submitted to Council.
12. In the event of wet weather immediately preceding the event or on the day of the event no activities associated with the use of the site are to be conducted within 250m of Mitchell's dip site and an alternative location within the development area must be utilised for any activities.
13. The proposed toilet amenities must be portable with all waste removed from the site and lawfully disposed of at an approved facility.

14. The land the subject of this approval must be left in a clean and tidy state at all times. All waste (including flagging, bunting and tags) and recyclable materials generated as a result of the use must be collected and lawfully disposed of within seven (7) days of the event.
15. Within two (2) days of the event all event-associated structures must be dismantled and removed from the land.
16. All areas disturbed by the event must be promptly and progressively stabilised (eg revegetated) so that they will not erode and/or act as a source of sediment transfer. Sediment control measures and revegetation works must be undertaken as required within seven (7) days of the completion of the event and must be carried out to the satisfaction of the Council.
17. Council reserves the right to conduct works to restore any damage or remove any waste or obstructions from the road reservation(s), with all costs to be recovered from the proponent.
18. The event must be covered by public liability insurance of an amount of at least \$10,000,000. Written evidence of this insurance must be provided to Council prior to undertaking the use.
19. Kyogle Council, its officers and employees must be indemnified and held indemnified against any claim by any person or group for damage or injury arising out of or as a consequence of or incidental to the conduct of the rally.
20. The event must be carried out in accordance with Workcover requirements and Occupational Health and Safety Regulations, including the correct handling and storage of chemicals and potential contaminants or pollutants.
21. Clean-up equipment including suitable absorbent material must be stored on-site to effectively deal with oil and/or chemical spills throughout the event.
22. In the event of an incident on the premises that has caused, is causing, or is likely to cause harm to the environment, the owner must report the occurrence to Council immediately it becomes known to the owner or the owner's agent.
23. It is necessary for Council officers to provide regulatory supervision of the event rally to a minimum of 1 and maximum of 2 inspections, if required, at the amount of \$110 per inspection, subject to annual variation, being the cost of inspections of the site, must be paid in advance by the applicant to the Council prior to the conduct of each event.
24. If you do not intend to proceed with and complete the rally you must notify the Council accordingly no later than twenty four (24) hours prior to the authorised time of commencement of the event.
25. Any lighting of fires shall be in accordance with the *Protection of the Environment Operations Act 1997*. Particular attention should be given to the *Protection of the Environment Operations (Clean Air) Regulation 2002* which defines the lighting of fires in the Kyogle area.

26. Any primitive camping must comply with the *Local Government (Manufactured Home Estates, Caravan Parks, Camping Grounds and Movable Dwellings) Regulation 2005* and section 68 of the *Local Government Act 1993* and Regulation there under.
27. Notification must be made to the NSW Police Service a minimum of seven (7) days prior to the event to ensure that public safety is adequately provided.
28. Notification must be made to the Kyogle Fire Brigade a minimum of seven (7) days prior to the event to ensure that adequate fire safety is provided.
29. Notification must be made to the NSW Ambulance Service a minimum of seven (7) days prior to the event to ensure that adequate provision is made for the event.

ADVISORY NOTES

1. All fuel associated with the pit bay should be stored in a central repository overseen by the governing body.
2. Suitably qualified first aid staff should be available on-site for the duration of the event.

Reasons for the imposition of the conditions are set out as follows:

1. To ensure the effective implementation of the objectives of the Environmental Planning and Assessment Act 1979, Local Government Act 1993, the Building Code of Australia and respective Australian Standards where applicable.
2. To ensure that local amenity is maintained and that the development does not adversely impact upon the lawful use of the subject land and its surrounds.

Notes:

1. In accordance with the conditions of Section 83, this decision is effective from 1 August, 2010.
2. Section 97 of the Act confers on an applicant who is dissatisfied with the determination of a consent authority a right to appeal to the Land and Environment Court exercisable within twelve (12) months after receipt of this notice.
3. In accordance with Section 95 (2) this development consent lapses on 1 August, 2015.
4. In accordance with Section 95 (A) (1), upon receipt and consideration of written application to the Council, an extension of twelve (12) months may be granted. Written notification is to be received one month prior to the consent notice expiry date.

CARRIED

FOR VOTE - Unanimous vote

ABSENT. DID NOT VOTE - Janet Wilson, Robert Leadbeatter

Councillor Ernie Bennett and Councillor Lindsay Passfield called for a division

For	Against
Cr Lindsay Passfield	
Cr Robert Dwyer	
Cr John O'Reilly	
Cr Ernie Bennett	
Cr Lynette Zito	
Cr Ross Brown	
Cr Tom Cooper	

FOR VOTE - Unanimous vote

ABSENT. DID NOT VOTE - Janet Wilson, Robert Leadbeatter

5.3 RLCIP ROUND 3 - 2010/11

270710/ 9 RESOLVED

Councillor Ernie Bennett, seconded Councillor Lindsay Passfield.

1. That the report on the RLCIP Round 3 was received and noted.

CARRIED

FOR VOTE - Unanimous vote

ABSENT. DID NOT VOTE - Janet Wilson, Robert Leadbeatter

A motion was moved by Councillor Ernie Bennett, seconded by Councillor Tom Cooper

2. That the listed projects be prioritised for submission for approval for funding under the RLCIP Round 3.

RLCIP Round 3 Project proposals at July 27, 2010

Village	Project	Item	Cost \$
Bonalbo	Recreation Facilities	Synthetic surface to existing tennis court (1 of 3 gravel/clay) Management Plan Submission	20,000
Bonalbo	Environmental Initiatives (Drainage Improvements)	Trunk drainage improvements, modifications to major open drains to reduce flash flooding - \$30,000 to \$100,000 with the scope of works modified to suit allocated budget. Note that \$65,000 of funds are also available in Councils stormwater capital works program which have not yet been allocated to specific projects.	30,000
Bonalbo	Access Facilities	Provision of bus shelter Koreelah Street for Seniors bus patrons (Bonalbo & District Dev Assoc)	8,000
Mallanganee	Recreation facilities	Shade cover to Childrens playground (Mallanganee progress Assocn)	7,000
Mallanganee	Recreation Facilities	Synthetic surface to existing tennis court (1 of gravel) (Mallanganee progress Assocn.)	20,000
Mallanganee	Recreation facilities	Replace fencing to campdraft ground (Mallanganee Campdraft Committee)	15,000
Old Bonalbo	Recreation facilities	Lighting Upgrade tennis courts	7,500
Tabulam	Recreation facilities	Replace existing fencing to campdraft yards (Tabulam Campdraft Committee)	10,000
Wiangaree	Recreation Facilities	Provision of new playground to complement proposed toilet amenities	27,500
Wiangaree	Recreation Facilities	Provision of timber rails for new campdrafting arena	6,000
Woodenbong	Recreation Facilities	Replace existing spectator stand with a 20 seat grandstand and cover	9,000
Woodenbong	Recreation Facilities	Synthetic cricket pitch on existing concrete pitch	4,500
Woodenbong	Recreation facilities	Showground fencing	8,500

A motion was foreshadowed by Councillor Ernie Bennett

3. That the funds additional to the \$157,000 allocated through the RLCIP round three be funded by Council.
4. That at the next budget review, provided a sufficient surplus budget is achieved, Council will contribute funding towards furthering other projects.

The motion was put to the vote and was CARRIED.

270710/ 10 RESOLVED

Councillor Ernie Bennett, seconded Councillor Tom Cooper.

Village	Project	Item	Cost \$
Bonalbo	Recreation Facilities	Synthetic surface to existing tennis court (1 of 3 gravel/clay) Management Plan Submission	20,000
Bonalbo	Environmantal Initiatives (Drainage Improvements)	Trunk drainage improvements, modifications to major open drains to reduce flash flooding - \$30,000 to \$100,000 with the scope of works modified to suit allocated budget. Note that \$65,000 of funds are also available in Councils stormwater capital works program which have not yet been allocated to specific projects.	30,000
Bonalbo	Access Facilities	Provision of bus shelter Koreelah Street for Seniors bus patrons (Bonalbo & District Dev Assoc)	8,000
Mallanganee	Recreation facilities	Shade cover to Childrens playground (Mallanganee progress Assocn)	7,000
Mallanganee	Recreation Facilities	Synthetic surface to existing tennis court (1 of gravel) (Mallanganee progress Assocn.)	20,000
Mallanganee	Recreation facilities	Replace fencing to campdraft ground (Mallanganee Campdraft Committee)	15,000
Old Bonalbo	Recreation facilities	Lighting Upgrade tennis courts	7,500
Tabulam	Recreation facilities	Replace existing fencing to campdraft yards (Tabulam Campdraft Committee)	10,000
Wiangaree	Recreation Facilities	Provision of new playground to complement proposed toilet amenities	27,500
Wiangaree	Recreation Facilities	Provision of timber rails for new campdrafting arena	6,000
Woodenbong	Recreation Facilities	Replace existing spectator stand with a 20 seat grandstand and cover	9,000
Woodenbong	Recreation Facilities	Synthetic cricket pitch on existing concrete pitch	4,500
Woodenbong	Recreation facilities	Showground fencing	8,500

CARRIED

FOR VOTE - Unanimous vote

ABSENT. DID NOT VOTE - Janet Wilson, Robert Leadbeatter

A motion was moved by Councillor Ernie Bennett, seconded Councillor Lynette Zito

3. That the funds additional to the \$157,000 allocated through the RLCIP round three be funded by Council.
4. That at the next budget review, provided a sufficient surplus budget is achieved, Council will contribute funding towards furthering other projects.

The motion was put to the vote and was CARRIED.

270710/ 11 RESOLVED

Councillor Ernie Bennett, seconded Councillor Lynette Zito.

3. That the funds additional to the \$157,000 allocated through the RLCIP round three be funded by Council.
4. That at the next budget review, provided a sufficient surplus budget is achieved, Council will contribute funding towards furthering other projects.

CARRIED

FOR VOTE - Unanimous vote

ABSENT. DID NOT VOTE - Janet Wilson, Robert Leadbeatter

MEETING CLOSURE

There being no further business the Mayor declared the meeting closed at 4:50 p.m.

Kyogle Council



Financial Reports 31 July, 2010

Rates Statement
Statement of Bank Balances
Summary of Investments

NOTE: All Financial Data presented is unaudited at the date of presentation to Council

KYOGLE COUNCIL RATES STATEMENT AS AT 31 JULY 2010

	ARREARS 1-Jul-10	NET CHARGES 2010	PAYMENTS	OUTSTANDING BALANCE	PERCENTAGE COLLECTED
RATES	299,307.46	4,400,509.05	91,526.90	4,608,289.61	1.95%
SERVICES	368,098.85	1,241,719.03	54,601.05	1,555,216.83	3.39%
INTEREST	75,088.90	3,178.12	2,416.08	75,850.94	3.09%
TOTALS	742,495.21	5,645,406.20	148,544.03	6,239,357.38	2.33%

PRESENTED TO COUNCIL AUGUST 2010

Note:

Some ratepayers have made arrangements, whilst others are at different stages of legal action.

KYOGLÉ COUNCIL		
STATEMENT OF BANK BALANCES AS AT		
31-Jul-10		
FUND	CLOSING BANK BALANCE 31-Jul-10	INVESTMENT BALANCE 31-Jul-10
GENERAL FUND		
UNRESTRICTED	809,081.96	3,200,000.00
INTERNALLY RESTRICTED	362,000.00	3,500,000.00
STATE HIGHWAYS	(10,337.44)	
QUARRIES	332,574.83	
PLANT	3,335,825.62	
EXTERNALLY RESTRICTED	213,650.80	700,000.00
	5,042,795.77	7,400,000.00
RESTRICTED		
WATER SUPPLIES	572,246.54	
SEWERAGE SYSTEMS	518,956.57	500,000.00
DOMESTIC WASTE	353,082.91	
ORDINARY TRUST	42,674.21	
	1,486,960.23	500,000.00
CONSOLIDATED FUNDS	6,529,756.00	7,900,000.00

KYOGLE COUNCIL

SUMMARY OF INVESTMENTS AS AT 31/07/10

	BANK	TYPE	TERM	AMOUNT	RATE P.A.	DUE DATE
1	BANKWEST	TERM DEPOSIT	31 DAYS	1,500,000.00	5.30%	August 23, 2010
2	BANKWEST	TERM DEPOSIT	30 DAYS	1,000,000.00	5.30%	August 26, 2010
3	SUNCORP METWAY	TERM DEPOSIT	60 DAYS	1,400,000.00	5.95%	August 27, 2010
4	CITIBANK	TERM DEPOSIT	90 DAYS	1,000,000.00	5.68%	September 8, 2010
5	COMMONWEALTH	TERM DEPOSIT	91 DAYS	3,000,000.00	5.10%	October 25, 2010
				7,900,000.00		
PRESENTED TO COUNCIL ON AUGUST 16, 2010						
I hereby certify that the above investments have been made in accordance with section 625 of the Local Government Act, 1993, the Local Government (General) Regulation 2005 and Councils Investment Policy.						
(GLENN ROSE)						
RESPONSIBLE ACCOUNTING OFFICER						

COUNCILLORS TRAVEL EXPENSES Jul-10

COUNCILLOR NAME	KLMS CLAIMED		CURRENT KM RATE	AMT REIMBURSED	
	MONTHS	YTD		MONTH	YTD
E Bennett	2,132	2,132	0.73	1,556.36	1,556.36
R. Brown	0	0	0.73	0.00	0.00
T. Cooper	0	0	0.73	0.00	0.00
R. Dwyer	0	0	0.73	0.00	0.00
J. O'Reilly	0	0	0.73	0.00	0.00
R. Leadbeatter	0	0	0.73	0.00	0.00
L. Passfield	432	432	0.73	315.36	315.36
J. Wilson	0	0	0.73	0.00	0.00
L. Zito	0	0	0.64	0.00	0.00
Total	2,564	2,564		1,871.72	1,871.72

Notes

- (1) The above figures represent amounts actually paid.
- (2) The amounts paid in the current month will relate to claims for travel in prior months
- (3) Some councillors may have claims outstanding for more than one month.