



## **NOTICE OF COUNCIL MEETING**

**An ORDINARY MEETING of LISMORE CITY COUNCIL will be held at the COUNCIL CHAMBERS, Oliver Avenue, GOONELLABAH on TUESDAY, SEPTEMBER 9, 2003, at 6.00pm and members of Council are requested to attend.**

Paul G. O'Sullivan  
**General Manager**

September 2, 2003

# **COUNCIL BUSINESS AGENDA**

September 9, 2003

## **PUBLIC ACCESS SESSION:**

**PAGE NO.**

**PUBLIC QUESTION TIME:**

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

**APOLOGIES AND LEAVE OF ABSENCE**

**CONFIRMATION OF MINUTES – Ordinary meeting 12/8/03**

**CONDOLENCES**

**DISCLOSURE OF INTEREST**

**MAYORAL MINUTES**

**NOTICES OF RESCISSION**

**NOTICES OF MOTION**

1 - 2

**SUSPENSION OF STANDING ORDERS**

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

**REPORTS**

3 - 13

**COMMITTEE RECOMMENDATIONS**

14 - 18

**DOCUMENTS FOR SIGNING AND SEALING**

19

**QUESTIONS WITHOUT NOTICE**

**CONFIDENTIAL MATTERS - COMMITTEE OF THE WHOLE**

# INDEX

<b>REPORTS:</b>	<b><u>PAGE NO.</u></b>
Lismore Lake Draft Plan of Management	3 - 7
Subdivision and Sale of Council Land in Bristol Circuit, Goonellabah	8 - 9
Application for Closure of Council Public Road at Wyrallah	10 - 11
Tender – Provision for 100mm diameter water main replacement – various locations	12 - 13
<b><u>Committee Recommendations:</u></b>	
Traffic Advisory Committee 20/8/03	14 - 18
<b><u>Documents for Signing and Sealing:</u></b>	19
<b><u>Questions Without Notice:</u></b>	
<b><u>CONFIDENTIAL MATTERS - Committee of the Whole:</u></b>	

**NOTICE OF MOTION**

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

**That in the interests of the health of our children and other pool users, appropriate shading over the small pool and at least half the larger pool be included at the time when the new pools on the Memorial Baths site are constructed.**

Reason:

Council has a duty of care to its residents when they use Council owned facilities. This area has the highest rates of skin cancer in the state and amongst the highest in the world. When the original pools were constructed Council was not aware of the dangers. We have no excuse this time.

**COUNCILLOR** D R Tomlinson

**DATE** August 27, 2003

**STAFF COMMENT BY:**

**General Manager**

The concept plans for the replacement Memorial Baths do not incorporate shading over the pool areas but appropriate sun protection is planned along the southern concourse and other user gathering points.

The tender specification can be written to incorporate the concept suggested by Cr. Tomlinson, either as a mandatory or an optional component.

**Manager-Special Projects & Properties**

Council has a Sun Protection Strategy (SPS) (Policy 3.1.14) which has as its "Aim" the reduction of skin cancer by:

1. reducing exposure to ultra violet radiation;
2. increasing awareness of the harmful effects of ultra violet radiation.

In respect to the redevelopment of the Memorial Baths the SPS seeks to achieve its aims primarily by the provision of shaded areas as noted below:

- a) 40% natural shade on the site – this can be achieved by appropriate landscaping;
- b) 20% cover for areas of "general use" – this can be achieved over the smaller pool and over the concourse, canteen and grandstand areas.

As the specific elements of the redevelopment proposal are not yet determined, it would be inappropriate to pass a resolution which was as specific as Councillor Tomlinson's motion. It would be more appropriate to refer to Council's adopted SPS which considers all of the elements of the whole site.

**LISMORE CITY COUNCIL - Meeting held September 9, 2003**

**Notice of Motion – Shade at Memorial Baths Site**

---

Such a resolution may be:

*“That in the interests of the health of our children and other pool users, the redevelopment of the Lismore Memorial Baths site conform to Council’s adopted **Community Sun Protection Strategy.**”*

(03-8839: P6768)

## LISMORE CITY COUNCIL - Meeting held on September 9, 2003

---

**Subject/File No:** LISMORE LAKE DRAFT PLAN OF MANAGEMENT  
(P27012)

**Prepared By:** Alex Wilford, Recreation Planner

**Reason:** An new Draft Plan of Management for Lismore Lake has been prepared.

**Objective:** To seek Council endorsement of the Draft Plan of Management for Lismore Lake before it is placed on public exhibition.

**Management Plan Activity:** Community Services

---

### **Background:**

Council adopted an initial plan of management for Lismore Lake in June 2001. That plan proposed that the lake be fully remediated to allow for a range of motorised water sports such as jet skiing, power boating, water skiing and model power boating.

The initial plan received strong and ongoing community opposition due to concerns that the use of motorised boats may result in negative impacts upon birds (including two threatened species) that inhabit the lake. Council received many letters and two petitions (containing approximately 1,000 and 600 signatures respectively) opposing the use of motorised boats on the lake and requesting that the lake be retained as a wetland area for birds and for passive and scenic recreation.

In response to the continued community opposition, in August 2002, Council resolved to amend the initial plan of management so that motorised boats would not be permitted to use the lake. A new draft plan of management has been prepared and is separately attached.

Representatives of the National Parks and Wildlife Service (NPWS) and the Department of Infrastructure, Planning and Natural Resources (DIPNR) and local members of Birds Australia have been consulted during the preparation of the amended draft plan. The draft plan was also discussed at a public meeting held on August 6, 2003 and some suggestions arising from that meeting have been incorporated into the draft plan where appropriate.

The purpose of this report is to seek Council's endorsement of the Draft Plan before it is placed on public exhibition. In accordance with provisions of the Local Government Act 1993 the Draft Plan must be exhibited for a minimum 28 days with a further 14 days allowed for submissions.

### **The Draft Plan**

The draft plan of management presents a framework for the future development, management, and use of the Lismore Lake area. The plan contains five sections.

*Section 1* provides background information such as the purpose of the plan, the land covered under the plan, the classification, categorisation and zoning of the land and the corporate goals to which it relates.

*Section 2* broadly outlines the existing and future development and use of the lake and surrounding open space areas. The guiding principles that underpin the management and development of the area are listed in section 2.6. A concept plan is also included to provide a broad guide for future development of the area.

Key management, development and usage issues such as access and parking, recreational use, the swimming pool, the lake, safety and security and maintenance are discussed in *section 3*.

The objectives, performance targets, actions and priorities for future development, management and use are presented in *section 4*.

---

# LISMORE CITY COUNCIL - Meeting held on September 9, 2003

## Lismore Lake Draft Plan of Management

---

Section 5 discusses the plan's implementation and review.

### Key Elements of the Draft Plan

The lake and surrounding public open space is to be gradually improved and carefully developed to enhance the area's environmental and recreational value as necessary funding and other resources become available. The key elements of the draft plan include:

- To ensure that the habitat value of the lake is not compromised, motorised and non-motorised watercraft will not be permitted to use the lake. This reflects advice from NPWS and the widely held wishes of the community.
- A Water Management Strategy will be developed, monitored and revised in consultation with relevant government departments, community groups and individuals to determine appropriate water levels and timing of pumping to best suit the native ecological communities at the lake. The existing tractor powered pump is to be replaced by a more efficient and cost-effective electric pump.
- The creation of one or more islands within the lake to provide further protection for birds is to be investigated.
- The recreational value of the area will be improved through the provision of a walking/cycle path that extends around the lake, improved picnic and barbecue facilities, bench seating, viewing platforms, bird observations hides and a children's playground.
- Improved landscaping and additional shade tree planting is proposed throughout the area.
- Improved signage (directional, instructional and interpretative) is also proposed throughout the area.
- Vehicle access and parking is to be improved where required.
- For the protection of native fauna, dogs must remain on a leash.
- A detailed review (social and economic) is to be undertaken to determine the best option for the future of the Lismore Lake Swimming Pool, following the completion of the Memorial Baths redevelopment.
- Subject to prior Council approval, the plan also allows for suitable activities and developments that contribute to the economic development of Lismore such as environmental, educational, tourism and research initiatives to occur.

### Proposed Renaming of the Land

Council has received a request to rename Lismore Lake as the "Bob Gates Recreation Reserve" in recognition of Former Mayor, Bob Gate's contribution to the development of the area. This proposal was discussed at the public meeting held on August 6, 2003. While the contribution of Cr Gates was acknowledged and several people were in favour of the proposed name change, it was apparent that the majority of attendees were in favour of retaining the existing name. As a result the proposed renaming has not been incorporated into the draft plan of management.

### Implementation and Review

The actions recommended within the draft plan are to be gradually implemented in accordance with the priorities indicated in section 4 of the plan. It is important to note that all actions and their assigned priorities are subject to the availability of funding and/or other necessary resources.

# LISMORE CITY COUNCIL - Meeting held on September 9, 2003

## Lismore Lake Draft Plan of Management

---

External funding assistance will be sought for much of the proposed works.

The assigned priorities are as follows:

<b>ST</b>	(Short Term)	-	action to be completed within 4 years
<b>MT</b>	(Medium Term)	-	action to commenced and / or completed after 4 years
<b>LT</b>	(Long Term)	-	action to be undertaken in the long term
<b>O</b>	(Ongoing)	-	action to be carried out on regular or ongoing basis
<b>AN</b>	(As Needed)	-	action undertaken as need arises

It is also important to recognise that maintenance requirements and costs will increase as facilities are improved and usage levels rise. As such maintenance budgets will need to be increased to accordingly. The Manager Parks and Recreation has previously stressed this point.

Implementation of the plan is to be monitored on an annual basis to identify actions that have been implemented in the preceding year and priorities for the following year. The timing of this process will correspond with the development of Council's annual budget. A detailed review will be undertaken after 5 years to allow policy and planning issues to be updated if necessary.

### **Process Following Council's Endorsement**

Upon Council endorsement of the draft plan, the following will be undertaken:

- The Draft Plan will be placed on public exhibition and submissions will be invited. This will be undertaken over a minimum six-week period.
- Advertise the exhibition of the draft plan.
- Consider any public submissions received and review the draft plan.
- Submit the final plan to Council for adoption. Details of any submissions received will be provided for Council's consideration.
- Advertise adoption of the final plan.

It should be noted that if Council wishes to make any amendments to the draft plan they should be made prior to public exhibition. Any substantial amendments made after the draft plan has been exhibited will require the exhibition process to be repeated before the plan can be formally adopted.

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

The capital works associated with the draft Plan are estimated to cost approximately \$435,000. They are programmed to be completed/commenced in the short (1-4 years), medium (1-4+ years) and long term and are 'subject to the availability of funding and/or other necessary resources'.

It is expected that the capital works will be expended on the following basis:-

Short Term	\$100,000
Medium Term	\$190,000
Long Term	<u>\$145,000</u>
Total	\$435,000

It is important to note that the impact of improving this precinct is that maintenance costs will increase. While this has not been quantified in the report or the draft Plan, provision for increased maintenance costs will need to be factored into the Budget for future years if adopted.

From a financial perspective, this approach is supported as a budget submission will need to be made each year for Council to consider what funding it can allocate to the Plan for both capital and maintenance works after considering all known requests/priorities.



# **LISMORE CITY COUNCIL - Meeting held on September 9, 2003**

## **Lismore Lake Draft Plan of Management**

---

At the same time, it allows applications for other sources of funding to be pursued and importantly, does not create an expectation that funding will 'automatically' be provided by Council next year, or the year after, etc. Council has reserves specifically set aside for the Lismore Lake of \$71,900, so some works can be commenced on final adoption of the Plan

### **Public Consultations**

The draft plan of management reflects the community's desire to retain the area as a wetland area for birds and for passive and scenic recreation.

Representatives of NPWS, DIPNR and the community have been consulted during the preparation of the draft Plan. A public meeting was held on August 6, 2003 to discuss the draft plan and some suggestions arising from that meeting have been incorporated. Notes from that meeting are included in Appendix A of the draft plan.

### **Other Group Comments**

#### **Manager Parks & Recreation:**

The process followed in developing the Draft plan has been extensive and consultative with all stakeholders being given an opportunity to have input. Given the extensive media coverage that the matter received during the development of the Draft Plan no section of the community could state that they were unaware of the matter or the issues. I support the Draft Plan and the process followed to date.

The draft plan identifies a significant works program to upgrade the surrounding infrastructure of this precinct to contemporary standards. I note the previous references, in this report, to the need for Council to allocate additional maintenance resources to this site once the works are commenced and the visitation rate increases so I will not dwell on this other than to say that with its potential to attract tourists it will be essential to maintain this facility to a high standard and resources will need to be commensurate with such.

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

Not required.

### **Conclusion**

The initial plan of management for Lismore Lake has been amended so that motorised and non-motorised watercrafts are not permitted to use the lake. This is in accordance with Council's August 2002 resolution and the widely held wishes of the community.

The plan will guide the future development, management and use of the area. Essentially, the lake and surrounding public open space areas are to be gradually improved and carefully developed to enhance the area's environmental and recreational value as necessary funding and other resources become available

NPWS and DIPNR have been consulted during the preparation of the draft plan and further consultation will occur during the development, monitoring and review of a water management strategy for the lake. A public meeting was also held on August 6, 2003 to discuss the draft plan.

Whilst there has been considerable community input into the draft plan, the exhibition and submission process will provide the opportunity for further community input and feedback before the plan is finalised.

**Recommendation (COR10)**

That –

1. Council endorse the amended Draft Plan of Management for Lismore Lake.
2. The Draft Plan be placed on exhibition and public submissions be invited in accordance with provisions of the Local Government Act 1993.

## LISMORE CITY COUNCIL – Meeting held September 09, 2003

---

**Subject/File No:** SUBDIVISION AND SALE OF COUNCIL LAND IN BRISTOL CIRCUIT, GOONELLABAH (P27147)

**Prepared By:** Manager Special Projects and Properties, Lindsay Walker

**Reason:** To inform Council of proposed subdivision and sale of land

**Objective:** To obtain Council's endorsement of recommendation

**Management Plan Activity:** Commercial Property Management

---

### **Background:**

For some time Council has pursued, as a joint venture partner, the development of its residential land at Bristol Circuit, Goonellabah. This partnership agreement provides for Council to receive a 50% share of the profit, after all costs are met, together with a fixed fee per lot for the undeveloped land. It also bestows rights and responsibilities on both parties in respect to the sale prices for all lots.

Previous land stock has all been sold and a Development Application for the next seven-lot stage was lodged.

Consent has been issued for the seven lots and the engineering work commenced.

Given that consent had been issued and Lismore was experiencing an increased level of residential land sales the future lots were offered for sale, off the plan. Council has received offers (consistent with the asking price) for each of the proposed lots and Contracts are available for exchange.

The Contracts have the following lot sale prices, inclusive of GST and Council endorsement for sales is sought.

Lot 27 .....	\$95,000
Lot 28 .....	\$71,500
Lot 29 .....	\$79,500
Lot 30 .....	\$87,500
Lot 31 .....	\$95,000
Lot 32 .....	\$99,500
Lot 33 .....	\$92,500

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

As the sale price is based on market value, the recommendations are supported.

### **Public Consultations**

Not required.

### **Other Group Comments**

#### **Manager - Business and Enterprise**

I concur with the recommendation.

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

Not required.

**Conclusion**

The prices offered are consistent with market values and are well in excess of sales in the previous stage. Council should capitalise on the current buoyant market.

**Recommendation (GM02)**

1. The General Manager be authorised to conclude negotiations and proceed with the sale of Lots 27 to 33 inclusive in a subdivision of Lot 31 in Deposited Plan 1000619 and Lot 74 in Deposited Plan 876840 at Bristol Circuit, Goonellabah.
2. That the General Manager be authorised to apply the Common Seal of the Council to the Contracts for Sale of Lots 27 and 33 inclusive, together with the respective memo of transfer, plan of survey, Section 88(b) instrument and any or all other legal instruments necessary to effect said sale.

**Subject/File No:** APPLICATION FOR CLOSURE OF COUNCIL PUBLIC ROAD  
(LW:TMI:P13583)

**Prepared By:** Manager Special Projects and Properties, Lindsay Walker

**Reason:** To close unformed road.

**Objective:** To seek Council resolution

**Management Plan Activity:** Roads – Urban, Rural and Regional

---

**Background:**

It has been brought to Councils attention that a dwelling, swimming pool and farm shed have inadvertently been constructed on an unformed road at Wyrallah.

These improvements have been located well back from the lot's Wyrallah Road frontage so as to take advantage of the ridge line which crosses the property and to avoid the flood prone flats, but poorly sited in relationship to the property boundaries.

To rectify this problem an application has been sought to purchase that part of the unformed road on which the improvements have been sited. The remainder of the road will remain open as it does provide an access to adjoining land in times of major flood.

**Manager - Finance & Administration Comments**

Not required.

**Public Consultations**

Nil required.

**Other Group Comments**

**Strategic Planner**

The proposal has been considered in relation to Council's adopted Rural Housing Strategy and Villages Development Strategy, and raises no issues in relation to either.

**Group Manager City Works**

I am in agreement to the concept of the part road closure provided flood free access remains available to Lots 1 and 4 in Deposited Plan 711959, being land adjoining on the south.

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

**Conclusion**

The siting of these residential lot improvements is causing the landowner considerable anxiety and distress. There would appear to be no reason that Council should not support the application to close part of the road, as requested.

**Recommendation (GM01)**

1. That the application to close part of the unformed road through Lot 1 in Deposited Plan 124941 (as shown in the attached plan) be endorsed by Council .
2. All costs associated with the road closure and dedication as set out in this report be born by the applicant.
3. That the General Manager and Mayor be authorised to sign and affix the Council seal to the plan of survey and transfer as required.

## LISMORE CITY COUNCIL - Meeting held September 9, 2003

---

**Subject/File No:** TENDERS FOR 100MM DIAMETER WATER MAIN REPLACEMENT AT VARIOUS LOCATIONS (T24001)

**Prepared By:** Contracts Engineer, Lismore Water – Ravi Ariyasinghe

**Reason:** To inform Council of tenders received for the replacement of 100mm diameter mains at various locations

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

**Management Plan Activity:** Water Mains Replacement Program

---

### **Background:**

Tenders have been called for the replacement of 100mm diameter water mains in sections of Skyline Road, Kyogle Street, Rhodes Street, Casino Street, New Ballina Road, Dawson Street, Ross Street, Standing Street (The Channon) and Brewster Street as part of the 2003/04 water main replacement program.

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

The request for tender was advertised in the Sydney Morning Herald and the Weekend Star.

Tender documents were issued to three organisations and two tenders were received by the close of tender on 2.00pm, Thursday August 7, 2003.

### **Tender Examination:**

The tenders received are summarised below:

<b>TENDERER</b>	<b>TENDER PRICE</b>	<b>CORRECTED TENDER PRICE</b>
Camglade Pty Ltd PO Box 4054 GOONELLANAH NSW 2480	\$464,150.00	\$519,750.00
CB Excavations Pty Ltd 90 Katherine Avenue AMAROO ACT 2914	\$582,250.40	\$582,250.40

The prices shown above are **exclusive** of GST.

On examination of the schedules of quantities and prices submitted by the tenderers, it was observed that Camglade Pty Ltd had made some arithmetical errors and omissions in the schedule. The corrected tender price takes account of these errors and omissions.

This tender is a schedule of rates tender. The tender price is the estimated price of the works using the respective rates of each tenderer.

An evaluation panel consisting of Ravi Ariyasinghe (Contracts Engineer, Lismore Water), Janaka Weeraratne (Asset Manager, Lismore Water) and Chris Allison (Contracts Officer) undertook the assessment of tenders.

# **LISMORE CITY COUNCIL - Meeting held September 9, 2003**

## **Report – Tenders for 100mm Diameter Water Main Replacement at Various Locations**

---

The tender documentation (Clause B7) defined four areas by which each tender would be assessed:

- i Total Price,
- ii Knowledge of Local Conditions,
- iii Capability, Quality & Safety; and
- iv Management.

The tenderers were required to address each of these criteria in their tender.

Attachment A shows the weighted result for each criterion.

Camglade Pty Ltd's tender has provided the better proposal for this project when compared with the other tender.

### **Referee Check:**

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

### **Principal Accountant's Comments**

Budgets for these projects have been included in the 2003/2004 Management Plan. There is sufficient funding to cover the tendered price and staff supervision costs.

### **Public Consultations**

Not required.

### **Other Group Comments**

Not required.

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

Not required.

### **Conclusion**

Camglade Pty Ltd is considered to be able to complete the work satisfactorily. It is recommended that the contract for the replacement of 100mm diameter water mains in sections of Skyline Road, Kyogle Street, Rhodes Street, Casino Street, New Ballina Road, Dawson Street, Ross Street, Standing Street (The Channon) and Brewster Street be awarded to Camglade Pty Ltd at the rates submitted.

### **Recommendation**

1. The contract for the 100mm diameter water main replacement at various locations is awarded to Camglade Pty Ltd at the rates submitted. (The estimated price of the works is \$519,750.00 plus GST.)
2. The Mayor and General Manager are authorised to execute the Contract on Council's behalf and attach the Common Seal of the Council.



# LISMORE CITY COUNCIL - Meeting held September 9, 2003

## MINUTES OF THE TRAFFIC ADVISORY COMMITTEE MEETING HELD AUGUST 20, 2003

AT 10.00 AM.

(WMacD:VLC:S352)

---

**Present:** Mr Bill Moorhouse (*Chairperson*), Councillors Ken Gallen, John Chant, Mervyn King and John Hampton, Messrs Mike Baldwin (*Roads and Traffic Authority*), John Daley (*Lismore Unlimited*), Snr Const Brian Buckley (*Lismore Police*), together with Paul O'Sullivan (*General Manager*) and Bill MacDonald (*Co-Ordinator – Traffic & Law Enforcement*).

In attendance for Item No. 8 – Mr Bruce Ingwersen and Ms Alex Brown and Mr Jim Underhill for Item No. 13.

**Apologies:** Apologies for non-attendance on behalf of Mr Thomas George, MP, and Mrs Wendy Johnson (*Road Safety Officer*), were received and accepted and leave of absence granted.

### **Minutes of Traffic Advisory Committee Meeting – July 16, 2003**

Members were advised that the Minutes of the meeting held on July 16, 2003 were adopted by Council at its meeting of August 12, 2003, excluding Item No. 11 (*Ballina Road Pedestrian Lights*).

Mr Baldwin confirmed that the period for which the lollypop person would be present at the new lights had been extended. Arrangements had also been made for an officer to attend the Goonellabah Public School to provide additional education on correct usage to the students who use the crossing. (R6408)

**Disclosure of Interest:** Nil

### **Correspondence:**

1. **Thomas George, MP;** seeking on behalf of Mr V Chee of No. 680 Bruxner Highway, Alphadale, the extension of the 80 kph speed zone 500m east past his property and Beau Farm.

It was noted that warning signs already existed for westbound traffic advising that traffic turned over the crest. Extending the 80 kph speed limit was not considered appropriate given that the driveways had already been highlighted by the warning sign installation. Variations in speed limits were generally not acceptable to treat isolated problem locations.

**TAC120/03** **RECOMMENDED** that the writer be advised that an extension of the 80 kph zone was not considered appropriate. (03-7726:S352,R4807)

2. **Mrs J King;** requesting action be taken to improve sight distance for motorists negotiating right-turn movements into Laihaina Crescent from Richmond Hill Road. An on-site inspection revealed that adequate sight distance was available if motorists adhered to the speed limit and observed proper road rule procedures. However, the pruning of roadside growth in front of the property on Richmond Hill Road, opposite Laihaina Crescent, and another tree slightly uphill would further improve the current situation.

**TAC121/03** **RECOMMENDED** that roadside pruning be carried out to further improve available sight distance. (03-7828:S352,R1012)

3. **J Friend;** lodging a complaint regarding the closure of the intersection of Carrington and Conway Streets.  
Mr MacDonald advised that the Taxi Co-Operative had been contacted again and reconfirmed its support for the current closure. It was noted that there had been little negative reaction to the modifications at the intersection apart from two or three letters. Most comments supported the initiative to make the intersection safer.  
Mr Friend's comments were noted. (03-8045:R7303)
4. **Ms D Hughes;** requesting that pedestrian traffic lights be installed on Ballina Street, in the vicinity of Keen Street, similar to that outside Goonellabah Public School.  
Whilst it was noted that an underpass had already been proposed for this area, there was merit in considering pedestrian lights. The lights recently installed at Goonellabah appeared to be meeting the needs of the community in that area and the same type of facility on Ballina Street would have the added advantage of providing gaps in traffic at the roundabouts at both Molesworth and Dawson Streets, for the less dominant flows. The significantly reduced cost of installing pedestrian lights as opposed to an underpass may also see the improvements come on line much earlier.  
**TAC122/03** **RECOMMENDED** that the proposal to install pedestrian lights in lieu of an underpass be submitted to the RTA for its consideration. (03-8051:S342,R6002)
5. **N & Mrs A Martello;** drawing attention to the problems being experienced with entering/exiting their driveway at No. 17 College Road, East Lismore, due to parked vehicles on this narrow section of roadway.  
Mr MacDonald advised that an on-site meeting had been held with Mr Martello and it was agreed to install several additional 'No Stopping' signs on College Road to clarify parking restrictions in the vicinity of their residence.  
**TAC123/03** **RECOMMENDED** that the additional signs be installed as suggested. (03-8161:S352,R7419)
6. **Eastwell Holdings Pty Limited;** seeking permission for stock transport vehicles with a height of 4.6m to travel on sections of Bangalow Road, Eltham Road, Houghlahans Creek Road and Pearce Road to deliver stock to the Booyong Abattoir.  
The Chairperson advised that a letter had been addressed to the RTA requesting approval for the height variation. The roads in question had been inspected and the higher vehicles would not present any conflict with overhead restrictions.  
The Committee agreed with the proposed variation and noted the action already taken. (03-8168:S352)
7. **Lismore South Public School P & C Association;** drawing attention to various pedestrian safety issues in the vicinity of its School immediately before and after School hours.  
Mr MacDonald advised that he had observed traffic movements at the School on the afternoon of Friday, August 15, 2003, and had noted that the 'No Stopping' signs each side of the pedestrian crossing on Wilson Street had not been replaced after completion of the recent roadworks. Arrangements had been made for these to be replaced. Traffic movements on both Wilson and Kyogle Streets were observed to be orderly with very little through traffic on Kyogle Street for the 20-minute or so period after School concluded, during which parents and children were crossing the road.

7. **Lismore South Public School P & C Association** (Cont'd)  
It was noted that a proposal to upgrade Kyogle Street adjacent to the School had been submitted for consideration of funding but had not been successful. It was suggested that a speed bump could be installed on Kyogle Street. However, a suitable location would need to be established after further consultation with the School Principal.

**TAC124/03** **RECOMMENDED** that a speed bump be installed on Kyogle Street subject to a suitable site being nominated by the School.

**TAC125/03** **FURTHER RECOMMENDED** that the proposed upgrading be forwarded to the School in order for it to pursue funding through the Department of Education for any or all of the works. (03-8248:R6925,R6942)

8. **B Ingwersen and Other Concerned Residents of Little Keen Street;**  
expressing concern for the speed of through traffic on Little Keen Street and seeking Council's assistance to make the area safer for residents and pedestrians. Mr Ingwersen and Ms Brown were present at the meeting and presented a number of additional letters from residents of Little Keen Street who were equally concerned for the amount of through traffic on the road and excessive speed. Mr Ingwersen pointed out that Little Keen Street was a narrow, through traffic road with no room for footpaths.

**TAC126/03** **RECOMMENDED** that two or three speed bumps be installed on Little Keen Street, the location of which to be determined after further consultation with the residents. (R7317)

**General Business:**

9. **Intersection of Ballina and James Roads, Goonellabah**  
Concern had been expressed from Mr and Mrs Priest of James Road regarding the incorrect use of the turning lane on Ballina Road at the James Road intersection. The intersection had been inspected prior to the meeting and it was felt that it was clearly marked and visibility was good. There was nothing more that could be done to improve the current situation.

**TAC127/03** **RECOMMENDED** that Mr and Mrs Priest be advised accordingly. (R6408)

10. **Condition of Bruxner Highway, Alphadale**  
Sgt J Hamilton had raised concern for the condition of Ballina Road, between Pineapple Road and Alphadale Road. It was noted that the section of the Bruxner Highway between Pineapple Road and Alphadale Road had been the scene of a number of accidents, some of which unfortunately involved fatalities. This section of Highway had been identified as in need of upgrading for many years with much of the new route already negotiated.

**TAC128/03** **RECOMMENDED** that classifiers be placed on this section of the Bruxner Highway to determine current usage.

**TAC129/03** **FURTHER RECOMMENDED** that a submission be made to the RTA outlining the high traffic volumes and increasing number of accidents on this inferior section of the Bruxner Highway and requesting that its upgrading be pursued at the earliest opportunity. (R6408,R4807)

11. **Bright and Nielson Streets, East Lismore – “No Stopping” Zone**  
Mrs F Mortimer requested consideration be given to erecting “No Stopping” signs at Bright and Nielson Streets. It was suggested that motorists who parked their vehicles close to the above intersection were already committing an offence and there was some doubt as to whether additional signs were needed.

**TAC130/03**      **RECOMMENDED** that the area be monitored and the Rangers to advise if further signage is required. (R7413,R7459)

12.            **Ballina Road, Alphadale – “No Parking” Zone**  
Mr J Deconti (a local mail contractor) had queried the recent installation of guideposts along Ballina Road, between Nos.653-657. The Committee considered the installation of “No Parking” signs as an alternative but was not in favour of installing signs in such a remote area where they would probably be ignored. The guideposts that had been installed to stop vehicles being parked in the area because of vision problems appeared to be working effectively in prohibiting parking in the area in question.

**TAC131/03**      **RECOMMENDED** that the status quo remain. (R6408)

13.            **Fawcett’s Bridge and Intersection of Molesworth/Magellan Streets – Pedestrian Access**

Mr J Underhill was present for this item, suggesting the need to improve pedestrian access off Fawcett’s Bridge at the corner of Molesworth and Woodlark Streets and at the intersection of Molesworth and Magellan Streets. The problem appeared to be experienced when some pedestrians coming off Fawcett’s Bridge from North Lismore, walked through the roundabout as a short-cut to Woodlark Street.

It was pointed out that it was difficult to install any type of railing at the end of the footpaths off the bridge because of the wider turning path required by larger vehicles using the roundabout. The Chairperson suggested that it may be possible to link some type of ramp onto the top of the proposed levee wall and undertook to further investigate the possibility.

In the meantime the matter would be referred to Council’s Design Services Section to see if there was an alternative to improve the current situation. It was pointed out that a proposal was already in place to install a pedestrian railing around the footpaths on the corner of Molesworth and Magellan Streets which would ensure pedestrians used the correct crossing points.

**TAC132/03**      **RECOMMENDED** in accordance with the above. (R7329)

14.            **Roundabout at Intersection of Bridge and Terania Streets, North Lismore**

It was noted that a new roundabout was being constructed as part of the current roadworks on Bridge and Terania Streets. The need for a roundabout at this intersection had been identified some time ago and the Committee supported its installation. (R6208,R6232)

15.            **Ballina Road, Lismore Heights – Parking Restrictions**

The Committee was advised that Mr P Geraghty, proprietor of the Lismore Heights General Store, had requested an alteration to the existing time limited parking in front of the General Store and Post Office due to problems being experienced by his customers in accessing parking close to his business after 5.30 pm. He had requested that the times be altered to read half-hour parking, 8.00am to 7.30pm, Monday to Saturday, and 8.00am to 12.00pm Sundays. Due to the uncertainty of the nature and regularity of problems being experienced, it was suggested that further information be gained and the matter be referred back to the next meeting.

(R6408)

# LISMORE CITY COUNCIL - Meeting held September 9, 2003

## MINUTES OF TRAFFIC ADVISORY COMMITTEE MEETING HELD AUGUST 20, 2003 (Cont'd)

---

**16. CBD Laneways Project**

Mr MacDonald advised that he had been contacted by Ms Amber Hall requesting that permission be granted for Nesbitt Lane to be closed to allow the production of a commercial for the 'Laneways Project'. It had been agreed that the time which would cause least disruption to businesses and delivery vehicles would be on a Saturday afternoon. Consequently the lane had been closed on Saturday afternoon, August 16, 2003, between 1.00 pm and 4.00 pm.

The Committee endorsed the above action. (R7323)

**17. No. 45 McKenzie Street, Lismore – Proposed Private Hospital**

It was noted that the Development Application was not required to be submitted to this Committee but a comment on traffic issues had been requested. The only area of concern that was expressed was that there appeared to be discrepancy between Council's DCP for carparking requirements and the Austroads Standard. It was suggested that the number of spaces should reflect the Austroads Standard which indicated a higher number than was presently proposed.

**TAC133/03** **RECOMMENDED** that the Committee's views be taken into account when determining the application. (D030503)

**18. Trinity College – Proposed Building Extensions**

The Chairperson advised that he had recently attended a meeting with Trinity College representatives to discuss plans to extend existing facilities at the College which included a new carpark on the south-eastern corner of Dawson and Leicester Streets and a new building over part of Orion Street, east of Dawson Street. Whilst the proposal was only in the design stage, it was suggested that there needed to be additional facilities provided for a pick-up point for parents to use. This could be incorporated into the proposed new carpark area. It was also suggested that it may be useful for the College to hold further discussions with the Police Citizens Youth Club in relation to access to its premises and any likelihood of relocation in the future.

Mr Baldwin advised that a building project of this size may need to gain approval from the Regional Traffic Committee. He undertook to make himself available to further discuss the development with the College to ensure the RTA's views and any concerns were also addressed.

**TAC134/03** **RECOMMENDED** that the above comments be noted. (R6051)

**19. Disabled Parking Bays – Lismore CBD**

Mr MacDonald advised that a request had been received from the Retail Action Group that two additional parking bays be provided in each of the four main streets on the inner side for easier access to retail outlets for people with mobility problems. It was acknowledged that there was already a significant number of disabled bays within the CBD which had been progressively provided as requests were received and areas in need highlighted. Whilst it was generally felt that two additional bays may be required, bearing in mind usage of the current bays, it was agreed that Messrs Daley and MacDonald investigate and propose any new facilities to a future meeting.

**TAC135/03** **RECOMMENDED** that the need for additional disabled parking bays be investigated and reported back to the next meeting. (S353)

This concluded the business and the meeting terminated at 12.15 pm.

---

CHAIRPERSON

---

TRAFFIC & LAW ENFORCEMENT CO-ORDINATOR

**DOCUMENTS FOR SIGNING AND SEALING**

The following documents have been prepared in accordance with previous resolutions of the Council and/or the provisions of the Local Government Act, 1993 and other relevant statutes.

It is now proposed that the Council authorise the signing and sealing of these documents.

**Recommendation:**

The following documents be executed under the Common Seal of Council:-

**Licence Agreement – Council & Northern Region SLSA Helicopter Rescue Service Pty Ltd**  
Licence to install and maintain at the Wyreema Avenue reservoir site the licensee's equipment for 2 years from 1/7/03 to 30/6/05.  
(03-7549: P4031)

**MINUTES OF THE ORDINARY MEETING OF THE COUNCIL OF THE CITY OF LISMORE HELD IN THE COUNCIL CHAMBER, GOONELLABAH ON TUESDAY, AUGUST 12, 2003 AT 6.00PM.**

**Present:** Mayor, Councillor King; Councillors Baxter, Chant, Crowther, Gallen, Hampton, Irwin, Roberts, Suffolk, Swientek and Tomlinson, together with the General Manager; Group Managers- Corporate & Community Services, City Works, Planning & Development, Business & Enterprise; Manager-Special Projects & Properties, Manager-Community Services, Manager-Communications & Community Relations, Strategic Planner, Administrative Services Manager and Team Leader-Administrative Support.

**Apologies/  
Leave of  
Absence:** NIL

166/03 **Minutes:** The Minutes of the Ordinary Meeting held on July 8, 2003, were confirmed.  
(Councillors Irwin/Hampton)

Councillor Suffolk apologised for the comments he made about the Friends of the Koala at the meeting held on July 8.

**PRESENTATION:**

Prior to the meeting a presentation was made by the Mayor and Mary Harris, President FNC Branch of Life Education Unit, to three long-time members – Councillor John Crowther, Roger Sheaffe and Bruce Towner.

**PUBLIC ACCESS SESSION:**

NIL

**CONDOLENCES:**

**Late James Hurford**

The death occurred recently of well-known and respected businessman Mr James (Jim) Hurford at the age of 99 years.

Mr Hurford commenced his business in Lismore 70 years ago. It is now known as Hurford's Building Supplies and is still being carried on by members of the Hurford family.

**Late Ken McAlary**

Well known retired Lismore solicitor, Mr Ken McAlary, also passed away suddenly during the month.

**Late Margaret Nelson**

Margaret Nelson passed away recently in Sydney after a long illness. Margaret was a tireless worker for Friends of the Koala and was a driving force behind retaining the Lismore Lake as a bird sanctuary.

167/03 The Mayor moved that Council's expressions of sympathy be conveyed to the families of the above and the motion was carried with members standing and observing the customary moment's silence.  
(S75)

**REPORTS:**

**Local Government Structural Reform**

A MOTION WAS MOVED that the report be received and -

- 1 That Council inform the Minister for Local Government that it does not intend to submit a proposal for amalgamation on the grounds that:-
  - a) There is no evidence of strong community support for such a change;
  - b) No adjoining Councils have indicated their interest in boundary changes of any significance;
  - c) There is widespread scepticism that an amalgamation of Lismore Council with any neighbouring Council would produce meaningful benefits.
  - d) There are alternative resource sharing options which have potential to enhance the efficiency and effectiveness of service delivery for the Lismore community.
- 2 That Council record in principle support for the concept of formally establishing progressive new resource sharing agreements with other Councils in this region on the understanding that such arrangements are targeted towards enhancing the efficiency, effectiveness and standard of operational activities for the Lismore community.
- 3 That Council advise the Minister that structural reform of local government is being driven largely by financial imperatives, and that if real reform of local government is to occur, the following issues need to be addressed:
  - a) Developing genuine State/Local Government partnerships, based on removal of duplication and the appropriate level of government to provide the service with the allocation of adequate funding maintained in real terms.
  - b) Unfunded mandates from both the Federal and State Governments, such as the cost of developing State of Environment reports and others.
  - c) State charges, which local government has to pay, and which generally well exceed the allowed increases under rate-capping, such as funding Rural Fire Brigades.
  - d) Revenue restrictions, particularly, rate-capping, which generally sees a reduction in real terms of local government's income.
  - e) Reduced State funding e.g. sewerage, water and drainage.
  - f) Pensioner rate concessions, which are arguably a Federal or State responsibility.
  - g) Further reform of the Land and Environment Court to ensure that local communities' interests are genuinely protected.

(Councillors Irwin/Roberts)

AN AMENDMENT WAS MOVED that the report be received and -

- 1 That Council inform the Minister for Local Government that it does not intend to submit a proposal for amalgamation on the grounds that:-
  - a) There is no evidence of strong community support for such a change;
  - b) No adjoining Councils have indicated their interest in boundary changes of any significance;
  - c) There is widespread scepticism that an amalgamation of Lismore Council with any neighbouring Council would produce meaningful benefits.
  - d) There are alternative resource sharing options which have potential to enhance the efficiency and effectiveness of service delivery for the Lismore community.
- 2 That Council record in principle support for the concept of formally establishing progressive new resource sharing agreements with other Councils in this region on the understanding that such arrangements are targeted towards enhancing the efficiency, effectiveness and standard of operational activities for the Lismore community.



- 3 That Council advise the Minister that structural reform of local government is being driven largely by financial imperatives, and that if real reform of local government is to occur, the following issues need to be addressed:
  - a) Developing genuine State/Local Government partnerships, based on removal of duplication and the appropriate level of government to provide the service with the allocation of adequate funding maintained in real terms.
  - b) Unfunded mandates from both the Federal and State Governments, such as the cost of developing State of Environment reports and others.
  - c) State charges, which local government has to pay, and which generally will exceed the allowed increases under rate-capping, such as funding Rural Fire Brigades.
  - d) Revenue restrictions, particularly, rate-capping, which generally sees a reduction in real terms of local government's income.
  - e) Reduced State funding e.g. sewerage, water and drainage.
  - f) Pensioner rate concessions, which are arguably a Federal or State responsibility.
  - g) Further reform of the Land and Environment Court to ensure that local communities' interests are genuinely protected.
- 4 The Council request the Minister to use the Department of Local Government to prepare an examination and report on models of local government throughout Australia and internationally, with an assessment of effective decision making, professional and non-professional councillors, constitutional respect for local government and examples of models with proven better delivery of services for local communities by local government.

(Councillors Swientek/Gallen)

On submission to the meeting the AMENDMENT was APPROVED and became the MOTION.

**Voting Against:** Councillors King, Chant and Crowther.

168/03 **RESOLVED** that the report be received and –

- 1 That Council inform the Minister for Local Government that it does not intend to submit a proposal for amalgamation on the grounds that:-
  - a) There is no evidence of strong community support for such a change;
  - b) No adjoining Councils have indicated their interest in boundary changes of any significance;
  - c) There is widespread scepticism that an amalgamation of Lismore Council with any neighbouring Council would produce meaningful benefits.
  - d) There are alternative resource sharing options which have potential to enhance the efficiency and effectiveness of service delivery for the Lismore community.
- 2 That Council record in principle support for the concept of formally establishing progressive new resource sharing agreements with other Councils in this region on the understanding that such arrangements are targeted towards enhancing the efficiency, effectiveness and standard of operational activities for the Lismore community.
- 3 That Council advise the Minister that structural reform of local government is being driven largely by financial imperatives, and that if real reform of local government is to occur, the following issues need to be addressed:
  - a) Developing genuine State/Local Government partnerships, based on removal of duplication and the appropriate level of government to provide the service with the allocation of adequate funding maintained in real terms.

- b) Unfunded mandates from both the Federal and State Governments, such as the cost of developing State of Environment reports and others.
  - c) State charges, which local government has to pay, and which generally will exceed the allowed increases under rate-capping, such as funding Rural Fire Brigades.
  - d) Revenue restrictions, particularly, rate-capping, which generally sees a reduction in real terms of local government's income.
  - e) Reduced State funding e.g. sewerage, water and drainage.
  - f) Pensioner rate concessions, which are arguably a Federal or State responsibility.
  - g) Further reform of the Land and Environment Court to ensure that local communities' interests are genuinely protected.
- 4 The Council request the Minister to use the Department of Local Government to prepare an examination and report on models of local government throughout Australia and internationally, with an assessment of effective decision making, professional and non-professional councillors, constitutional respect for local government and examples of models with proven better delivery of services for local communities by local government.

(Councillors Swientek/Gallen)

**Voting Against:** Councillors Chant and Crowther. (S34)

**Draft LEP Amendment No.13 (Flood Prone Lands)**

169/03 **RESOLVED** that the report be received and that Council -

- 1 Adopt draft LEP Amendment No.13 as per Attachment 2, and
- 2 Use its delegations under section 69 of the EP&A Act to furnish a report on LEP Amendment No.13 to the Minister, together with the request that the Minister make the Plan.

(Councillors Hampton/Baxter) (S850)

**Review Of Development Control Plan No. 7 (Flood Prone Lands)**

170/03 **RESOLVED** that the report be received and that Council:

- 1 Exhibit the draft Development Control Plan for flood prone lands for a period of twenty-eight (28) days; and
- 2 Forward a copy of the draft DCP to those who made submissions to LEP Amendment No. 13, inviting them to comment.

(Councillors Chant/Crowther)

**Voting Against:** Councillor Irwin. (S365)

**Feasibility/Planning Study for the Airport Industrial Estate**

171/03 **RESOLVED** that the report be received and that Council -

- 1 Prepare an amendment to Lismore Local Environmental Plan 2000 to rezone the subject site from 1(r) Riverlands and 5 Special Uses to 4(a) Industrial, pursuant to section 54 of the EP&A Act 1979.
- 2 Advise the Department of Infrastructure, Planning and Natural Resources that Council intends to use its s65 and s69 delegations in accordance with the Department's best practice guideline and that it considers the preparation of a Local Environmental Study is not necessary given the information that is provided in the Feasibility/Planning Study that will be exhibited with the LEP Amendment.
- 3 Consult with relevant Government agencies pursuant to s62 of the EP&A Act.
- 4 Advertise the draft LEP amendment with the accompanying Feasibility/Planning Study for a period of twenty-eight (28) days following consultations with the relevant Government agencies.

- 5 Invite selected tenders for the preparation of an EIS for an extractive industry on Council owned land in the area identified as the “preferred excavation area” in the Lismore Floodplain Management Plan.

(Councillors Chant/Crowther)

**Voting Against:** Councillors Irwin and Roberts. (P9733)

**Footpaths and Cycleways**

172/03 **RESOLVED** that the report be received and –

- 1 That Council note within a five to ten-year time-frame, approximately \$5.0 Million is required to provide a satisfactory footpath network in the Lismore urban area. Council's share of this work is likely to be \$3.3 Million.

- 2 That at the next budget session, Council examine ways to fund an additional \$320,000 per year for footpath improvements.

(Councillors Irwin/Roberts) (S374)

**5 Year Child Care Strategic Plan**

173/03 **RESOLVED** that the report be received and -

- 1 Council endorse the attached 2003/2004 – 2007/2008 Five Year Strategic Plan.

- 2 Congratulate Wendy Adriaans and appropriate staff, including Managers of Gingerbread and Koala for a pleasing outcome and their contribution to the welfare of our children.

(Councillors Roberts/Crowther) (S91)

**Miscellaneous S356 Community Donations**

174/03 **RESOLVED** that the report be received and -

- 1 That the 2003/2004 miscellaneous Section 356 donations be provided to the following fourteen (14) projects:-

1. Crossroads	\$1,232
2. Goonellabah Soccer Committee	\$2,200
3. Lismore Children's Contact Centre	\$2,000
4. Realising Every Dream (RED)	\$2,000
5. Richmond River Historical Society	\$1,200
6. Northern Rivers Wildlife Carers Inc.	\$1,580
7. Bentley Rural Fire Brigade	\$2,200
8. Lismore Headquarters Rural Fire Brigade	\$1,700
9. Goonellabah Senior Citizens	\$1,500
10. Lismore Rugby Club (Union)	\$2,000
11. Deaf & Hearing Impaired Student's Annual Camp	\$ 850
12. Lismore Musical Festival Society	\$2,200
13. City Lights Tennis Club	\$1,565
14. Clunes Rural Fire Brigade	\$1,550
15. Tullera Rural Fire Service	\$1,875
16. Rekindling the Spirit	\$2,200
17. Larnook Rural Fire Brigade	\$2,200

- 2 That any remaining funds be held over to meet unexpected requests for Community Donations, to a maximum of \$200 each, for the remainder of this financial year.

(Councillors Hampton/Gallen)

175/03 **RESOLVED** that a report be provided to Council reviewing its policy, to determine how the fire brigades can receive a set funding amount.

(Councillors Irwin/Suffolk) (S164)

**Peace Park, Nimbin**

- 176/03 **RESOLVED** that the report be received and –
- 1 That Council form a Section 355 Committee for the control and management of the Skate Park in Peace Park, Nimbin and call for nominations to that Committee.
  - 2 That the Deed of Agreement, lease and Management Plan between Council and the NCDA be altered to reflect the formation of the Section 355 committee.
  - 3 That the General Manager be authorised to affix the Common seal of Council to the necessary document to comply with recommendations 1 and 2.
  - 4 That Council review the operation and/or requirements for a S355 Committee in 2008 when the NCDA has fully repaid its loan to LCC.
- (Councillors Roberts/Chant) (P16044)

**Carparking**

- 177/03 **RESOLVED** that the report be received and –
- 1 Council acquire Lot 32 in DP 622328, being 126 Woodlark Street, Lismore, the lot being purchased for carparking.
  - 2 The General Manager and Mayor be authorised to sign and apply the common seal of the Council to the contract for the sale of the property and transfer documents as necessary.
  - 3 Council resolve pursuant to Clause 31(2) and Clause 34 of the Local Government Act 1993, as amended, that the land the subject of this report be classified as 'Operational Land'.
- (Councillors Swientek/Crowther)  
**Voting Against:** Councillors Irwin, Roberts and Tomlinson.  
(P10379)

**Application for Closure of Council Public Road – Industrial Subdivision, Goonellabah**

- 178/03 **RESOLVED** that the report be received and –
- 1 That the application to close the unformed crown road through Lot 2 in Deposited Plan 620590 (as shown in the attached plan) be endorsed by Council and lodged with the Department of Lands for adoption and gazettal as Council land if approved.
  - 2 Council transfer the abovementioned closed road to the landowner of the adjoining land, being Lot 2 in Deposited Plan 620590 as compensation for the dedication of the land required for the extension of Oliver Avenue.
  - 3 All costs associated with the road closure and dedication as set out in this report be born by Council.
  - 4 That the General Manager and Mayor be authorised to sign and affix the Council seal to land transfer documents and plans of survey as may be necessary to expedite this resolution.
- (Councillors Swientek/Gallen) (P18116)

**Annual Policy Review**

- 179/03 **RESOLVED** that the report be received and -
- 1 That the following policies be deleted.  
1.8.16, 1.8.21, 5.2.3, 5.2.9, 5.2.11, 5.2.12, 5.2.13, 5.2.14, 5.2.17, 5.2.19, 5.2.22, 5.2.25, 5.3.2, 6.1.3, 8.6.1, 10.9.1 and 11.3.1.
  - 2 That the following policies be changed as detailed within the report.  
1.6.1, 1.6.2, 1.8.2, 1.8.5, 1.8.6, 1.8.12, 1.8.14, 1.8.17, 1.8.19, 3.1.10, 5.2.2 and 9.1.1.
- (Councillors Crowther/Chant)  
**Voting Against:** Councillor Swientek. (S9)
-

**Wyrallah Road Waste Facility**

- 180/03 **RESOLVED** that the report be received and -
- 1 Council develop new strategies to increase diversion rates for Commercial and Industrial waste delivered to the WRWF. These strategies to be reported to Council as part of the 2004-05 budget process to commence in the financial year commencing July 1, 2004.
  - 2 Staff of Council to consult with key waste industry stakeholders in the interim, to assess all potential strategies that can be implemented.
- (Councillors Irwin/Hampton) (P25041)

**2003 Annual Local Government Association Conference**

- 181/03 **RESOLVED** that the report be received and the Councillors Swientek, Chant and Suffolk attend the conference as voting delegates, with the General Manager attending as an observer.
- (Councillors Irwin/Roberts) (S569)

**Management Plan Review 2002/03 – June Quarter 2003**

- 182/03 **RESOLVED** that the report be received and its contents noted.
- (Councillors Irwin/Gallen) (S4)

**COMMITTEE RECOMMENDATIONS:**

**Traffic Advisory Committee July 16, 2003**

- 183/03 **RESOLVED** that the report be received and the recommendations contained therein be adopted, excluding Clause 11.
- (Councillors Gallen/Hampton)

**Clause 11 – Ballina Road, Goonellabah – Pedestrian Lights**

- 184/03 **RESOLVED** that support be given to the school and the RTA be requested to extend the period of monitoring of pedestrians crossing the road and the Road Safety Officer be requested to attend the school and assist in developing education programs.
- (Councillors Swientek/Roberts)  
(R6408) (S352)

**DOCUMENTS FOR SIGNING AND SEALING:**

- 185/03 **RESOLVED** that the following documents be executed under the Common Seal of Council:-

**Council and Revised Rural Fire District Service Agreement**

The revised agreement replaces the earlier Agreement, with changes that make it easier to understand and administer.

(03-3275: S104)

**Deed of Settlement - Steltech Construction Pty Ltd -v- Lismore City Council**

In the week preceding the hearing dates for the Steltech Construction P/L -v- Lismore City Council a settlement was negotiated. This settlement involved input from Council's staff in company with its Barrister & Solicitor.

The General Manager and Mayor be authorised to sign and apply the common seal of the Council to the Deed of Settlement, negotiated in the Steltech Construction Pty Ltd -v- Lismore City Council Matter.

(Z97/005)

**Licence Agreement – NSW Rural Fire Service, Lismore District and Council**

Licence to install and maintain at the Wyreema Avenue reservoir site the licensee's equipment for 2 years from 1/7/03 to 30/6/05.

(P4031)

(Councillors Roberts/Irwin)

186/03

**CONFIDENTIAL MATTERS - COMMITTEE OF THE WHOLE:**

**RESOLVED** that Council now exclude the press and public and meet in Committee of the Whole to consider the following matter:-

**Recycling Service Review**

(Councillors Irwin/Baxter)

**RESUMPTION OF OPEN COUNCIL:**

When the Council had resumed its former sitting, the General Manager reported that Council, meeting in Committee of the Whole, had resolved to exclude the press and public during its consideration of the beforementioned matters to preserve the confidentiality of commercial information

AND IT NOW RECOMMENDED

**Item 1:**

That Council -

- 1 Write to Richmond Waste advising that the conditional acceptance by Council of the alternate Tender submitted by Richmond Waste is withdrawn, having regard to the fact that the precondition to acceptance of the Tender (i.e. that negotiation be successfully concluded as to the construction of the transfer station) has not been fulfilled.
- 2 Continue the interim arrangement with Richmond Waste to send material to Ballina Shire Council's Material Recovery Facility.
- 3 Revisit options previously considered in the recycling review process, and assess new opportunities to develop the service, given the inability to successfully negotiate construction of the transfer station.

187/03

**RESOLVED** that the General Manager's report of Council meeting in Committee of the Whole be received and adopted.

(Councillors Roberts/Hampton) (S763)

This concluded the business and the meeting terminated at 8.40 pm.

**CONFIRMED** this 9TH day of SEPTEMBER 2003 at which meeting the signature herein was subscribed.

---

**MAYOR**

