



KEMPSEY SHIRE COUNCIL

Civic Centre
Cnr Tozer and Elbow Street
WEST KEMPSEY NSW 2440

11th February 2003

Your attendance is requested at the Ordinary meeting of Kempsey Shire Council, to be held in the Council Chambers on Tuesday 11th February 2003, commencing at 9.00 am.

The order of business is detailed on the undermentioned Agenda.

Allan Burgess
GENERAL MANAGER



APOLOGIES

ASSESSMENT OF ITEMS LISTED IN CONFIDENTIAL BUSINESS PAPER

ORDINARY MINUTES 14TH JANUARY 2003 (FOR CONFIRMATION)

EXTRA ORDINARY MINUTES 13TH JANUARY 2003 (FOR CONFIRMATION)

PUBLIC FORUM

- 1 - Mike Hayes will address Council regarding Yarrahapinni Wetlands, DE 7.



CONSIDERATION OF LATE REPORTS

Consideration of late reports to determine whether they should be dealt with or deferred.



CONSIDERATION OF REPORTS RELATING TO PUBLIC FORUM MATTERS – DE 7.



PRESENTATION

Mr Bill Ho and Lee Bowling from Department of Land and Water Conservation will be joining Council for morning tea and afterwards available to answer questions from Councillors regarding algae in the dam.



ADOPTION OF AGENDA ORDER OF BUSINESS



MAYORAL MINUTE		A1 – A6
M 1	- General Manager's Performance Review File: S10-13	A1
M 2	- Proposed New Road Crossing Over Macleay River File: T7, B6-62	A2
M 3	- Mayoral Engagements for January/February File: C18-25	A3
M 4	- Invasion of Iraq File: C18-25	A4
M 5	- Proposed Council Meeting at South West Rocks File: C18-25	A6

ITEMS TABLED FOR INFORMATION **B1 – B1**

- 1 - Police & Community Youth Clubs NSW Ltd Annual Report for PCYC for 2001
File: Y1-2 B1

OUTSTANDING REPORTS **C 1 – C2**



NOTICE OF MOTION **D1**

DIRECTOR ENVIRONMENTAL SERVICES REPORT **G1 – G34**

- DES 1 - LEP Amendment to Permit Use of Former Seventh Day Adventist Primary School Property for Community Purposes
File: T5-85 G1
- DES 2 - Progress of Kempsey Shire Heritage Study
File: H3-2 G2
- DES 3 - 3 x 2 Bedroom Units Lot 5 Sec 25 Yarravel Street, South Kempsey
File: T6-02-270 G3
- DES 4 - Proposed Two Storey Dwelling Lot 76 DP1037721 No.4 Houison Place South West Rocks
File: T6-02-674 G10
- DES 5 - Flood Mound – Belmore River
File: T6-01-505 G20
- DES 6 - Draft Development Control Plan - Hat Head
File: T4-40 G23
- DES 7 - On Site Sewage Management
File: S6-2 G27
- DES 8 - Statistics
File: S12-1 G29
- DES 9 - Development of Lot 22 DP1044239 Dual Occupancy Development, Beech Place, South West Rocks
File: T6-02-537 G31

DES 10 - Building and Development G34

DIRECTOR ENGINEERING REPORT H1 – H31

DE 1	-	Rural Fire Service File: F3-30	H1
DE 2	-	Funding – NSW Fire Fighting Fund File: F3-30	H2
DE 3	-	Rural Fire Service – Service Level Agreement File: F3-2	H3
DE 4	-	Disaster Events File: P9	H4
DE 5	-	Mid North Weight of Loads Group File: R8-190	H4
DE 6	-	Kempsey Flood Study File: F5	H5
DE 7	-	Yarrahapinni Floodgates File: FM59	H6
DE 8	-	2002/2003 Floodplain Management Program File: FM500	H8
DE 9	-	Roadlink Project South West Rocks to Stuarts Point File: B6-58	H9
DE 10	-	Silverwood Avenue, Temagog File: R Silverwood	H11
DE 11	-	Upgrading of Roads File: R8-2	H14
DE 12	-	B-Double Routes File: R8-2	H17
DE 13	-	Roads Maintenance File: R8-2	H21
DE 14	-	Questions Without Notice File: C18-28	H22
DE 15	-	Works in Progress File: R8-2	H25
DE 16	-	Compliments Received by Engineering Staff File: S10-2	H30

DE 17	-	Floodplain Management Authorities - Annual Conference File: FM500	H30
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**DIRECTOR CORPORATE AND
COMMUNITY SERVICE'S REPORT** **I1 – I15**

DCCS 1	-	Ambulance Service Criteria File: E8-3	I1
DCCS 2	-	Corporate & Community Services Department Report 1 st October to 31 st December 2002 File: C10-1	I2
DCCS 3	-	Statement of Bank Balances as At 31 st January 2003	I5
DCCS 4	-	Statement of Investments as at 31 st January 2003	I6
DCCS 5	-	Library Small Grant File: L4-8	I6
DCCS 6	-	Macleay River Historical Society Museum File: S3 Copy: LA2100	I7
DCCS 7	-	Kempsey Shire Art Prize File: P12-13	I10
DCCS 8	-	Aboriginal Mentoring Programme File: A1-2	I10
DCCS 9	-	Car Parking at Boomerang Flats, Memorial Avenue, South West Rocks File: LA5411	I11
DCCS 10	-	Financial Statement for the Period To 31 st December 2002 File: A2-22	I12
DCCS 11	-	Grants Advisor / Community Solutions Position File: P8-2	I15

DIRECTOR BUSINESS ENTERPRISES REPORT **J1 – J13**

DBE 1	-	Residential Land File: P10-15	J1
DBE 2	-	Airport Leases File: A5-2	J2

DBE 3	-	Stuarts Point Water Sharing Plan File: W1-15	J3
DBE 4	-	Algae and Drought Workshop File: W1-25	J4
DBE 5	-	Progress of Hat Head Sewerage System File: S8-24	J5
DBE 6	-	Frederickton Sewerage Treatment Plant Effluent Re-use File: S8-13	J6
DBE 7	-	Maguires Crossing Bore 3 Replacement File: W1-11a	J7
DBE 8	-	Tourism Marketing Plan 2002/03 Six Monthly Progress Report File: T3-5	J8
DBE 9	-	Clean-Up Australia File: G1-3	J8
DBE 10	-	Works in Progress File: W1-2	J10
DBE 11	-	Fleet Management File: P6-2	J13

GENERAL MANAGER'S REPORT

K1 – K14

GM 1	-	Half Day Holidays 2003 File: P12-9	K1
GM 2	-	Social Capital File: C10-9	K1
GM 3	-	Corporate Uniform for Councillors File: S10-2	K7
GM 4	-	Council's Website File: C9-9	K8
GM 5	-	Implementation of 2002-2003 Management Plan File: A3-8	K10
GM 6	-	Access to Media File: C9-1	K10
GM 7	-	Education and Succession - Kempsey Shire Council File: S10	K12

GM 8 - Outstanding Council Resolutions K14
File: C18-2

COMMITTEE REPORTS L1 – L19

Report of the Aboriginal Liaison Committee L1
Meeting held December 18th 2002

Report of the Caravan Park Committee L6
Meeting held January 16th 2003

Report of the Local Traffic Committee L11
Meeting held January 29th 2003

Report of the Macleay River Floodplain Project L15
Committee Meeting held January 24th 2003

Report of the Plant Committee L17
Meeting held 4th February 2003

QUESTIONS WITHOUT NOTICE M1



APPENDICES

Mayoral appendices A1 – A9

Director Environmental Services appendices G1 – G34

Director Engineering appendices H1 – H37

Director Corporate and Community Services appendices I1 – I30

Director Business Enterprises appendices J1 – J9

General Manager's Appendices K1 – K21



THE FOLLOWING ITEMS OF BUSINESS ARE OF SUCH A NATURE THAT DISCUSSION IS LIKELY TO TAKE PLACE WHEN THE MEETING IS CLOSED TO THE PUBLIC FOR THE REASONS STATED.



MOTION FOR COMMITTEE N1

CONFIDENTIAL BUSINESS PAPER

COMMITTEE OF THE WHOLE

OFFICER'S REPORTS



**DIRECTOR ENVIRONMENTAL SERVICES
CONFIDENTIAL REPORT**

G1 – G9

Reporting that Council has received a request to modify its original consent relating to dog kennels.

REASON FOR PRESENTATION OF REPORT ON A CONFIDENTIAL BASIS

This report is considered on a confidential basis as it contains information that would if disclosed, prejudice the maintenance of law (Local Government Act 1993, Section 10A(2) (e)).

DES 1	-	Animal Boarding and Breeding Establishment Mungay Creek File: T6-01-112	G1
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Reporting on unauthorised filling - Belmore River.

REASON FOR PRESENTATION OF REPORT ON A CONFIDENTIAL BASIS

This report is considered on a confidential basis as it contains information that would if disclosed, prejudice the maintenance of law (Local Government Act 1993, Section 10A(2) (e)).

DES 2	-	Unauthorised Filling – Belmore River File: T6-01-505	G6
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Reporting on unauthorised occupation of premises 5 Kemp Street, Kempsey.

REASON FOR PRESENTATION OF REPORT ON A CONFIDENTIAL BASIS

This report is considered on a confidential basis as it contains information that would if disclosed, prejudice the maintenance of law (Local Government Act 1993, Section 10A(2) (e)).

DES 3	-	Development Lot 516 DP840248 No.5 Kemp Street, Kempsey	G8
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**DIRECTOR BUSINESS ENTERPRISES
CONFIDENTIAL REPORT**

J1 – J2

Reporting on proposals to deal with the property known as the Incubator Workspace in Akubra Place, Kempsey.

REASON FOR PRESENTATION OF REPORT ON A CONFIDENTIAL BASIS

This report is submitted on a confidential basis as it comprises information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting business.

DBE 1 - Lot 98 Akubra Place J1
File: LA18995

GENERAL MANAGER'S CONFIDENTIAL REPORT

K1 – K4

Reporting on the current position regarding legal matters.

REASON FOR PRESENTATION OF REPORT ON A CONFIDENTIAL BASIS

This report is submitted on a confidential basis as it involves advice concerning litigation or advice that would otherwise be privileged from production in legal proceedings on the grounds of legal professional privilege. (Local Government Act 1993, section 10A(2)(G)).

GM 1 - Legal Matters K1
File: L3-1

APPENDICES

Director Environmental Services confidential appendices **G1 – G2**



OPEN COUNCIL

ADOPTION OF REPORT OF THE COMMITTEE OF THE WHOLE

CONCLUSION



