



AGENDA

OPERATIONS COMMITTEE MEETING Wednesday 16 November 2005

Chairman: Mr Garry Payne

**Administrators: Mr Garry Payne
Ms Lucy Turnbull
Mr Max Boyd**

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ITEMS FOR CONSIDERATION OF THE COMMITTEE:

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CONFIRMATION OF MINUTES

Minutes of the Operations Committee Meeting held 2 November 2005

UNDER SEPARATE COVER/FURTHER INFORMATION:

1. Minutes of the Operations Committee Meeting held Wednesday 2 November 2005 (DW 1291635).
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REPORTS THROUGH THE GENERAL MANAGER

REPORTS FROM DIRECTOR GOVERNANCE & CORPORATE SERVICES

1 [GC] Quarterly Budget Review - 30 September 2005

ORIGIN:

Financial Services

SUMMARY OF REPORT:

This is the first quarter statutory budget review for this financial year and summarises the estimated expenditure and income changes to the 2005/06 Budget based on current projects to 30 September 2005.

This statutory report is prepared in accordance with the Local Government (General) Regulations 2005, regulation 202 and 203.

RECOMMENDATION:

That :

1. The Quarterly Budget Review Statement as at 30 September 2005 be adopted.
2. The expenditure and income, as detailed within the body of the report, be voted and adjusted in accordance with the revised total expenditure and income for the year.

REPORT:

Budget Review 30 September 2005 (Quarterly Budget Review)

In accordance with regulation 203(1) of the Local Government (General) Regulation 2005, a Budget Review Statement and revision of the estimates of income and expenditure must be submitted to council within two months of the close of each quarter.

The Regulation requires that the quarterly financial review must include the following:

- A revised estimate for income and expenditure for the year.
- A report as to whether or not such statements indicate that the financial position of the Council is satisfactory and if the position is unsatisfactory, make recommendations for remedial action.

Report By Responsible Accounting Officer

The Quarterly Budget Review Reports are prepared to provide Council and the community with information in relation to Councils financial performance and proposed amendments to its budget and forward estimates. The reports are prepared under accrual accounting principles in accordance with the requirements of the Local Government Act 1993.

The Financial reports included in the Quarterly Budget Review are as follows:

1. Variations
 - a) Introduced During Quarter – By Council Resolution
 - b) Variations Proposed
 - c) Projects Proposed for Carry Overs
2. Budget Summary
 - a) By Type
 - b) By Corporate Goal
3. Unrestricted Working Capital

Variations

There are potentially three variations reports that may be included in the Quarterly Budget Review during the quarter:

- Council Resolution
- Variations Proposed
- Projects Proposed for Carry Overs

The first report is provided as information to the Council and the community to explain the adjustments that have been included in the Approved Budget during the quarter.

The Variations Proposed report details all of the recommended changes to budget that have been put forward by management at this review for Councils consideration.

A Carry Over report is included where necessary to show project expenditure that was intended to be expended in the previous year that needs to be transferred to the current year.

Statement of Financial Performance

The Statement of Financial Performance measures Council's financial performance over the period and shows whether or not Council has earned sufficient revenues to support its activities during that period, and whether or not surpluses have been created to fund additional or replacement assets to service community needs.

The statements show where Council's money comes from (Revenue) and how that revenue is consumed (Expenses) in providing the ordinary activities and services of the Council. Expenses are not the same as cash expenditure or spending, in that it only measures the consumption of resources (cash and other assets).

The purchase of an asset for example is not a consumption of a resource; it is merely a transformation of an existing resource (cash) to another resource (asset), which in turn provides benefit for future periods. In the case of an asset that has a limited life such as a vehicle, the asset is consumed over its life by the organisation to provide services, and this consumption of an asset is reported as an expense in the Statement of Financial Performance as depreciation.

Similarly an expense is recognised under accrual accounting when an event has occurred that commits the organisation to a future expenditure. An example of this is accrual of employee entitlements such as annual and long service leave. If an employee works for 12 months and has accrued 4 weeks annual leave, and 1.3 weeks long service leave the expense included in the Statement of Financial Performance is the full cost of employment including the unpaid portion. This represents the amount of resource consumed in dollar terms, even though payment may not be required for many years.

Other significant differences between the accrual concepts of revenue/expenses and cash or funds concepts include:

- All revenue is recognised when controlled by Council (usually when funds are received or committed) not when expended.*
- Loan Funds received are not revenue.
- Transfers from reserves to fund expenditure are not revenue.
- Loan principal repayments are not an expense.
- Transfers to reserves are not an expense.
- Payments made on termination for employee entitlements are not an expense, as they were already expensed in the year accrued.

Statement of Funding Result Reconciliation

The Funding Statement provides information about the source of cash and “cash like” funds, and how they have been (or are budgeted to be) applied in the Management Plan.

The “source” of funds includes the surplus or deficit (a negative source) from ordinary activities of Council as expressed in the Statement of Financial Performance. In other words all of the ordinary activities of Council including collection of rates and other general income and provision of services are netted off and the remainder is available to provide a source of funds for other expenditure such as asset acquisition, loan repayments and transfer to reserve for future expenditure programs.

Some of the transactions that have been “netted off” in the Statement of Financial Performance to assess the true costs incurred during the period are non cash transactions. These include expenses such as depreciation, the increase in unpaid employee leave entitlements, and the increase in other provisions to cover future events such as insurance and Workers Compensation provisions. As the cash has not been physically spent for these purposes during the period it remains available to apply for other purposes. For this reason non-cash transactions are added back to the Surplus / (deficit) from operations to reflect the full cash available to be applied from those operations.

Other sources of cash funds reported in this report that are not included in the Statement of Financial Performance include ,any loan funds received, and transfers form either internal or external reserves.

The report also discloses how the cash was then; applied to provide additional assets of Council, to reduce long term liabilities such as loans, or set aside for future periods through transfers to reserves.

The net result of this report provides the reader with the net movement in available funds, which is effectively the “bottom line” in Council’s budget process.

Budget Summary

The budget summary reports provides the 2005/06 estimates of income expenditure by accounting category and by Council Corporate Goals, for each individual fund

Unrestricted Working Capital

The Unrestricted Working Capital report provides details of the underlying cash position of each fund.

Unrestricted Working Capital is the level of cash available, and needed, by Council to continue to operate until receipts from rate payments are collected to fund the new financial years’ budget.

TWEED SHIRE COUNCIL OPERATIONS COMMITTEE MEETING HELD WEDNESDAY 16 NOVEMBER 2005

	In/Ex	Description	Current Vote	Change to Vote	New Vote	Comments
1. Variations arising from Council Resolutions						
Item						
1	Ex	Loan to Tweed Shire Family Day Care	0	300,000	150,000	Loan paid to Family Day Care resn 387 18/5/05
1	In	Employee Leave Entitlements Reserve	0	(300,000)	(150,000)	Loan paid to Family Day Care resn 387 18/5/05
2	Ex	Nairobi Mentoring Program	0	10,000	10,000	Ccl Resolution 21/9/05 International River Foundation Tweed Mentoring Account
2	Ex	Catchment water quality	175,586	(10,000)	165,586	Transfer to International River Foundation Tweed Mentoring Account
3	Ex	North Coast Academy of Sport	1,500	3,500	5,000	Ccl resolution 4/5/05 increase annual contribution
4	Ex	Acid Sulphate Soil Management Program	0	31,000	31,000	Extend Floodplain Project Officer employment to June 2006. Resn 486 3/8/05
5	Ex	Broadening Broadband Project	0	10,000	10,000	Council meeting 1/6/05
5	Ex	Villages Program	100,000	(10,000)	90,000	Council meeting 1/6/05
6	In	Financial Assistance Grant - General Purpose	(5,450,000)	(96,954)	(5,546,954)	Grants Commission allocation - Council meeting 7/9/05
7	Ex	Donations	21,000	6,800	27,800	Sponsorship of "free gate", M'bah Show, Operations meeting 17/8/05
8	Ex	Machinery Drive/Amber Rd Traffic Signals	0	190,147	190,147	Council resolution 5/10/05
8	In	RTA Grant	0	(100,000)	(100,000)	Council resolution 5/10/05
8	In	TRCP funds recouped from S94	0	(90,147)	(90,147)	Council resolution 5/10/05
9	Ex	Deferred to December Review	0	70,048	70,048	Grants Commission allocation - Council meeting 7/9/05
9	In	Financial Assistance Grant - Roads	(1,695,000)	(70,048)	(1,765,048)	Grants Commission allocation - Council meeting 7/9/05
				(55,654)		
2. Variations Proposed						
10	Ex	Interest on loans - SES Building	41,023	(15,182)	25,841	Adjust costing for loans 118 and 124
10	Ex	Principal on loans - SES Building	21,142	7,880	29,022	Adjust costing for loans 118 and 124
10	Ex	Interest on loans - Civic Centre	232,512	15,182	247,694	Adjust costing for loans 118 and 124
10	Ex	Principal on loans - Civic Centre	189,679	(7,880)	181,799	Adjust costing for loans 118 and 124
11	Ex	Pandanus Parade expenses	4,100	(2,100)	2,000	Building demolished
12	Ex	Grants to surf clubs	4,100	3,000	7,100	Grant to Salt SLSC, EMT meeting 30/8/05
13	Ex	Contribution to NSW Fire Brigades	283,000	8,410	291,410	Advice received
14	Ex	Bushfire control expenses	130,060	90,519	220,579	Carried over from 2004/05
14	In	Bushfire funding	0	(90,519)	(90,519)	Carried over from 2004/05

TWEED SHIRE COUNCIL OPERATIONS COMMITTEE MEETING HELD WEDNESDAY 16 NOVEMBER 2005

	In/Ex	Description	Current Vote	Change to Vote	New Vote	Comments
15	Ex	Pools asset management	24,900	25,100	50,000	Work in progress
15	In	Pools asset management reserve	0	(25,100)	(25,100)	Work in progress
16	Ex	Legal costs Banora Point Caravan Park	0	40,000	40,000	Court of Appeal
17	Ex	Cemetery Works	0	47,789	47,789	Fencing at Tweed Heads Cemetery EMT 11/10/05
17	In	Transfer from reserve	0	(47,789)	(47,789)	Funding for above
18	Ex	Regional Public Transport Project (website)	0	3,000	3,000	Item not included in original budget
19	Ex	Noxious weeds	112,900	14,000	126,900	Contribution to North Coast Weeds
20	Ex	Mooball/Crabbes Ck Flood Mit works	0	15,000	15,000	Grant advice received
20	Ex	Flood warning system	0	45,000	45,000	Grant advice received
20	In	Grant Funding	(1,109,100)	(40,000)	(1,149,100)	Grant advice received
20	Ex	East Murwillumbah Flood Mit works	1,350,000	(20,000)	1,330,000	Transfer estimate for new projects
21	Ex	Legal costs Gayles holdings	7,700	40,000	47,700	Mediation
22	Ex	Workers Compensation Wages	0	75,000	75,000	Increased Workers Compensation costs
22	Ex	Workers Compensation Insurance	1,600,000	250,000	1,850,000	Increased Workers Compensation costs
22	Ex	Workers Compensation Oncosts	(1,600,000)	(325,000)	(1,925,000)	Increased Workers Compensation costs
23	Ex	Payroll tax	15,000	5,000	20,000	Increasing costs related to cemeteries
24	Ex	Employee Leave Entitlements	3,900,000	450,000	4,350,000	Adjust ELE expenses to align with final 2004/05 figures
24	Ex	Leave Entitlement Oncosts	(3,900,000)	(450,000)	(4,350,000)	Distribution of ELE expenses
25	Ex	Sewerage Capital Works	19,338,900	(2,243,900)	17,095,000	Various works delayed
25	Ex	Sewerage Operating Expenses	125,600	116,500	242,100	Increases in operating costs
25	Ex	Sewerage Transfers to Reserves	3,812,700	(1,266,500)	2,546,200	Funding for above
25	In	Sewerage Transfers from Reserves	(25,602,828)	3,393,900	(22,208,928)	Funding for above
26	Ex	Water Capital Works	16,470,400	286,000	16,756,400	Revised capital works program
26	Ex	Water Operating Expenses	384,000	312,000	696,000	Increases in operating costs
26	Ex	Water Transfers to Reserves	1,455,722	(139,000)	1,316,722	Funding for above
26	In	Water Transfers from Reserves	(19,155,460)	(521,625)	(19,677,085)	Funding for above
26	In	Water Capital Grants	(75,000)	62,625	(12,375)	Funding for above
27	Ex	Traffic Facilities - Classified Roads	106,000	39,000	145,000	Adjustment to reflect grant funding
27	Ex	Traffic Facilities - Classified Roads	45,000	17,000	62,000	Adjustment to reflect grant funding
27	Ex	Traffic Facilities - Classified Roads	5,000	2,000	7,000	Adjustment to reflect grant funding
27	In	Traffic Facilities - Classified Roads	(156,000)	(58,000)	(214,000)	Adjustment to reflect grant funding
28	Ex	Rural Road Development		36,698	36,698	Expenditure of balance of Rural Rd Development Contributions
28	In	Recoupment from Developer Contribution Funds	(10,000)	(26,698)	(36,698)	Recoupment from Developer Contribution Funds for above
29	Ex	3x 3 Program	0	126,000	126,000	Grant funds received
29	In	3x 3 Program	0	(126,000)	(126,000)	Grant funds received
30	Ex	Repair Program	0	504,000	504,000	Grant funds received
30	In	Repair Program	0	(504,000)	(504,000)	Grant funds received
31	Ex	Black Spot Program	0	847,000	847,000	Grant funds received

TWEED SHIRE COUNCIL OPERATIONS COMMITTEE MEETING HELD WEDNESDAY 16 NOVEMBER 2005

	In/Ex	Description	Current Vote	Change to Vote	New Vote	Comments
31	In	Black Spot Program	0	(847,000)	(847,000)	Grant funds received
32	Ex	Flood damage repairs (roads)	0	1,013,740	1,013,740	June 2005 flood
32	In	Flood damage grant (RTA)	0	(988,740)	(988,740)	June 2005 flood
32	Ex	Flood damage repairs - Falcon Way/Oasis	0	190,749	190,749	To be assessed
32	Ex	Sundry garbage expenses	0	12,200	12,200	Flood damage rubbish removal
32	In	Flood damage grant (SES)	0	(12,200)	(12,200)	Flood damage rubbish removal
32	Ex	Flood damage repairs (recreation)	0	129,800	129,800	June 2005 flood
32	In	Flood damage grant (Dept of Commerce)	0	(100,000)	(100,000)	June 2005 flood - awaiting decision by DOC
33	Ex	Shallow Bay Dr Connection	0	650,000	650,000	Work in progress
33	In	TRCP funds recouped from S94	0	(650,000)	(650,000)	Work in progress
34	Ex	Ranger/Parking Officer		45,000	45,000	New position to cover leave etc
34	In	Infringements income		(45,000)	(45,000)	Income generated from enforcement
35	In	Pensioner Rebate Subsidy	(940,000)	16,000	(924,000)	Adjust budget to align with final 2004/05 figures
36	Ex	Tweed Link Expenses	228,000	30,000	258,000	Increased postage costs
37	Ex	Flying Fox Odour Study, Dallis Park	0	20,000	20,000	Per EMT meeting 12/10/05
38	Ex	Drainage works		100,000	100,000	Additional drainage works, Pottsville
38	In	Drainage works	(1,600,000)	(100,000)	(1,700,000)	Loan funding?, reallocated from Flood Mitigation
39	In	Sale of Road to Lindesfarm	0	(115,000)	(115,000)	Sale of road
39	Ex	Transfer to Road Land Sale Reserve	0	115,000	115,000	Transfer above funds
40	Ex	Reduction in Budget expenses to be identified for December Budget Review		(360,550)		
				72,309		
	3a.	Carry Overs from 2004/05				
41	Ex	Restructure Expenses		170,122		
41	In	Funding from Works Carried Fwd Reserve		(130,000)		
42	Ex	Members' Equipment		12,718		
42	In	Funding from Works Carried Fwd Reserve		(12,718)		
43	Ex	GIS Software		200,000		
43	Ex	Asset Management Software		80,000		
43	Ex	Software Upgrades – Dataworks/Masterview		50,079		
43	Ex	Richmond-Tweed Council Co-operation		1,687		
43	In	Funding from Works Carried Fwd Reserve		(530,558)		
44	Ex	Records Storage		146,856		
44	In	Funding from Works Carried Fwd Reserve		(146,856)		
45	Ex	Risk Management		57,386		
45	In	Funding from Works Carried Fwd Reserve		(57,386)		
46	Ex	North Coast Safety Group		2,358		
46	In	Funding from Works Carried Fwd Reserve		(2,358)		
47	Ex	Civic Liaison - Annual Report/Shire Newsletter		34,538		
47	In	Funding from Works Carried Fwd Reserve		(34,538)		
48	Ex	Pt Danger Lighthouse		17,000		
48	In	Funding from Works Carried Fwd Reserve		(17,000)		

TWEED SHIRE COUNCIL OPERATIONS COMMITTEE MEETING HELD WEDNESDAY 16 NOVEMBER 2005

	In/Ex	Description	Current Vote	Change to Vote	New Vote	Comments
49	Ex	Planned Costs - Aerodrome		29,000		
49	In	Funding from Works Carried Fwd Reserve		(29,000)		
50	Ex	Tourism Planned Costs - Information Centre		29,846		
50	In	Funding from Works Carried Fwd Reserve		(29,846)		
51	Ex	Village project		68,101		
51	In	Funding from Works Carried Fwd Reserve		(68,101)		
52	Ex	Wardrop Valley Roadworks		81,684		
52	In	Funding from Works Carried Fwd Reserve		(81,684)		
53	Ex	Youth Survey		88,000		
53	In	Funding from Works Carried Fwd Reserve		(88,000)		
54	Ex	Community Project Officer		2,373		
54	In	Funding from Works Carried Fwd Reserve		(2,373)		
55	Ex	Building Salaries		12,000		
55	In	Funding from Works Carried Fwd Reserve		(12,000)		
56	Ex	Public Toilets - Stokers Siding		19,476		
56	In	Funding from Works Carried Fwd Reserve		(19,476)		
57	In	Funding from Works Carried Fwd Reserve		(30,000)		
58	Ex	Public Halls		85,500		
58	In	Funding from Works Carried Fwd Reserve		(85,500)		
59	Ex	Cultural Development Fund		25,360		
59	In	Funding from Works Carried Fwd Reserve		(25,360)		
60	Ex	Tweed Shire Comm. Based Heritage Study		3,380		
60	In	Funding from Works Carried Fwd Reserve		(3,380)		
61	Ex	Museum / Historical Signage		15,000		
61	In	Funding from Works Carried Fwd Reserve		(15,000)		
62	Ex	Community Worker Projects		5,220		
62	In	Funding from Works Carried Fwd Reserve		(5,220)		
63	Ex	Knox Park Pond		105,071		
63	In	Funding from Works Carried Fwd Reserve		(144,961)		
64	Ex	Youth Worker		13,890		
64	In	Funding from Works Carried Fwd Reserve		(13,890)		
65	Ex	Anti Drugs Camp		75,500		
65	In	Funding from Works Carried Fwd Reserve		(75,500)		
66	Ex	Health & Education Equip		8,576		
66	In	Funding from Works Carried Fwd Reserve		(8,576)		
67	Ex	Fingal B'walk		39,251		
67	In	Funding from Works Carried Fwd Reserve		(39,251)		
68	Ex	Sportsfields Capital		46,200		
68	In	Funding from Works Carried Fwd Reserve		(46,200)		
69	Ex	Oxley Cove traffic management		20,317		
69	In	Funding from Works Carried Fwd Reserve		(20,317)		
70	Ex	Botanic gardens		11,162		
70	In	Funding from Works Carried Fwd Reserve		(11,162)		
71	Ex	Pville Env Bond		23,007		
71	In	Funding from Works Carried Fwd Reserve		(23,007)		
72	Ex	Krekelberg Envi		7,000		
72	In	Funding from Works Carried Fwd Reserve		(7,000)		
73	Ex	Cudgen Lake Acid Mgt		5,450		
73	In	Funding from Works Carried Fwd Reserve		(5,450)		
74	Ex	Reafforestation Committee		4,410		

TWEED SHIRE COUNCIL OPERATIONS COMMITTEE MEETING HELD WEDNESDAY 16 NOVEMBER 2005

	In/Ex	Description	Current Vote	Change to Vote	New Vote	Comments
74	In	Funding from Works Carried Fwd Reserve		(4,410)		
75	Ex	Sign Tree indent		3,431		
75	In	Funding from Works Carried Fwd Reserve		(3,431)		
76	Ex	Road Construction projects		1,404,421		
76	In	Funding from Works Carried Fwd Reserve		(1,404,421)		
77	In	Funding from Works Carried Fwd Reserve		(50,000)		
78	Ex	Footpaths		86,207		
78	In	Funding from Works Carried Fwd Reserve		(86,207)		
79	Ex	Kingscliff Entrance Improvements		26,016		
79	In	Funding from Works Carried Fwd Reserve		(26,016)		
80	Ex	Strategic Planning Projects		131,358		
80	In	Funding from Works Carried Fwd Reserve		(131,358)		
81	Ex	Urban Design & Planning Framework		55,500		
81	In	Funding from Works Carried Fwd Reserve		(55,500)		
82	Ex	Agri-Tourism Project		35,000		
82	In	Funding from Works Carried Fwd Reserve		(35,000)		
83	Ex	Cycleways program		50,000		
83	In	Cycleways program – S94 – CP 22		(50,000)		
84	Ex	Wollumbin St landscaping		30,000		
84	In	Transfer from Reserves		(30,000)		
85	Ex	Koala Beach Stage 7 Consultancy		4,715		
86	Ex	IT Infrastructure/Training		198,792		
87	Ex	2004/05 Special Rate Variation - Works		58,397		
				(16,655)		
		3b Loan Funds				
88	Ex	Data cabling		100,000		
88	In	Loan Funds		(100,000)		
89	Ex	Land Purchase -Open Space		202,579		
89	In	Land Purchase -Open Space - Loan Funding		(144,079)		
89	In	Funding from Works Carried Fwd Reserve		(58,500)		
90	Ex	SES/RFS Project		81,696		
90	In	SES/RFS Project - Loan Funding		(81,696)		
91	Ex	Dog Pound Additions		88,236		
91	In	Dog Pound Additions - Loan Funding		(88,236)		
92	Ex	Public Toilets Capital		140,938		
92	In	Public Toilets Capital - Loan Funding		(140,938)		
93	Ex	Museums Capital		293,850		
93	In	Museums - Loan Funding		(293,850)		
94	Ex	Tweed Valley Respite Centre		491,160		
94	In	Tweed Valley Respite Centre - Loan Funding		(491,160)		
95	Ex	Office Extensions		406,384		
95	In	Office Extensions - Loan Funding		(406,384)		
96	Ex	South Tweed Skate Park		112,672		
96	In	South Tweed Skate Park - Loan Funds		(37,672)		
96	In	South Tweed Skate Park - Contributions		(75,000)		
97	Ex	Drainage works		488,883		
97	In	Drainage works - Loan funding		(488,883)		
98	Ex	Chillingham village common		80,000		

TWEED SHIRE COUNCIL OPERATIONS COMMITTEE MEETING HELD WEDNESDAY 16 NOVEMBER 2005

	In/Ex	Description	Current Vote	Change to Vote	New Vote	Comments
98	In	Chillingham village common - Loan Funding		(80,000)		
99	Ex	Saleyards		12,000		
99	In	Saleyards - Loan Funding		(12,000)		
100	Ex	Kingscliff hall		4,246		
100	In	Kingscliff hall - Loan Funding		(4,246)		
101	Ex	Flood mitigation		115,256		
101	In	Flood mitigation - Loan Funding		(115,256)		
102	Ex	Lavender Ck flood pumps		174,703		
102	In	Lavender Ck flood pumps - Loan Funding		(174,703)		
103	Ex	Flood mitigation voluntary purchase		24,552		
103	In	Flood mitigation voluntary purchase - Loan Funding		(24,552)		
104	Ex	Flood warning system		26,014		
104	In	Flood warning system - Loan funding		(26,014)		
105	Ex	Depot extensions		290,595		
105	In	Depot extensions - Loan Funding		(290,595)		
106	Ex	Elanora Ave		103,332		
106	In	Elanora Ave - Loan funding		(103,332)		
107	Ex	Bilambil Sportsfield		35,814		
107	In	Bilambil Sportsfield - Loan Funding		(35,814)		
108	Ex	Records management		300,000		
108	In	Records management - Loan funding		(300,000)		
				0		
		3c. Section 94 Funding				
109	Ex	Lane Upgrade to coast Rd		195,265		
109	In	Lane Upgrade to coast Rd - S94 Funding		(195,265)		
110	Ex	Multi Storey Carpark Design		184,600		
110	In	Multi Storey Carpark S94 Funding		(184,600)		
111	Ex	S94 Kirkwood Rd		51,217		
111	In	S94 Kirkwood Rd - S94 Funding		(51,217)		
				0		
		3d Grant Funding				
112	Ex	East Mbah/Dorothy St Levy		8,316		
112	In	East Mbah/Dorothy St Levy		(5,544)		
112	In	East Mbah/Dorothy St Levee - Loan Funding		(2,772)		
113	Ex	Mooball/Crabbes Crk		130,455		
113	In	Mooball/Crabbes Crk		(130,455)		
114	Ex	Lower Twd Rvr Mgt		24,502		
114	In	Lower Twd Rvr Mgt		(24,502)		
115	Ex	Lower Twd Rvr Mgt		518,425		
115	In	Lower Twd Rvr Mgt		(387,720)		
116	Ex	Twd Coast Mgt Study/Plan		23,541		
116	In	Twd Coast Mgt Study/Plan		(11,770)		
117	Ex	Tweed Coast Estuaries Mgt		153,080		
117	In	Tweed Coast Estuaries Mgt		(76,540)		
118	Ex	Hot Spots Program		1,845		

TWEED SHIRE COUNCIL OPERATIONS COMMITTEE MEETING HELD WEDNESDAY 16 NOVEMBER 2005

	In/Ex	Description	Change to Vote	New Vote	Comments
118	In	Hot Spots Program	(1,845)		
119	Ex	Pub Res Mgt Fund - Bitou Bush Strat	3,349		
119	In	Pub Res Mgt Fund - Bitou Bush Strat	(3,349)		
120	Ex	FAG Grant Roads	66,500		
120	In	FAG Grant Roads	(66,500)		
121	Ex	R to R -Dept Transport	34,374		
121	In	R to R -Dept Transport	(34,374)		
122	Ex	Road Safety Direct Prog 50%	3,284		
122	In	Road Safety Direct Prog 50%	(1,642)		
123	Ex	Road Safety Projects (2004)	6,431		
123	In	Road Safety Projects (2004)	(6,431)		
124	Ex	PAMP - Pedestrian Facilities-2005	65,217		
124	In	PAMP - Pedestrian Facilities-2005	(28,043)		
125	Ex	Sextons Hill Cycleway	9,979		
125	In	Sextons Hill Cycleway	(9,979)		
126	Ex	Traffic Mgt Prog 2003 - Sextons Hill	50,555		
126	In	Traffic Mgt Prog 2003 - Sextons Hill	(50,555)		
127	Ex	Cycleways - Terranora Tce	42,610		
127	In	Cycleways - Terranora Tce	(21,305)		
128	Ex	Wommin Bay Cycleway	2,928		
128	In	Wommin Bay Cycleway	(1,464)		
129	Ex	Chillingham Foot/Cycleway	12,831		
129	In	Chillingham Foot/Cycleway	(12,831)		
130	Ex	Cycleway 2003/04 Hastings Rd	120,992		
130	In	Cycleway 2003/04 Hastings Rd	(60,496)		
131	Ex	Cycleway 2004/05 Chinderah Bay Dr	106,643		
131	In	Cycleway 2004/05 Chinderah Bay Dr	(53,321)		
132	Ex	Black Spot Chinderah R'bout	4,622		
132	In	Black Spot Chinderah R'bout	(4,622)		
133	Ex	Brett/Boyd St R'bout	11,132		
133	In	Brett/Boyd St R'bout	(11,132)		
134	Ex	Cycleway map development	5,000		
134	In	Cycleway map development	(5,000)		
135	Ex	Pedestrian Safety	4,866		
135	In	Pedestrian Safety	(4,866)		
136	Ex	Temp Rd Safety Banners	2,983		
136	In	Temp Rd Safety Banners	(2,983)		
137	Ex	Safety around Schools - Ban Pt Public	5,454		
137	In	Safety around Schools - Ban Pt Public	(2,727)		
138	Ex	Safety around Schools - Mbah High	312		
138	In	Safety around Schools - Mbah High	(156)		
139	Ex	SAS -Minor Traffic Fac - Cudgen Primary	11,024		
139	In	SAS -Minor Traffic Fac - Cudgen Primary	(5,512)		
140	Ex	SAS - Minor Traffic Fac - Clothiers Ck Rd	9,852		
140	In	SAS - Minor Traffic Fac - Clothiers Ck Rd	(4,926)		
141	Ex	SAS - Minor Traffic Fac - Terranora Rd	13,728		
141	In	SAS - Minor Traffic Fac - Terranora Rd	(6,864)		
142	Ex	Regional Rds	124,209		
142	In	Regional Rds	(124,209)		
143	Ex	Traffic Facilities	49,095		

TWEED SHIRE COUNCIL OPERATIONS COMMITTEE MEETING HELD WEDNESDAY 16 NOVEMBER 2005

	In/Ex	Description	Change to Vote	New Vote	Comments
143	In	Traffic Facilities	(49,095)		
144	Ex	Repair Kyogle Rd/Numinbah Rd	15,997		
144	In	Repair Kyogle Rd/Numinbah Rd	(7,999)		
145	Ex	Repair Uki to Clarry Hall Dam	290,663		
145	In	Repair Uki to Clarry Hall Dam	(145,331)		
146	Ex	Crime Prevention Project	52		
146	In	Crime Prevention Project	(52)		
147	Ex	Sustainable Living Project	8,417		
147	In	Sustainable Living Project	(8,417)		
147	Ex	Volunteerism	1,310		
148	In	Volunteerism	(1,310)		
149	Ex	Coast care 98/99	106		
149	In	Coast care 98/99	(106)		
150	Ex	Nth Rivers Catchment - Blacks Drain& Tidal Floodgate	19,421		
150	In	Nth Rivers Catchment - Blacks Drain& Tidal Floodgate	(19,421)		
151	Ex	Nth Rivers Cathcment - Floodplain Officer	2,165		
151	In	Nth Rivers Cathcment - Floodplain Officer	(1,082)		
152	Ex	Nth Rivers Catchment - Drain infilling ASS	8,000		
152	In	Nth Rivers Catchment - Drain infilling ASS	(8,000)		
153	Ex	Acid Soil Action - Ti Tree/Pasture	1,990		
153	In	Acid Soil Action - Ti Tree/Pasture	(1,990)		
154	Ex	Acid Soil Action - Tanglewood	11,900		
154	In	Acid Soil Action - Tanglewood	(11,900)		
155	Ex	Env Trust - Removal acidity caneland	13,363		
155	In	Env Trust - Removal acidity caneland	(13,363)		
156	Ex	Country Pass Transp Infra 2004 - Interchange upgrade	100,597		
156	In	Country Pass Transp Infra 2004 - Interchange upgrade	(100,597)		
157	Ex	Country Pass Trans Infra 2005 - Interchange	86,636		
157	In	Country Pass Trans Infra 2005 - Interchange	(86,636)		
158	Ex	Library Special Purpose Grant 2005	32,122		
158	In	Library Special Purpose Grant 2005	(32,122)		
159	Ex	Library Special Purpose Grant 2004	6,262		
159	In	Library Special Purpose Grant 2004	(6,262)		
160	Ex	TV Transport Info Service	1,000		
160	In	TV Transport Info Service	(1,000)		
161	Ex	NSW Coastline Cycleways (DIPNR)	97,037		
161	In	NSW Coastline Cycleways (DIPNR)	(48,519)		
162	Ex	Sustainable Regions Prog (officer) Yr 3	81,255		
162	In	Sustainable Regions Prog (officer) Yr 3	(81,255)		
163	Ex	Sustainable Regions Prg Develop	72,500		
163	In	Sustainable Regions Prg Develop	(72,500)		
164	Ex	Env Trust - Coastal Vegetation	150		
164	In	Env Trust - Coastal Vegetation	(150)		
165	Ex	Envirofund - Littoral Rainforest Rest - Wooyung	6,582		
165	In	Envirofund - Littoral Rainforest Rest - Wooyung	(6,582)		
166	Ex	Bitou Bush	8,680		
166	In	Bitou Bush	(8,680)		
167	Ex	Clean Seas - Twd Hds Litter Basket	7,371		

TWEED SHIRE COUNCIL OPERATIONS COMMITTEE MEETING HELD WEDNESDAY 16 NOVEMBER 2005

	In/Ex	Description	Change to Vote	New Vote	Comments
167	In	Clean Seas - Twd Hds Litter Basket	(7,371)		
168	Ex	Wadamp Boat Ramps - Chinderah Bay Dr	2,549		
168	In	Wadamp Boat Ramps - Chinderah Bay Dr	(1,274)		
169	Ex	MAA - Arrive Alive	13		
169	In	MAA - Arrive Alive	(13)		
170	Ex	Heritage Study	3,379		
170	In	Heritage Study	(1,690)		
171	Ex	Ministry for Arts - City of the Arts	150,153		
171	In	Ministry for Arts - City of the Arts	(150,153)		
172	Ex	Ministry for Arts - Strat. Apprch Hist. & Museums	4,445		
172	In	Ministry for Arts - Strat. Apprch Hist. & Museums	(4,445)		
173	Ex	Museums & Galleries Foundation of NSW	563		
173	In	Museums & Galleries Foundation of NSW	(328)		
174	Ex	Ministry for Arts - Thematic study Museums Stage 1	3,571		
174	In	Ministry for Arts - Thematic study Museums Stage 1	(3,571)		
175	Ex	MFA - Thematic Study Stage 2	25,000		
175	In	MFA - Thematic Study Stage 2	(25,000)		
176	Ex	MFA - Museums Curator	26,509		
176	In	MFA - Museums Curator	(26,509)		
177	Ex	Tweed Heads Masterplan Implementation	200,000		
177	In	Tweed Heads Masterplan Implementation	(200,000)		
178	Ex	Area Assistance Scheme (CPO)	18,500		
178	In	Area Assistance Scheme (CPO)	(18,500)		
179	Ex	COP Other	18,867		
179	In	COP Other	(18,867)		
180	Ex	COMPACKS	33,873		
180	In	COMPACKS	(33,873)		
181	Ex	Envirofund Coast Care Project - Hastings Pt Dune Care	24		
181	In	Envirofund Coast Care Project - Hastings Pt Dune Care	(24)		
182	Ex	SAS - AMP	8,919		
182	In	SAS - AMP	(8,919)		
183	Ex	SAS - CC	251		
183	In	SAS - CC	(251)		
184	Ex	Contrib to City of the Arts	2,500		
184	In	Contrib to City of the Arts	(2,500)		
185	In	Transfer from Carry Over Reserve - Grants	(620,733)		
			0		
		Summary of Revotes by Type			
		Council Resolutions	(55,654)		
		2005/06 Variations	72,309		
		Carry Overs	(16,655)		
		Loan Funds	0		
		s94 Funds	0		
		Grant Funds	0		
			0		

Financial Summary

	General Fund		Water Fund		Sewer Fund	
	<u>Original Budget</u>	<u>Revised Budget</u>	<u>Original Budget</u>	<u>Revised Budget</u>	<u>Original Budget</u>	<u>Revised Budget</u>
Statement of Financial Performance						
Operating Expenses						
Materials & Contracts	19,665,792	27,916,740	1,934,370	2,246,370	2,118,304	2,234,804
Employee Costs	23,183,153	23,183,153	1,575,705	1,575,705	2,948,151	2,948,151
Interest Charges	2,121,258	2,121,258	1,243	1,243	567,643	567,643
Depreciation	14,915,068	14,915,068	5,009,398	5,009,398	4,061,989	4,061,989
Other Operating Expenses	5,708,434	5,604,434	892,677	892,677	1,182,912	1,182,912
	65,593,705	73,740,653	9,413,393	9,725,393	10,878,999	10,995,499
Operating Revenue						
Rates & Annual Charges	31,988,189	31,988,189	2,084,369	2,084,369	11,907,173	11,907,173
User Charges & Fees	9,899,685	13,537,605	7,127,500	7,127,500	1,190,000	1,190,000
Interest	1,001,000	1,001,000	120,000	120,000	100,000	100,000
Other Operating Revenue	378,000	378,000	50,000	50,000	5,000	5,000
Grants	11,125,619	11,125,619	400,000	400,000	370,000	370,000
Contributions & Donations	1,745,700	1,709,300	0	0	0	0
	56,138,193	59,739,713	9,781,869	9,781,869	13,572,173	13,572,173
Surplus/(Deficit) before Capital Amounts	(9,455,512)	(14,000,940)	368,476	56,476	2,693,174	2,576,674
Grants & Contributions (Capital amounts)	9,105,145	11,486,182	4,975,000	4,912,375	3,514,000	3,514,000
Surplus/(Deficit) after Capital Amounts	(350,367)	(2,514,748)	5,343,476	4,968,851	6,207,174	6,090,674

Funding Result Reconciliation

Add Back non-funded items:

Depreciation	14,915,068	14,915,068	5,009,398	5,009,398	4,061,989	4,061,989
Internal Transfers	5,187,383	5,187,383	(2,798,354)	(2,798,354)	(2,389,034)	(2,389,034)
	19,752,084	17,587,693	7,554,520	7,179,895	7,880,129	7,763,629
Transfers from Externally Restricted Cash	4,151,238	5,399,165	10,844,700	10,844,700	14,867,400	14,867,400
Transfers from Internally Restricted Cash	846,653	5,546,785	8,310,760	8,832,385	11,168,428	7,774,528
Proceeds from sale of assets	1,416,000	1,416,000	0	0	0	0
Loan Funds Utilised	5,476,325	9,015,735	0	0	0	0
Repayments from Deferred Debtors	31,642,300	38,965,378	26,709,980	26,856,980	33,915,957	30,405,557
<i>Funds were applied to:</i>						
Purchase and construction of assets	(20,226,851)	(27,434,929)	(20,345,460)	(20,631,460)	(26,232,828)	(23,988,928)
Repayment of principal on loans	(3,195,447)	(3,195,447)	(8,798)	(8,798)	(370,429)	(370,429)
Transfers to Externally Restricted Cash	(6,818,000)	(6,818,000)	(4,900,000)	(4,900,000)	(3,500,000)	(3,500,000)

TWEED SHIRE COUNCIL OPERATIONS COMMITTEE MEETING HELD WEDNESDAY 16 NOVEMBER 2005

Transfers to Internally Restricted Cash	(1,402,002)	(1,517,002)	(1,455,722)	(1,316,722)	(3,812,700)	(2,546,200)
Increase/(Decrease) in Available Working Capital	0	0	0	0	0	0
Available Working Capital Previous Financial Year	2,182,000	2,182,000	2,796,000	2,796,000	2,130,000	2,130,000
Available Working Capital as at 30 September 2005	2,182,000	2,182,000	2,796,000	2,796,000	2,130,000	2,130,000

Summary by Corporate Goals

	<u>Original Budget</u>	<u>Revised Budget</u>
Surplus/(Deficit)		
Community	(11,277,085)	(11,334,851)
Economy	(1,268,933)	(1,268,933)
Environment	(5,774,424)	(6,154,030)
Infrastructure	(13,558,330)	(13,780,845)
Governance	31,878,772	32,538,659
	0	0

General Fund

Based on current projection the General Fund is expected to remain as a “balanced budget”. However, this is dependent on savings being identified in the December Budget Review as highlighted in item 40.

Water Fund

The Water Fund remains in a sound financial position with sufficient reserves to meet any unexpected costs. The Water fund is expected to remain as a balanced budget.

Sewer Fund

The Sewer Fund remains in a sound financial position with sufficient reserves to meet any unexpected costs. The Sewer fund is expected to remain as a balanced budget.

**Statutory Statement – Local Government (General) Regulations 2005
(Sections 202 & 203) by “Responsible Accounting Officer”**

202 Responsible accounting officer to maintain system for budgetary control

The responsible accounting officer of a council must:

- (a) establish and maintain a system of budgetary control that will enable the council’s actual income and expenditure to be monitored each month and to be compared with the estimate of the council’s income and expenditure, and*
- (b) if any instance arises where the actual income or expenditure of the council is materially different from its estimated income or expenditure, report the instance to the next meeting of the council.*

203 Budget review statements and revision of estimates

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

Statutory Statement

I consider that the financial position of Council is satisfactory “having regard to the original estimate of income and expenditure”.



M A Chorlton
“Responsible Accounting Officer”
Chief Financial Officer
Tweed Shire Council

LEGAL/RESOURCE/FINANCIAL IMPLICATIONS:

As discussed in the report.

POLICY IMPLICATIONS:

Nil.

UNDER SEPARATE COVER/FURTHER INFORMATION:

Nil.

2 [GC] Local Government Amendment Act 2005 - Councillor Numbers

ORIGIN:

Corporate Performance

SUMMARY OF REPORT:

The Local Government Amendment Act 2005 which was proclaimed on 15 July 2005, allows Councils a one-off opportunity to resolve to apply to the Minister for Local Government, for approval to reduce the number of Councillors on the Council without the holding of a constitutional referendum, with this reduction (if approved) to take effect at the September 2008 election.

The number of Councillors currently approved for Tweed Shire Council is 11 and it is recommended that Council should now take the opportunity to review its numbers.

Council must give at least 21 days public notice of its proposal to resolve to apply to the Minister for approval to reduce its Councillor numbers. The Council should now seek input from the community in regard to the suggested proposal to reduce Councillor numbers. The form of the community consultation could involve residents responding to an attachment in the Tweed Link seeking their views. The community consultation shall be based on five options:-

- Option 1 5 Councillors
- Option 2 7 Councillors
- Option 3 9 Councillors
- Option 4 11 Councillors (current number)
- Option 5 other suggestions

In regard to the issue of a popularly elected Mayor, it is suggested that based on a cost/benefit analysis, a referendum should be held in conjunction with the September 2008 Council elections.

Council, at the March 2004 elections conducted a referendum on the introduction of wards, which was defeated, accordingly it is suggested that Council does not conduct a referendum on wards at the September 2008 elections.

RECOMMENDATION:

That:

- 1. Council gives public notice of its proposal to apply to the Minister for approval to reduce its councillor numbers and invite public submissions of the proposal.**

2. The community consultation should be based on the five options, of 5,7, 9 or 11 Councillors or other suggestions.
3. Council conducts a referendum on the issue of a popularly elected Mayor to be held in conjunction with the 2008 Council elections.
4. Council does not conduct a referendum for the introduction of wards at the September 2008 elections.

REPORT:

The Local Government Amendment Act 2005 which was proclaimed on 15 July 2005, allows Councils a one-off opportunity to resolve to apply to the Minister for Local Government, for approval to reduce the number of Councillors on the Council without the holding of a constitutional referendum, with this reduction (if approved) to take effect at the September 2008 election.

There are a number of restrictions:

- The opportunity is only available for 12 months;
- No Council may have less than five (5) Councillors; and
- A Council divided into wards may not have less than 3 Councillors per ward.

The Local Government Amendment Act 2005, requires Council to give public notice of its proposal to apply to the Minister for approval to reduce its Councillor numbers and invite public submissions of the proposal. Furthermore, where any reductions are approved, it will not be affected until the next ordinary election.

The number of Councillors currently approved for Tweed Shire Council is 11. A review of other Councils in NSW and Queensland that are of similar nature to Tweed has revealed that the Councillor numbers are in the range of 9 to 13, some having wards and popularly elected Mayors.

It is considered that the public now have more effective means of communicating with their elected Councillors through electronic technology when the current number was determined. Furthermore, with the implementation of the new Council Committee system and the availability of the public to address the Committees, it has improved public access in the decision making process. In regard to the average cost of a Councillor for 2004/2005, it was in the vicinity of \$17,000, which included the allowance and expenses.

In view of the above scenarios, it is suggested that the number of Councillors on Tweed Shire Council could be reduced to five (5), seven (7) or nine (9). The estimated yearly cost savings to Council from reducing that to either of the numbers could be in the vicinity of \$34,000 to \$102,000. It would be expected that further potential savings could be achieved in regard to administration costs such as production and delivery of business papers, distribution of other Council material, meeting expenses and telephone and facsimile charges.

The lower number of councillors can have an impact upon the spread of representation on Council committees and the numbers required for a quorum of Council. This aspect could affect Council operations if the number of councillors is reduced to five (5).

The Council should now seek input from the community in regard to the suggested proposal to reduce its Councillor numbers. The form of the community consultation could involve residents responding to an attachment in the Tweed Link seeking their views on Councillor numbers and be in accordance with the procedures outlined in the

Department of Local Government Circular 05-34. The consultation should have five options:

- Option 1 5 Councillors
- Option 2 7 Councillors
- Option 3 9 Councillors
- Option 4 11 Councillors (current number)
- Option 5 other suggestions

In regard to the issue of popularly elected Mayor, it is suggested that a referendum be held in conjunction with the September 2008 Council elections. This suggestion has been based on the difficulty of justifying Council spending an estimated cost of \$130,000 plus for the referendum to be conducted prior to September 2008.

Should the referendum support the issue of a popularly elected Mayor, then it will not come into effect until September 2012 and if the number of Councillors is reduced to five (5), seven (7) or nine (9), then the voters will only be required to elect four (4), six (6) or eight (8) Councillors at the election.

Council, at the March 2004 elections conducted a referendum on the introduction of wards, which was defeated, accordingly it is suggested that Council does not conduct a referendum at the September 2008 elections. Furthermore, it is considered that the introduction of wards would cause complexities in community representation due to the demographics of population within the Shire - Tweed Heads/Banora Point and Tweed Coast, having the majority of the population. It is envisaged that if a ward system was introduced, the boundaries could be required to be redrawn for each elections due to changing population demographics, thus causing confusion with voters.

LEGAL/RESOURCE/FINANCIAL IMPLICATIONS:

Nil.

POLICY IMPLICATIONS:

Nil.

UNDER SEPARATE COVER/FURTHER INFORMATION:

- [1. Department of Local Government Circular 05-34 \(DW1234182\).](#)
-

3 [GC] Business Ethics Policy - Amendments

ORIGIN:

Corporate Performance

SUMMARY OF REPORT:

A review of Council's Business Ethics Policy, which was adopted on 15 December 2004, has been conducted.

The current policy does not require Council contractors and suppliers to be aware and adhere to the Business Ethics Policy when doing business with Council; accordingly the policy has been revised to reflect this requirement.

RECOMMENDATION:

That Council's amended Business Ethics (1.1) Policy be adopted, as follows:-

Background

A business ethics policy outlines the moral standards which will guide the organisation in carrying out its business. It is the morality based structural framework which guides decision making and behaviour by all members of the organisation – in all of their actions and in relation to the responsibilities required by their role within the organisation. This framework exists concurrently with the legislative, regulatory and other policy requirements which mandate or otherwise affect the business of the organisation.

The business ethics of an organisation are based on the principles and values which are held/espoused by the organisation.

This Policy also establishes obligations of standards of behaviour by Contractors or Suppliers in the conduct of the supply of a good or service to Council.

The following business ethics policy is based on the principles of:

- Accountability & Transparency
- Respect for others and for legal authority
- Stewardship and Community Leadership

Policy Objective

To provide clear ethical guidance to Councillors, Staff, and Contractors and Suppliers, staff regarding the conduct of Council business.

Policy Statement

Councillors and Staff will conduct their role within the business of Council in such a way as to maintain the highest level of community accountability, community stewardship and leadership whilst maintaining respect for individuals and the rule of law.

Implementation

1. Councillors and Staff will comply with all requirements of state legislation and regulation relating to local government administration and land development.
2. Councillors and Staff will comply with requirements of Councils policies and procedures in particular the Code of Conduct and Procurement Policy, ensuring that prospective Contractors or Suppliers are afforded equal opportunity to tender/quote for all goods and services.
3. Behavioural guidance in matters of responsibilities and circumstances is provided by the detail in these policies. In particular Council Officers must not by virtue of their position accept or acquire for a personal advantage any gift, gratuities or hospitality except that which is permitted under Council's Code of Conduct or in accordance with the Local Government Act 1993.

4. The requirements of these policies will be brought to the attention of persons who deal with Council on business matters.
5. Councillors will maintain a clear separation between their work as advocates of particular matters and their work as a member of Council as a determining body.
6. Councillors, ~~and Staff~~, Contractors and Suppliers will adopt a conservative approach to the avoidance and declaration of actual or potential conflict of interest and or pecuniary and non-pecuniary interest in matters which become the business of Council.
7. Councillors and Staff will be particularly meticulous with regard to the requirements of the Code of Conduct and Implementation 5 in relation to land development matters.
8. Councillors and Staff will act honestly and impartially and observe all requirements of equity and procedural fairness in their dealings with people and organizations who are involved in business with Council.
9. Councillors and or Staff who believe that their ability to operate within these guidelines has been compromised by the actions of others are required to advise the Mayor or General Manager respectively and withdraw from further action on the matter of business until completion of investigation and action by the Mayor or General Manager.
10. A Councillor and or staff member who does report such a matter will be protected by Councils Protected Disclosures Policy and the relevant State legislation.
11. Contractors or Suppliers are not to canvass Councillors or Staff in respect to gaining an advantage over the contractors or suppliers for the supply of a good or service to Council.

Policy Responsibility

Governance and Corporate Services

REPORT:

As per summary.

LEGAL/RESOURCE/FINANCIAL IMPLICATIONS:

Nil.

POLICY IMPLICATIONS:

1.1 Business Ethics Policy

UNDER SEPARATE COVER/FURTHER INFORMATION:

Nil.

4 [GC] 2006 Winter Paralympic Games

ORIGIN:

Corporate Performance

SUMMARY OF REPORT:

The Australian Sports Commission is seeking the support of Council in donating \$250 to fund the cost of sending the Australian team of athletes and staff to the Torino Games in March 2006.

A copy of the letter from the Australian Sports Commission appears overleaf for Council's information.

In accordance with Section 356 of the Local Government Act 1993 - Donations, Council resolved on 6 October 2004 that:-

"... in future, all donations made by Council, whether in cash or in kind, be made by way of a resolution of Council."

RECOMMENDATION:

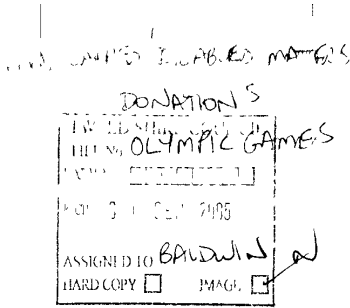
That Council determines the matter.

REPORT:

The Australian Sports Commission letter seeking the support of Council appears below:

28 September 2005

Tweed Shire Council
PO Box 816
Murwillumbah NSW 24842484



Dear ,

In just 163 days time our Australian Winter Paralympic athletes will attempt to emulate the success of our summer athletes when they contest at the 2006 Winter Paralympic Games

The Australian Paralympic team needs the support of our local communities in order to get our athletes to the Games in Torino, Italy in March 2006. Currently, Australia has 12 athletes vying for selection

Training for a Paralympic Games is both physically and mentally challenging for any elite athlete, but especially so for winter sports where athletes are required to spend much of the year preparing and competing overseas. The expenses associated with this are excessive and in addition, unlike many of their able-bodied colleagues, Paralympians are not often recipients of sponsorship offers and our athletes are therefore required to juggle full-time work with full-time training in order to compete

The estimated cost of the APC to send our team of athletes and staff to the Torino Games is \$750,000. **We are therefore seeking the support of Tweed Shire Council in donating \$250 to our team.**

The goal for our Paralympic team in Torino is to finish in the top 3 on the medal tally. Through the athletic accomplishments of our athletes we will be able to create an awareness of the abilities of people with disabilities. This awareness of the of our Paralympians' achievements creates and instils a sense of pride across the whole community.

I look forward to hearing from you at your earliest convenience regarding your support of our Winter Paralympic Team.

Kind Regards

Angela Kerr
Manager NSW/ACT Branch



LEGAL/RESOURCE/FINANCIAL IMPLICATIONS:

Budget No. A0019 - Donations
\$5,130 unallocated

POLICY IMPLICATIONS:

In considering this request, reference should be made to the Donations Policy.

UNDER SEPARATE COVER/FURTHER INFORMATION:

Nil.

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5 [GC] 2004/2005 Annual Report

ORIGIN:

Corporate Performance

SUMMARY OF REPORT:

In accordance with Section 428 of the Local Government Act 1993, Council must within five months after the end of each year prepare a report as to its achievements with respect to the objectives and performance targets set out in its Management Plan for that year.

The Annual report must address a number of requirements, contained within Section 428(2) of the Local Government Act 1993.

Council's Annual Report for 2004/2005 has been prepared in accordance with the provisions of Section 428 of the Local Government Act 1993 and is ready for forwarding to the Department of Local Government.

Information on the Annual Report will be published in the Tweed Link and the document will be displayed on Council's Internet site.

RECOMMENDATION:

That this report be received and noted.

REPORT:

As per summary.

LEGAL/RESOURCE/FINANCIAL IMPLICATIONS:

Nil.

POLICY IMPLICATIONS:

Nil.

UNDER SEPARATE COVER/FURTHER INFORMATION:

[1. 2004/2005 Annual Report \(DW 1294498\)](#)

6 [GC] Corporate Quarterly Report - July to September 2005

ORIGIN:

Corporate Performance

SUMMARY OF REPORT:

The Management Plan is the strategic mechanism in the Local Government Act within which planning, policy making and management may take place.

The Corporate Quarterly Report for the period 1 July to 30 September 2005 is presented for Council's information.

RECOMMENDATION:

That this report be received and noted.

REPORT:

In accordance with Section 407 of the Local Government Act the General Manager must report to Council each quarter as to the extent to which the performance targets set by the Council's current Management Plan have been achieved during that quarter.

The Management Plan is the strategic mechanism in the Local Government Act within which planning, policy making and management may take place.

The Quarterly Corporate Report is still being progressively redeveloped to provide progress feedback on designated priorities within the principle activity categories as specified in the 2005-2008 Management Plan. These Quarterly Reports will be combined at the conclusion of the financial year and included in the annual report to the Department of Local Government, Council and the community.

CORPORATE QUARTERLY PERFORMANCE REPORT – 1 JULY 2005 TO 30 SEPTEMBER 2005

The following report details the progress for the period July to September 2005 on activities identified to be undertaken during 2005-2006 in the 2005-2008 Management Plan. These actions assist Council to work towards its vision of "a premier area in which to live, work and visit".

Recreation Program

Vision: *“To provide quality open space and a range of recreation facilities, which satisfies the needs of the community in a safe, cost effective and efficient manner”*

Recreation Program principal activities

2005 – 2006 Projects & Initiatives	Performance Indicators	Sept 05	Dec 05	Mar 06	June 06	Supporting notes
Draft Regional Recreation Facilities Plan	% Completed	60%				
Review Community Land Plans of Management	% Completed	10%				
Commence Landscape Infrastructure Planning Process for Coastal Zone (as identified in the Coastal Plan of Management)	% Completed	5%				
Provide adequate resources to maintain open space in urban releases	% Completed	80%				Increase costs of plant hire not included in annual budget.
Implement sports fields capital works program	% Of sports field upgrades completed from program	10%				
Commence parks upgrades as allocated in Contribution Plans 1 & 5	% Of parks upgraded as per CP1 & CP5	5%				Prioritisation and planning commenced
Continue implementation of Tweed Coast Bitou Strategy	Area Controlled	100 ha sprayed				
Continue development of Regional Botanic Gardens as per Master Plan	% Completed	0%				Awaiting further documentation and plans from consultants

Health & Community Services Program

Vision: *“To identify community needs and provide services and options that enhances quality of life and wellbeing”*

Health & Community Program principal activities

2005 – 2006 Projects & Initiatives	Performance	Sept 05	Dec 05	Mar 06	June 06	Supporting notes
Murwillumbah pool and multi-level car park concept and design finalised	% Of work completed	0%				
Preliminary plan for Murwillumbah Community Centre (subject to funding)	% Of work completed	5%				
Construction of Tweed Respite Centre	% Completed	5%				
Commence Murwillumbah & Tweed museums strategies	% Of work completed	5%				
Murwillumbah Civic Centre office accommodation extensions	% Of construction completed.	15%				
Continued upgrade of public toilets	Number of amenities upgraded	0%				
Develop heritage package	% Completed	25%				Draft LEP resolved by council
Increase recycling bin space 50 / 50 split in domestic waste bins	% Completed	95%				
Provide a recycling service to multi unit dwellings	% Completed	100%				
Implement voluntary green waste collection service	% Completed	100%				
Commercial waste recycling education program	% Completed	0%				
Implement pre-sort disposal area at Stotts Creek	% Completed	100%				
Continuation of the 5 th City of the Arts project (subject to grant)	No of projects undertaken	10				Project is 95% completed
Implementation of the “Quality of Life Program” to maintain service levels for the community	% Of program implemented	0%				No funding received to commence program
Integrated Human Services Delivery Plan (subject to NSW State Govt. approval)	% Completed	0%				Premiers Dept. abandoned the project as it will be integrated into the Far North Coast Strategy
Crime Prevention Strategy	% Completed	70%				Draft prepared
Public Transport Plan	% Completed	40%				Draft prepared

2005 – 2006 Projects & Initiatives	Performance	Sept 05	Dec 05	Mar 06	June 06	Supporting notes
Re-development of Art Gallery	% Completed	0%				Works initiated Nov 2005: complete by 2006
Enhanced exhibition program including local and national artists	No of exhibitions held	33				
Expanded workshop programmes	No of workshops	36				
Increased entrepreneurial activities and opportunities by the Gallery	Increase in economic activity	Art sales doubled				Sales of art from exhibitions, supporting artists

Economic Action Plan

Vision: *“To promote a strong economy and diverse employment opportunities”*

Economic Development Program principal activities

2005 – 2006 Projects & Initiatives	Performance Indicator	Sept 05	Dec 05	Mar 06	June 06	Supporting notes
Business Undertakings Facilitate and implement Reserve Trust resolutions in relation to caravan park maintenance and development	Implementation of resolutions.	15%				Notification of success in Public Reserve Management Fund loan application received late August 2005, and funds not received until 12 September means we are +/- 10 weeks behind schedule. Am working on accelerating program but now have Christmas interfering with optimum implementation path.
Review of TEDC performance quarterly	Comparison of plan to actual	25%				Review meeting held 27 September 2005
TACTIC quarterly review of performance standards	Comparison of plan to actual	25%				Review meeting held 13 September 2005
Participation rates to visitors information centers	% Change in participation rates	0				To be reported next quarter
TACTIC tourism promotion strategies.	Promotion \$	0				To be reported next quarter
TACTIC –Taste of the Tweed project (subject to grant of \$65,000)	% Completed	0				Council’s contribution of \$35,000 to be paid
Tourism Industry Development Strategy	% Completed	15%				Negotiations with TACTIC underway
Development & implementation of the Economic Development Strategy	% Completed	80%				Economic development strategy exhibited. To be presented to Council for final adoption
Complete Retail Development Strategy	% Completed	75%				Final draft to be presented to Council
Industrial Land Working Group (subject to funding)	Land Available	50%				Report presented to Council on proposed industrial land at Pottsville

Environment Action Plan

Vision *“To conserve biodiversity and natural beauty utilising ecologically sustainable development”*

Natural and Built Environment Program principal activities

2005 – 2006 Projects & Initiatives	Performance Indicator	Sept 05	Dec 05	Mar 06	June 06	Supporting notes
Built Environment Framework						
Land Use Structure Plan & Urban Design Framework	% Completed	0%				Not yet commenced
Develop Residential Development Strategy	% Completed	0%				Not yet commenced
Implement and adopt Tweed Local Environmental Plan Review Program	% Completed	25%				Ongoing
Complete Kingscliff Local Plan	% Completed	20%				Ongoing issues reviewed & options paper submitted to Administrators
Rural Villages Development Strategy	% Completed	0%				Revised strategy to be developed
Pottsville Locality Plan	% Completed	20%				Issues being reviewed
Kings Forest Planning Framework	% Completed	25%				Environmental review to be peer reviewed
State of the Shire Report	% Completed	40%				Draft completed. Community comment ongoing
Rural Land Use Study	% Completed	0%				Not yet commenced
Tweed Heads Planning Framework	% Complete	20%				Draft prepared for administrators. Concept landscape plan costing & draft s94 plan prepared
Uki Development Control Plan	% Completed	90%				Draft LEP exhibited
Review administrative processes associated with applications	% Completed	10%				Timetable for review being prepared
Review assessment processes for applications	% Completed	10%				Timetable for review being prepared
Customer Service Survey Design	% Completed	0%				Design not commenced due to other priorities
Customer Service Survey Results	% Completed	0%				

TWEED SHIRE COUNCIL OPERATIONS COMMITTEE MEETING HELD WEDNESDAY 16 NOVEMBER 2005

2005 – 2006 Projects & Initiatives	Performance Indicator	Sept 05	Dec 05	Mar 06	June 06	Supporting notes
Natural Environment Water Unit Activities						
Lakes Drive boat ramp and jetty upgrade	% Completed	100%				
Pontoons on Terranora Creek jetty	% Completed	0%				Preparing DA
Tweed River Estuary Program	% Budget Expended	10%				
Mooball Creek erosion work & rehabilitation	% Completed	0%				Quote requested to undertake further work
Canoe Launch trail signs	% Completed	100%				Completed, however, signs have been vandalised
Jack Julius Park, Kingscliff. Bank erosion rehabilitation	% Completed	10%				
Implementation of Coastline Management Plan	% Budget Expended	0%				Preparing brief for EIS

Infrastructure Action Plan

Vision: *“To provide infrastructure of a high standard that supports community wellbeing, economic growth and environmental quality.”*

Infrastructure Planning Program principal activities

2005 – 2006 Projects & Initiatives	Performance Indicators	Sept 05	Dec 05	Mar 06	June 06	Supporting notes
Infrastructure Planning & Development						
Interim Amended DCP5 Plan to adopt levels from new flood study only	% Completed to adoption by Council	10%				
Prepare Flood Plain Risk Management Study & Plans	% Completed to adoption by Council	2%				
Final Amended DCP5 Plan & Tweed LEP (follows completion of Flood Plain Risk Management Study & Plan)	% Completed to adoption by Council	1%				
Full review Tweed Road Contribution Plan	% Completed to adoption by Council	50%				
Review Tweed Development Program	% Completed to adoption by Council	2%				
Amend specifications for water supply, sewer, storm water & integrated water cycle management to current national recommended best practice guidelines	% Completed to adoption by Council	30%				
Infrastructure Coordination Committee	No of decisions resolved					Committee commenced. Criteria for prioritisation in preparation. S94 planning ongoing
Construct East Murwillumbah & Dorothy Street Levee	% Completed	0%				

Roads & Transport Program

Vision: *“To provide a transport and infrastructure system that allows safe, convenient and comfortable pedestrian and vehicular traffic movement to, from and within the Tweed Shire”*

Roads and Transport Program principal activities

2005 – 2006 Projects & Initiatives	Performance Indicators	Sept 05	Dec 05	Mar 06	June 06	Supporting notes
Complete Works Program	All approved works to be completed under budget	20%				Carry-over projects from previous year and current year projects commenced
Review forward works program	Revised Programme completed (Feb 2006)	0%				
Complete Tweed Heads depot upgrade	New building completed	2%				Design in progress

Water and Sewerage Program

Vision: *“To provide a high quality and reliable water and sewerage service that meets community expectations and assists economic development.”*

Water & Sewerage Program principal activities

2005 – 2006 Projects & Initiatives	Performance Indicators	Sept 05	Dec 05	Mar 06	June 06	Supporting notes
Kingscliff Sewerage Treatment Plant (\$40M)	% Complete	0%				Tenders closed. Commenced tender assessment
Bray Park Water Treatment Plant (\$30M)	% Complete	0%				Detailed design ongoing
Capital Works Program 05/06 (\$67M)	% Of budget expended	15%				Based on revised budget of (\$47M)
Integrated water cycle plan	% Completed	30%				
Revised water and sewer strategic business plan	% Complete	0%				Not yet commenced
Department of Energy Utilities and Sustainability (DUES) Water and Sewer Best Practice Guidelines	% Completed June 2008	20%				Completed long term financial plan. Developer services plan and residential water supply & sewerage pricing

Governance Action Plan

Vision: *“To ensure sound corporate governance through effective strategic financial planning, budget control, statutory compliance and organisation management”*

Governance Program principal activities

2005 – 2006 Improvements & Initiatives	Performance Indicators	Sept 05	Dec 05	Mar 06	June 06	Supporting notes
Risk Management						
OMS Procedures Review	% Of procedures reviewed	17%				Managers requested to review documents for accuracy & usability
Implementation OMS Audit Systems	Number of audits per quarter	1				Audit training completed 21/9/05. Overall target is 10 audits
Improve State Cover OHS Systems evaluation against 2004 benchmarks	80% compliance	71%				External audit carried out 19 – 21/9/05
Purchases made with documented risk assessment	100% compliance for major purchases					Information not yet available at time of reporting
Accident/Incidents reported & investigated	% Completed within 24 hours	87%				44 reported, 6 outside the 24 hour indicator
Reduction in Workers compensation costs	\$2,500 per capita	\$2,900				Waiting on premium renewal advice
Quarterly review of key performance indicators by Executive Management Team	Number of corrective actions made	N/A				
Finance Unit						
Implementation of international financial reporting standards	Completed in accordance with program	100%				Compliance with AAST 1 – Note 1 of Annual Financial Statements
Ensure compliance with Local Government Financial Management Regulation in relation to receipting, banking and cash control	100% compliance.	100%				
Maintain good financial controls to ensure the ongoing strong financial position of Council	Ongoing	100%				
Implement Asset Management Software & Generic Asset Management Plans	Operating efficiency & user satisfaction	15%				Decision to be made on Generic Plan – 2 software application demonstrated
Review & amend system design of Finance One System.	100% operating time maintained	0%				Awaiting outcome of Asset Management system
Review format and data of Long-term Financial Plan (6-monthly)	Provision of resources to achieve required work outputs.	N/A				Being re-formatted awaiting input from 7 year plan (S508A) application

TWEED SHIRE COUNCIL OPERATIONS COMMITTEE MEETING HELD WEDNESDAY 16 NOVEMBER 2005

2005 – 2006 Improvements & Initiatives	Performance Indicators	Sept 05	Dec 05	Mar 06	June 06	Supporting notes
Revenue Unit						
Monitor and reduce debts incurred by Council	Monthly reports comparing collection % to previous years	100%				Completed end of August
Encourage payments via Direct Debit Policy	Number of direct debits increased in period	116				Endeavoring to improve
Review and amend systems design of Proclaim One System	100% operating time maintained	100%				No downtime during period
	Review of procedures in Proclaim One	20%				
Timely issue of account, rates, debtors and water	Rates in accordance with <i>Local Govt. Act 1993</i> (NSW)	100%				Completed 2005/06 rates run
	Debtors within 14 days	100%				Debtors current to end of August
	Water within 3 weeks of completion of water read	100%				June billing run complete
Revenue policies implementation and review	Number of policies implemented & reviewed	5				Debt recover, hardship, Tweed Office cashiering, rate and water run
Human Resource (HR) Unit						
Strategic Plan Human Resources	Strategic plan developed and implemented	100%				
Equal Employment Opportunity Management Plan	EEO sub-committee functional officers elected	100%				All have received officer training
Industrial relations	Management advice to ensure and maintain knowledge and understanding of award and legislative requirements					Ongoing
HR policies and procedures	All policies reviewed All associated procedures reviewed	4 from 9				Remainder by December

TWEED SHIRE COUNCIL OPERATIONS COMMITTEE MEETING HELD WEDNESDAY 16 NOVEMBER 2005

2005 – 2006 Improvements & Initiatives	Performance Indicators	Sept 05	Dec 05	Mar 06	June 06	Supporting notes
Performance development and review	Performance appraisal documentation review, adjustment and implementation Implementation of performance recognition framework Occupational progression tables – competency formulation Salary structure review Succession planning and career pathways	100% 100% 5% 5% 10%				HR steering committee priority projects – 12 month time frame Professional trainee pathways in place
Council training plan	Implemented training programs	55				
Corporate policies	Staff trained	100%				Code of conduct training only
HR policies	Staff trained	45%				Policies adopted by November
Implement Dataworks record system to HR	Conversion of files to Dataworks	0%				2006
Information Technology						
Murwillumbah office extensions; network cabling installation	50% complete by 1 January 2006	0%				Awaiting determination of new server room location
Murwillumbah office – telecommunication infrastructure upgrade	Complete business case. Prepare RFT document. Release RFT. Evaluate responses (Jan 2006)	0%				Business case to be completed by 12/11/05
Records management centralised storage facility	Identify suitable location. Construct facility. Install compactus	10%				Awaiting commencement of construction
New GIS implementation	Review, investigate, implement	10%				Successful tender determined on the 21/9/05
Regulatory business system upgrade Proclaim One version 9.05 and E-Proclaim	Plan, review, investigate, implement	5%				Scheduled for completion March 2006

2005 – 2006 Improvements & Initiatives	Performance Indicators	Sept 05	Dec 05	Mar 06	June 06	Supporting notes
Corporate Performance						
All correspondence replied to within 14 days	% of correspondence replied to within 14 days	95%				Monitoring commenced from 1 July 2005
Complaint Handling	Resolved in accordance with the Complaints Handling Policy	N/A				To be commenced following implementation of new policy & procedures
	Number of complaints received	N/A				
	Customer work requests completed in accordance with Council policy	N/A				
Staff training on policies	% Of staff trained	N/A				Training in October 2005
Carry out internal audits per year in accordance with Management Plan	4 per quarter	9				Implement next Quarter
	% Of recommendations implemented					
Film Applications	% Of applications approved within 5 working days	100%				
Policy & Planning	Number of Policies reviewed	3				Access to documents, Complaints Handling, Procurement
Corporate Performance Monitoring	Number of activities investigated	2				LG circulars, Strategic tasks
Implementation of Council resolutions	% Of resolutions implemented	95%				
Governance Health Check List	% Of segments reviewed	100%				

LEGAL/RESOURCE/FINANCIAL IMPLICATIONS:

Nil.

POLICY IMPLICATIONS:

Nil.

UNDER SEPARATE COVER/FURTHER INFORMATION:

Nil.

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7 [GC] Monthly Investment Report for Period Ending 31 October 2005

ORIGIN:

Financial Services

SUMMARY OF REPORT:

This report is provided to Council to advise details of monies Council has invested in accordance with Section 625 of the Local Government Act 1993.

RECOMMENDATION:

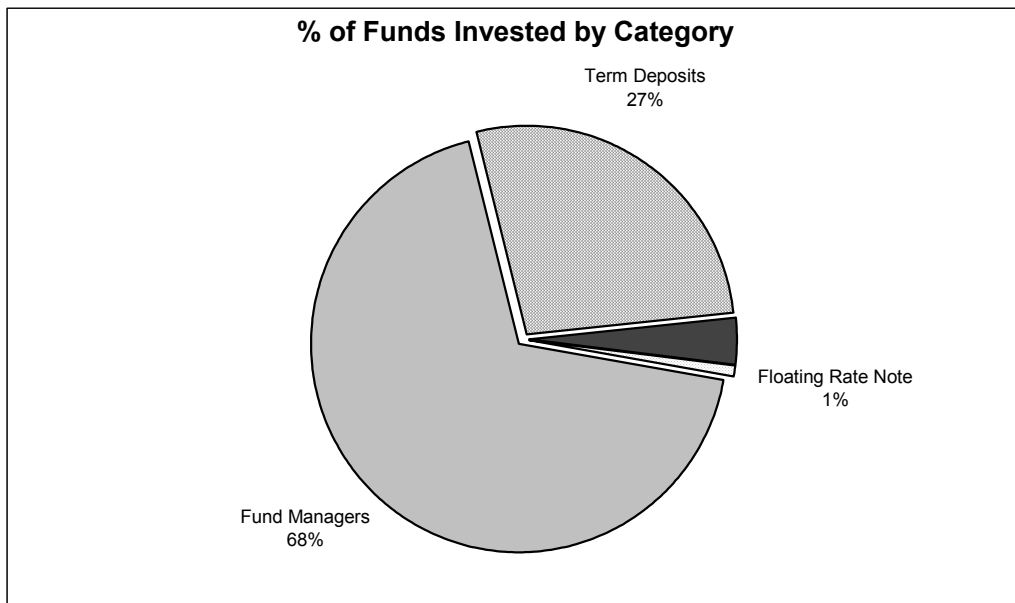
That this report be received and noted.

REPORT:

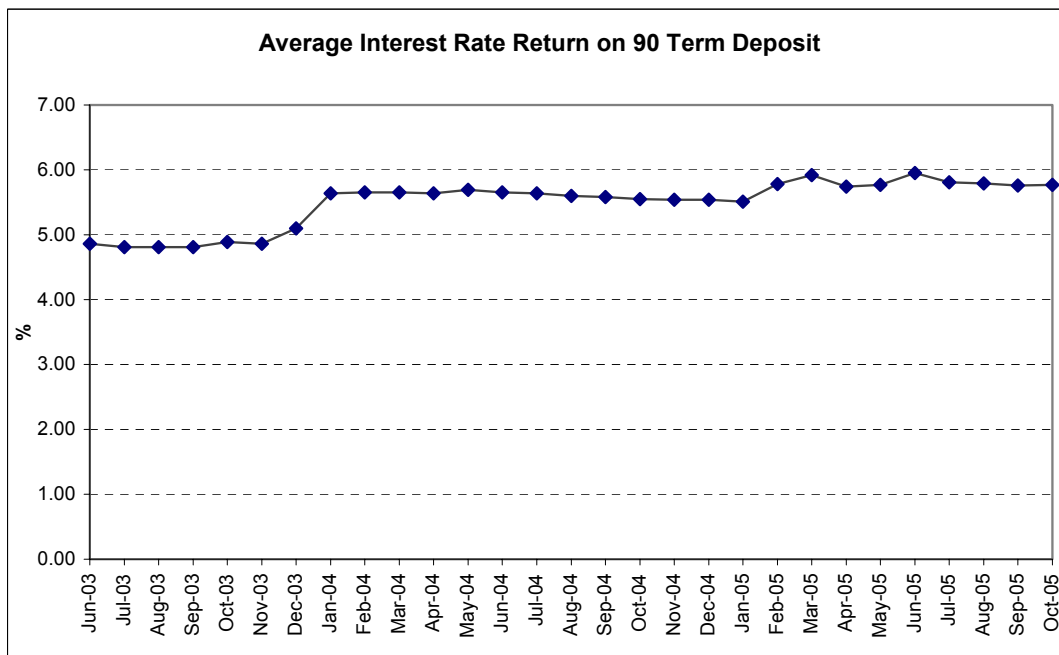
Report for Period Ending 31 October 2005

The "Responsible Accounting Officer" must report monthly to Council, setting out details of all the funds Council has invested and certification has been made in accordance with Section 625 of the Local Government Act (1993), Clause 212 of the Local Government (General) Regulations and Council policies.

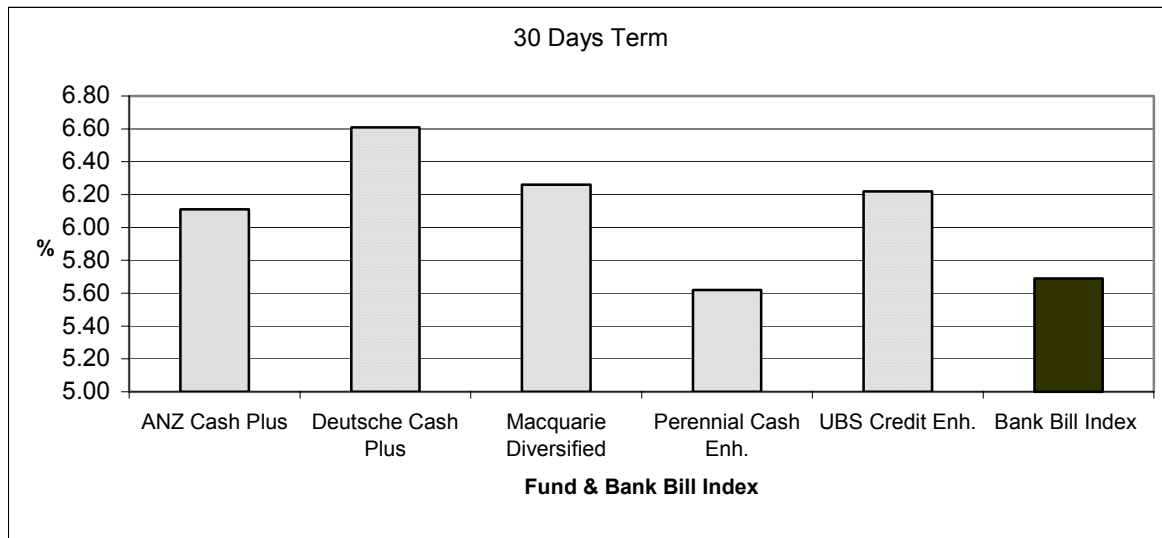
1. CURRENT INVESTMENT PORTFOLIO BY CATEGORY



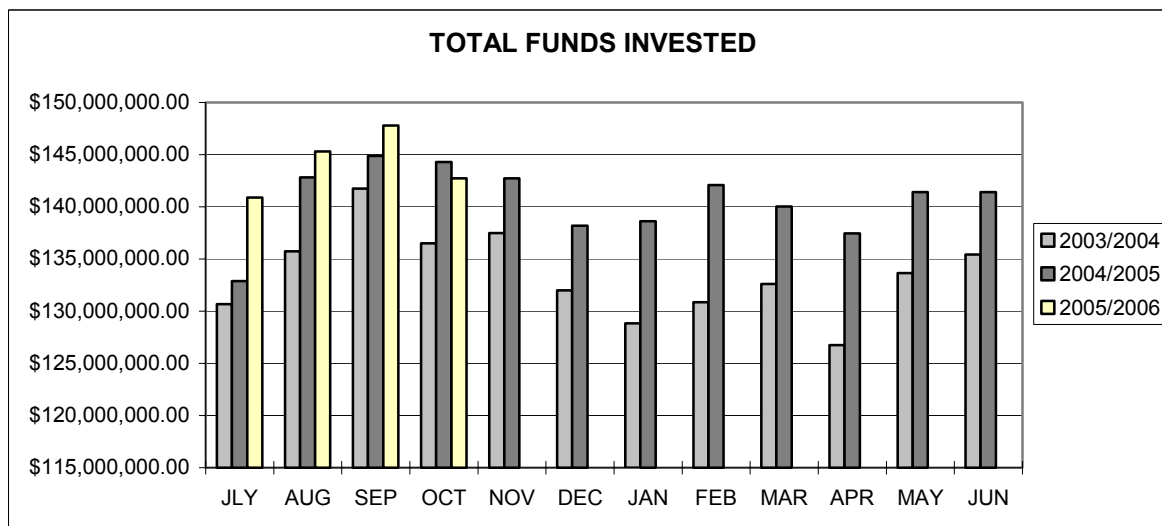
2. INVESTMENT RATES - 90 DAY BANK BILL RATE (%)



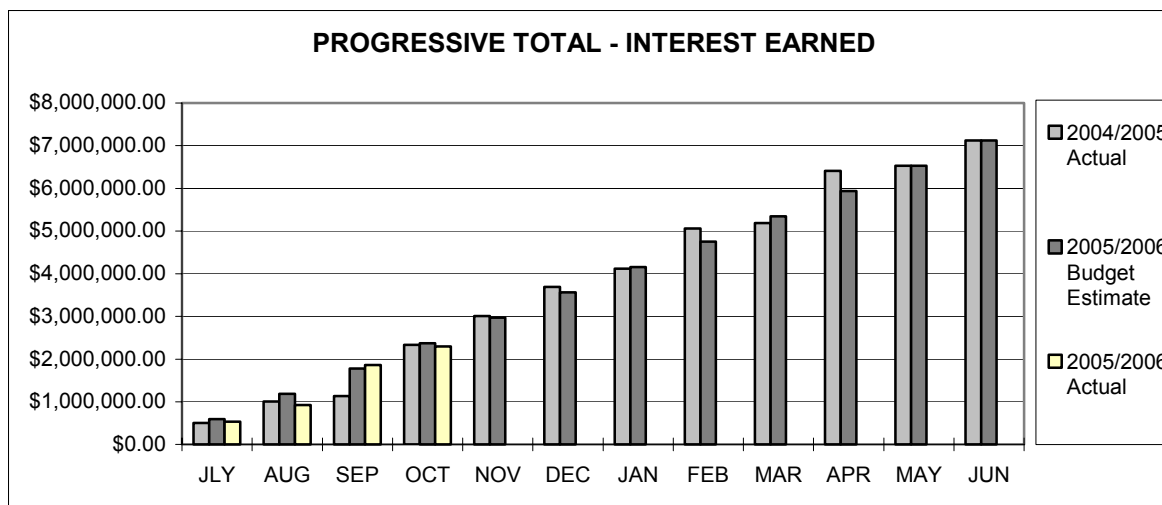
3. ANNUALISED RATE OF RETURN FOR FUNDS MANAGERS - NET OF FEES



4. MONTHLY COMPARISON OF TOTAL FUNDS INVESTED



5. ANNUAL PROGRESSIVE TOTAL OF INTEREST ON TOTAL FUNDS INVESTED



6. MARKET COMMENTARY

Consumer price picked up in the September quarter, with the CPI increasing 0.9% and the annual rate rising to 3% over the past year, the largest annual increase since March 2003. The CPI increase was heavily affected by rising petrol prices even though the underlying consumer price inflation figure remained around 2.5% pa.

As the headline CPI figure has moved to the top of the range the Reserve Bank will be considering carefully in the next six months if another interest rate increase is required.

The Reserve Bank is of the view that international conditions appear likely to remain favourable for growth in Australia, with the domestic economy continuing to operate at a high level of capacity. Nevertheless, the Bank recognises that with inflation close to 3% for some time, a need to make policy adjustments may be required to promote sustainable growth in Australia.

Source: Reserve Bank of Australia Monetary Policy Statement October 2005

7. INVESTMENT SUMMARY AS AT 31 OCTOBER 2005

GENERAL FUND

TERM DEPOSITS	24,282,625.00	
FUND MANAGERS	28,357,880.52	
FLOATING RATE NOTE	0.00	
CALL	2,500,000.00	55,140,505.52

WATER FUND

TERM DEPOSITS	1,000,000.00	
FUND MANAGERS	40,614,712.29	41,614,712.29

SEWERAGE FUND

TERM DEPOSITS	13,502,221.44	
FUND MANAGERS	28,469,928.26	
CALL	3,000,000.00	
FLOATING RATE NOTE	1,004,590.00	45,976,739.70

TOTAL INVESTMENTS		<u>142,731,957.51</u>
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It should be noted that the General Funds investments of \$55 million are not available to be used for general purpose expenditure. It is virtually all restricted by legislation and council resolution for such purposes as unexpended loans, developer contributions, unexpended grants and various specific purpose reserves such as domestic waste, land development and employee leave entitlements.

Statutory Statement - Local Government (General) Regulation 2005 Clause 212

I certify that Council's investments have been made in accordance with the Local Government Act 1993, the Local Government (General) Regulations and Council's investment policies.



**Chief Financial Officer
(Responsible Accounting Officer)**

LEGAL/RESOURCE/FINANCIAL IMPLICATIONS:

Nil.

POLICY IMPLICATIONS:

Nil.

UNDER SEPARATE COVER/FURTHER INFORMATION:

Nil.

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REPORTS FROM DIRECTOR ENGINEERING & OPERATIONS

8 [EO] Land Acquisition for Road & Compensation Purposes - Palmvale Road, Reserve Creek

ORIGIN:

Design

FILE NO: R4090

SUMMARY OF REPORT:

Following the resealing of Palmvale Road at Reserve Creek, aimed to improve safety for school buses travelling the route, a survey plan has been prepared and registered under the Roads Act, 1993 for the acquisition of Lots 1 to 7 in DP 1083260 for dedication as road and Lots 8 to 10 for compensation purposes.

The necessity for the acquisition of these Lots is because of an historical anomaly whereby the road formation was constructed encroaching onto adjacent landowner's land. The affected landowners have consented to the acquisition and are to receive compensation by way of transfer of closed road and or monetary compensation.

The acquisitions are to proceed under the provisions of the Land Acquisition (Just Terms Compensation) Act, 1991 whereby an application is to be made to the Department of Local Government for approval to the acquisition.

RECOMMENDATION:

That:--

1. Council approves the acquisition of Lots 1 to 7 in DP 1083260 for public road and the acquisition of Lots 8 to 10 in DP 1083260 for compensation purposes under the provisions of the Land Acquisition (Just Terms Compensation) Act 1991 for the purposes of the Roads Act, 1993;
2. Lots 1 to 7 in DP 1083260 be dedicated as road following gazettal of the acquisition; and
3. All necessary documentation be executed under the Common Seal of Council.

REPORT:

Following the resealing of Palmvale Road at Reserve Creek, aimed to improve safety for school buses travelling the route, a survey plan has been prepared and registered under the Roads Act, 1993 for the acquisition of Lots 1 to 7 in DP 1083260 for dedication as road and Lots 8 to 10 for compensation purposes.

The necessity for the acquisition of these Lots is due to an historical anomaly whereby the road formation was constructed encroaching onto adjacent landowner's land. The affected landowners have consented to the acquisition and are to receive compensation by way of transfer of closed road and or monetary compensation.

The acquisitions are to proceed under the provisions of the Land Acquisition (Just Terms Compensation) Act, 1991.

The affected landowners are:-

- **Mr AF & Mrs MA Quinn** - own Lot 1 in DP 500521 - acquisition of Lots 1, 2, 3 and 4 for public road. Lots 8 and 9, closed road to be granted as compensation;
- **Mrs WJ Goward** - owns Lot 7 in DP 740559 - acquisition of Lots 5, 6 and 7 for public road. Lot 10, closed road to be granted as compensation, together with the sum of \$500.

DP 1083260, shown below, shows the parcels subject of this report:-

LEGAL/RESOURCE/FINANCIAL IMPLICATIONS:

Nil.

POLICY IMPLICATIONS:

Nil.

UNDER SEPARATE COVER/FURTHER INFORMATION:

Nil.

9 [EO] Licence Agreement over Crown Reserve 91717 for Agistment Purposes - Limpinwood

ORIGIN:

Design

FILE NO: PF3060/15

SUMMARY OF REPORT:

Council, as Trust Manager of Crown Reserve 91717, had entered into a five year Licence Agreement with AW & JL Waldron that provided for a renewal for a further five years. The Agreement commenced on 1 July 2000 and expired on 30 June 2005.

Reserve 91717 has an area of 4.45 hectares and fronts Limpinwood Road, between Chillingham and Tyalgum. The area is severed by a Crown Road reserve that does not form part of the area to be licensed.

Mr and Mrs Waldron sought to exercise the renewal for the further five years and, as they had adhered to all obligations arising from the Agreement, there are no objections to granting the further five year period.

The granting of the further five years was subject to the approval of the Minister for Lands, and such approval has been obtained.

It is now necessary to resolve to approve entering into the Agreement and to sign all necessary documentation under the Common Seal of Council.

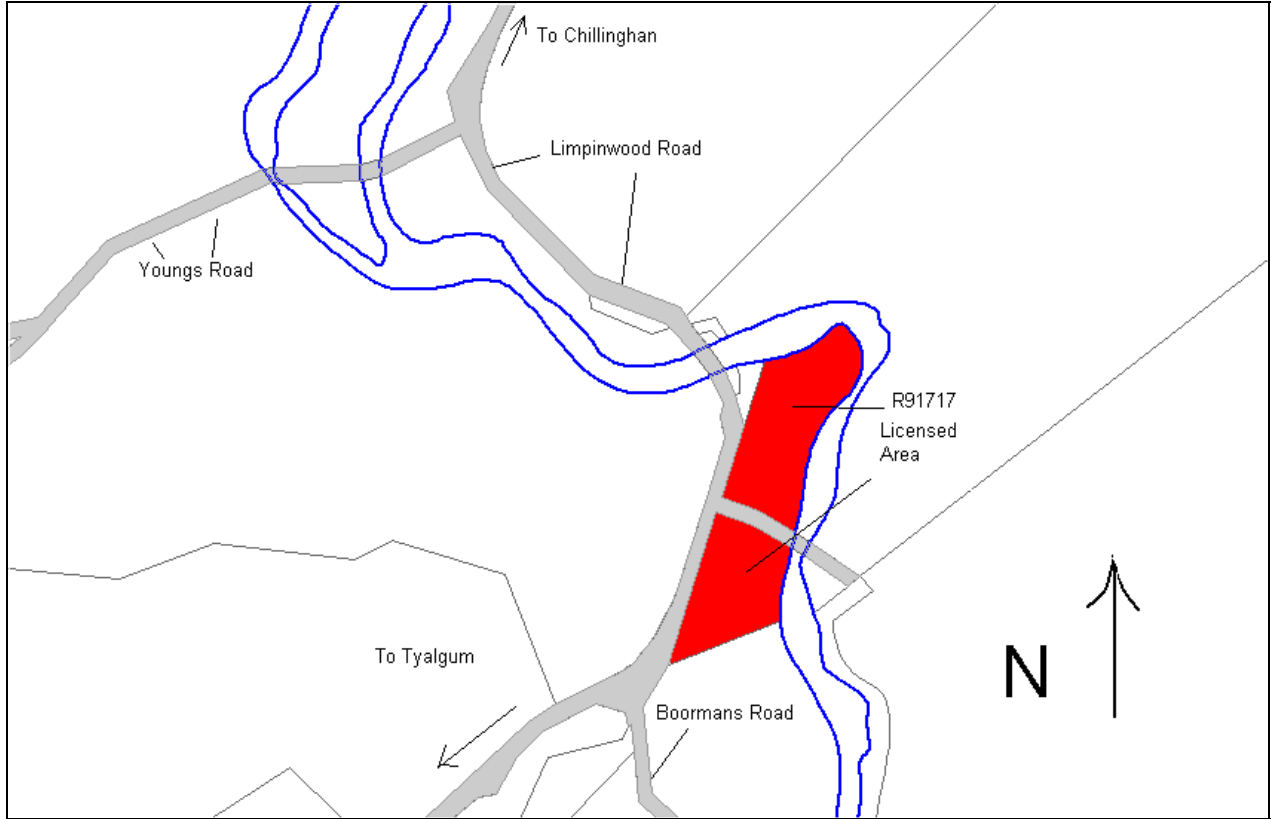
RECOMMENDATION:

That:-

- 1. Council, as Trustee of Crown Reserve 91717, approves entering into a further five year term of an existing Licence Agreement with AW & JL Waldron to expire on 30 June, 2010;**
- 2. All necessary documentation be executed under the Common Seal of Council.**

REPORT:

As per Summary of Report, a location map showing the location of Reserve 91717 follows:-



LEGAL/RESOURCE/FINANCIAL IMPLICATIONS:

Nil.

POLICY IMPLICATIONS:

Nil.

UNDER SEPARATE COVER/FURTHER INFORMATION:

Nil.

10 [EO] Lease to Chillingham & Tyalgum Community Pre-School Inc

ORIGIN:

Design

SUMMARY OF REPORT:

At its meeting held on 1 June 2005, Council resolved as follows:

That:-

1. *Council approves entering into a Lease Agreement with the Tyalgum Pre-School Committee for a Lease Agreement over Lots 110 and 111 in DP 1061262 at Carraboi Terrace, Tyalgum for a term of five (5) years at annual rental of \$1.00 and an option for a further five (5) years; and*
2. *All necessary documentation be executed under the Common Seal of Council*

At the time of writing the report Council was unaware of an agreement between the Pre-School and the Minister for Community Services whereby the Pre-School was obliged to show that they had secured a tenure for the premises that ran concurrently with their Agreement. The Agreement is for a term of 21 years from the commencement of operation of the Pre-School.

The obligations of the Pre-School under the Agreement with the Minister form part of a Deed of Agreement between the Pre-School and Council. The Deed of Agreement defines the arrangements for the construction of the Pre-School on Council land and obliges Council to enter into a Lease Agreement with the Pre-School.

The Pre-School has requested that Council provide a lease that runs concurrently with their Agreement with the Minister for an equal term, that is, twenty one years.

As noted in the report of 1 June, 2005, which is annexed hereto, the subject land, Lots 110 and 111 in DP1061262 at Tyalgum, is classified operational and therefore there are no restraints as to the term that Council may offer to the Pre-School.

There are no objections to entering into a much longer lease with the Pre-School, as both the Deed of Agreement and the proposed Lease provide for circumstances where the Pre-School may not be able to function for the total term sought.

It is necessary to resolve to rescind the resolution of 1 June, 2005 and to resolve to enter into a lease for a total term of twenty one years.

RECOMMENDATION:

That:-

1. **Council Resolution Item 22 of 1 June 2005 as follows:-**

“That:-

1. *Council approves entering into a Lease Agreement with the Tyalgum Pre-School Committee for a Lease Agreement over Lots 110 and 111 in DP 1061262 at Carraboi Terrace, Tyalgum for a term of five (5) years at annual rental of \$1.00 and an option for a further five (5) years; and*
2. *All necessary documentation be executed under the Common Seal of Council.”*

be rescinded;

2. **Council approves entering into a Lease Agreement with the Chillingham & Tyalgum Community Pre-School Incorporated over Lots 110 and 111 in DP 1061262 at Carraboi Terrace, Tyalgum for a total term of twenty one (21) years at an annual rental of \$1 per annum; and**
3. **All necessary documentation be executed under the Common Seal of Council.**

REPORT:

As per Summary of Report.

LEGAL/RESOURCE/FINANCIAL IMPLICATIONS:

Nil.

POLICY IMPLICATIONS:

Nil.

UNDER SEPARATE COVER/FURTHER INFORMATION:

1. [Report dated 1 June 2005 \(DW 12082971\).](#)
 2. [Resolution from Council meeting 1 June 2005 \(DW1211908\).](#)
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REPORTS FROM DIRECTOR ENVIRONMENT & COMMUNITY SERVICES

11 [EC] Disposal of Waste Material - Ballina Shire

ORIGIN:

Environment & Health Services

SUMMARY OF REPORT:

Council originally received a request from Ballina Shire to dispose of their waste at Council's Stotts Creek Landfill. Ballina Shire was advised that the cost would be \$72/tonne. Of this \$72/tonne Council receives a royalty payment of \$36/tonne.

Council has now received a request from its contractor, Solo Waste, to accept these wastes at a reduced royalty of \$30/tonne. There are a number of disadvantages and some advantages, however it is recommended that Council agrees to accept this waste in accordance with the recommendations.

RECOMMENDATION:

That:-

1. **Agrees to accept waste material from Ballina Shire for a period of six (6) months at a royalty payment of \$30/tonne.**
2. **\$24/tonne of the royalty payment of \$30/tonne be quarantined in a non domestic waste reserve to assist with the construction costs of future landfill disposal cells.**
3. **The further acceptance of waste from Ballina Shire beyond the six months be reviewed after four months of landfilling of the waste.**

REPORT:

Council has received a facsimile from Ballina Shire Council requesting details of the cost of disposal of their waste for a period of approximately 6 months while their new landfill is being constructed. The proposal involved a quantity of approximately 15,000 tonnes of waste. Council replied quoting a disposal fee of \$72/tonne in accordance with the adopted fees and charges. Should this fee have been accepted Council would have received a royalty payment of \$36/tonne from the waste contractor, Solo Waste, in accordance with the terms of the Waste Collection and Disposal Contract.

Council has since been contacted by Solo Waste who are keen to transport the waste from Ballina Shire to Stotts Creek and after some negotiations, have offered Council a reduced royalty of \$30/tonne to accept the waste from Ballina Shire.

There are a number of issues involved:

The cost to Council of providing landfill space;
The limited volume of landfill space at the current site;
The implications of accepting this volume of waste on the life of the landfill.

It is generally accepted within the industry that the cost of providing landfill space is of the order of \$25 - \$30/tonne and this has been confirmed by the recent construction of a new waste disposal cell.

The current site in Bartletts Quarry, Stotts Creek is estimated to have a further life of 5 years. The acceptance of the waste from Ballina could reduce this disposal life by 3 to 6 months depending on the quantity received.

While the initial request was to accept waste for a period of approximately six months, this period may be extended by construction difficulties and regulatory difficulties involving the new Ballina landfill, which could further reduce the life of the landfill.

As can be seen from the above, there appears to be no great benefit to Council in accepting the Ballina Shire waste other than the payment of the royalties of \$30/tonne or an estimated \$450,000 over six months. Also as stated above the hidden costs of landfilling this waste is a similar cost. Therefore it is considered that should Council agree to accept the waste, the majority of these royalties, say 80%, should be placed in a reserve in non-domestic waste to assist with the provision of new waste disposal cells. The remainder of the royalties used to cover other costs in the non-domestic waste budget.

It is recommended that Council agrees to accept waste material from Ballina Shire for six months at a royalty of \$30/tonne and that 80% of this royalty be quarantined in a non-domestic waste reserve to assist with the cost of further landfill construction.

The further acceptance of waste from Ballina Shire will be reviewed after four months of landfilling of the waste has elapsed.

LEGAL/RESOURCE/FINANCIAL IMPLICATIONS:

Royalties of an estimated \$450,000 over six months to be held in a non domestic waste management reserve.

POLICY IMPLICATIONS:

Nil.

UNDER SEPARATE COVER/FURTHER INFORMATION:

Nil.

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12 [EC] AAA Rated Showerhead and Compact Fluorescent Light Globe Give-A-Way

ORIGIN:

Environment & Health Services

SUMMARY OF REPORT:

In an effort to improve household energy and water efficiency in the shire an agreement has been secured with NECO Hardware Pty Ltd to give away 1000 x AAA rated showerheads and 1000 x box of 5 Compact Fluorescent Light (CFL) globes to shire residents free of charge. NECO is a company accredited to trade in Greenhouse Gas Abatement Certificates under the NSW Greenhouse Gas Abatement Scheme. NECO is providing the showerheads and CFL globes at no cost to council or the householder as the initiative is to be funded under the NSW Greenhouse Gas Abatement Scheme. In order for the give-a-way to be funded under the NSW Greenhouse Gas Abatement Scheme, Tweed residents will have to nominate NECO as an "Abator" (Demand Side Abatement Scheme). This will enable NECO to create and own "Abatement Certificates". NECO is currently conducting similar initiatives with corporates, universities, markets, expos and at train stations in the Sydney metropolitan area.

With Tweed Shire Council acting as the intermediary between NECO and shire residents, this initiative will result in \$135,000 worth of energy and water efficient products being distributed to Tweed Shire residents as a free give-a-way and at no cost to council.

This initiative will demonstrate Tweed Shire Council's community leadership in terms of fostering sustainable behaviours within the local community and will result in significant energy and water savings for shire residents.

RECOMMENDATION:

That this report be received and noted.

REPORT:

In June 2004 Tweed Shire Council successfully applied for a \$13,000 grant from the NSW Department of Environment and Conservation to conduct an education initiative aimed at motivating householders in the shire to reduce their greenhouse gas emissions and save water and energy at the same by becoming GreenPower customers and installing AAA rated showerheads and compact fluorescent light (CFL) globes.

Partnering with Country Energy, Tweed Shire Council retrofitted 23 local households with AAA rated showerheads and CFL globes (free of charge) on the condition they would sign up to Country Green (Country Energy's accredited GreenPower product). Country Energy then monitored the participating households electricity bills over a 12 month period and compared it with their previous twelve months electricity use to see if the energy savings produced from AAA rated showerheads and CFL globes were enough to offset the additional \$76 / year to purchase GreenPower rather than coal powered electricity.

The energy saving results of the project have been very encouraging with a 10% reduction in the average daily kWh consumption.

A survey to determine the social outcomes (i.e. do AAA rated showers deliver a good quality shower, are the CFL globes bright enough for use throughout the house etc) has also met with great success.

The average annual water savings will be determined following the next scheduled water meter readings of participating households.

Promotion of the project outcomes will involve a number of project participants and is due to occur in the coming weeks.

To enhance the outcomes of the project and increase the take-up of AAA rated-showerheads and CFL globes in the shire, an agreement has been secured with NECO Hardware Pty Ltd to give away 1000 x AAA rated showerheads and 1000 x box of 5 CFL globes to shire residents. NECO is a company accredited to trade in Greenhouse Gas Abatement Certificates under the NSW Greenhouse Gas Abatement Scheme. NECO is providing the 1000 showerheads and 1000 boxes of CFL globes at no cost to council for the scheme is to be funded under the NSW Greenhouse Gas Abatement Scheme. In order for the give-a-way to be funded under the NSW Greenhouse Gas Abatement Scheme, Tweed residents will have to nominate NECO as an 'Abator' (Demand Side Abatement Scheme). This will enable NECO to create and own 'Abatement Certificates'. NECO is currently conducting similar initiatives with corporates, universities, markets, expos and at train stations in the Sydney metropolitan area.

With Tweed Shire Council acting as the intermediary between NECO and shire residents, this initiative will result in \$135,000 worth of energy and water efficient products being distributed to Tweed Shire residents as a free give-a-way and at no cost to council.

Two 'shop fronts' will be established between 15 November and 22 November 2005 at Councils Murwillumbah and Tweed Heads offices to allow the give-a-ways to take place.

In conclusion, the results of the Sustainable Households Pilot Project have proven the environmental and economic benefits of AAA rated showerheads, CFL globes and GreenPower in a local context. When combined with the NECO give-a-way it is anticipated that significant water, energy and greenhouse gas savings will be achieved in the shire. In addition, this initiative will demonstrate Tweed Shire Council's community leadership in terms of fostering sustainable behaviours within the local community.

LEGAL/RESOURCE/FINANCIAL IMPLICATIONS:

Nil.

POLICY IMPLICATIONS:

Nil.

UNDER SEPARATE COVER/FURTHER INFORMATION:

Nil.

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REPORTS FROM SUB-COMMITTEES/WORKING GROUPS

13 [SUB-AAC] Minutes of the Aboriginal Advisory Committee Meeting held Friday 7 October 2005

FOR THE CONSIDERATION OF COUNCIL:

Venue:

Activities Room, HACC Centre, Heffron Street, Tweed Heads South

Time:

10.00 a.m.

Present:

Lesley Mye	Tweed Shire Council
Geoff Edwards	Tweed Shire Council
Dr Glenda Nalder	Tweed Shire Council Community Cultural Development Advisory Committee
Clarence Phillips	Tweed-Byron Local Aboriginal Land Council
Kathleen Lena	Tweed-Byron Local Aboriginal Land Council
Clare Gray	Tweed-Byron Local Aboriginal Land Council
Rob Slockee	Tweed-Byron Local Aboriginal Land Council
Maureen Logan	Tweed-Byron Local Aboriginal Land Council
Dr Ian Fox	Southern Cross University
Lester Bostock	Marrickville Council Aboriginal Advisory Committee
Jackie McDonald	Tweed Wollumbin Aboriginal Education Consultative Group
Kerry Corowa-Lehmann	Tweed Aboriginal Corporation for Sport

Apologies:

Max Boyd, Russell Logan, Franc Krasna, Janette Saunders, Chris Morgan, Dot Holdom

The Chair was declared vacant and nominations were called. Clarence Phillips was nominated and unanimously elected to Chair the meeting.

Mr Phillips opened the meeting with a welcome to all present and paid respect to Elders past and present.

MINUTES OF PREVIOUS MEETING:

Moved: Lesley Mye

Seconded: Clare Gray

RESOLVED that the Minutes of the Aboriginal Advisory Committee meeting held Friday 2 September 2005 be accepted as a true and accurate record of the proceedings of that meeting with the amendment that Mr Rob Slockee was in attendance.

Carried

BUSINESS ARISING:

Item from Meeting held 5 August 2005

2. Coastal Management Plan

The proposal to ban fishing from Fingal Head has been withdrawn from the Coastal Management Plan.

Item from Meeting held 5 August 2005

3. Gift to Tweed Shire Council from the Indigenous Community

Lesley Mye will contact Mr Paulson to see if he still has the bark gift and enquire as to how much it would cost to finish. Lesley Mye to advise the committee at the next Aboriginal Advisory Committee Meeting.

Item from Meeting held 5 August 2005

4. Upgrade of the old Border Caravan Park

Dr Glenda Nalder, member of Tweed Shire Council's Community Cultural Development Advisory Committee and City of the Arts Shaping a Distinctive Environment Project Manager, addressed the Committee and tabled the Artist's Brief and Expression of Interest documents for comment.

Moved: Aunty Kath Lena

Second: Lesley Mye

Carried

Samara-Li Gray will be mentored by Dr Nalder, commencing on Saturday 8 October 2005 The second stage will come under the control of Ms Georgina Wright.

Items from Meeting held 6 May 2005

8. Entry Points to Tweed Shire

Council has resolved:

"That Council amends all signage that identifies the entry points to the Tweed Shire to include the Aboriginal welcoming of the Bundjalung Dialects."

Ms Jackie McDonald requested maps and photographs of the entry points to the Shire and that they be posted out to committee members and Dr Ian Fox.

9. Street Name Signs

Council has recommended that the resolution:

"That the Committee recommends that Council requests the Developers to include the meaning of the street names in English on the street signs."

be referred to the Director Engineering and Operations.

7. Inclusion of Traditional Clan Names

Council resolved that the recommendation by the Operations Committee

"that Council amends all place name signs that use Aboriginal words to include the traditional clans of the Tweed."

be referred to the General Manager to organise a discussion with representatives of the Aboriginal Advisory Committee and report to Council on the logistical and financial implications.

Mrs Jackie McDonald and Clarence Phillips were nominated to view lists of roads, parks, reserves and report back to Committee. Lesley Mye to enquire with Mr Bill Bainbridge – Historical Society and access the information regarding Indigenous names and meanings.

2. Leticia Spit Road

The Aboriginal Advisory Committee is facilitating a Summit Meeting to discuss addressing the issues facing this area.

Item from meeting held 5 August 2005

2. Cobaki and Terranora Broadwater Management Plan

The Committee acknowledged the significant cultural and heritage values of the Cobaki Lakes precinct and their concern regarding the protection of these values for all people.

Dr Ian Fox, addressed the committee regarding the information that he has researched and the ownership of it. Clarence Phillips advised that historical information collected for the Management Plan will be held by Tweed Byron Local Aboriginal Land Council and that the Committee will manage the information. Mr Alletson, Waterways and Coast Co-ordinator, will report back to the Committee on the progress of the Management Plan.

Moved: Jackie McDonald

Seconded: Clare Gray

RECOMMENDATION:

That Council:-

1. Advises which Aboriginal cultural and heritage issues are being addressed in Development Control Plan No 17 - Cobaki Lakes, and
2. Develops an Aboriginal Cultural Heritage Management Plan for the whole of the Tweed Shire.

Carried

Item from meeting held 1 April 2005

3. Tugun Bypass

Ms Jackie McDonald addressed the committee on the Tugun Bypass and the request for National Heritage listing of the Murraba landscape. Correspondence from the Federal Minister for Environment & Heritage response to the submission by Saving our Lakes and Heritage (SOLAH) was tabled.

Geoff Edwards indicated that a response to the offer by Queensland Department of Main Roads of an overpass in lieu of the Boyd Street Interchange will follow shortly.

GENERAL BUSINESS:

1. Media Request – Attendance at Committee Meetings

A request was forwarded by the Media Liaison Officer, Marilyn Smith, from the Tweed Sun newspaper that a journalist attend meetings of this Committee. The Committee resolved that the Committee's Support Worker would contact the Newspaper when the meeting minutes have been endorsed by Council.

2. Traffic Issues – Phillip Street, Chinderah

Mr Rob Slockee addressed the Committee regarding safety concerns of traffic not being permitted to turn right into Phillip Street from Wommin Bay Road, Chinderah, resulting in delays and accidents at the intersection.

Moved: Rob Slockee
Second: Jackie McDonald

RECOMMENDATION:

That Council considers installation of a roundabout at the corner of Phillip Street and Wommin Bay Road, Chinderah and that more prominent warning signage be put in place.

NEXT MEETING:

The next meeting of Aboriginal Advisory Committee will be held on 4 November 2005 at the Activities Room, HACC Centre, Heffron Street, Tweed Heads South

The meeting closed at 1.00 p.m.

DIRECTOR'S COMMENTS:

Nil

DIRECTOR'S RECOMMENDATIONS:

BUSINESS ARISING:

2. **Cobaki and Terranora Broadwater Management Plan**

As per Committees recommendation being:

That Council:-

1. *Advises which Aboriginal cultural and heritage issues are being addressed in Development Control Plan No 17 - Cobaki Lakes, and*
 2. *Develops an Aboriginal Cultural Heritage Management Plan for the whole of the Tweed Shire.*
-

GENERAL BUSINESS:

2. Traffic Issues – Phillip Street, Chinderah

As per Committee's recommendation being:

That this matter be referred to the Local Traffic Committee with a recommendation for installation of a roundabout at the corner of Phillip Street and Wommin Bay Road, Chinderah and that more prominent warning signage be put in place.

14 [SUB-TCC] Minutes of the Tweed Coastal Committee Meeting held Wednesday 12 October 2005

FOR THE CONSIDERATION OF COUNCIL:

VENUE:

Canvas and Kettle Meeting Room, Murwillumbah

TIME:

Commencing at 1.00pm

PRESENT:

Terry Kane (Cabarita Beach-Bogangar) (Chair); Max Boyd (Tweed Shire Council Administrator); Gary Thorpe (Hastings Point); Peter Harding (Pottsville); John Harbison (Mooball); Evan Matthews (Fingal Head); Richard Hagley (Department of Natural Resources); Jason Pearson (Kingscliff); Kersten Tuckey (Department of Lands); Geoff Edwards, Stewart Brawley, Jane Lofthouse, David Oxenham (Tweed Shire Council).

INFORMAL:

Brian Hughes (CoastCare); Leigh Abernethy; Tony Bennett (from 1.30-2.10pm); Jan McCrohon (Minutes Secretary)

APOLOGIES:

Tom Alletson, Lance Tarvey, Rhonda James

MINUTES OF PREVIOUS MEETING:

It was noted there should be an amendment to the previous Minutes, where Item 1 in Business Arising should have been titled Mooball Creek, not Cudgen Creek.

Moved: John Harbison

Seconded: Peter Harding

RESOLVED that the Minutes of the Tweed Coastal Committee Meeting held Wednesday 10 August 2005 were tabled at the meeting and accepted by the Committee as a true and accurate record of the proceedings with the above amendment.

BUSINESS ARISING:

Item from Meeting held 10 August 2005

1. Cudgera Creek Tidal Obstruction

EQ2005-037; Cudgera Creek; Rivers & Streams

Project completed, and the presence of concrete pylons uncovered required additional works above contract, costing \$6,000.

Gary Thorpe presented a video taken of the works. He then thanked the Committee for its ongoing support of the above project. Observations by Ross Hardy at the top of Christies Creek have revealed that the tidal range has already increased between 300 and 400mm.

The Committee resolved that the over expenditure on this project should be reallocated out of the Cudgen Creek Boardwalk budget. The Committee thanked Gary for his consistent overview of this project.

Item from Meeting held 10 August 2005

2. Private Sewerage Pumping Facilities

OSSM

Geoff Edwards spoke regarding on-site sewerage management facilities, noting that 2 staff are employed to look at all of the 7,000 facilities in the Shire, which will take approximately 2 years. Discussion took place on private sewerage pump stations and the maintenance responsibilities of the owner. The lack of Council regulation and maintenance by owners is an issue with owners not being made aware of their responsibilities.

Noted that requirements have changed for approvals and on-site sewerage management systems now require a licence approval to a person, not a property.

Geoff Edwards is to check current conditions and requirements for approvals and report back to the next meeting.

Moved: Gary Thorpe

Seconded: Jason Pearson

RESOLVED that the Committee advises Council of its concern, due to reports of overflows to waterways, about the lack of regulation of on-site private sewerage pump facilities and their maintenance, lack of records kept, and lack of installation standards. All existing and new facilities need to be on a register and included on the regular maintenance schedule.

RECOMMENDATION:

That Council be advised of the Tweed Coastal Committee's of its concern, due to reports of overflows to waterways, about the lack of regulation of on-site private sewerage pump facilities and their maintenance, lack of records kept, and lack of installation standards. All existing and new facilities need to be on a register and included on the regular maintenance schedule.

Item from Meeting held 10 August 2005

3. Hastings Point Dunal Disposal

Sewerage Treatment - Hastings Point

David Oxenham advised the Committee on the recent upgrades to the Hastings Point Sewerage Treatment Plant. The Plant is tertiary treated, recently upgraded to increase its capacity, rearrangement of the storm lagoon and overflow system so that the storm lagoon is generally kept three quarters empty. He explained how micro screening works and the bypass system.

Noted that STP's are designed for 3.5 to 5 times the ADWF, the June 30 event was 20 times the ADWF.

Tweed Shire Council has applied for an Australian Water Fund Grant to increase effluent reuse from 5% to 25% at a cost of \$8M. Hastings Point area has 2 proposals for effluent reuse on a turf farm and the sporting fields.

CORRESPONDENCE IN:

1. Letter from Department of Lands regarding licensed timber jetty in Cudgen Creek Estuary Management; Jetties; Pontoons; Cudgen Creek

There are currently 3 pontoons and 1 timber jetty in Cudgen Creek. The Estuary Management Plan looks to reduce this to 2 pontoons to come under the control of Council. The lease on the timber jetty is about to expire and Council have requested the Department of Lands to issue a short-term lease to be revoked at such time as Council is ready to construct the full boardwalk.

AGENDA ITEMS:

1. Coastline Landscape Design Manual and Signage Design Manual - Leigh Abernathy
Beaches; Dunecare Cttee; Dune Management Plans; Coastline Management Plan
-

Leigh outlined the process for developing the Tweed Coastline Landscape Design Manual.

Coastline Management Strategy and Locality Plans are the major control mechanisms for planning. From a strategic viewpoint, the Whole of Coast Design will also look at carparks and beach access; and typological assessment – varying levels of amenities/uses.

Second component is Coastal Village projects including streetscape design and any associated major parks along those coastlines, including future parks proposed for the foreshore area – these will have a higher level of detail.

Third component is to create a Design Manual, including:-

- signage;
- furniture/infrastructure;
- signage – regulatory, naming/directional, interpretative.

Tweed Coastal Committee will be the external reference group for these projects. Leigh will provide progress reports at each meeting.

The quality of design for coastal infrastructure needs to be lifted, trying to create a whole new look for the Tweed. Leigh will be working with the different members of the outdoor staff, waste management, regulatory staff, graphic designers etc. The final product is about 12 months away.

The first urgent need is a design manual and an implementation plan to replace the current infrastructure, and a structure to prioritise for the short term etc. Leigh is working on the Cabarita beachfront furniture at the moment.

Max Boyd discussed the funding sources for the Coastline Management Plan. David Oxenham said that this has not yet been determined, as there are a number of competing projects for the 7 year infrastructure plan. Leigh explained that some of the funding will come from existing programs.

The major funding requirements will be the replacement of furniture, with short-term cost and long-term gain. The streetscape project in the villages will be another big cost, and the infrastructure, car parks etc.

Leigh Abernathy left the meeting at 2.50pm

-
2. Jack Julius Park Bank Erosion Works - Update
Parks - Rotary Parks; Riverbank Erosion; Parks - Jack Julius; Sutherland Street;
Cycleways - Kingscliff

Jane reported that works commenced a week ago, upstream of the bridge at Kingscliff, where the soil was eroded from the riverbank during the June flood event.

Max Boyd queried the bike access through Jack Julius Park for students to access the High School from SALT/Casuarina. Noted that the only access is along gravel roads or along Sutherland Street which is unsuitable for pushbikes. Noted that the bridge is still the most dangerous point on the access route.

Rotary Park now has sealed cycleway. The plan recently completed for Jack Julius Park includes sealing the road and creating walkways but there is currently no budget for this.

3. Community Seagrass Monitoring

Vegetation Management Plan

Rebecca Small has been employed through an Environmental Trust project to train people in monitoring seagrass. Workshops will start in March 2006. Pottsville Canal will be one site monitored 2 or 3 times a year. The purpose is to train community members to measure the extent of seagrass in different areas and this would also help raise awareness of seagrass.

Peter Harding suggested that people should be educated as to what seagrass is, as most people treat it as a weed. The Committee suggested an article in the Tweed Link to increase community awareness.

4. Tweed River Festival 2005 - 14 to 22 October

Tweed River Festival

Jane outlined the week's individual events, commencing with Friday night's opening of the photographic exhibition. Saturday 22 October will be the main event, finishing with the Lantern Parade on Saturday night including choreographed fire dances, fire sculptures and fireworks.

5. Coastline Management Plan Projects

DCP; Vegetation Management Plan; Coastline Management Plans

An update of Coastline Management projects was discussed.

PROJECT and DESCRIPTION	STATUS
Kingscliff Foreshore Protection Works - Environmental Impact Statement, Detailed Design and Approvals	Developing EIS brief (Jane and Richard)
Landscape and Infrastructure Design Plan for the Tweed Coast	Landscape architect commenced working on this project
Vegetation Management Plan - coastal vegetation and habitat rehabilitation	Not commenced

Beach and Coastline Users Survey – to be undertaken in conjunction with Southern Cross University	Student as intern to do survey this Summer, survey being developed by SCU
Revise and finalise draft Development Control Plan 8 – (Coastal Lands)	Contract or internal?
Locality Plans for key locations	Strategic Planning and Landscape Architect commenced works
Signage and Fences for threatened species habitat, Fingal Head	Not commenced
Vegetation Management implementation	NRCMA grant, ongoing
Hasting Point rock platform - educational signage	Sings being developed
Cudgera Creek warning signs	Not commenced

Noted that DCP8 needs to be incorporated into the LEP. Patrick Knight is aware of the requirement for this.

Cudgera Creek warning signs – need to check with Neil Baldwin.

6. Estuaries Management Plan Projects

Mooball Creek; Cudgen Creek; Cudgera Creek; Estuary Management

Update of the Estuary Management Program.

Program Area	Projects	Description and Status
General		Administration costs - ongoing
Monitoring	Water Quality	13 sites, monthly sampling
EMP review		Adopted
Education	Hastings Point Rock Platform Sign	Being developed with Hastings Pt Adventure Centre and LA
	Coast Estuaries education booklet	To go to tender
	Canoe trail	Completed, Cudgen signs removed, to be replaced
Cudgen Creek	Boardwalk Construction	Possible redesign to cycleway width, tied in with pedestrian bridge
	Headland Rehabilitation	Access stairs at design stage
	Erosion rehabilitation Jack Julius Park	Fisheries permit received, work commenced
Cudgera Creek	Removal of tidal obstructions	Works completed
	Christies Creek Floodgate Removal	Project adapted as required, works to commence soon
	Riparian and erosion rehabilitation	Bank stabilisation report finalised, approvals required

Mooball Creek	Hardy Park rehabilitation project	50% works completed at current site
	Log Wall reconstruction	Completed

Peter Harding expressed appreciation from the local Pottsville community for the works undertaken on the log walls along Mooball Creek.

GENERAL BUSINESS:

1. Underboring Project in Cudgera Creek
Sewerage Treatment - Hastings Point; Cudgera Creek

Gary Thorpe displayed photos of works being carried out in Cudgera Creek, Hastings Point plus a jar of Bentonite clay collected from the foreshore. Gary felt there should have been better pollution control by the contractors.

David Oxenham explained that it was a Council project, directional drilling to lay water and sewerage pipes. Contractors were there for a minimal time of 2 weeks, but it was unfortunately happening in school holidays, being the only suitable time the contractors were available. The contract was worth \$240,000, Tony Bennett advised.

Gary would like to see a crew in as soon as possible to restore the area to the way it was and the company be informed of their responsibility for pollution control. Tony Bennett advised that the Bentonite would be cleaned up and taken away.

Brian Hughes suggested that all contractors need contingency plans in place before they start a job such as this, and there is a duty under the Act to inform the EPA if there is a pollution risk.

David Oxenham to report back to the next meeting on the cleanup and outcomes.

2. Foreshore revegetation, Casuarina Beach
Beaches - Casuarina Beach Dune Care Group; Dune Management Plans

Aspect North have finished contract revegetation works at Casuarina.

A survey by Casuarina Residents Association claims that 63% of residents want filtered views. The local Dunecare group are under the notion that they now have maintenance responsibilities. Noted that there is a Dune Management Plan in place and this provides the detail of maintenance works required.

It is timely for Council and the Department of Lands to attend a Casuarina Residents Association and Dunecare meeting to explain that management of vegetation is to be in accordance with the adopted Management Plan.

3. Cudgen Creek Excavation

Cudgen Creek; Boat Ramp; Dredging; Bridges - Cudgen Creek

Jason Pearson raised the matter of an excavator recently working in Cudgen Creek around the boat ramp and whether this was appropriate given the EMP recommendation not to dredge a navigational channel in Cudgen Creek. Jane Lofthouse explained that the flood had created a build up of sand around the base of the ramp. Works were considered maintenance to the ramp and were in response from a request from the Coastguard and professional fishers to provide access in the immediate vicinity of the boat ramp.

4. Fishing Line Recovery Bins

Waterways; Coastline Management; Jetties; Boat Ramp

Jason Pearson tabled a photo of a fishing line recovery bin which is being used at Noosa around jetties and boat ramps. Council has already given in principle support for a trial around the Tweed, with an application for funding submitted. Brian Hughes will send Jason a report on the effectiveness of the Noosa project.

5. Wommin Lake/Lagoon

Wommin Lake

Evan Matthews followed up on the motion passed last meeting about the land between Wommin Lake & Wommin Lagoon and Council trying to prevent people riding dune buggies in that area. Jane responded that it has gone to Council but she will have to follow up as to any outcomes.

6. Coastal Partnership Forum

Beaches - Dune Care Cttee; Beaches - Use of; Vegetation Management;
Coastal Management

Brian Hughes spoke about the recent Coastal Partnership Forum he organised to obtain greater collaboration between the Councils. As part of the Northern Rivers partnership network he's setting up, he'll be looking for Council representation to participate in Regional Working Groups on issues including:-

- recreational users of beaches;
- vegetation management;
- ecosystem health monitoring.

Brian is organising a Dune Care Conference on 11 December at Iluka, and would like support from Committee members to attend the conference. Volunteers are recognised, with presentation of certificates and morning tea.

Coast Care Week is happening from 1 to 7 December, and he would support the Committee if they would like to be involved.

Max Boyd suggested that Brian run a forum similar to the Marine Wildlife Series run at Byron at Pottsville, inviting all interested local people to come along.

7. Beach Access at Casuarina Beach

Cudgen Nature Reserve; Beaches - Access; Beaches - Casuarina Beach

Terry Kane advised that the new 4WD beach access at the Southern end of Casuarina has been completed and the access inside Cudgen Nature Reserve will be closed.

NEXT MEETING:

The next meeting of the Tweed Coastal Committee will be held Wednesday 30 November 2005 in the Canvas & Kettle Meeting Room commencing at 1.00pm.

The meeting closed at 3.45pm.

DIRECTOR'S COMMENTS:

Nil.

DIRECTOR'S RECOMMENDATIONS:

BUSINESS ARISING:

2. Private Sewerage Pumping Facilities

OSSM

As per Committee's recommendation being:-

"... that Council be advised of its concerns, due to reports of overflows to waterways, about the lack of regulation of on-site private sewerage pump facilities and their maintenance, lack of records kept, and lack of installation standards. All existing and new facilities need to be on a register and included on the regular maintenance schedule."

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15 [SUB-TDAC] Minutes of the Tweed Shire Council Disability Access Committee Meeting held 20 October 2005

FOR THE CONSIDERATION OF COUNCIL:

Venue:

Activities Room, HACC Centre, Tweed Heads South

Time:

1.10 p.m.

Present:

Ron Douglas, Max Boyd, Graham Williams, Ross Cameron, Barbara Carroll, Milena Morrow, Stefan Zak, Stephen Pollitt, Una Cowdroy, Maggie Groff, Pam Veness (Minutes)

Apologies:

Paige Ridgway, Gail Martin

Minutes of Previous Meeting:

Moved: Milena Morrow

Seconded: Una Cowdroy

RESOLVED that the Minutes of the Disability Access Committee meeting held 18 August 2005 be accepted as a true and accurate record of the proceedings of that meeting.

Carried

Business Arising:

Item from Meeting held 17 February 2005

9. Mobility Map

Ms Groff again advised that no quotes have as yet been received from the consultants approached to submit expressions of interest.

Item from Meeting held 17 February 2005

6. Ramp to Library at Tweed Heads

Ms Groff advised that this upgrade is listed for attention however no further advice has been received as to a possible commencement date. The Committee resolved to remove this item from the Agenda.

Item from Meeting held 17 February 2005

7. Footpath Access – Kennedy Drive

No progress report was available at this meeting.

Item from Meeting held 17 February 2005

1. Kingscliff Pool Hoist

Installation of a new hoist in Tweed Heads South pool with battery drive has been ordered, and upgrading of the existing hoist at Kingscliff will commence as soon as possible.

Item from Meeting held 21 April 2005

5. Powell Street Pedestrian Crossing, Tweed Heads

No progress report was available at this meeting.

Item from Meeting held 16 June 2005

2. 'Missed Business' - How to attract more customers by providing better access to your business"

The Committee expressed their support for this initiative. Ms Groff will contact Marrickville Council to ascertain requirements for use of the document template. Ms Groff will adapt the document relevant to Tweed Shire for presentation at the next meeting.

Item from Meeting held 16 June 2005

3. Budd Park, Murwillumbah - Bus Stop

No advice has been received regarding the outcome of the Transport Infrastructure grant application for a canopy that would facilitate bus and coach usage of the Railway Station.

The Committee identified a need for access to a public telephone at coach arrival and departure points currently utilised by Countrylink. Ms Groff will investigate both sites and report back to the Committee.

Item from Meeting held 16 June 2005

6. Murwillumbah Bowls & Sports Club

Mr Cameron advised that the Club is proposing renovations to include a disability toilet, although management is unsure of the timing for the work.

Mr Cameron will contact the Club to discuss the current use of the loading dock on Condong Street in a manner that can obstruct footpath access.

Item from Meeting held 16 June 2005

7. Strata Title Management – Tweed Heads

Discussion was held on access to these premises. Mr Cameron advised that correspondence has been forwarded to this business requesting consideration be given to disabled access. This item is to be removed from the Agenda.

Item from Meeting held 18 August 2005

1. Spinal Cord Injuries Australia – Combined Council Training

Ms Groff reported that no response has been received from regional Councils on this matter. This item will be removed from the agenda.

Item from Meeting held 18 August 2005

2. Guide Dogs Association of NSW/ACT – Training

Three Committee members attended the information and training session on services provided by this association and ways to assist the vision impaired with mobility. Attendees reported the session extremely worthwhile.

Item from Meeting held 18 August 2005

3. Human Rights and Equal Opportunity Commission – Cinema Captioning

Ms Groff advised that Cinemas have been contacted on this issue. One cinema has advised that volume control headsets are available, and that patrons with hearing impairment may prefer to use in-home DVDs as these have captions. The Committee agreed that an article be drafted advising of accessibility of cinemas in the Shire for possible inclusion in the Tweed Link.

Item from Meeting held 18 August 2005

3. International Day of People with a Disability 2005

Mr Boyd advised Council has adopted the Recommendation to endorse and support the activity as an event of Council.

Item from Meeting held 18 August 2005

4. Footpath Obstructions - Minjungbal Drive, Tweed Heads South

Ms Groff advised that Regulatory Staff have attended the businesses to advise of Council's policy on footpath obstructions, including signage. Ms Groff, the Transport Safety Officer and the Manager of Development Assessment will meet to discuss the issues.

Item from Meeting held 18 August 2005

6. Sophie Purcell Playground - Laguna Park, Palm Beach

Ms Groff advised that a costing report on construction of a disability accessible playground similar to Sophie Purcell Playground is to be prepared for the consideration of Council. The Committee expressed its appreciation for the progress of this initiative.

Item from Meeting held 18 August 2005

7. Disability Access Awards – City of Lake Macquarie Council

Mr Boyd advised Council has adopted the Recommendation to instigate Disability Access Awards for businesses in the Shire. The Committee will formulate the implementation of the award for 2006.

General Business:

1. Door Weight Regulations

Mr Cameron advised that no legislation exists for regulating door weight, the exemption being Required Exit doors such as fire escape access. The Committee resolved that a Tweed Link article be prepared highlighting the difficulty that people with a disability encounter with doors weighted heavily.

Correspondence:

1. Pottsville Post Office Disability Access Ramp

Correspondence from building owners Hayward and Petersen with supporting opinion from Architect Glenn Petersen was tabled. Whilst agreeing that services such as those situated on the upper floor should be accessible, they regret that a compliant ramp cannot be achieved given the lack of space. The only option for compliant access would be the installation of a lift, which is cost prohibitive.

2. Bus Stop – Kirkwood Road West, opposite Tweed Broadwater Village

A request has been received from Mr Bill McKennariey for safety at this site to be assessed. Ms Groff advised that the Engineers have been requested to inspect the site.

3. Disabled Surfers Association

Flyer regarding upcoming events tabled and noted.

4. Access to Premises – email from Mr Bill McKennarley

Correspondence regarding proposed revision of standards for access to two and three storey buildings handed to Messrs Cameron, Zak and Douglas.

5. Deaf Society of New South Wales

Flyer regarding upcoming events tabled and noted.

6. Vision Australia (formerly Royal Blind Society)

Advice received regarding name change for this organisation, which delivers blindness and low vision services in NSW, the ACT and Victoria.

7. Application for Committee membership

Request from community member Ms Julie Lewin for membership.

Moved: Stefan Zak
Seconded: Milena Morrow

RECOMMENDATION:

That Ms Lewin be accepted as a member of the Disability Access Committee.

Carried

8. Note of appreciation from Mr Douglas to the Committee for their recent assistance.

General Business:

1. Regional Access Committee Report

Ms Ridgeway was not present to table the report.

2. Wommin Bay Hostel - Request for Boardwalk and Viewing Platform

A request has been received from an aged care facility situated at Kingscliff for Council's assistance in the construction of a recreational facility to be utilised by the public as well as residents and staff of the hostel.

Ms Groff will seek further information on the project.

3. Overhanging Vegetation - Sexton Hill

Mr Pollitt reported that overhanging trees had obstructed the light illuminating the bus stop. Recreation Services has remedied the problem.

4. Pram Ramps - Florence and Wharf Streets, Tweed Heads

Mr Pollitt advised that following consultation with Council's Engineering staff, these ramps will be upgraded in the Footpath and Pedestrian Program for 2005/2006.

Next Meeting:

The next meeting of Disability Access Committee will be held at 1.00 p.m. on 15 December 2005 at the Buchanan Room, Murwillumbah.

The meeting closed at 2.45 p.m.

DIRECTOR'S COMMENTS:

Nil

DIRECTOR'S RECOMMENDATIONS:

With regard to Item 7 of Correspondence – Application for Committee membership

As per the Committee's recommendation being:

".... that Ms Lewin be accepted as a member of the Disability Access Committee."

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16 [SUB-CHD] Minutes of the Clarrie Hall Dam Fishery Management Committee Meeting held Wednesday 26 October 2005

FOR THE CONSIDERATION OF COUNCIL:

VENUE:

Civic Centre Murwillumbah

TIME:

4.30pm

PRESENT:

David Oxenham (Chairman), Chris Estreich (Australian Bass Association), Paul Cambridge (Tweed Shire Council)

APOLOGIES:

Alan Legrand (NSW Fisheries)

MINUTES OF PREVIOUS MEETING:

Moved: David Oxenham

Seconded: Chris Estreich

RESOLVED that the Minutes of the Clarrie Hall Dam Fishery Management Committee Meeting held Thursday 16 September 2004 were tabled at the meeting and accepted by the Committee as a true and accurate record of the proceedings.

BUSINESS ARISING:

1. Fish Stocking Program

Water Headworks – Dams – Clarrie Hall - Fish Stocking

The Australian Bass Association representative tabled prices for the supply of bass fingerlings from hatcheries in Queensland, and Newcastle in New South Wales.

The Queensland fingerling suppliers' prices were 15 cents and 22 cents (GST incl) per each fingerling delivered, and 40 cents delivered for the Newcastle fingerling. Council currently pays 50 cents per fingerling through New South Wales Fisheries.

The Committee were concerned about the inequitable difference in the prices between the Queensland suppliers and the New South Wales Fisheries' nominated supplier.

The Committee suggested that Council write to NSW Fisheries and request reconsideration of the supply arrangement of fingerlings from sources other than those nominated by NSW Fisheries to provide a more cost effective and competitive supply arrangement.

RECOMMENDATION:

That NSW Fisheries be contacted and their reconsideration be requested for the supply of bass fingerlings from sources other than those nominated by them to provide a more cost effective and competitive supply arrangement.

AGENDA ITEMS:

1. Col Wiley Memorial

Clarrie Hall Dam - General

Chris Estreich on behalf of the Australian Bass Association submitted a request to name the park area on the northern downstream side of Byangum Bridge the "Col Wiley Park" in memorial of their recently deceased life member and foundation member of the Dam Management Committee, Col Wiley. The Committee wholeheartedly supported the naming proposal as submitted.

The Chairman on behalf of the Clarrie Hall Dam Fishery Management Committee acknowledged Col's contribution to the Clarrie Hall Dam and Tweed River waterways fishery management. Col was a foundation member of the Clarrie Hall Dam Fishery Management Committee and his knowledge and experience will be sorely missed by the Committee.

For Council's information.

2. Fish Stocking Program

Water Headworks – Dams – Clarrie Hall – Fish Stocking

The Committee were advised that Council is again participating in NSW Fisheries dollar for dollar fish stocking program.

20,000 fingerlings have been ordered through Searle Aquaculture with delivery expected at the end of November 2005.

For Council's information.

3. Eel Trapping

Clarrie Hall – Plan of Management

The Committee were advised that negotiations are proceeding with the taking up of the licence extension option with the current licensed eel trapping operator. Requests by the current operator for the licence fee to be based on a royalty payment basis were refused.

An option for the licence fee to be paid quarterly in advance was agreed to in principle, with the licensee to formally advise of his acceptance of this option.

The licence will expire on 30 June 2006.

For Council information.

GENERAL BUSINESS:

1. Fishing Competition

Clarrie Hall Dam - General

The Australian Bass representative sought permission to conduct a joint fishing competition between Australian Bass Association and NSW Fisheries representatives on the Clarrie Hall Dam waterways on the weekend of 18-20 November 2005.

The Committee supported the staging of the event.

For Council information.

NEXT MEETING:

The next meeting will be held as and when required.

The meeting closed at 5.15pm.

DIRECTOR'S COMMENTS:

Nil

DIRECTOR'S RECOMMENDATIONS:

BUSINESS ARISING:

1. Fish Stocking Program

Water Headworks – Dams – Clarrie Hall - Fish Stocking

As per the Committee's recommendation being:

That NSW Fisheries be contacted and their reconsideration be requested for the supply of bass fingerlings from sources other than those nominated by them to provide a more cost effective and competitive supply arrangement.

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