



KYOGLÉ COUNCIL

ORDINARY COUNCIL MEETING

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

ON MONDAY 23 MAY 2011

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 23 May 2011, 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 Confirmation of Minutes
- Item 8 Mayoral Minute
- Item 9 Notices of Motion
- Item 10 Questions with Notice from Councillors
- Item 11 Reports from Delegates
- Item 12 Information Reports
- Item 13 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 14 Urgent Business Without Notice
- Item 15 Questions for Next Ordinary Meeting
- Item 16 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 cut short 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.

The General Manager, in consultation with the Mayor will consider each application for public access on its merit.

Residents will not be granted more than one public access request each calendar year (except where the subsequent request(s) directly relate to an item on the agenda for the meeting at which public access is requested).

No more than two speakers for a subject will be permitted at any meeting.

If granted Public Access by the General Manager, the individual resident will be allowed five (5) minutes to address Council with an extension of five (5) minutes for Councillors to direct questions to the speaker.

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.

ORDINARY COUNCIL MEETING

Monday 23 May 2011

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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 CONFIRMATION OF MINUTES

7.1 CONFIRMATION OF ORDINARY MINUTES

Summary/Purpose

A copy of the Minutes for the Ordinary Meeting held on 18 April 2011, is included in the attachments to the business paper.

Recommendation

That the Minutes of the Ordinary Meeting held on 18 April 2011, be adopted.

Attachments

1. Minutes of the Ordinary meeting held on 18 April 2011 (Separately attached)

7.2 CONFIRMATION OF EXTRAORDINARY MINUTES 09 MAY 2011

Summary/Purpose

A copy of the Minutes for the Extraordinary Meeting held on 9 May 2011, is included in the attachments to the business paper.

Recommendation

That the Minutes of the Extraordinary Meeting held on 9 May 2011, be adopted.

Attachments

1. Minutes of the Extraordinary meeting held on 9 May 2011 (Separately attached)

ITEM 8 MAYORAL MINUTE

Nil.

ITEM 9 NOTICES OF MOTION

Nil.

ITEM 10 QUESTIONS WITH NOTICE FROM COUNCILLORS

10.1 QUESTION WITH NOTICE, COUNCILLOR LYNETTE ZITO - INSPECTION OF AN OVERGROWN PROPERTY

Summary/Purpose

This report presents a question with notice submitted by Councillor Lynette Zito for 23 May, 2011, Ordinary meeting.

Report

Question

At the Ordinary Meeting of Council held on 18 April, 2011 Councillor Lynette Zito asked:

Overgrown vacant land situated behind Bridge Street Motors, can Council investigate the ownership and instruct the owner to maintain the area?

A Notice of Intention to give an Order to clean up the two allotments was forwarded to the landowner on 20 April, 2011, to which Council is awaiting a response and action. Should the landowner not comply with the initial Notice, an Order will then be forwarded instructing the owner of the land to clean up the site.

Recommendation

The Question with Notice, Councillor Lynette Zito - Inspection of an overgrown property be received and noted.

10.2 QUESTION WITH NOTICE, COUNCILLOR JANET WILSON - PROCESSING OF 149 CERTIFICATES

Summary/Purpose

This report presents a question with notice submitted by Councillor Janet Wilson for 23 May, 2011, Ordinary meeting.

Report

Question

At the Ordinary Meeting of Council held on 18 April, 2011 Councillor Janet Wilson asked:

149 Certificate – how long does it take to process a certificate?

Over the last 2 years, Council staff have consistently maintained a processing time of between 1 and 2 days for the issue of Section 149 Certificates. The most recent quarterly period indicated a time of 2.5 days on average. The reasons for this extended period are:

- training of a new staff member in the processing of Section 149 Certificates;
- implementation of a number of improvements to the information made available in the Section 149 Certificates, in accordance with legislative changes.

Recommendation

The Question with Notice, Councillor Janet Wilson, Processing of 149 Certificates be received and noted.

10.3 QUESTION WITH NOTICE; COUNCILLOR ROBERT DWYER COMMENTS - RESPONSE TO KEEP AUSTRALIA BEAUTIFUL ASSESSORS

Summary/Purpose

This report presents a question with notice submitted by Councillor Robert Dwyer for 23 May, 2011, Ordinary meeting.

Report

Question

At the Ordinary Meeting of Council held on 18 April, 29011 Councillor Robert Dwyer asked:

"What is the status of a response on the comments made by the Assessor on those areas which were considered by her to be needing improvement?"

Overall Town Entry

A suggestion was made that when litter bins are to be relocated in the main street, that they are not installed outside cafes as the odour from these bins can be horrendous. Also can Keep Australia Beautiful have some say in the design of the bins?

Response

The location and design of the street litter bins was undertaken prior to commencement of Stages 1 and 2 of the main street/footpath upgrade. Whilst one particular café has requested a bin outside their premises to be relocated, this has not been able to be done as the bins have been located in order to service the major rubbish generators (café's and take-away stores) and concrete pads have been constructed on the footpath for the positing of these bins.

In order to maintain the bins in a cleaner condition, outdoor staff have been instructed to replace and clean out the bins on a more regular basis and to modify the way the bins are cleaned.

More plantings of trees and shrubs on the verges.

Response

Currently the planting regime has concentrated on improvements to the central medians within Summerland Way and also the Town entrance areas. Any additional plantings would require preparation of an overall landscaping plan and a budget to implement such a plan.

- noticed some graffiti on the underpass.

Response

It is believed that the underpass referred to is the walkway/viaduct from Geneva Street, under the railway line and into Anzac Drive. The patterns are art and not graffiti.

Water Conservation Award

Council should be encouraged to publicise this achievement and possibly hold a Field Day to which interested parties are invited. Any surplus trees and plants could be sold or donated to schools for community groups to sell.

Response

The prospect of opening the site for tours during Local Government Week has been discussed and this may work in with tours to other sites of interest such as the Landfill,

Kyogle Lookout and Anzac Park Lagoon where improvement works have recently been undertaken.

Country Energy and Bush Spirit Award

Sponsorship of the Unsung Heroes Dinner

Response

Undertaken by the Kyogle Tidy Towns Committee

Wildlife Corridors and Conservation Award

Encourage people living in Koala Habitat areas to keep their dogs/cats controlled at night.

Encourage the planting of Koala Food Trees.

Improve signage.

Try to establish the number of tourists who after picking up the brochure go and look.

Response

An item could be prepared for the Council Newsletter to encourage people living within Koala Habitat areas to control their dogs and cats at night.

Planting of additional Koala Food Trees is regularly implemented during the assessment of development applications containing Koala Habitat.

Signage has been installed on one Koala Habitat route within the Kyogle LGA as a trial. Further signage will require an allocation of funds.

An indicative count of the number of tourists who pick up the Koala brochures at the Visitor Information Centre can be undertaken, however this cannot be extended to establishing the number of tourists who act on the information received.

Recommendation

That the Question with Notice, Councillor Robert Dwyer, Response to Keep Australia Beautiful Assessor report be received and noted

ITEM 11 DELEGATES REPORTS

Nil.

ITEM 12 INFORMATION PAPERS

12.1 REPORT ON MAINTENANCE GRADING 2010/11

Summary/Purpose

This report is in response to a request from Cr Zito at the April Council meeting for details of the grading program for 2010/11 covering the initial program, the actual accomplishment and proposed works for the remainder of the financial year.

Community Strategic Plan Item(s)

- Roads and Infrastructure

Report

As Council has been advised at previous budget workshops, for budgeting purposes, target maintenance levels have been set for the various classes of road and required funds to achieve these targets estimated. A summary of grading targets and desirable funding for 2010/11 is:

Arterial roads (90km unsealed) grade and patch gravel once per year at \$3,000 per km requires \$270,000

Collector roads (240km unsealed) grade and patch gravel once per 2 years at \$3,000 per km requires \$360,000

Feeder roads (210km unsealed) grade and patch gravel once per 2 years at \$2,600 per km requires \$273,000

Residential access roads (275km unsealed) grade and patch gravel once every 4 years at \$2,600 per km requires \$179,400

Total maintenance grading target funding for 2010/11 \$1,082,400

Funds provided for maintenance to Rural Local Roads in the 2010/11 budget were \$966,609. \$270,000 was allocated to sealed roads and \$696,609 to unsealed roads. Of the unsealed roads allocation, after provision for other essential maintenance, \$559,000 was available for grading.

The available funds are approximately 50% of the funds required to meet the above targets, or sufficient to grade approximately 200km of the 815km of unsealed roads under Council control in the Council area.

In the 2010/11 financial year, maintenance works were assisted by the flood damage restoration grant from the flooding which occurred in May 2009, of which approximately \$1 million was available for expenditure in 2010/11. Much of the flood damage funding is for replacement of gravel washed from road pavements and generally this work has been

included with the routine maintenance grading and increased the amount of grading achieved in the financial year.

The following list of roads graded in the year includes roads which received flood damage funding. The flood damage funding has allowed additional gravel to be placed on flood impacted areas.

Council has four roadworks "teams" with one team engaged almost exclusively on construction works (RTA, Roads to Recovery or Council funded projects) and two teams on road maintenance east of the range and one maintenance team west of the range. Teams are not restricted to construction or maintenance only and at times two or more teams may be combined if key operators are on leave or a larger project requires additional staff.

At the beginning of the financial year an indicative works program is prepared by the Works Manager to allocate resources to the various works programs throughout the year.

Because there is insufficient funding to achieve the target maintenance standards, specific roads to be graded are not identified in the works program. Resources are allocated to "areas" which are groups of roads which are targeted for maintenance when the teams are working in the area. The teams move progressively from area to area through the year and roads which are to be graded are selected following inspection of all roads by the supervising overseer which establishes a priority ranking based on Council's risk-based Road Network Management System, reference to customer requests, consideration of special events, and available funds.

In most years there are insufficient funds available for maintenance grading to cover the cost of three maintenance grading teams for the full year and they are engaged on other works such as gravel resheeting or construction works which have separate budget allocations.

Attachment 1 is the initial works program for 2010/11.

Attachment 2 is a list of roads graded through the year.

As in most years, actual works accomplished deviates from the initial program due to weather or other factors which change work priorities continually, however the practice of moving the three maintenance teams progressively from area to area and prioritising works in each area is retained. *Note from attachment 2. the actual length of roads which received grading works in the year is approximately 360km. This is higher than the estimated length of 200km mainly due to the additional work made possible by Flood damage restoration funding and gravel resheeting funds. The lengths shown are total road lengths but in some cases, particularly on the minor roads, partial grading is carried out, based on sections of road identified as requiring grading during road inspections.*

Recommendation

That the report on maintenance grading 2010/11 be received and noted.

Attachments

1. Initial Works Program
2. List of roads graded in the year

12.2 WORKS PROGRAM REPORT

Summary/Purpose

This report provides an update to Council on the progress of the works program on local, regional and state roads as at the end of April, 2011.

Community Strategic Plan Item(s)

- Roads and Infrastructure

Report

Rural and Urban Works.

Most of the workforce took leave in conjunction with the Easter / Anzac Day holidays and this, combined with continual wet weather, has reduced the maintenance work carried out in the month.

Grading has been carried out on Runnymede Road, Mundalong Road, Dam Access Road, Tunglebung Creek Road and Roseberry Creek Road during the month and gravel resheeting on Needhams Road has continued. Work will continue in the Woodenbong, Tunglebung and Wiangaree areas in the next month.

Replacement of a damaged concrete box culvert on Gradys Creek Road at the Risk and abutment strengthening of the timber bridge over Gradys Creek at Fernhill Drive have been completed.

Replacement of McNamara's Bridge on Ironpot Creek Road is continuing, and driving of piles for replacement bridges on Hillyard Road and Dyraaba Road is programmed for early in May.

A timber bridge on Babyl Creek Road damaged during the flooding early in the year has been replaced with a pipe culvert.

Regional and State Roads

A temporary seal was sprayed on the pavement at the landslip on Summerland Way at Mt Lindsay prior to Easter and work on this job will continue following completion of the

rehabilitation project at Roseberry on the Summerland Way. The Roseberry project is now in progress with drainage works completed and pavement strengthening underway.

Asphalt patching on two replacement culverts and bridge approaches at Cooksons Creek on the Clarence Way has been completed and pavement rehabilitation of an 800m section of Clarence Way south of Boomi Creek will commence in the next month.

Action Requests

A total of 46 action requests relating to roads were received in April 2011, summarised as follows:

Requests for maintenance to sealed roads:

Summerland Way, Kyogle Road, Bentley Road, Clarence Way, Culmaran Creek Road, Fawcetts Plain Road, Theresa Creek Road, Duck Creek Road.

Requests for maintenance to unsealed roads:

Findon Creek Road, Terrace Road, Boomi Creek Road, Dunns Road, Williams Road, Peacock Creek Road, Afterlee Road, Eden Creek Road, Larsons Road, Bingebeebra Creek Road, Hartleys Road, Creegans Road, Sextonville Road.

Requests for repairs to bridges, culverts, causeways:

Gradys Creek Road, Terrace Road.

Requests for attention to urban streets, footpath or drainage:

Gardner Lane, Boorabee Street, Railway Underpass - Kyogle, Short Street, Fairy Street, Tooloom Street - Mallanganee.

Requests for attention to trees, vegetation:

Findon Creek Road, Homeleigh Road, Clarence Way, Collins Creek Road, Durhams Road, Afterlee Road.

Requests for attention to signs;

Gradys Creek Road, Kyogle Road.

Financial Performance Major Works

The following is an updated report on the financial performance of major works as at April 29, 2011.

| FINANCIAL PERFORMANCE MAJOR WORKS (RTA AND COUNCIL) | | | | | |
|--|----------------|------------------|-----------------------------|---------------|---|
| | to May 10 2011 | BUDGET | EXPENDITURE YEAR TO DATE | % COMPLETE | COMMENTS |
| RTA WORKS | | | | | |
| FLOOD RESTORATION ROADS - 21 / 5 / 09 | | 155,850 | 9,360 | 30 | Incorporated with maintenance program |
| MR 150 - CONSTRUCT TURN OUT TO SH 16 | | 50,000 | 0 | 0 | Subject to additional RTA funds |
| MR 361 - REHAB APPROACHES BEAN CK NO | | 82,370 | 104,699 | 100 | Overexpenditure to be transferred to Bean Creek Bridge construction and 50% subsidy claimed from RTA through bridge partnership |
| MR 361 - REHAB SMITHS PIT NORTH STAGE | | 214,000 | 0 | 0 | Programmed May / June 2011 |
| MR 361 - REHAB SMITHS PIT SOUTH | | 174,000 | 0 | 0 | Programmed May / June 2011 |
| MR 361 - REHAB BOOMI CREEK APPROACH | | 254,000 | 0 | 0 | To be deferred to 2011/12 on completion of Boomi Creek Bridge |
| BRIDGE REPLACEMENT - BEAN CK NO. 4 | | 331,720 | 336,558 | 100 | Construction completed. Additional subsidy to be claimed from RTA |
| BRIDGE REPLACEMENT - BOOMI CREEK | | 600,000 | 0 | 0 | Tender accepted May 9, 2011 Construction to commence in June |
| | | 1,861,940 | 450,617 | | |
| COUNCIL WORKS | | | | | |
| MAIN STREET WORKS - RLCIP | | 1,200,000 | 353,301 | 29 | Delayed due to wet weather and flood emergency work 6 month extension requested programmed completion now Feb 2012 |
| FLOOD RESTORATION ROADS - 21 / 5 / 09 | | 1,189,653 | 904,395 | 54 | incorporated with maintenance program |
| RESEAL FINDON CREEK ROAD | | 60,000 | 3,238 | 95 | Reseal completed - awaiting final costs. |
| INITIAL SEAL BROWN KNOB ROAD | | 150,000 | 126,691 | 95 | Construction completed - awaiting final costs |
| REHAB FAWCETTS PLAIN ROAD | | 150,000 | 180,242 | 100 | Overexpenditure financed from Section 94 funds. |
| REHAB OMAGH ROAD | | 90,000 | 86,269 | 95 | Construction completed - awaiting final costs |
| REHAB DUCK CK ROAD | | 85,778 | 323 | 0 | Programmed June 2011 |
| RESHEETING EAST / WEST CONNECTION | | 150,000 | 0 | 0 | subject to negotiation with State Forests |
| RESHEETING YABBRA ROAD | | 60,000 | 55,566 | 90 | In progress |
| RESHEETING NEEDHAMS ROAD | | 50,000 | 29,020 | 0 | In progress |
| RESHEETING HILLYARDS ROAD | | 50,000 | 0 | 0 | Programmed April 2011 |
| BRUMBY PLAINS RD BRIDGE 18 - 670 | | 96,978 | 96,977 | 100 | Budget adjusted as reported Feb 2011. |
| TERRACE ROAD BRIDGE 124 - 98 | | 550,000 | 8,400 | 0 | Contract let - Budget adjusted |
| MONTGOMERYS BRIDGE 73 - 4457 | | 128,074 | 50,307 | 0 | Consultant engaged to complete design. |
| DUCK CREEK ROAD BRIDGE 138 - 18852 | | 112,457 | 0 | 0 | Defer to 2011/12 and review funding |
| DYRAABA CREEK ROAD BRIDGE 54 - 5110 | | 190,000 | 24,578 | 0 | Preconstruction costs incurred. Construction to be deferred to 2011/12 |
| IRONPOT CREEK ROAD BRIDGE 73 - 7641 | | 190,000 | 119,597 | 0 | In progress |
| SEXTONVILLE ROAD CULVERT (BRIDGE 38 | | 90,000 | 19,033 | 0 | Programmed April 2011 - Preconstruction costs incurred |
| HILLYARDS ROAD - BRIDGE 14 - 712 | | 190,000 | 32,819 | 0 | Programmed April/May - Preconstruction costs incurred |
| GRADYS CK / LIONS RD REHAB OF 2 CULVEI | | 0 | 0 | 0 | Job deferred . \$90000 allocated transferred to Box culv replacement |
| GRADYS CREEK ROAD REPLACE BOX CULV | | 180,000 | 171,159 | 100 | Overexpenditure due to cost of side track required and delay due to wet weather. |
| KYOGLE FLOOD MITIGATION WORKS | | 368,049 | 113,533 | 10 | Consultants fees |
| JUNCTION ST / CURTOIS ST | | 55,000 | 0 | 0 | Detailed design by June 30. defer construction to 2011/12 |
| BONALBO DRAINAGE | | 60,000 | 58,288 | 98 | Completed - awaiting final costs |
| | | 5,445,989 | 2,433,736 | | |
| | | 7,307,929 | 2,884,353 | | |
| NB: PROJECTS INCLUDED WHERE TOTAL PROJECT VALUE EXCEEDS \$50,000. | | | | | |

Recommendation

That the Works Program Report be received and noted.

12.3 FINANCIAL REPORTS - APRIL 2011

Summary/Purpose

This report presents financial reports to Council for information.

Community Strategic Plan Item(s)

- Governance and Community 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, with additional detail available through inspection of the monthly cheque warrant.

1. (A) Finance Reports

Summary reports outlining Council's financial position as at 31 March 2011. 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 information contained in the Monthly Finance Report – April 2011 be received and noted.

Attachments

1. Financial Reports
2. Councillors Travel

12.4 PLANT BUDGET REPORT - APRIL 2011

Summary/Purpose

This report presents information relating to plant costs and performance as at April 30, 2011 for Council's information.

Community Strategic Plan Item(s)

- Roads and Infrastructure

Report

Copies of the following reports appear below:

Plant and Depot Operations Budget
Plant Replacement Schedule
Plant Budget Report (by plant item).

1. Plant Acquisitions/Sales 2010/2011

| PLANT ACQUISITIONS/SALES 2010/2011 | | | | | | |
|--|------------------|----------------|----------------|------------------|----------------|----------------|
| as at 30 April, 2011 | | | | | | |
| to be replaced | Purchase | Estimated Cost | | | Actual Cost | |
| | | Trade | Net | Purchase | Trade | Net |
| Light Vehicles | | | | | | |
| 4wd wagon | 30,000 | 5,000 | 25,000 | 32,366 | 11,105 | 21,261 |
| 4wd Utility | 376,000 | 218,500 | 157,500 | 329,668 | 269,889 | 59,779 |
| Utility | 52,500 | 20,000 | 32,500 | 46,176 | 30,618 | 15,558 |
| | 458,500 | 243,500 | 215,000 | 408,210 | 311,612 | 96,598 |
| Quantities | | | | | | |
| 4wd Wagon | 1 | 1 | 0 | 1 | 1 | 0 |
| 4wd Utility | 10 | 10 | 0 | 10 | 10 | 0 |
| Utility | 2 | 2 | 0 | 2 | 2 | 0 |
| Heavy Plant - (Trade) | | | | | | |
| Grader (2) | 414,000 | 134,000 | 280,000 | 352,100 | 140,909 | 211,191 |
| 2 tonne truck kyogle spray/sign | 50,000 | 0 | 50,000 | 45,445 | 0 | 45,445 |
| 13,000 ltr water tank(141) | 45,000 | 3,000 | 42,000 | 47,299 | 3,653 | 43,646 |
| 12,000 ltr water tank(355) | 30,000 | 3,000 | 27,000 | 28,264 | 0 | 28,264 |
| Front deck mower - Kyogle | 40,000 | 5,000 | 35,000 | 28,182 | 8,510 | 19,672 |
| Front deck mower - Bonalbo | 40,000 | 0 | 40,000 | 28,182 | 0 | 28,182 |
| Tractor + bucket - Kyogle sewer | 50,000 | 0 | 50,000 | 72,636 | 0 | 72,636 |
| Call out trailer - Bonalbo | 20,000 | 0 | 20,000 | 0 | 0 | 0 |
| (Tipper crane truck) | | | | | 23,786 | -23,786** |
| | 689,000 | 145,000 | 544,000 | 602,108 | 176,858 | 425,250 |
| Small Plant | | | | | | |
| Misc. | 45,000 | | 45,000 | 55,588 | 17,491 | 38,097 |
| PA Ride on mowers | 10,000 | 2,000 | 8,000 | 6,682 | 4,460 | 2,222 |
| | 55,000 | 2,000 | 53,000 | 62,270 | 21,951 | 40,319 |
| | 1,202,500 | 390,500 | 812,000 | 1,072,588 | 510,421 | 562,167 |
| ** Trade related to 2009/2010 purchase | | | | | | |

2. Plant and Depot Operations Report

| | Budget Annual | Budget YTD | 30.04.2011 | COMMENTS |
|--|------------------|------------------|------------------|--|
| PLANT & DEPOT OPERATIONS | | | | |
| OPERATING | | | | |
| PLANT INCOME | 3,046,160 | 3,000,000 | 3,055,160 | |
| PLANT EXPENDITURE | | | | |
| FRINGE BENEFIT TAX | 16,974 | 13,000 | 12,452 | |
| PLANT M & R | 1,387,254 | 1,200,000 | 1,019,724 | |
| DEPRECIATION EXP VEHICLE FLEET | 628,141 | 523,451 | 523,451 | |
| | 2,032,369 | 1,736,451 | 1,555,627 | |
| NET SURPLUS/(LOSS) | 1,013,791 | 1,263,549 | 1,499,533 | |
| PROFIT ON SALE OF PLANT | | | | |
| PROCEEDS ON SALE OF PLANT & EQUIPMENT | 390,500 | 390,500 | 510,421 | |
| BOOK VALUE OF SOLD PLANT & EQUIPMENT | 292,875 | 0 | 0 | |
| | 97,625 | | 510,421 | |
| OTHER INCOME | | | | |
| PRIVATE USAGE CONTRIBUTIONS STAFF VEHICLES | 41,610 | 36,000 | 33,963 | April charges not yet raised in new system |
| OTHER INCOME | 0 | 0 | 0 | |
| | 41,610 | 36,000 | 33,963 | |
| DEPOT EXPENSES | | | | |
| KYOGLE DEPOT | 58,365 | 58,000 | 53,159 | Reversal for water tanks processed |
| BONALBO DEPOT | 23,686 | 17,000 | 14,363 | |
| WOODENBONG DEPOT | 7,283 | 6,500 | 5,518 | |
| | 89,334 | 81,500 | 73,040 | |
| TOTAL OPERATING | 1,063,692 | 1,218,049 | 1,970,877 | |
| CAPITAL | | | | |
| NON CURRENT ASSETS | | | | |
| DEPOT IMPROVEMENTS | 80,000 | 80,000 | 1,710 | Money for fuel storage systems. Not yet purchased. |
| PLANT PURCHASES | 1,202,500 | 1,100,000 | 1,072,588 | |
| BOOK VALUE SOLD ASSETS | (292,875) | 0 | 0 | |
| ACCUMULATED DEP'N - VEHICLE FLEET | (628,141) | (523,451) | (523,451) | |
| | 361,484 | 656,549 | 550,847 | |
| TOTAL CAPITAL | 361,484 | 656,549 | 550,847 | |
| NET SURPLUS/(COST) OF ACTIVITY | 702,208 | 561,500 | 1,420,030 | |

3. Plant Budget Report (by plant item)

| As at April 2011 | | | | |
|------------------|--|---------|-------------|-------------|
| | PLANT ITEM | INCOME | EXPENDITURE | PROFIT/LOSS |
| 3 | CAT 12H GRADER | 73,350 | 26,430 | 46,920 |
| 4 | CAT 140H GRADER | 75,705 | 27,055 | 48,650 |
| 5 | JOHN DEERE 770D GRADER | 85,574 | 36,029 | 49,545 |
| 6 | JOHN DEERE 770 G GRADER | 4,620 | 2,956 | 1,664 |
| 24 | DINGO K94 MINI DIGGER | 4,455 | 2,120 | 2,335 |
| 25 | MINI EXCAVATOR | 38,525 | 12,891 | 25,634 |
| 26 | STREET SWEEPER | 15,640 | 4,784 | 10,856 |
| 27 | CLARK BOBCAT | 5,575 | 1,891 | 3,684 |
| 28 | CAT 938G LOADER | 27,880 | 12,040 | 15,840 |
| 32 | CAT 324DL EXCAVATOR | 98,594 | 35,754 | 62,840 |
| 33 | CAT 324DL EXCAVATOR | 75,914 | 21,905 | 54,009 |
| 34 | CATERPILLAR IT28G LOADER | 32,270 | 36,720 | -4,450 |
| 35 | CATERPILLAR 966H LOADER | 44,939 | 18,274 | 26,665 |
| 36 | CATERPILLA 816F COMPACTOR | 80,730 | 21,911 | 58,819 |
| 40 | FRANNA MOBILE CRANE | 32,625 | 9,168 | 23,457 |
| 41 | CAT FORKLIFT | 5,200 | 1,180 | 4,020 |
| 51 | HYSTER DRAWN GRID ROLLER | 9,780 | 2,549 | 7,231 |
| 52 | GRID ROLLER-COATES | 12,770 | 914 | 11,856 |
| 62 | JOHN DEERE 315SG BACKHOE | 7,150 | 1,967 | 5,183 |
| 63 | CAT 432D BACKHOE | 19,954 | 4,781 | 15,173 |
| 64 | KOMATSU WB97S BACKHOE | 30,240 | 10,105 | 20,135 |
| 71 | CASE MX90C TRACTOR | 37,125 | 6,424 | 30,701 |
| 72 | CASE MX200 TRACTOR | 34,055 | 19,228 | 14,827 |
| 73 | CASE MX210 TRACTOR | 44,660 | 19,806 | 24,854 |
| 78 | MCCORMICK MC105 | 46,230 | 17,098 | 29,132 |
| 79 | MCCORMICK MC115 | 41,190 | 10,589 | 30,601 |
| 80 | JOHN DEERE 2085 TRACTOR | 9,125 | 3,332 | 5,793 |
| 88 | MCCONNEL REACH MOWER | 15,367 | 2,742 | 12,625 |
| 101 | ISUZU NPR250 CAB CHASSIS | 10,000 | 4,491 | 5,509 |
| 135 | ISUZU JETMASTER 2000 | 92,680 | 28,566 | 64,114 |
| 137 | ISUZU NPR 400 TIPPER MAXIL | 28,228 | 4,367 | 23,861 |
| 139 | ISUZU GIGA 385CXY TIPPER | 73,385 | 46,279 | 27,106 |
| 140 | ISUZU NPR 400L CRANE/TIPPE | 22,640 | 6,131 | 16,509 |
| 141 | ISUZU FVZ1400M TRUCK/WATER TANK | 23,270 | 12,954 | 10,316 |
| 142 | ISUZU NPR400L TIPPER | 70,340 | 6,798 | 63,542 |
| 143 | ISUZU FVZ1400L CRANE TRUCK | 107,185 | 15,050 | 92,135 |
| 144 | ISUZU NPR400L TIPPER | 50,140 | 8,049 | 42,091 |
| 145 | ISUZU NPR400L TIPPER | 43,300 | 9,601 | 33,699 |
| 146 | ISUZU NPR400L TIPPER | 35,880 | 9,081 | 26,799 |
| 147 | ISUZU FRR525 TIPPER | 32,020 | 7,313 | 24,707 |
| 148 | ISUZU FVZ1400 TIPPING TRUCK | 64,080 | 10,311 | 53,769 |
| 149 | KENWORTH T401 PRIME MOVER | 68,679 | 32,675 | 36,004 |
| 150 | KENWORTH T350 TIPPER | 67,990 | 47,725 | 20,265 |
| 151 | KENWORTH T350 TIPPER | 78,487 | 43,994 | 34,493 |
| 152 | ISUZU FXZ 1500 TIPPER | 37,140 | 9,671 | 27,469 |
| | | | | |
| | *This is a crane truck used by the bridge crew it has a higher hourly rate than the other trucks as it needs to cover the 10 year crane safety overhaul. | | | |
| | | | | |
| | | | | |

Recommendation

That the Plant Budget Report be received and noted.

12.5 QUARRIES REPORT

Summary/Purpose

This report is to advise Council of quarry operations and budget to April 29, 2011.

Community Strategic Plan Item(s)

- Roads and Infrastructure

Report

Crushing of gravel commenced at Medhursts Quarry on April 7 and is continuing with the ordered 10,000 tonnes expected to be produced by May 13. The contractor will then move to Millers Quarry to crush a similar amount. The material is to be used on flood damage restoration and maintenance works over the next three months.

Gravel Crushing

Recent contracts let for production of quarry products at Council's two hard rock quarries at Medhursts (Bonalbo) and Millers (Afterlee) have called for crushing of approximately 10,000 tonnes at each Quarry.

At previous meetings, Council has requested consideration be given to crushing larger quantities of material in each contract engagement to reduce the proportion of establishment costs associated with each crush.

The quantity of material crushed is dependent on the extraction rate as approved in the relevant development application, the area available for stockpiling the product and funds available for crushing.

The approved development application for Millers Quarry permitted 25,000 cubic metres to be extracted per year for 5 years (equivalent to approximately 52,000 t of rock in situ prior to blasting) which reduced to 5,000 cubic m (about 10,000 t) after 2009.

Approved annual extraction rate for Medhursts Quarry is 30,000 cubic m (63,000 t).

Available areas for stockpiling quarry products would permit stockpiles of about 30,000 tonnes at Medhursts Quarry and 18,000 tonnes at Millers Quarry. Material could also be stockpiled at other locations such as Bonabo depot and Goodings Pit site near Kyogle. Stockpiling road base for extended period has the disadvantage that the stockpile can become saturated during wet weather and hold water for many months, making it unsuitable to be placed in a road pavement as it will not compact with excess moisture

and needs additional working to allow it to dry to the optimum moisture level. Cartage of material to an interim stockpile site away from the quarry also involves double handling when it is required for roadworks and possible increased haulage costs depending on the stockpiles location in relation to the works site. Currently tenders received for crushing are very competitive and the saving in establishment costs by crushing larger quantities at each visit could result in additional costs in haulage, maintenance and additional work required in using stockpiled material.

It is considered that the present method of crushing material in quantities which can be readily handled and based on projected need from the adopted works construction and maintenance program is appropriate.

Budget & Financial Aspects

The following is a summary of the quarries budget for 2010/11 as at April 29, 2011.

| QUARRY | Budget Annual | Budget YTD | YTD 29/04/11 | Comments |
|---------------------|--------------------------|-----------------------|-------------------------|-----------------|
| <u>MEDHURSTS</u> | | | | |
| SALES | 173,000 | 150,000 | 220,950 | |
| COST OF SALES | 129,750 | 112,500 | 165,712 | |
| NET PROFIT / (LOSS) | 43,250 | 37,500 | 55,238 | |
| <u>GRIFFITHS</u> | | | | |
| SALES | 75,000 | 70,000 | 93,958 | |
| COST OF SALES | 56,250 | 52,500 | 70,468 | |
| NET PROFIT / (LOSS) | 18,750 | 17,500 | 23,490 | |
| <u>MILLERS</u> | | | | |
| SALES | 220,000 | 170,000 | 235,788 | |
| COST OF SALES | 189,640 | 146,500 | 203,249 | |
| NET PROFIT / (LOSS) | 30,360 | 23,500 | 32,539 | |
| <u>LLOYDS</u> | | | | |
| SALES | 40,000 | 5,000 | 11,196 | |
| COST OF SALES | 34,400 | 4,300 | 9,628 | |
| NET PROFIT / (LOSS) | 5,600 | 700 | 1,568 | |

| QUARRY | Budget Annual | Budget YTD | YTD 29/04/11 | Comments |
|-----------------------------|------------------|----------------|-----------------|------------------|
| <u>SUMMARY</u> | | | | |
| SALES | 508,000 | 395,000 | 561,892 | |
| COST OF SALES | 410,040 | 315,800 | 449,057 | |
| NET PROFIT / (LOSS) | 97,960 | 79,200 | 112,835 | |
| | | | | |
| EXPENSES | Budget Annual | Budget YTD | YTD 29/04/11 | Comments |
| DEPRECIATION | 10,984 | 9,153 | 9,153 | |
| OTHER EXPENSES | 3,075 | 2,500 | 2,533 | Rates, Phone etc |
| | <u>14,059</u> | <u>11,653</u> | <u>11,686</u> | |
| | | | | |
| TOTAL OPERATING | <u>83,901</u> | <u>67,757</u> | <u>101,149</u> | |
| | | | | |
| CAPITAL | | | | |
| QUARRY DEVELOPMENT | 0 | 0 | 0 | |
| STOCK MOVEMENT | 0 | 0 | 0 | |
| ACCUMULATED DEPRECIATION | (10,984) | (9,153) | (9,153) | |
| | <u>(10,984)</u> | <u>(9,153)</u> | <u>(9,153)</u> | |
| | | | | |
| NET SURPLUS/(COST) | <u>94,885</u> | <u>76,700</u> | <u>110,284</u> | |

Recommendation

That the Quarries report be received and noted.

ITEM 13 GENERAL MANAGER 'S REPORT

ITEM 13A TECHNICAL SERVICES REPORT

**13A.1 USE OF ROAD RESERVES FOR COMMERCIAL USE INCLUDING
PLACEMENT OF SIGNAGE**

Summary/Purpose

This report has been prepared for the information of and input from the Council prior to progressing uniform standards and collection of fees and charges throughout the Central Business District. Following the completion of the first stage of the Mainstreet Upgrade, it is timely that land uses such as installation of advertising, outdoor dining and street vending are formalised.

Previous Consideration

At the Planning and Environment Committee Meeting held on October 15, 2009 it was resolved:

“That Council staff provide a further report to the Planning & Environment Committee with regard to footpath usage by charitable organisations.”

A questionnaire was prepared and distributed to all of the known charitable organisations and the Kyogle Chamber of Commerce incorporating the following.

1. Do you consider it appropriate that Kyogle Council formalises the use of road reserve/footpath areas within the Town of Kyogle for Commercial purposes?
2. To what extent do you consider that the use of road reserve /footpath areas within the town of Kyogle be available for the usage by charitable organisations?
3. Do you think that there is currently excessive occupation of the road reserve/footpath areas by businesses in Kyogle?
4. Should the occupation of road reserve/footpath areas be restricted to specific types of products or items for sale?
5. Should Council impose a limit on the number, location and occupation of road reserve/footpath areas by charitable organisations?
6. Should the number, area and type of sign boards advertising businesses or business products within road reserve/footpath areas be standardised?

Twelve submissions were received including one from the Kyogle Chamber of Commerce which stated:-

“We as Kyogle Chamber of Commerce, would like to complete an independent review of the use of Road Reserves/Footpath for Commercial Purposes and then put a submission to Council”

The answers to the questionnaire/survey are summarised as follows:-

Q.1 Yes – 7
No – 2
Maybe – 2

Q.2 Answers ranged from 2 to 4 times a year for each Organisation,
To one stall during the week in addition to one on the weekend and a number which stated open use at any time.

Q.3 No – 9
Better organisation and placement of tables required – 2

Q.4 Yes – 1
No – 10

Q.5 Yes – 4
No – 7

Q.6 Yes – 9
No - 2

From an assessment of the responses the following pattern is established:-

- an appreciation by the charitable organisations that some means of formalisation and standardisation of the areas to be utilised by these groups should be adopted.
- Flexibility in their use of the footpath area as to the number of days is required.
- Flexibility in the type of products offered for sale is required.
- No limit on the number, location and occupation of the road reserve/footpath by charitable organisations.

Report

The operation of land uses within road reserves, including sales, advertising and outdoor dining is currently managed under the provisions of the Kyogle Council Road Reserve Management Plan.

Council's Road Reserve Management Plan dated 21 February, 2005 provides for the following:-

"5. USE OF FOOTPATH AND NATURE STRIP AREAS

5.1 Street Vendors

Council will accept applications for Street Vending Permits as outlined in APPENDIX F of the document. Applications will be assessed on an individual basis at the discretion of the Director of Planning Environmental and Community Services.

5.2 Footpath Hoardings

Footpath hoardings are generally assessed and approved in accordance with Development Applications. For applications to use footpath or nature strip areas as hoardings, or for unloading and loading of goods, a written proposal should be forwarded to Council detailing the proposed use, duration of use and reason for requiring the use of the road reserve.

Applications will be assessed on an individual basis at the discretion of the Director of Planning Environmental and Community Services.

5.3 Footpath Restaurants

Council will accept applications for Footpath Dining Areas as outlined in APPENDIX G of the document. Applications will be assessed on an individual basis at the discretion of the Director Planning Environmental and Community Services.

5.4 Advertising Materials

Council has in place a Development Control Plan No. 6 – Outdoor Advertising. This DCP covers all matters relating to advertising both within private property and the public road reserves under Council control. Applications will be assessed in accordance with this DCP by the Director Planning Environmental and Community Services."

In terms of what is actually being conducted within the road reserves particularly within the Central Business District of the town of Kyogle, the use of the road reserves is predominantly informal, indiscriminate and in many cases untidy. In particular some businesses are placing up to three A-frame signs along the footpath in front of their shop, which can hinder the safe passage of pedestrians along the footpath and are a potential form of hazard for disabled persons. Similarly, the placement of chairs and tables adjacent to carparking within Summerland Way can cause additional conflicts between motorists and restaurant customers. Although Figure 1 of Appendix G of the Road Reserve Management Plan indicates placement of chairs and tables at the kerbside, it is considered that placement of chairs and tables adjacent to the shopfront only, would be a more appropriate outcome for this form of land use. Whilst the main street master plan proposed dedicated outdoor dining areas inside the parallel parking areas near the take away shops, this configuration has not occurred but ultimately would still be the preferred long term arrangement, once other provision for carparking have been finalised.

Whilst there is provision in Council's Management Plan for a charge of \$31.20 per square metre of useable area, there is no record of such amount being charged. It is considered that following the completion of the Mainstreet Program – Footpath Upgrade component, it is now an appropriate time to discuss this aspect of the Road Reserve Management Plan with the Chamber of Commerce and individual shop operators in order to regularise the amount of footpath being utilised for commercial uses, standardise the number, location and scale of footpath advertising hoardings located within the road reserve and determine an equitable approach for these activities prior to charging the respective operators on an annual basis.

Council has recently received a complaint regarding goods being located within the road reserve along the shopfront and also along the kerbside stating that this presents a hazard to the elderly, is untidy and disruptive.

Conclusion

Signage

It is considered that Council should either limit the placement of A frame signage to one only per premises or none at all due to the opportunities for these signs to create a trip or disruptive hazard in the street.

Goods for sale

A consistent approach is required to be implemented for those businesses which display goods for sale within the road reserve. A strip along the shopfront of maximum width 1 metre is considered sufficient and this would allow for pedestrian movement on the balance of the footpath area.

Outdoor Dining

Similarly, the conduct of outdoor dining should be limited to a strip along the shopfront, having a maximum width of 1.5 metres and using portable structures which are to be removed from this location at close of business each day.

Charity Organisations

It is considered that no change to the current arrangements are required for use of the road reserve areas by charitable organisations.

Recommendation

1. That the Use of Road Reserves for Commercial Use Including Placement of Signage report be received and noted.
2. That the Planning & Environment Committee discuss the issues raised in the report with a view to formalising further discussion with the Chamber of Commerce and individual shop operators.

13A.2 RURAL FIRE SERVICE ZONING AND SERVICE AGREEMENTS

Summary/Purpose

This report seeks a resolution from Council to adopt the agreement between Kyogle, Richmond Valley and Lismore City Councils to form the Northern Rivers Rural Fire Service Zone and the Zone Service Agreement.

Community Strategic Plan Item(s)

- Environmental and Pastoral

Previous Council Consideration

Reports on the Rural Fire Service Zoning proposal were considered by Council at the August 2010 and September 2010 ordinary meetings. At its September meeting Council resolved the following:

1. That the Rural Fire Service Zoning Proposal report was received and noted.
2. That Council supports the zoning proposal in principle.
3. That the General Manager be authorised to hold further discussions with the Rural Fire Service, Richmond Valley Council and Lismore City Council to refine the zoning agreement document and confirm the method of apportioning costs paid to the RFS and to the Council administering the zone budget on Council's behalf and that a further report be brought back to Council prior to execution of the agreement.

Report

Discussions authorised in the above resolution have been held, and it has been agreed by the parties that the fee payable to Richmond Valley Council for the provision of financial and accounting to the zone is to be based on the historical number of transactions that each Council has previously incurred and that this fee be reviewed annually and where required, appropriately adjusted.

The zoning agreement, which has been amended to include this provision (Section 14) is included as an attachment 1 to this report.

The calculation of the applicable fee on the above basis results in a cost split of 38% to Lismore City Council, 31.6% to Kyogle Council and 30.4% to Richmond Valley Council and the amount payable by Kyogle Council in the first year, based on Richmond Valley Council's estimate of the time involved by various staff to carry out the financial and accounting tasks, is \$13,099.32.

The detailed calculation of the applicable costs is included as attachment 2 to this report.

Administration and accounting tasks relating to the Rural Fire Service have previously been absorbed by Council as part of its general administration budget and transfer of these duties will not in itself result in a cost saving to Council to offset the fee payable to Richmond Valley Council under the agreement, but it will enable staff time previously spent on these duties to be allocated to other duties relevant to their positions.

The Rural Fire Service Northern Rivers Manager has advised by email that Council's costs associated with the management of the new zone can be included in the annual RFS budget of which Council is required to pay 11.7% contribution. On this basis, the actual cost to Council relating to administration and accounting would be 11.7% of the charge from Richmond Valley Council, or \$1,532.62. Richmond Valley Council proposes to charge the administration fee at the end of the financial year based on actual transactions through the year.

The RFS Northern Rivers Manager has also advised that after the agreement has been approved, there is a requirement to source mechanical services for the RFS vehicle fleet by tender and he believes there will be an opportunity for Council to increase the amount of vehicle servicing using Council's workshop facilities. This would provide additional

income to offset the additional administration costs associated with the Zoning agreement.

Council also has a Service Level Agreement with the Rural Fire Services. The agreement was to expire in October 2010 but was extended at the request of the Service to June 30, 2011 pending the finalisation of the establishment of the Northern Rivers Zone. The intention is that the new Zone will operate from July 1, 2011 subject to agreement with the participating Councils and a new Service Agreement for the Zone has been prepared to replace the existing agreement from that date.

A copy of the Rural Fire District Service Level Agreement – Northern Rivers Zone, is included as attachment 3 to this report.

The main change in the Service Level Agreement is to the Liaison Committee which oversees the performance of the RFS in providing the agreed levels of service. This Committee will have 11 members, being one Councillor from each Council, the General Manager or nominated delegate from each Council, one volunteer rural fire fighter from each of the three districts and two RFS staff, including the Zone Manager.

Budget & Financial Aspects

As explained in the report, there will be an increase in cost to Council of \$1532.62 for administration and financial management relating to the proposal in the first year, which will then be adjusted in subsequent years based on the proportion of transactions processed by the zone relating to the Kyogle Rural fire District.

It is anticipated that following the commencement of the agreement there will be an opportunity for Council to tender for provision of mechanical services to the Zone which if successful, will increase income to Council.

Recommendation

1. That the "Rural Fire Service Zoning Agreement" report be received and noted.
2. That the Mayor and General Manager be authorised to execute the Northern Rivers Rural Fire Service Zoning Agreement under Council seal.
3. That the Mayor and General Manager be authorised to execute the Northern Rivers Zone Rural Fire District Service Agreement under Council seal.

Attachments

1. Northern Rivers RFS Zoning Agreement
2. Finance and Accounting Cost summary
3. Rural Fire District Service Agreement – Northern Rivers Zone

Summary/Purpose

This report is provided to Council in response to the resolution of Council at their Ordinary Meeting of April 18, 2011.

Community Strategic Plan Item(s)

- Waste and Water

Previous Council Consideration

At its Ordinary Meeting of April 18, 2011, Council resolved;

“That Council authorise the General Manager to accept Kembla Watertech Pty Ltd alternate tender and associated schedule of mandatory prices for variations for Contract Number 2010/11-004, Relining Gravity Sewerage Mains.”

And;

“That a further report be brought back to Council if variations for additional relining works under the tendered rates are identified.”

Report

The total available budget for sewer capital works in 2010/11 is \$365,574 (Ex GST). The accepted tendered lump sum amount is \$135,681 (Ex GST). An allowance of 20% is used to cover Councils costs of minor repairs required by excavation to allow for relining of mains, so it is estimated to cost \$162,817 to complete the 1.9km identified in the original tender.

There are additional projects to be funded from the sewer capital renewals program including the replacement of the electrical switchgear in the Geneva Sewage Pumping Station, and the re-alignment of the sewer rising main in Bonalbo where it crosses an open drain. These two projects are estimated at \$40,000 and \$20,000 respectively.

Following a review of the remaining budget and other critical sewer capital works, it is proposed to engage the contractor to undertake additional relining and CCTV works in accordance with the schedule of rates for variations included in the contract. Based on condition assessment data, a series of additional sewer lines in the catchments of highest inflow and infiltration in the village of Kyogle have been identified. These total 1.24km over 29 individual lines. An allowance has also been made for additional CCTV inspection of some sewer mains which have not previously been inspected. Based on the rates for variations under the contract, this equates to an additional \$118,964 (Ex GST) of works.

Budget & Financial Aspects

The proposed capital works program below summarises the proposed expenditure of the current available budget;

- \$ 135,681 - lump sum tender amount Contract 2010/11-004 (Ex GST)
- \$ 118,964 - additional works under Contract 2010/11-004 (Ex GST)
- \$ 50,929 - 20% allowance for Council to undertake minor repairs
- \$ 60,000 - Other renewals
- \$ 365,574 - Total Available Budget**

Recommendation

1. That the report on the Tenders for Relining Gravity Sewerage Mains Contract Number 201/11-004 be received and noted.
2. That Council authorise the General Manager to engage Kembla Watertech Pty Ltd to undertake additional works up to the amount identified in this report, in accordance with the schedule of rates for variations under Contract Number 2010/11-004, Relining Gravity Sewerage Mains.

13A.4 SELF HELP PROGRAM POLICY

Summary/Purpose

This report relates to the adoption of a Self Help Policy whereby works on the road reserve can be voluntarily funded by the community

Community Strategic Plan Item(s)

- Roads and Infrastructure

Previous Council Consideration

Council considered a report on the proposed policy at its ordinary meeting on December 20, 2010 and resolved that the draft policy be adopted for public exhibition and comment/

Report

The report was advertised on Council's website and in the newsletter in March and April with comments requested up to the end of April. No comments have been received on the policy to date.

A copy of the policy is attached.

Recommendation

That the Self Help Program Policy be adopted.

Attachments

1. Draft Self Help Policy as advertised

ITEM 13B PLANNING SERVICES REPORT

13B.1 DEVELOPMENT APPLICATIONS RECEIVED, DETERMINED AND OUTSTANDING FOR THE PERIOD APRIL 1, 2011 TO APRIL 30, 2011

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

2007/188

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

2008/87

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

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

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

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

2010/74

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, Wiangaree
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

2010/107

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

2010/122

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

2010/132

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

2010/150

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

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

2011/20

Property: Lot 13 DP 1081723 Fairy Mount Parish, Rous County.
Address: Kyogle Rd Homeleigh
Applicant/Owner: Coastline Building Certification / PJ & SJ Owen
Proposal: Dwelling
Received: Referred To DMP For Comment
Status: Awaiting DMP Comments

2011/22

Property: Lot 270 DP 4517 Fairy Mount Parish, Rous County.
Address: Stratheden St Kyogle
Applicant/Owner: Kyogle Council / Kyogle Council
Proposal: Art Gallery, Museum, Library Extension
Received: Referred To DMP For Comment
Status: Awaiting DMP Comments

2011/28

Property: Lot 3 DP 759111 Donaldson Parish, Rous County.
Address: MacPherson St Woodenbong

Applicant/Owner: Genesis Two Pty Ltd / TH Strand
Proposal: Renovation & Licenced Cafe
Received: Referred To DMP For Comment
Status: Awaiting DMP Comments

2011/30
Property: Lot 21 DP 869244 Sandilands Parish, Drake County.
Address: Bruxner Hwy Mallanganee
Applicant/Owner: Ardill Payne & Associates / FK & JB Holmes
Proposal: Quarry Extension
Received: Referred To DMP For Comment
Status: Awaiting DMP Comments

2011/34
Property: Lot 12 DP 582916 Stratheden Parish, Rous County.
Address: Edenville Rd Cedar Point
Applicant/Owner: Rodney John Graham / PA Carlill
Proposal: Quarry
Received: Referred to DMP for Comment
Status: Awaiting DMP Comments

2011/37
Property: Lot 24 DP 6798 Runnymede Parish, Rous County.
Address: Highfield Rd Kyogle
Applicant/Owner: Unique Building Solutions / GA Johnston
Proposal: Duplex
Received: Referred To DMP For Comment
Status: Awaiting Applicant's Comments

2011/39
Property: Lot 3 DP 260848 Ettrick Parish, Rous County.
Address: Afterlee Rd Smiths Creek
Applicant/Owner: D & J Lamberton / DA Lamberton & Jonathan
Proposal: Multiple Occupancy
Received: Referred To DMP For Comment
Status: Awaiting DMP Comments

2011/51
Property: Lot 1 DP 532420 Fairy Mount Parish, Rous County.
Address: Summerland Way Kyogle
Applicant/Owner: Eden Creek Fairymount Preschool / Kyogle Citizens Band Inc
Proposal: Shade Sails
Received: Referred To DMP For Comment
Status: Approved subject to conditions

2011/59
Property: Lot 1 DP 531985 Unumgar Parish, Rous County.
Address: Summerland Way Unumgar
Applicant/Owner: MJ Smith Ground Preparation / KJ & II Clark
Proposal: Quarry
Received: Referred To DMP For Comment
Status: Awaiting DMP Comments

2011/69
Property: Lot 51 DP 1121658 Boorabee Parish, Rous County.

| | |
|------------------|---|
| Address | Boorabee Creek Rd Boorabee Park |
| Applicant/Owner: | Timothy Dilli |
| Proposal: | Dwelling & Studio |
| Received: | Referred To DMP For Comment |
| Status: | Awaiting DMP Comments |
| <hr/> | |
| 2011/76 | |
| Property: | Lot 13 DP 113020 Loadstone Parish, Rous County. |
| Address: | Lynchs Creek Road, Lynches Creek |
| Applicant/Owner: | WD Baty / WD & VW Baty |
| Proposal: | Boundary Adjustment |
| Received: | Referred To DMP For Comment |
| Status: | Awaiting DMP Comments |
| <hr/> | |
| 2011/78 | |
| Property: | Lot 1 DP 435758 Ettrick Parish, Rous County. |
| Address: | Ghinni Ghi Rd Ghinni Ghi |
| Applicant/Owner: | PD Wallbank / PD & A Wallbank |
| Proposal: | Subdivision For Boundary Adjustment |
| Received: | Referred To DMP For Comment |
| Status: | Awaiting DMP Comments |
| <hr/> | |
| 2011/79 | |
| Property: | Lot 6 DP 623399 Runnymede Parish, Rous County. |
| Address: | Summerland Way Kyogle |
| Applicant/Owner: | Stephen Fletcher & Associates / Mr Fr Vary |
| Proposal: | Subdivision (staged) to create 124 industrial lots |
| Received: | Referred To DMP For Comment |
| Status: | Awaiting DMP Comments |
| <hr/> | |
| 2011/80 | |
| Property: | Lot 11 DP 1101053 Hanging Rock Parish, Rous County. |
| Address: | Williams Rd Barkers Vale |
| Applicant/Owner: | GM Project Development / GA Little & GF Behrend |
| Proposal: | Expansion of a Landsharing Community |
| Received: | Referred To DMP For Comment |
| Status: | Awaiting DMP Comments |
| <hr/> | |
| 2011/81 | |
| Property: | Lot 12 DP 1119341 Bonalbo Parish, Buller County. |
| Address: | Farm Rd Bonalbo |
| Applicant/Owner: | Newton Denny Chapelle / R Karni & CL Miller |
| Proposal: | Subdivision For Boundary Adjustment |
| Received: | Referred To DMP For Comment |
| Status: | Awaiting DMP Comments |
| <hr/> | |
| 2011/83 | |
| Property: | Lot 17 DP 877275 Runnymede Parish, Rous County. |
| Address: | Kamala Avenue, Kyogle |
| Applicant/Owner: | EG McBride / EG & CA McBride |
| Proposal: | Carport |
| Received: | Referred To DMP For Comment |
| Status: | Approved subject to conditions |
| <hr/> | |
| 2011/84 | |
| Property: | Lot 24 DP 755750 Unumgar Parish, Rous County. |

Address: Hildebrands Road, Dairy Flat
Applicant/Owner: Riordans Consulting Surveyors / H & H Tribolet
Proposal: Subdivision by Boundary Adjustment
Received: Referred To DMP For Comment
Status: Awaiting DMP Comments

2011/85

Property: Lot 1 DP 626397 Bonalbo Parish, Buller County.
Address: Dyraaba Street Bonalbo
Applicant/Owner: JA Lord / JA Lord
Proposal: Dwelling
Received: Referred To DMP For Comment
Status: Awaiting DMP Comments

2011/86

Property: Lot 2 DP 123614 Bonalbo Parish, Buller County.
Address: Sanidilands Street Mallanganee
Applicant/Owner: SE Kelly / SE Kelly
Proposal: Garage
Received: Referred To DMP For Comment
Status: Awaiting DMP Comments

2011/87

Property: Lot 2 DP 64089 Fairy Mount Parish, Rous County.
Address: Stratheden Street Kyogle
Applicant/Owner: AL Leverett / AL Leverett & BJ Martin
Proposal: Dwelling additions
Received: Referred To DMP For Comment
Status: Awaiting DMP Comments

2011/88

Property: Lot A DP 180227 Fairy Mount Parish, Rous County.
Address: Summerland Way Kyogle
Applicant/Owner: J Farina / C Viel & RC Endres
Proposal: Takeaway food business
Received: Referred To DMP For Comment
Status: Approved subject to conditions

2011/89

Property: Lot 2 DP 811042 Fairy Mount Parish, Rous County.
Address: Etrick Street Kyogle
Applicant/Owner: BA Taylor / MJ & BA Taylor
Proposal: Shed
Received: Referred To DMP For Comment
Status: Awaiting DMP Comments

2011/90

Property: Lot 2 DP 537648 Runnymede Parish, Rous County.
Address: Summerland Way, Kyogle
Applicant/Owner: Stephen P McElroy & Associates / Duncan's Holdings
Proposal: Commercial Building Extension
Received: Referred To DMP For Comment
Status: Awaiting DMP Comments

2011/91

Property: Lot 5 Section 2 DP 7628 Geneva Parish, Rous County.
Address: Savile Street Geneva
Applicant/Owner: North Coast Sheds Patios and Carports/FA & GM Turner
Proposal: Garage
Received: Referred To DMP For Comment
Status: Awaiting DMP Comments

2011/92

Property: Lot 84 DP 755732 Queebun Parish, Rous County.
Address: Woods Road Dobies Bight
Applicant/Owner: Del Casa Homes / Hamilton Family Trust
Proposal: Dwelling addition
Received: Referred To DMP For Comment
Status: Approved subject to conditions

2011/93

Property: Lot 102 DP 247906 Geneva Parish, Rous County.
Address: Saville Street Geneva
Applicant/Owner: JJ & CV Hurley
Proposal: Dwelling additions
Received: Referred To DMP For Comment
Status: Awaiting DMP Comments

2011/94

Property: Lot 10 Sec 4 DP 7628 Geneva Parish, Rous County.
Address: Norledge Street Geneva
Applicant/Owner: SC Wells / SC Wells & LK Stanford
Proposal: Subdivision
Received: Referred To DMP For Comment
Status: Awaiting DMP Comments

2011/95

Property: Lot 266 DP 755732 Queebun Parish, Rous County.
Address: Sextonville Road Dyraaba
Applicant/Owner: RA Slater
Proposal: Change of business address for Motor Vehicle Licence
Received: Referred To DMP For Comment
Status: Approved subject to conditions

2011/96

Property: Lot 1 Sec 5 DP 6063 Robertson Parish, Rous County.
Address: Sandilands Street Bonalbo
Applicant/Owner: Caringa Enterprises Limited / Louisa Johnston Training Centre
Proposal: Verandah
Received: Referred To DMP For Comment
Status: Approved subject to conditions

2011/97

Property: Lot 69 DP 751059 Donaldson Parish, Rous County.
Address: Macpherson Street Woodenbong
Applicant/Owner: PL Taylor / PL & KJ Taylor
Proposal: Dwelling
Received: Referred To DMP For Comment
Status: Awaiting DMP Comments

2011/98

Property: Lot 1 DP 590880 Dondaldson Parish, Rous County.
Address: Roseberry Lane Woodenbong
Applicant/Owner: BJ Crain
Proposal: Shed & verandah
Received: Referred To DMP For Comment
Status: Awaiting DMP Comments

2011/99

Property: Lot 2 DP 263202 Jiggi Parish, Rous County.
Address: Oxbow Road Cawongla
Applicant/Owner: L Trantino / L Trantino & D Trantino
Proposal: Multiple Occupancy
Received: Referred To DMP For Comment
Status: Awaiting DMP Comments

2011/100

Property: Lots 3 & 4 DP 773068 Jiggi Parish, Rous County.
Address: Stony Chute Road Wadeville
Applicant/Owner: Staron Pty Ltd
Proposal: Shed
Received: Referred To DMP For Comment
Status: Awaiting DMP Comments

2011/101

Property: Lot 52 DP 1076878 Geneva Parish, Rous County.
Address: Ettrick Street Kyogle
Applicant/Owner: AR Davie / BE & IM McGrath
Proposal: Shed addition
Received: Referred To DMP For Comment
Status: Awaiting DMP Comments

2011/102

Property: Lot 11 DP 1058287 Fairy Mount Parish, Rous County.
Address: Andrew Street Kyogle
Applicant/Owner: DW McNamara / McNamara & Tierney Pty Ltd
Proposal: Change of use for landscaping/storage
Received: Referred To DMP For Comment
Status: Awaiting DMP Comments

2011/103

Property: Lot 5 Sec 2 DP 17765 Robertson Parish, Rous County.
Address: Carey Street Bonalbo
Applicant/Owner: JA Bradshaw / JH Weir
Proposal: Shed
Received: Referred To DMP For Comment
Status: Awaiting DMP Comments

2011/104

Property: Lot 9 Sec 22 DP 758944 Tabulam Parish, Rous County.
Address: Barnes Street Tabulam
Applicant/Owner: Tabulam Public Hall Trustees
Proposal: Change of use for landscaping/storage
Received: Hall additions

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|------------------|---|
| Status: | Approved subject to conditions |
| <hr/> | |
| 2011/105 | |
| Property: | Lot 10 DP 1135559 Runnymede Parish, Rous County. |
| Address: | Summerland Way Kyogle |
| Applicant/Owner: | RD Hanby & Associates Pty Ltd / SM & JM Scarrabelotti |
| Proposal: | Shed, fence and retaining structure |
| Received: | Referred To DMP For Comment |
| Status: | Awaiting DMP Comments |
| <hr/> | |
| 2011/106 | |
| Property: | Lot 15 DP 662572 Donaldson Parish, Rous County. |
| Address: | Macpherson Street Woodenbong |
| Applicant/Owner: | BL Osbrough / KJ & V Wernowski |
| Proposal: | Change of use - hairdresser |
| Received: | Referred To DMP For Comment |
| Status: | Awaiting DMP Comments |
| <hr/> | |
| 2011/107 | |
| Property: | Lot 10 DP 1105782 Runnymede Parish, Rous County. |
| Address: | Yongurra Road Kyogle |
| Applicant/Owner: | AR & VM Page |
| Proposal: | Rural shed |
| Received: | Referred To DMP For Comment |
| Status: | Awaiting DMP Comments |
| <hr/> | |
| 2011/108 | |
| Property: | Lot 8 DP 249222 Geneva Parish, Rous County. |
| Address: | Omagh Road Geneva |
| Applicant/Owner: | Newton Denny Chapelle / JR & JD Singh |
| Proposal: | Subdivision |
| Received: | Referred To DMP For Comment |
| Status: | Awaiting DMP Comments |
| <hr/> | |
| 2011/109 | |
| Property: | Lots 22, 23, 48 & 49 DP 751069 Lindsay Parish, Rous County. |
| Address: | Clarence Way Urbenville |
| Applicant/Owner: | Newton Denny Chapelle / BA & HJ Hill |
| Proposal: | Subdivision |
| Received: | Referred To DMP For Comment |
| Status: | Awaiting DMP Comments |
| <hr/> | |
| 2011/110 | |
| Property: | Lots 2 & 3 DP 537648 Runnymede Parish, Rous County. |
| Address: | Summerland Way Kyogle |
| Applicant/Owner: | Stephen P McElroy & Assoc Pty Ltd / Duncan's Holdings Pty Ltd |
| Proposal: | Commercial shed / shade cover |
| Received: | Referred To DMP For Comment |
| Status: | Awaiting DMP Comments |
| <hr/> | |
| 2011/111 | |
| Property: | Pt Lot 1 DP 553068 Roseberry Parish, Rous County. |
| Address: | Summerland Way Grevillia |
| Applicant/Owner: | AJ Lever |

Proposal: Relocate dwelling
Received: Referred To DMP For Comment
Status: Approved subject to conditions

2011/112

Property: Lot 225 DP 4517 Fairy Mount Parish, Rous County.
Address: Kyogle Road Kyogle
Applicant/Owner: All Steel Garages & Sheds / RA & CA York
Proposal: Shed
Received: Referred To DMP For Comment
Status: Awaiting DMP Comments

2011/113

Property: Lot 802 DP 1006390 Wyndham Parish, Rous County.
Address: Wiangaree Back Road West Wiangaree
Applicant/Owner: PH & J Low
Proposal: Swimming pool
Received: Referred To DMP For Comment
Status: Awaiting DMP Comments

2011/114

Property: Lot 10 DP 247906 & Lot 11 DP 1033388 Geneva Parish, Rous County.
Address: Saville Street & Harrison Street Geneva
Applicant/Owner: Newton Denny Chapelle / JJ & CV Hurley & RB & ML Harrison
Proposal: Subdivision
Received: Referred To DMP For Comment
Status: Awaiting DMP Comments

2011/115

Property: Lot 5 DP 244010 Geneva Parish, Rous County.
Address: James Street Geneva
Applicant/Owner: DB Ellis & KL Piggott
Proposal: Shed
Received: Referred To DMP For Comment
Status: Awaiting DMP Comments

2011/116

Property: Lot 11 DP 628570 Loadstone Parish, Rous County.
Address: Gradys Creek Road Gradys Creek
Applicant/Owner: DW & KA Gibson
Proposal: Shed
Received: Referred To DMP For Comment
Status: Awaiting DMP Comments

2011/117

Property: Lot 22 DP 814607 Geneva Parish, Rous County.
Address: Anzac Drive Geneva
Applicant/Owner: G Joliffe / G & K Joliffe
Proposal: Dwelling additions
Received: Referred To DMP For Comment
Status: Awaiting DMP Comments

2011/118

Property: Lot 14 DP 1082436 Queebun Parish, Rous County.
Address: Sextonville Road Dobies Bight
Applicant/Owner: SJ Smith / SJ & SR Smith
Proposal: Dwelling additions
Received: Referred To DMP For Comment
Status: Awaiting DMP Comments

2011/119

Property: Lot 3 DP 12802 Fairy Mount Parish, Rous County.
Address: Campbell Road Kyogle
Applicant/Owner: SJ Smith / SJ & SR Smith
Proposal: Shed
Received: Referred To DMP For Comment
Status: Awaiting DMP Comments

2011/120

Property: Lot 1 DP 1161835 Runnymede Parish, Rous County.
Address: Summerland Way Kyogle
Applicant/Owner: LW Rixon
Proposal: Relocated dwelling
Received: Referred To DMP For Comment
Status: Awaiting DMP 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 April 2011 to 30 April 2011 be received and noted.

2. That the information contained in the report Development Applications Received, Determined and Outstanding for the period 1 April 2011 to 30 April 2011 only in relation to DA.../... and DA.../.... In which Councillors have declared an interest be received and noted.

13B.2 DEVELOPMENT APPLICATION 2011-22 - ART GALLERY/MUSEUM

Summary/Purpose

A report on this item will be distributed at or prior to the Ordinary meeting.

13B.3 MINUTES OF PLANNING AND ENVIRONMENT COMMITTEE MEETING

Summary/Purpose

This report presents the minutes of the Planning and Environment Committee Meeting held April 13, 2011.

Report

The minutes of the meeting appear below:

Kyogle Council
Unconfirmed Minutes of the Planning & Environmental Meeting held in the Council Chambers, Stratheden Street, Kyogle, on April 13, 2011.

PRESENT

Cr. E. Bennett, (Mayor in the Chair), Cr. R. Brown and Cr. L. Zito

IN ATTENDANCE

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

MEETING COMMENCEMENT

The Mayor declared the meeting open at 3:30 pm

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 KYOGLE FLOODPLAIN RISK MANAGEMENT PLAN

Committee's Recommendation

Moved Councillor Ross Brown, seconded Councillor Lynette Zito.

1. That the report be received and noted.

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

Item-5.2 RECREATION DIRT BIKE RIDING IN THE KYOGLE LOCAL GOVERNMENT AREA

Committee's Recommendation

Moved Councillor Ross Brown, seconded Councillor Lynette Zito.

1. That the report Recreation Dirt Bike Riding in the Kyogle Local Government Area be received and noted.

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

Moved Councillor Ross Brown, seconded Councillor Lynette Zito.

2. That during the period of public display, Council officers allow the suggested changes to be trialled on those properties where conflict currently exists, other than those dirt bike activities which would otherwise require the preparation and submission of a development application.

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

Moved Councillor Lynette Zito, seconded Councillor Ross Brown.

3. That Council amend the content of Development Control Plan – 11, Exempt Development and Development Control Plan – 12, Complying Development in accordance with the amendments as outlined in the report and places the Draft Amended Development Control Plans on public exhibition for a period of 28 days during which submissions are invited to be lodged with Council.

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

MEETING CLOSURE

There being no further business the Mayor declared the meeting closed at 4:00pm

Recommendation

Additional information and recommendation to be provided prior to the meeting.

ITEM 13C ENVIRONMENT SERVICES REPORT

Nil.

ITEM 13D CORPORATE SERVICES REPORT

13D.1 2011/2012 DRAFT MANAGEMENT PLAN

Summary/Purpose

This report presents the 2011/2012 Draft Management Plan for adoption to go on public display.

Background Information

Part 2 of Chapter 13 of the Local Government Act provides that:

Preparation of draft management plans

During each year, a council must prepare a draft management plan with respect to:

- (a) the council's activities for at least the next 3 years, and
- (b) the council's revenue policy for the next year.

Public notice of draft management plan

- (1) A council must give public notice of its draft management plan after it is prepared.
- (2) The period of public exhibition must not be less than 28 days.
- (3) The public notice must specify that submissions may be made to the council at any time during the period of public exhibition.
- (4) The council must publicly exhibit the draft management plan in accordance with its notice.
- (5) During the period of public exhibition, the council must have for inspection at its office (and at such other places as it may determine) a map which shows those parts of its area to which each category and sub-category of the ordinary rate and each special rate included in the draft management plan applies.

Adoption of management plan

- (1) Before the end of each year, a council must adopt a management plan for the following year after it has been prepared and exhibited in accordance with this Part and any other matters it considers relevant.
- (2) In deciding on the final plan to be adopted, a council must take into consideration any submissions that have been made concerning the draft management plan prepared and exhibited in accordance with this Part.

Report

Council has prepared a budget for the next ten years that on the one hand focuses on addressing strategic challenges facing Council (in particular, roads and bridges, quarries, stormwater and flood mitigation, waste, water and sewerage) whilst on the other hand, continuing to achieve satisfactory financial results and prudently maintaining reserves for future requirements.

The draft management plan contains figures for the next three years.

The Department of Local Government has announced that a percentage increase of 2.8% will be allowable under rate pegging.

Management Plan Documents

A copy of the Draft Management Plan is attached to this report.

Public Submissions Received to Date

Responses will be sent to all parties that have made submissions up to the date of writing this report.

Public Exhibition

The Management Plan will be placed on Council's Web Site and hard copies will be located at various libraries, general stores and public locations throughout the Council area to allow as many people as possible to read the Draft document.

Advertisements will be placed in the Northern Star, Express Examiner and Council's Newsletter advising that the Management Plan is on display and calling for submissions.

Public Meetings

Public Meetings have been held at Woodenbong, Bonalbo and Kyogle during the preparation of the Management Plan.

Recommendation

That Council adopt the Draft Management Plan and give public notice inviting submissions from interested persons with submissions closing at 4:30 p.m. on 21 June, 2011.

Attachments

2011/2012 Draft Management Plan - separately provided.

Summary/Purpose

This report presents the minutes of the Governance Committee meeting held 9 May 2011.

Community Strategic Plan Item(s)

- Governance and Community Service

Report

The minutes of the meeting appear below:

Kyogle Council

Unconfirmed Minutes of the Governance Committee Meeting held in the Council Chambers, Stratheden Street, Kyogle, on 9 May 2011.

PRESENT

Cr. E. Bennett, (Mayor in the Chair) and Cr. J. Wilson.

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 3.00 pm.

ITEM 1 APOLOGIES

An apology was received from Councillor Lynette Zito.

GOV090511/ 1 RECOMMENDATION

Moved Councillor Janet Wilson, seconded Councillor Ernie Bennett.

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

CARRIED

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 INTERNAL AUDIT COMMITTEE MEMBERS**

GOV090511/ 2 RECOMMENDATION

Councillor Janet Wilson, seconded Councillor Ernie Bennett.

1. That the report on Internal Audit Committee Members was received and noted.
2. That the General Manager, Mayor and Clr Zito interview the two applicants and consider an appropriate payment for internal audit committee members and report back to Council on the outcomes.

CARRIED

MEETING CLOSURE

There being no further business the Mayor declared the meeting closed at 3.06 p.m.

Recommendation

1. That the Minutes of the Governance Meeting held on 18 April 2011, be received and noted.
2. That the General Manager, Mayor and Clr Zito interview the two applicants and consider an appropriate payment for internal audit committee members and report back to Council on the outcomes.

ITEM 13E COMMUNITY SERVICES REPORT

Nil.

ITEM 13F GENERAL MANAGER'S REPORT

Nil.

ITEM 14 URGENT BUSINESS WITHOUT NOTICE

Nil.

ITEM 15 QUESTIONS FOR NEXT ORDINARY MEETING

Nil.

ITEM 16 CONFIDENTIAL BUSINESS PAPER

16.1 GENERAL INSURANCE TENDER

Reason for Confidentiality

This report is **CONFIDENTIAL** in accordance with Section 10A(2)(d) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to the following: -

- (d) commercial information of a confidential nature

KYOGLE COUNCIL



ATTACHMENTS

ORDINARY COUNCIL MEETING

ON 23 MAY 2011

12.3 FINANCIAL REPORTS - APRIL 2011

Kyogle Council



Financial Reports 30 April, 2011

**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 11 MAY 2011

| | ARREARS 1-Jul-10 | NET CHARGES 2010-2011 | PAYMENTS | OUTSTANDING BALANCE | PERCENTAGE COLLECTED |
|---------------------------------|---------------------|-----------------------------|--------------|------------------------|-------------------------|
| RATES, SERVICES AND INTEREST | 742,495.21 | 7,063,352.12 | 5,952,066.29 | 1,853,781.04 | 76.25% |

PRESENTED TO COUNCIL MAY 2011

Note:

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

KYOGLE COUNCIL

STATEMENT OF BANK BALANCES AS AT

30-Apr-11

| FUND | CLOSING BANK BALANCE 30-Apr-11 | INVESTMENT BALANCE 30-Apr-11 |
|---------------------------|--------------------------------------|------------------------------------|
| GENERAL FUND | | |
| UNRESTRICTED | (1,812,126.27) | 3,200,000.00 |
| INTERNALLY RESTRICTED | 791,937.82 | 3,500,000.00 |
| STATE HIGHWAYS | 1,769,306.64 | |
| QUARRIES | 640,268.05 | |
| PLANT | 4,347,576.22 | |
| EXTERNALLY RESTRICTED | 235,249.55 | 700,000.00 |
| | 5,972,212.01 | 7,400,000.00 |
| RESTRICTED | | |
| WATER SUPPLIES | 762,319.72 | |
| SEWERAGE SYSTEMS | 712,486.79 | 500,000.00 |
| DOMESTIC WASTE | 384,252.37 | |
| ORDINARY TRUST | 37,441.90 | |
| | 1,896,500.78 | 500,000.00 |
| CONSOLIDATED FUNDS | 7,868,712.79 | 7,900,000.00 |

KYOGLE COUNCIL

SUMMARY OF INVESTMENTS AS AT 30/04/11

| | BANK | TYPE | TERM | AMOUNT | RATE P.A. | DUE DATE |
|---|----------------|--------------|---------|--------------|--------------|---------------|
| 1 | BANKWEST | TERM DEPOSIT | 40 DAYS | 1,000,000.00 | 5.45% | May 10, 2011 |
| 2 | CITIBANK | TERM DEPOSIT | 63 DAYS | 1,000,000.00 | 5.69% | May 16, 2011 |
| 3 | BANKWEST | TERM DEPOSIT | 62 DAYS | 1,500,000.00 | 5.55% | May 23, 2011 |
| 4 | SUNCORP METWAY | TERM DEPOSIT | 31 DAYS | 1,400,000.00 | 5.53% | May 30, 2011 |
| 5 | COMMONWEALTH | TERM DEPOSIT | 60 DAYS | 3,000,000.00 | 5.05% | June 24, 2011 |
| | | | | 7,900,000.00 | | |
| PRESENTED TO COUNCIL ON MAY 23, 2011 | | | | | | |
| 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) | | | | | | |
| <u>RESPONSIBLE ACCOUNTING OFFICER</u> | | | | | | |

COUNCILLORS TRAVEL EXPENSES

Apr-11

| COUNCILLOR NAME | KLMS CLAIMED | | CURRENT KM RATE | AMT REIMBURSED | |
|--------------------|--------------|---------------|--------------------|-----------------|------------------|
| | MONTHS | YTD | | MONTH | YTD |
| E Bennett | 0 | 9,220 | 0.74 | 0.00 | 6,757.80 |
| R. Brown | 0 | 0 | 0.74 | 0.00 | 0.00 |
| T. Cooper | 1,040 | 3,392 | 0.74 | 769.60 | 2,486.56 |
| R. Dwyer | 0 | 0 | 0.74 | 0.00 | 0.00 |
| J. O'Reilly | 0 | 454 | 0.74 | 125.56 | 331.42 |
| R. Leadbeatter | 0 | 152 | 0.74 | 0.00 | 112.48 |
| L. Passfield | 1,050 | 5,408 | 0.74 | 777.00 | 4,001.92 |
| J. Wilson | 0 | 0 | 0.74 | 0.00 | 0.00 |
| L. Zito | 0 | 0 | 0.64 | 0.00 | 0.00 |
| Total | 2,090 | 18,626 | | 1,672.16 | 13,690.18 |

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.