



TWEED SHIRE COUNCIL

AGENDA

OPERATIONS COMMITTEE MEETING

Tuesday 2 September 2008

Chairman: Mr Garry Payne AM

**Administrators: Mr Garry Payne AM
Mr Max Boyd AM**

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ITEMS FOR CONSIDERATION OF THE COMMITTEE:

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REPORTS THROUGH THE GENERAL MANAGER

01 [GM-OC] Federal Funding - Kingscliff CCTV

ORIGIN:

Business and Economic Development

FILE NO: Crime Prevention

SUMMARY OF REPORT:

Council has received a funding grant from the Federal Attorney General's Department for \$120,000 for the installation of a public security CCTV system for Kingscliff. This report recommends that Council endorse the expenditure of these grant funds and adopts the NSW government policy as an advisory document for dealing with any CCTV system which covers public places.

RECOMMENDATION:

That Council:-

- 1. Votes the expenditure of the National Community Crime Prevention Program grant funding received from the Federal Attorney General's Department for the supply and installation of a public security CCTV for Marine Parade, Kingscliff; and**
- 2. Adopts the "NSW Government Policy Statement and Guidelines for the Establishment and Implementation of Closed Circuit Television (CCTV) in Public Places" as a advisory document for dealing with any CCTV system which covers public places.**

REPORT:

Over the past five years there has been increasing crime levels within the main street area of Kingscliff. This has led to the NSW Police, local businesses and Tweed Shire Council acknowledging that preventative action towards this crime would be best delivered through the implementation of a closed circuit television system (CCTV) system.

This situation has led Council to sponsor an application for federal funding for the supply and installation of a security CCTV system of the public access areas along Marnie Pde. On 7 September 2007 the Federal Attorney General's Department granted Council \$120,000 for the supply and installation of this CCTV system.

The principal objective of this project is to increase the level of community safety within the coastal township of Kingscliff. In this instance community safety extends to include the safety of tourists. The principal economic driver for Kingscliff is tourism and by developing this level of community safety it is also extending a protection to the economic sustainability of the township.

The system will provide unmanned 24 hour video surveillance of the public areas along Marine Parade between Turnock St and Seaview St (Fig Tree Roundabout). It's primary objective is to increase the safety of residents and tourists in Kingscliff. Specific success of the system will be in its ability to capture images that are acceptable to the NSW Police and courts.

The project has continued and ongoing support of NSW Police and has been entrenched with both Council and NSW Police signing an MOU outlining each area of responsibility and commitment.

NSW State Government Policy Statement on CCTV

It would be prudent of Council to adopt a policy to deal with the many issues associated with operating CCTV systems that monitor public places. The NSW State Government published a policy which provides a broad set of guidelines covering this style of CCTV systems which is titled "*the NSW Government Policy Statement and Guidelines for the Establishment and Implementation of Closed Circuit Television (CCTV) in Public Places*". The Policy Statement of this document is quoted below;

"CCTV can be effective in reducing or preventing crime if it is part of a broader crime prevention and community safety strategy. CCTV should not be implemented as the only means of addressing crime in public places.

CCTV can bring benefits to the community through a reduction in crime which can lead to enhanced perceptions of safety in a particular area. On the other hand, CCTV may involve a degree of cost to the community, for example in terms of the allocation of resources or in implications for personal privacy.

Accordingly, it is essential that the community be fully consulted in any planning for the introduction of CCTV to ensure that the community is willing to pay the costs in return for the potential benefits.

CCTV schemes should always be operated with respect for people's privacy and their right to conduct or engage in lawful activities. Care should be taken to ensure that schemes are not used to prevent access to the area covered by CCTV of those who have no criminal intent, but whose presence might offend against some 'norm' of behaviour or dress.

Continuing community support for the operation of CCTV schemes will depend upon the confidence people have that the scheme is providing the anticipated benefits. It is therefore essential that:

- *the recording and retention of images should be undertaken fairly and lawfully;*
- *the purpose for which the information is being obtained is known;*
- *the information not be used for any other purpose than that proclaimed;*
- *people be aware that they may be subject to CCTV surveillance;*
- *the CCTV surveillance should only be used to identify crimes occurring within the CCTV area;*
- *the CCTV surveillance should never be used to monitor or track individuals who have not obviously been involved in a crime;*
- *the CCTV surveillance should not be used for general intelligence gathering; and*
- *the owners of the scheme are known and accountable for its operation.*

The NSW Government encourages all agencies considering the development of CCTV schemes to use as a basis the NSW Government Policy Statement and Guidelines for the Establishment and Implementation of Closed Circuit Television (CCTV) in Public Places."

Some of the areas this policy addresses include;

- Guidelines for the establishment of CCTV systems in public places,
- Privacy and personal information protection,
- Roles and responsibilities of different agencies,
- Police access to CCTV monitoring equipment,
- Control and Operation,
- Liability issues,
- Complaints,
- Signage.

This report recommends that Council endorse the use of this State Government policy as a guiding document for its involvement with all public access CCTV systems.

LEGAL/RESOURCE/FINANCIAL IMPLICATIONS:

Council has signed a funding agreement with the Federal Attorney General's Department to guide the expenditure of this grant funding however a resolution is required to expend this funding through Council's accounts.

POLICY IMPLICATIONS:

This Report recommends that Council adopts “the NSW Government Policy Statement and Guidelines for the Establishment and Implementation of Closed Circuit Television (CCTV) in Public Places” as an advisory document for Council’s involvement with CCTV systems.

UNDER SEPARATE COVER:

1. NSW Government Policy Statement and Guidelines for the Establishment and Implementation of Closed Circuit Television (CCTV) in Public Places (DW 1615323)
-

O2 [TCS-OC] Budget Review - 2007/08 Carry Over Works

ORIGIN:

Financial Services

SUMMARY OF REPORT:

This report provides details of the funds to be carried forward from 2007/08 to the 2008/09 budget.

RECOMMENDATION:

That Council:-

- 1. Adopts the Budget Review - 2007/08 Carry Over Works.**
- 2. Votes the expenditure and income as detailed within the report for the year ending 30 June 2009.**

REPORT:

This report provides details of the funds to be carried forward from 2007/08 to the 2008/09 budget.

The carried forward works represent those projects/services that could not be completed in the 2007/08 for a variety of reasons. The funding of these works fall into the following categories:

- Unexpended Loans
- Section 94 Developer Contributions
- Reserves Funds
- Other Funds
- Grants

Within these funding sources, the outstanding works from the 7 year works and services plan have been separately identified.

| Item | In/Ex | Description | Change to Vote |
|-------------------------|--------------------|---|----------------|
| Unexpended Loans | | | |
| | General | | |
| | Ex | Chillingham Village Common | 77,091 |
| | Ex | Tweed Heads Skate Park | 14,694 |
| | Ex | Tweed Respite Centre | 742,500 |
| | Ex | Public Toilets | 68,738 |
| | Ex | Museum - Murwillumbah | 144,637 |
| | Ex | Risk management study/draft plan (Flooding) | 4,172 |
| | Ex | Perch Creek Bridge | 145,840 |
| | Ex | Bridges 08/09 | 243,660 |
| | Ex | Boat Ramps - Lakes Drive | 4,651 |
| | Ex | Boat Ramps - Public Jetties | 16,323 |
| | Ex | Drainage | 614,476 |
| | 7 Year Plan | | |
| | Ex | Carpark/Pool upgrade | 4,902,845 |
| | Ex | Land purchase - open space | 100,000 |
| | Ex | Waterways asset replacement | 30,000 |
| | Ex | Sealed road rehabilitation | 80,628 |
| | Ex | Footpaths rehabilitation | 46,789 |
| | Ex | Coastal Landscape Strategy | 283,835 |
| | Ex | Regional Sport & Recreational Facilities | 866,156 |
| | Ex | Sports Grounds Capital | 195,816 |
| | Ex | Tweed Coast Depot | 300,000 |
| | In | Unexpended loans | (8,882,850) |

| Item | In/Ex | Description | Change to Vote |
|---|-------|---|----------------|
| Section 94 Developer Contributions | | | |
| General | | | |
| | Ex | Community profile | 6,500 |
| | Ex | NSW Coastline Cycleways 2006 | 94,768 |
| | Ex | NSW Coastline Cycleways 2007 | 256,945 |
| | Ex | Tweed Heads Management Plan | 309,190 |
| | Ex | Kennedy Dr/Crystal waters | 136,144 |
| | Ex | Minjungbal Dr/Dry Dock Rd | 100,500 |
| | Ex | South Tweed Skate Park | 100,000 |
| 7 Year Plan | | | |
| | Ex | Botanical Gardens | 150,463 |
| | In | Recoupment from S94 plans | (1,154,510) |
| Reserves | | | |
| General | | | |
| | Ex | Bus Route Rate Rise Surplus/Deficit | 145,621 |
| | Ex | Access Funds - general | 236,083 |
| | Ex | Access Funds - committee | 24,322 |
| | Ex | Sustainability program | 108,909 |
| | Ex | Civic Building asset management | 23,466 |
| | Ex | Murwillumbah Auditorium refurbishment | 120,000 |
| | Ex | Pandanus Pd Upgrade | 14,451 |
| | Ex | Pandanus Pde basemant car park | 10,000 |
| | Ex | Pandanus Pde pedestrianisation | 93,724 |
| | Ex | Tweed Cemetery - Erosion Control | 30,000 |
| | Ex | Revolving energy fund | 74,444 |
| | Ex | New Business Systems - OHS Dataworks | 20,000 |
| | Ex | New Computer Items - Data Cleansing | 25,987 |
| | Ex | Data Protector/WAN Upgrade/Aurion & Avand Consultancy | 34,739 |
| | Ex | Digital Signature | 40,000 |
| | Ex | New Computer Items - Asset Management System | 180,000 |
| | Ex | Records Compliance/ Back Scanning | 90,000 |
| | Ex | New Computer Items - Proclaim Revival | 150,000 |
| | Ex | New Business Systems - GIS Project | 8,800 |
| | Ex | Tweed Heads auditorium | 45,000 |
| | Ex | Environmental Enforcement Levy Building | 101,904 |
| | Ex | Environmental Enforcement Levy Development | 48,653 |
| 7 Year Plan | | | |
| | Ex | Economic Development - Internal | 91,000 |
| | Ex | Cultural Arts Seed Funding | 18,809 |
| | Ex | Administration Officer x 2 | 6,968 |
| | Ex | Arts Traineeship and Mentorship | 3,311 |
| | Ex | Emergency Management Plan Implementation | 5,266 |
| | Ex | Pool Upgrade Kingscliff | 936 |
| | Ex | Youth Activities Program | 6,131 |
| | Ex | Youth Transport | 22,565 |
| | Ex | Improved Services for Shire Youth | 525 |
| | Ex | Aboriginal Community Development | 44,789 |

| Item | In/Ex | Description | Change to Vote |
|--------------------------------------|-------|---|----------------|
| | Ex | Surf Life Patrols | 60,782 |
| | Ex | Park asset maintenance | 10,614 |
| | Ex | Lot 500 bushland | 6,777 |
| | Ex | Waterways Asset Replacement | 30,000 |
| | Ex | Asset management Levees & Floodgates | 50,442 |
| | Ex | Community Buildings maintenance | 13,786 |
| | Ex | Vegetation Management Strategy | 158,834 |
| | Ex | Saleyards upgrade | 16,250 |
| | Ex | Landscape Planning | 67,240 |
| | Ex | Carpark/Pool recurring costs | 50,000 |
| | Ex | Mbah Comm Centre recurring costs | 14,356 |
| | Ex | Recreation Asset Management | 33,950 |
| | In | Transfer from Reserve Funds | (2,375,533) |
| Works Carried Forward Reserve | | | |
| | Ex | Members' Equipment | 12,484 |
| | Ex | Richmond Tweed Council Co-operation | 753 |
| | Ex | Valuation fees | 43,625 |
| | Ex | Risk management | 102,146 |
| | Ex | Traineeships & Apprenticeships | 83,890 |
| | Ex | Organisational Development | 127,250 |
| | Ex | Risk management signage | 19,665 |
| | Ex | Management Development Program | 4,000 |
| | Ex | Pt Danger Lighthouse Asset Mgt | 50,300 |
| | Ex | Murwillumbah saleyards | 12,905 |
| | Ex | Murwillumbah Airfield | 35,000 |
| | Ex | Economic development - internal | 36,150 |
| | Ex | Tourism - internal | 52,595 |
| | Ex | Wardrop Valley Project | 55,057 |
| | Ex | Community project officer | 1,987 |
| | Ex | Tweed Heads South Locality Plan | 144,347 |
| | Ex | Pottsville Locality Plan | 105,820 |
| | Ex | Tweed employment Land Mgmt Strategy Proj | 64,873 |
| | Ex | Tweed Urban Residential Dev Strategy Proj | 61,896 |
| | Ex | Hansen properties study | 17,000 |
| | Ex | Strategic Planning Projects | 11,583 |
| | Ex | Area E Rezoning | 29,688 |
| | Ex | Developer funded studies | 106,499 |
| | Ex | Bushfire donations | 7,597 |
| | Ex | SES Shed Pottsville | 25,000 |
| | Ex | Kingscliff amenities hall | 8,500 |
| | Ex | City of the Arts | 12,262 |
| | Ex | Cultural development fund | 15,003 |
| | Ex | SALT Cultural Fund | 4,009 |
| | Ex | Acquisitive Prize BAP | 5,200 |
| | Ex | Community & Cultural Services | 3,300 |
| | Ex | Olive Cotton Prize | 14,345 |
| | Ex | Community Print Makers | 5,200 |
| | Ex | Public Art | 2,769 |
| | Ex | Library asset expenses | 14,792 |

| Item | In/Ex | Description | Change to Vote |
|---------------|----------------|--|----------------|
| | Ex | Museum Emu Software | 27,399 |
| | Ex | Community based heritage study | 10,712 |
| | Ex | Community Transport vehicle | 1,430 |
| | Ex | Youth Support | 66,604 |
| | Ex | Anti Drugs Campaign | 37,324 |
| | Ex | Bray park community centre | 1,114 |
| | Ex | Sunshine Days | 3,100 |
| | Ex | Community Assistance | 144,738 |
| | Ex | Sth Tweed Skate Park | 91,349 |
| | Ex | Casuarina Blossum Bat Rehabilitation | 198,513 |
| | Ex | Pottsville Env Park (Bond Inc) | 84,452 |
| | Ex | Cudgen Lake Acid Mgt | 826 |
| | Ex | Significant Tree Identification - NRM | 16,431 |
| | Ex | Spring Lane Mbah | 20,930 |
| | Ex | Lakeview Pde | 300,052 |
| | Ex | Wooyung Road | 171,881 |
| | Ex | O'Briens Bridge | 36,454 |
| | Ex | Contributions in lieu of works | 20,589 |
| | Ex | Street lighting | 89,488 |
| | Ex | Traffic Facilities Cotribution from others | 11,107 |
| | Ex | Keith Compton Dr carpak | 150,000 |
| | Ex | Flood Mit maintenance Murwillumbah | 24,826 |
| | Ex | waterways leases | 1,818 |
| | Ex | dune stabilisation | 10,000 |
| | Ex | Canal maintenance | 20,000 |
| | Ex | Roads Maintenance | 183,122 |
| | Ex | Surf Life Saving Strategy | 171,100 |
| | Ex | Grants - Council Revenue Component | 1,299,269 |
| | In | Works Carried forward reserve | (4,356,017) |
| Grants | | | |
| | General | | |
| | Ex | Regulation Reduction Incentive Fund (RRIF) | 2,682 |
| | Ex | Tweed Heads Masterplan Implementation | 4,511 |
| | Ex | Gateway Information Centre | 341,821 |
| | Ex | TV Transport Info Service | 1,000 |
| | Ex | Far Nth Coast Regional Strategy Grant | 20,000 |
| | Ex | Tweed River Regional museum, Tweed Heads, building program | 100,000 |
| | Ex | RFS Prevention | 21,179 |
| | Ex | Publication - 20th Anniversary of the Gallery | 12,273 |
| | Ex | Library -Special Purpose Grant 2007 | 63,549 |
| | Ex | Library Local Priorities Grant 2008 | 44,928 |
| | Ex | MFA - Tweed River Regional museum construction - Stage 1 | 150,000 |
| | Ex | Museums & Galleries Foundation of NSW - Museum Advisor | 563 |
| | Ex | Museums Curator | 4,952 |
| | Ex | Museums Collection Assistant | 21,974 |
| | Ex | Heritage Office - Migration | 191 |
| | Ex | Photographic Digitisation | 14,167 |
| | Ex | Heritage Office - Tweed Shire Heritage Website | 466 |

| Item | In/Ex | Description | Change to Vote |
|------|-------|--|----------------|
| | Ex | Safer Com Grant-Domestic Abuse Awareness | 93 |
| | Ex | Sustainable Living Project | 621 |
| | Ex | Community Worker Service Improvement Funding | 517 |
| | Ex | COP Other | 79,196 |
| | Ex | Anti-Racism & Community Harmony | 608 |
| | Ex | NSW Dept of Aboriginal Affairs - Networking Breakfast | 5,000 |
| | Ex | Volunteerism | 119 |
| | Ex | SAS - AMPm | 8,919 |
| | Ex | SAS - CC | 251 |
| | Ex | COMPACKS | 340,617 |
| | Ex | COPS Ageing Parent Carers | 917,732 |
| | Ex | Riparian Vegetation for Tweed Cane Farms - ID 64146 | 23,837 |
| | Ex | Integrated Control of Indian Mynas in Tweed & Byron Shires | 62,179 |
| | Ex | Riparian Vine Weed Mapping & Suppress | 40,000 |
| | Ex | R to R -Dept Transport | 4,033 |
| | Ex | Brett/Boyd St R'bout | 64 |
| | Ex | R to R -Dept Transport Supplementary | 19,283 |
| | Ex | Financial Assistance Grant - Roads | 306,762 |
| | Ex | Repair Kyogle Rd/Numinbah Rd | 21,058 |
| | Ex | Nat Black Spot Pgm 2006 -Condong St | 7,392 |
| | Ex | Black Spot Terranora Rd 07/08 | 285,239 |
| | Ex | DIPNR NSW Coastline Cycleways 2006 | 189,536 |
| | Ex | DIPNR NSW Coastline Cycleways 2007 | 513,890 |
| | Ex | Cycleway 2008 Tree St | 79,418 |
| | Ex | Pedestrian Safety | 4,866 |
| | Ex | Traffic Facilities (do not raise debt) | 27,504 |
| | Ex | PAMP - Pedestrian Facilities | 45,512 |
| | Ex | PAMP - Pedestrian Facilities 2008 | 80,000 |
| | Ex | Pedestrian Safety - Tweed Valley Way 2008 | 15,501 |
| | Ex | NDMP (Tweed Valley Floodplain Risk Mgt Plan & Study) 06/07 | 47,484 |
| | Ex | Mooball/Crabbes Crk | 129,098 |
| | Ex | NDMP (Tweed Valley Community Flood Awareness Pgm) | 20,531 |
| | Ex | Country Pass Transp Infra 2004 - Interchange upgrade | 34,393 |
| | Ex | Country Pass Trans Infra 2005 - Interchange | 55,629 |
| | Ex | Coast Care Project - Hastings Pt Dune Care | 24 |
| | Ex | Tweed Coastline Management | 261,933 |
| | Ex | Tweed River Mgt \$1:\$1 | 1,130,575 |
| | Ex | Tweed River Mgt 2:1 | 421,161 |
| | Ex | Byrrill Creek Riparian Restoration Project | 6,337 |
| | Ex | Tweed Coast Estuaries Mgt | 139,478 |
| | Ex | Comm Water Grants Proj 20288 Uki Smiths Crk Rd | 88,023 |
| | Ex | NRCMA - Estuary Mgmt Plans - Cudgen & Cudgera Ck | 518 |
| | Ex | Road Safety Projects | 5,901 |
| | Ex | RRISK | 689 |
| | Ex | Cycleway map development | 2,457 |
| | Ex | NRCMA - Saving Our Corridors | 936 |
| | Ex | NDF - January 08 Flooding Event Regional Roads | 44,053 |
| | Ex | NDF - January 08 Flooding Event Local Roads | 15,804 |
| | Ex | Natural Disaster Funding - 30 June Flood | 60,903 |
| | Ex | Comm Water Grants Proj 35300 Irrigation Les Burger Field | 39,195 |

| Item | In/Ex | Description | Change to Vote |
|------|-------|--|----------------|
| | Ex | Country Pass Trans Infra 2008 - Interchange | 161,581 |
| | Ex | Dept Lands - Plan of Management Durambah Beach | 10,000 |
| | Ex | RFS Equip Issue capital (cash) | 133,350 |
| | | | |
| | In | Grant Funds | (5,038,904) |

General Fund

Based on current projections the General Fund is expected to remain as a “balanced budget”.

Water Fund

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

LEGAL/RESOURCE/FINANCIAL IMPLICATIONS:

As discussed in the report.

POLICY IMPLICATIONS:

Nil.

UNDER SEPARATE COVER/FURTHER INFORMATION:

To view any "non confidential" attachments listed below, access the meetings link on Council's website www.tweed.nsw.gov.au or visit Council's offices at Tweed Heads or Murwillumbah (from Friday the week before the meeting) or Council's libraries (from Monday the week of the meeting).

Nil.

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03 [TCS-OC] Write Off Rate Charges and Interest**ORIGIN:****Revenue & Customer Service****SUMMARY OF REPORT:**

A report recommending that Council write off rates, charges and interest for property number 79340 being cancelled Licence 354414 (wharf berthing area) (Crown land below MHWL Tweed River (Terranora inlet back channel) Southern Boat Harbour, Boyds Bay comprising western berth and shared occupation of jetty 3).

| | |
|----------------------|-----------------------|
| Property No.: | 79340 |
| Licence issued: | 25 June 2003 |
| Licence cancelled: | 25 June 2006 |
| Rates & Charges O/S: | \$1,495.86 |
| Land Size: | 154 m ² |
| Land Value: | \$8,380 (1 July 2006) |

RECOMMENDATION:

That Council writes off all rates, charges and interest totalling \$1,495.86 (\$1,054.30 rates and charges, \$441.56 interest) and abandoned under Section 607 of the Local Government Act 1993 as being unrecoverable for Property No 79340 and Licence 354414.

REPORT:

Council has sent a number of debt recovery letters to the owner at the address on file requesting payment of the outstanding amounts. Further investigation has revealed that the property is vacant and mail is now being returned from the address listed on our system. Council has tried to locate a new address for the previous owner but this has been unsuccessful.

Due to the debt not being tied to a land parcel and the Licence now being terminated by the Department of Lands, this debt is considered to be unrecoverable.

Rates and Charges have been levied as follows:

| Financial Year: | 2004/2005 | 2005/2006 | 2006/2007 | 2007/2008 |
|------------------------|------------------|-------------------|-------------------|-------------------|
| Levy: | \$518.10 | \$536.20 | \$0.00 | \$0.00 |
| Interest to 30/11/07: | \$21.52 | \$70.93 | \$131.87 | \$217.24 |
| Total: | \$539.62 | \$607.13 | \$131.87 | \$217.24 |
| Running Total: | \$539.62 | \$1,146.75 | \$1,278.62 | \$1,495.86 |

This Licence was cancelled by the Department of Lands in 2006 due to non payment of fees owed and mail being returned to the Department of Lands.

LEGAL/RESOURCE/FINANCIAL IMPLICATIONS:

Nil.

POLICY IMPLICATIONS:

Nil.

UNDER SEPARATE COVER/FURTHER INFORMATION:

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|---|
| <p>To view any "non confidential" attachments listed below, access the meetings link on Council's website www.tweed.nsw.gov.au or visit Council's offices at Tweed Heads or Murwillumbah (from Friday the week before the meeting) or Council's libraries (from Monday the week of the meeting).</p> |
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Nil.

O4 [TCS-OC] In Kind and Real Donations - April to June 2008

ORIGIN:

Financial Services

SUMMARY OF REPORT:

Details of in kind and real donations for the period April to June 2008 are reproduced in this report for Council's information.

RECOMMENDATION:

That Council notes total donations of \$56,681.36 for the period April to June 2008.

REPORT:

Council maintains a register of in kind and real donations. Details of these donations for the period April to June 2008 are reproduced as follows:-

Financial Assistance

| Amount | Recipient | Donated Item | Date |
|--------------------|--|---|-------------|
| | | Second Round Donations | |
| \$ 750.00 | Tweedelsea RSL Day Club | 07/08 | 24-Apr-08 |
| \$ 944.00 | Northern Region SLSA Helicopter Rescue | Second Round Donations 07/08 | 24-Apr-08 |
| \$ 500.00 | Tweed Valley Vehicle Restorers Club | Second Round Donations 07/08 | 24-Apr-08 |
| \$ 500.00 | Tweed Coast CFS/ME/FMS Support Group | Second Round Donations 07/08 | 24-Apr-08 |
| \$ 704.00 | Blind Citizens Australia Tweed Valley Branch | Second Round Donations 07/08 | 24-Apr-08 |
| \$ 257.00 | Zonta Club Southern Gold Coast/Tweed | Second Round Donations 07/08 | 24-Apr-08 |
| \$1,000.00 | Burringbar School of Arts Hall | Second Round Donations 07/08 | 24-Apr-08 |
| \$1,000.00 | Tweed Valley Woodcrafters Association | Second Round Donations 07/08 | 24-Apr-08 |
| \$1,000.00 | Tyalgum Community Pre School | Second Round Donations 07/08 | 24-Apr-08 |
| \$2,000.00 | Blind & Vision Impaired Support Group | Second Round Donations 07/08 | 24-Apr-08 |
| \$1,000.00 | First Chinderah Scout Group | Second Round Donations 07/08 | 24-Apr-08 |
| \$ 500.00 | Mount Warning Pre School | Second Round Donations 07/08 | 24-Apr-08 |
| \$ 500.00 | Possums Community Pre School | Second Round Donations 07/08 | 24-Apr-08 |
| \$2,000.00 | Tweed Palliative Support Inc | Second Round Donations 07/08 | 24-Apr-08 |
| \$2,100.00 | Cabarita Beach Pottsville Beach Lions | Second Round Donations 07/08 | 24-Apr-08 |
| \$3,000.00 | Murwillumbah Festival of Performing Arts | Second Round Donations 07/08 | 24-Apr-08 |
| \$1,500.00 | Island Style Promotions / Gold Coast Malibu Club | Second Round Donations 07/08 | 24-Apr-08 |
| \$1,500.00 | Cabarita Beach Surf Life Saving Club | Second Round Donations 07/08 | 24-Apr-08 |
| \$4,500.00 | Tyalgum Festival Committee Inc | Second Round Donations 07/08 | 24-Apr-08 |
| \$2,000.00 | Caldera Environment Centre | Second Round Donations 07/08 | 24-Apr-08 |
| \$1,500.00 | Murwillumbah Combined Family & Child Services | Second Round Donations 07/08 | 24-Apr-08 |
| \$2,000.00 | Tweed NAIDOC Committee | Second Round Donations 07/08 | 24-Apr-08 |
| \$10,000.00 | Wintersun Festival Association Inc | Budget Allocation - Festivals | 27-Apr-08 |
| \$50.00 | Tweed River High School | Donation for School Presentation Awards | 26-Jun-08 |
| | Tweed River Agricultural Society | Council Resolution Minute | |
| \$6,800.00 | (Free Gate) | No. 508 - 7/09/05 | 30-Jun-08 |
| \$47,605.00 | | | |

Goods and/or Materials

| Amount | Recipient | Donated Item | Date |
|------------------|-------------------------------|--------------|-----------|
| \$32.00 | Cabarita State School | 4 Trees | 7-Apr-08 |
| \$96.00 | Murwillumbah Showground Trust | 12 Trees | 22-Apr-08 |
| \$24.00 | Murwillumbah Street | 6 Shrubs | 24-Apr-08 |
| \$16.00 | Australian Citizenship | 2 Trees | 15-May-08 |
| \$ 8.00 | Australian Citizenship | 1Tree | 20-May-08 |
| \$32.00 | Australian Citizenship | 4 Trees | 26-May-08 |
| \$24.00 | Australian Citizenship | 3 Trees | 6-Jun-08 |
| \$ 232.00 | | | |

Provision of Labour and/or Plant & Equipment

| Amount | Recipient | Donated Item | Date |
|-------------------|--|-------------------------------------|-----------|
| \$ 343.97 | Rural Fire Service and National Parks & Wildlife | Provision of Labour & Council Plant | 4-Apr-08 |
| \$ 528.91 | Anzac Day | Provision of Labour & Council Plant | 2-May-08 |
| \$1,667.51 | Life Education Van Relocation | Provision of Labour & Council Plant | 27-Jun-08 |
| \$2,540.39 | | | |

Rates

| Amount | Recipient | Donated Item | Date |
|------------------|-------------------------------------|--|-----------|
| \$99.63 | Tweed Coast Community Centre | Council Water Usage January - June 2007 | 25-Mar-08 |
| \$ 113.16 | Burringbar School of Arts | Council Water Usage January - June 2007 | 25-Mar-08 |
| \$44.72 | Bilambil Literary Society | Council Water Usage January - June 2007 | 25-Mar-08 |
| \$23.37 | Trustees Literary Institute Tyalgum | Council Water Usage January - June 2007 | 25-Mar-08 |
| \$ 9.84 | Bilambil Literary Society | Council Water Usage July - December 2007 | 25-Mar-08 |
| \$ 290.72 | | | |

Tweed Link Advertising

| Amount | Recipient | Donated Item | Date |
|-------------------|---------------------------|--------------|-----------|
| \$ 121.50 | Various Community Notices | Advertising | 1-Apr-08 |
| \$74.25 | Various Community Notices | Advertising | 8-Apr-08 |
| \$67.50 | Various Community Notices | Advertising | 15-Apr-08 |
| \$67.50 | Various Community Notices | Advertising | 22-Apr-08 |
| \$ 216.00 | Various Community Notices | Advertising | 29-Apr-08 |
| \$60.75 | Various Community Notices | Advertising | 6-May-08 |
| \$94.50 | Various Community Notices | Advertising | 13-May-08 |
| \$67.50 | Various Community Notices | Advertising | 20-May-08 |
| \$ 202.50 | Various Community Notices | Advertising | 27-May-08 |
| \$81.00 | Various Community Notices | Advertising | 3-Jun-08 |
| \$ 108.00 | Various Community Notices | Advertising | 10-Jun-08 |
| \$54.00 | Various Community Notices | Advertising | 17-Jun-08 |
| \$ 141.75 | Various Community Notices | Advertising | 24-Jun-08 |
| \$1,356.75 | | | |

| Room Hire | Amount | Recipient | Donated Item | Date |
|------------------|---------------|--|---------------------------------------|-------------|
| | \$65.00 | Murwillumbah Theatre Company | Room Hire - Murwillumbah Civic Centre | 2-Apr-08 |
| | \$65.00 | Murwillumbah Theatre Company | Room Hire - Murwillumbah Civic Centre | 7-Apr-08 |
| | \$65.00 | Murwillumbah Theatre Company | Room Hire - Murwillumbah Civic Centre | 9-Apr-08 |
| | \$80.00 | Zonta Club Southern Gold Coast Womens Health Forum | Room Hire - Murwillumbah Civic Centre | 18-Apr-08 |
| | \$65.00 | Murwillumbah Theatre Company | Room Hire - Murwillumbah Civic Centre | 4-May-08 |
| | \$ 157.00 | Murwillumbah Theatre Company | Room Hire - Murwillumbah Civic Centre | 5-May-08 |
| | \$65.00 | Murwillumbah Theatre Company | Room Hire - Murwillumbah Civic Centre | 6-May-08 |
| | \$ 465.00 | Murwillumbah Theatre Company | Room Hire - Murwillumbah Civic Centre | 7-May-08 |
| | \$65.00 | Murwillumbah Theatre Company | Room Hire - Murwillumbah Civic Centre | 8-May-08 |
| | \$ 105.00 | Murwillumbah Theatre Company | Room Hire - Murwillumbah Civic Centre | 10-May-08 |
| | \$65.00 | Murwillumbah Theatre Company | Room Hire - Murwillumbah Civic Centre | 11-May-08 |
| | \$65.00 | Murwillumbah Theatre Company | Room Hire - Murwillumbah Civic Centre | 12-May-08 |
| | \$65.00 | Murwillumbah Theatre Company | Room Hire - Murwillumbah Civic Centre | 13-May-08 |
| | \$40.00 | Murwillumbah Theatre Company | Room Hire - Murwillumbah Civic Centre | 1-Jun-08 |
| | \$ 167.50 | Mt Warming Rotary Club | Room Hire - Murwillumbah Civic Centre | 7-Jun-08 |
| | \$40.00 | Murwillumbah Theatre Company | Room Hire - Murwillumbah Civic Centre | 13-Jun-08 |
| | \$ 103.00 | Double Mask Productions | Room Hire - Murwillumbah Civic Centre | 13-Jun-08 |
| | \$65.00 | Murwillumbah Theatre Company | Room Hire - Murwillumbah Civic Centre | 17-Jun-08 |
| | \$ 130.00 | Tweed Theatre Company | Room Hire - Tweed Heads Civic Centre | 3-Apr-08 |
| | \$ 145.00 | Tweed Theatre Company | Room Hire - Tweed Heads Civic Centre | 6-Apr-08 |
| | \$65.00 | Tweed Theatre Company | Room Hire - Tweed Heads Civic Centre | 7-Apr-08 |
| | \$65.00 | Northern Rivers Symphony Orchestra | Room Hire - Tweed Heads Civic Centre | 9-Apr-08 |
| | \$65.00 | Tweed Theatre Company | Room Hire - Tweed Heads Civic Centre | 10-Apr-08 |
| | \$92.50 | Twin Towns Garden Club | Room Hire - Tweed Heads Civic Centre | 14-Apr-08 |
| | \$65.00 | Tweed Theatre Company | Room Hire - Tweed Heads Civic Centre | 17-Apr-08 |
| | \$65.00 | Tweed Theatre Company | Room Hire - Tweed Heads Civic Centre | 1-May-08 |

| | | | |
|-----------|------------------------------------|---|-----------|
| \$65.00 | Tweed Theatre Company | Room Hire - Tweed Heads Civic Centre | 5-May-08 |
| \$97.50 | Twin Towns Garden Club | Room Hire - Tweed Heads Civic Centre | 12-May-08 |
| \$65.00 | Tweed Theatre Company | Room Hire - Tweed Heads Civic Centre | 12-May-08 |
| \$65.00 | Tweed Theatre Company | Room Hire - Tweed Heads Civic Centre | 19-May-08 |
| \$65.00 | Tweed Theatre Company | Room Hire - Tweed Heads Civic Centre | 22-May-08 |
| \$65.00 | Tweed Theatre Company | Room Hire - Tweed Heads Civic Centre | 26-May-08 |
| \$65.00 | Tweed Theatre Company | Room Hire - Tweed Heads Civic Centre | 29-May-08 |
| \$65.00 | Tweed Theatre Company | Room Hire - Tweed Heads Civic Centre | 1-Jun-08 |
| \$65.00 | Northern Rivers Symphony Orchestra | Room Hire - Tweed Heads Civic Centre | 11-Jun-08 |
| \$65.00 | Tweed Theatre Company | Room Hire - Tweed Heads Civic Centre | 12-Jun-08 |
| \$ 105.00 | Tweed Theatre Company | Room Hire - Tweed Heads Civic Centre | 15-Jun-08 |
| \$65.00 | Tweed Theatre Company | Room Hire - Tweed Heads Civic Centre | 16-Jun-08 |
| \$65.00 | Northern Rivers Symphony Orchestra | Room Hire - Tweed Heads Civic Centre | 18-Jun-08 |
| \$65.00 | Tweed Theatre Company | Room Hire - Tweed Heads Civic Centre | 19-Jun-08 |
| \$ 105.00 | Tweed Theatre Company | Room Hire - Tweed Heads Civic Centre | 22-Jun-08 |
| \$65.00 | Tweed Theatre Company | Room Hire - Tweed Heads Civic Centre | 23-Jun-08 |
| \$65.00 | Northern Rivers Symphony Orchestra | Room Hire - Tweed Heads Civic Centre | 25-Jun-08 |
| \$65.00 | Northern Rivers Symphony Orchestra | Room Hire - Tweed Heads Civic Centre | 29-Jun-08 |
| \$ 105.00 | Tweed Theatre Company | Room Hire - Tweed Heads Civic Centre | 29-Jun-08 |
| \$65.00 | Tweed Theatre Company | Room Hire - Tweed Heads Civic Centre | 30-Jun-08 |
| \$27.00 | Twin Towns Friends | Room Hire - South Tweed HACC | 9-Apr-08 |
| \$27.00 | Twin Towns Friends | Room Hire - South Tweed HACC | 14-May-08 |
| \$27.00 | Twin Towns Friends | Room Hire - South Tweed HACC | 11-Jun-08 |
| \$69.00 | Twin Towns Friends | Hall Hire - South Tweed Heads Community Hall | 8-Apr-08 |
| \$41.00 | Twin Towns Friends | Hall Hire - South Tweed Heads Community Hall | 21-May-08 |
| \$41.00 | Twin Towns Friends | Hall Hire - South Tweed Heads Community Hall | 22-May-08 |
| \$69.00 | Coolangatta Tweed Lions | Hall Hire - South Tweed Heads Community Hall | 24-May-08 |
| \$69.00 | Coolangatta Tweed Lions | Hall Hire - South Tweed Heads Community Hall | 25-May-08 |

| | | | |
|--------------------|--------------------------------------|--|-----------|
| \$41.00 | Dept of Education and Training | Hall Hire - South Tweed Heads Community Hall | 27-May-08 |
| \$76.00 | Tweed Heads Hospital Ladies Aux | Room Hire - Tweed Heads Meeting Room | 7-Apr-08 |
| \$76.00 | Tweed Heads Hospital Ladies Aux | Room Hire - Tweed Heads Meeting Room | 5-May-08 |
| \$65.00 | South Sea Islander Community Meeting | Room Hire - Tweed Heads Meeting Room | 17-May-08 |
| \$76.00 | Tweed Heads Hospital Ladies Aux | Room Hire - Tweed Heads Meeting Room | 2-Jun-08 |
| \$4,656.50 | | | |
| \$56,681.36 | Total Donations | | |

The total expenditure in relation to "In Kind" and Real Donations for the period 1 July 2007 to 30 June 2008 is as follows:-

| | |
|------------------------|---------------------|
| 1st Quarter | \$145,670.55 |
| 2nd Quarter | \$66,203.41 |
| 3rd Quarter | \$24,845.78 |
| 4th Quarter | \$56,681.36 |
| Total Donations | \$293,401.10 |

LEGAL/RESOURCE/FINANCIAL IMPLICATIONS:

Nil.

POLICY IMPLICATIONS:

Nil.

UNDER SEPARATE COVER/FURTHER INFORMATION:

To view any "**non confidential**" attachments listed below, access the meetings link on Council's website www.tweed.nsw.gov.au or visit Council's offices at Tweed Heads or Murwillumbah (from Friday the week before the meeting) or Council's libraries (from Monday the week of the meeting).

Nil.

05 [EO-OC] Road Closure Application - Parish of Mooball**ORIGIN:****Design****FILE NO: GR3/12/9****SUMMARY OF REPORT:**

Council has received a notice of application to close a section of Crown Road reserve being 14m wide west of Lot 8 in DP 262229 at Wooyung, from Department of Lands. Council has been requested to provide its consent or objection to the closure of this section of Crown Public Road.

An investigation of the Crown Road reserves has been conducted and it has been noted that no Council or other infrastructure currently exists within it. There is no current formation although it would appear that the internal driveway of Lot 4 in DP 845662 encroaches onto the road reserve. Over ½ the width of the road reserve is proposed to be closed. There is potential for future development of this road reserve and problems may arise if the area is limited to a 6m width only.

Council at its meeting of 22 January 2008 resolved to object to a closure of an area of approximately 10m wide east of Lot 4 in DP 845662 which is the property on the western side of this particular road reserve. Should both applications be approved by the Crown the northern section of the road reserve will be separated from any other road reserve and left inaccessible to the public.

The Crown road reserve provides potential access to several surrounding properties and the closure of this section of road would potentially cause problems for development of these properties and deny a secure legal access with an acceptable width allowance for construction. It should be further noted that this area of road reserve and surrounding properties falls within a high bush fire threat zone and as such the potential use of this road reserve may be required for a future bush fire trail.

Council's Road Closure Policy at points 5 and 6 provides that roads not eligible for closure are those whose highest and best use for Council are of more worth to Council and roads which could potentially be developed as the Shire grows. Based on these provisions it would be recommended that Council objects to the closure of Crown Road 14m wide west of Lot 8 in DP 262229 at Wooyung.

It would be further recommended that Council makes application to the Department of Lands for the transfer of the full width of Crown road reserve west of Lot 8 in DP 262229 heading north to the southern boundary of Lot 42 in DP 870680 then east to Lot 183 in DP 755721.

RECOMMENDATION:

That Council:-

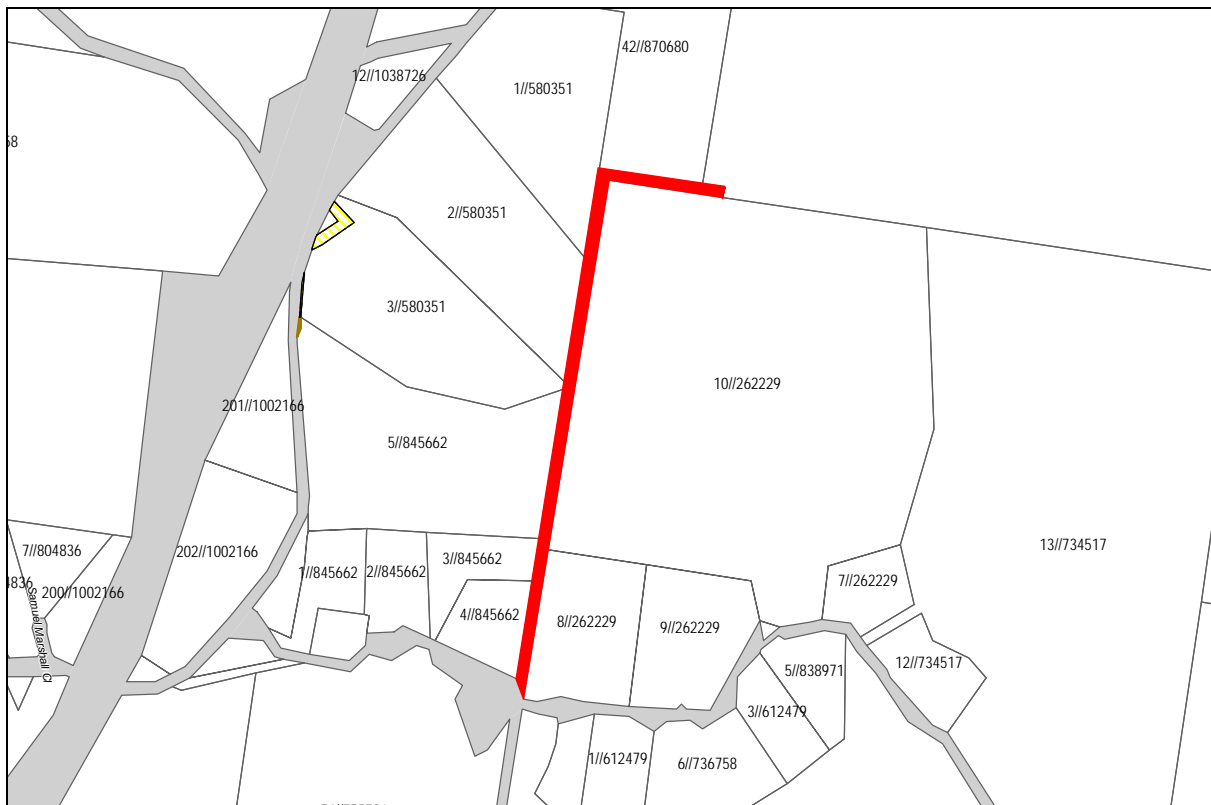
1. **Objects to the closure of the section of Crown Road reserve being 14m wide west of Lot 8 in DP 262229 at Wooyung.**
2. **Makes application to the Department of Lands for the transfer of the full width of Crown road reserve west of Lot 8 in DP 262229 heading north to the southern boundary of Lot 42 in DP 870680 then east to Lot 183 in DP 755721.**

REPORT:

As per Summary of Report. Below is a plan showing the proposed Road Closures:-



Plan of Road recommended for transfer from Crown to Council



LEGAL/RESOURCE/FINANCIAL IMPLICATIONS:

Nil.

POLICY IMPLICATIONS:

Nil.

UNDER SEPARATE COVER/FURTHER INFORMATION:

*To view any "**non confidential**" attachments listed below, access the meetings link on Council's website www.tweed.nsw.gov.au or visit Council's offices at Tweed Heads or Murwillumbah (from Friday the week before the meeting) or Council's libraries (from Monday the week of the meeting).*

Nil.

O6 [EO-OC] Naming of Public Bridge, Kyogle Road, Kunghur

ORIGIN:

Design

FILE NO: GS5/1 Pt 6

SUMMARY OF REPORT:

Council at its meeting of 24 June 2008, resolved to publicise its intention to name the newly upgraded bridge over Perch Creek, Kunghur as "*Jack Hall Bridge*" and allowed one month for written objections to the proposal.

No written Objections were received.

RECOMMENDATION:

That:-

- 1. Council adopts the name of "*Jack Hall Bridge*", being the newly upgraded bridge over Perch Creek at Kunghur; and**
- 2. The naming of the public bridge be gazetted under the provisions of the Roads (General) Regulation, 1994 and the Roads Act, 1993.**

REPORT:

As per Summary of Report. For background information please see the confidential attachment to this report. It should be noted that:-

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

- (a) personnel matters concerning particular individuals (other than councillors)

LEGAL/RESOURCE/FINANCIAL IMPLICATIONS:

Nil.

POLICY IMPLICATIONS:

Nil.

UNDER SEPARATE COVER/FURTHER INFORMATION:

To view any "non confidential" attachments listed below, access the meetings link on Council's website www.tweed.nsw.gov.au or visit Council's offices at Tweed Heads or Murwillumbah (from Friday the week before the meeting) or Council's libraries (from Monday the week of the meeting).

1. **Confidential Attachment** - Confidential Council report to meeting held 24 June 2008 (DW 1838155).
-

07 [EO-OC] Road Closure Application - Parish of Chillingham**ORIGIN:****Design****FILE NO: GR3/12/2****SUMMARY OF REPORT:**

Council has received a notice of application to close a section of Crown Road reserve within and east of Lot 28 DP 755696 at Tyalgum Creek from Department of Lands. Council has been requested to provide its concurrence or objection to the closure of these sections of Crown Public Road.

It is recommended that Council object to the closure of the section of Crown road reserve which runs from Hoggs Road east through Lot 28 in DP 755696 then south leading to the Oxley River. It is further recommended however that Council does not object to the closure and purchase of the section of Crown Road reserve running along the eastern boundary of Lot 28 in DP 755696 excluding that southern most section which runs to the Oxley River.

RECOMMENDATION:**That:-**

- 1. Council objects to the closure of the section of Crown road reserve which runs from Hoggs Road east through Lot 28 in DP 755696 then south leading to the Oxley River;**
- 2. Council does not object to the closure of the road reserve, which runs along the eastern boundary of Lot 28 in DP 755696 north to south up to where it adjoins the Crown Road reserve running east west, and purchase by the adjacent landowner;**
- 3. The applicant bears all the survey and legal costs and purchases the subject land as determined in value by a local registered valuer;**
- 4. The title of the closed road be consolidated with the adjacent land at the applicants cost;**
- 5. Easements be created over public authority reticulation services, if any; and**
- 6. All necessary documentation be executed under Common Seal of Council.**

REPORT:

Council has received a notice of application to close a section of Crown Road reserve within and east of Lot 28 DP 755696 at Tyalgum Creek from Department of Lands. Council has been requested to provide its concurrence or objection to the closure of these sections of Crown Public Road.

The first section of Crown road reserve within Lot 28 runs west to east off Hoggs Road providing potential access to the Oxley River and then continuing south east through Lot 45 DP 755696 and eventually joining up to Carraboi Terrace, Tyalgum. Closing this section of Crown road reserve would interrupt the continuation of this network of roads as well as remove access to the Oxley River by the public. Whilst the section of road reserve through Lot 28 is not currently formed it is potentially accessible as a walking route or for equestrian usage.

Councils Policy on Road Closure and private purchase notes under Roads not eligible for closure as follows;

Item 1 "Roads providing or capable of providing, physical access to rivers, creeks, lakes, beaches and their foreshores"; and

Item 2 "Roads capable of providing physical access to other roads..."; and

Item 6 "Roads that could potentially be developed for vehicle, cycle, pedestrian or equestrian use..."

The second section of Crown Road reserve runs along the eastern boundary of Lot 28 DP 755696. The northern end of the road reserve meets with Lot 10 in DP 1109367 however does not provide any means of access to this property. Access to Lot 10 in DP 1109367 is provided via Boxsell Road. The southern section of the road reserve however runs directly to the Oxley River and joins the first section of road reserve noted above. Apart from the southern most section of this road reserve it is isolated from any other road reserve, does not provide sole access to any other adjoining parcel of land and is inaccessible to the public. There is no formation of the road, nor any services or infrastructure within it.

It is recommended that Council object to the closure of the section of Crown Road reserve which runs from Hoggs Road east through Lot 28 in DP 755696 then south leading to the Oxley River. It is further recommended however that Council do not object to the closure and purchase of the section of Crown Road reserve running along the eastern boundary of Lot 28 in DP 755696 excluding that southern most section which runs to the Oxley River.

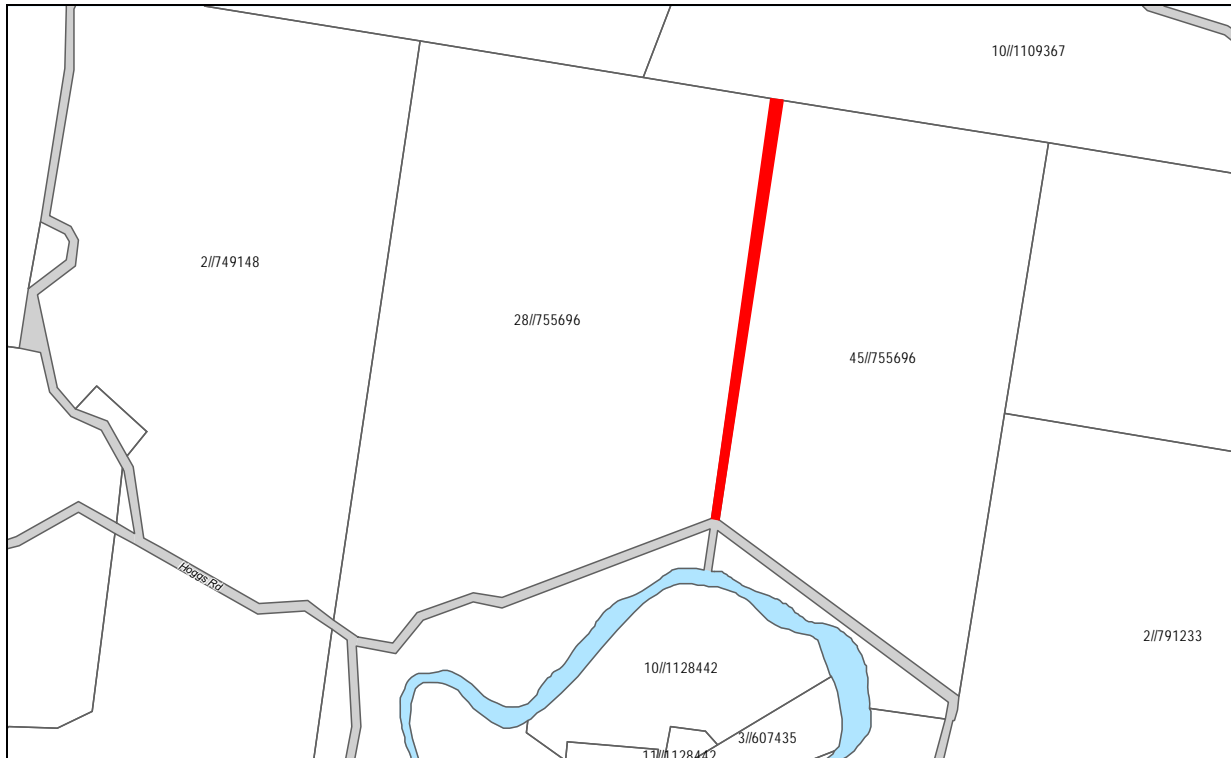
Below is a plan showing the proposed Road Closures:-



Plan showing section of road reserve which it is recommended Council objects to closure and purchase by applicant:-



Plan showing section of road reserve recommended Council does not object to closure and purchase by applicant:-



LEGAL/RESOURCE/FINANCIAL IMPLICATIONS:

Nil.

POLICY IMPLICATIONS:

Nil.

UNDER SEPARATE COVER/FURTHER INFORMATION:

To view any "**non confidential**" attachments listed below, access the meetings link on Council's website www.tweed.nsw.gov.au or visit Council's offices at Tweed Heads or Murwillumbah (from Friday the week before the meeting) or Council's libraries (from Monday the week of the meeting).

Nil.

O8 [EO-OC] Application to Close and Purchase Part of Road Reserve - Parish of Kynnumboon**ORIGIN:****Design****FILE NO: GR3/12/5****SUMMARY OF REPORT:**

Council has received a notice of application to close a section of Crown Road reserve, which runs along the northern and eastern boundary of Lot 2 in DP 806118 at Dungay, from Department of Lands. Council has been requested to provide its concurrence or objection to the closure of this section of Crown Public Road. A copy of the Deposited Plan is attached.

It is recommended that Council does not object to the closure and purchase of the section of Crown Road Reserve that runs along the northern and eastern boundary of Lot 2 in DP 806118 by the applicant as highlighted on the attached plan provided that the small section at the north east boundary remain open as public road.

RECOMMENDATION:**That:-**

- 1. Council approves the closure of part of the road reserve that runs along the northern and eastern boundary of Lot 2 in DP 806118;**
- 2. The applicant bears all the survey and legal costs and purchases the subject land as determined in value by a local registered valuer;**
- 3. The title of the closed road be consolidated with the adjacent land at the applicants cost;**
- 4. Easements be created over public authority reticulation services, if any; and**
- 5. All necessary documentation be executed under Common Seal of Council.**

REPORT:

Council has received a notice of application to close a section of Crown Road reserve, which runs along the northern and eastern boundary of Lot 2 in DP 806118 at Dungay, from Department of Lands. Council has been requested to provide its concurrence or objection to the closure of this section of Crown Public Road. A copy of the Deposited Plan follows at the end of this report.

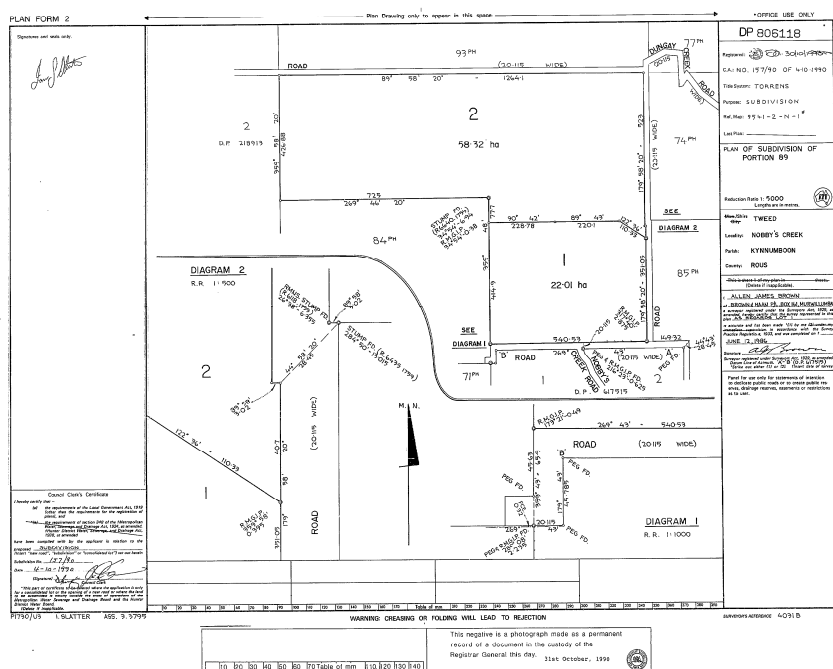
An inspection of the site has been conducted and it was determined that no Council or other service infrastructure was apparent within or near this part of the road reserve that would have any detrimental impact.

Both the road along the northern boundary and the eastern boundary are unformed and heavily treed. The severe contours of the land which range from 130m to 440m above sea level would make construction of the road reserve highly improbable and would possibly negate it from being an acceptable walking track.

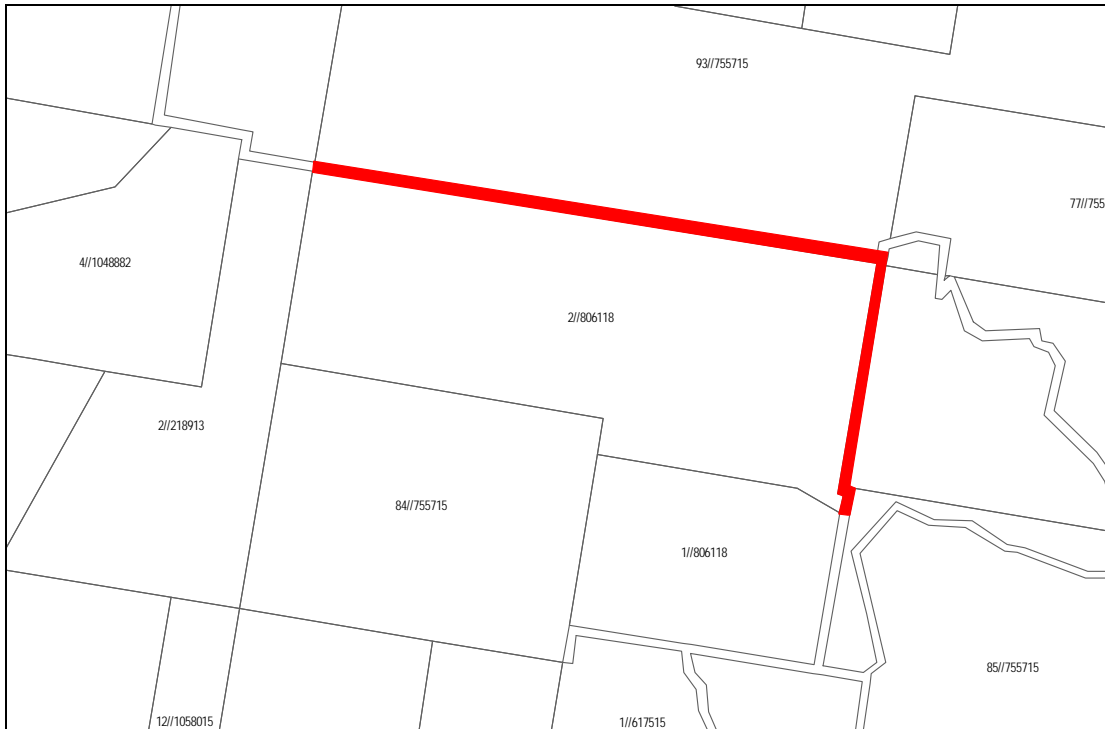
The road does not provide access to any surrounding properties nor does it restrict access or cause any surrounding parcels to be landlocked. There is however a small section of the road reserve at the north eastern boundary which adjoins the formed section of road reserve to the east. It would be preferable to leave this part of the road open to enable a turnaround point to be constructed if necessary.

It is recommended that Council does not object to the closure and purchase of the section of Crown Road Reserve that runs along the northern and eastern boundary of Lot 2 in DP 806118 by the applicant as highlighted on the attached plan provided that the small section at the north east boundary remain open as public road.

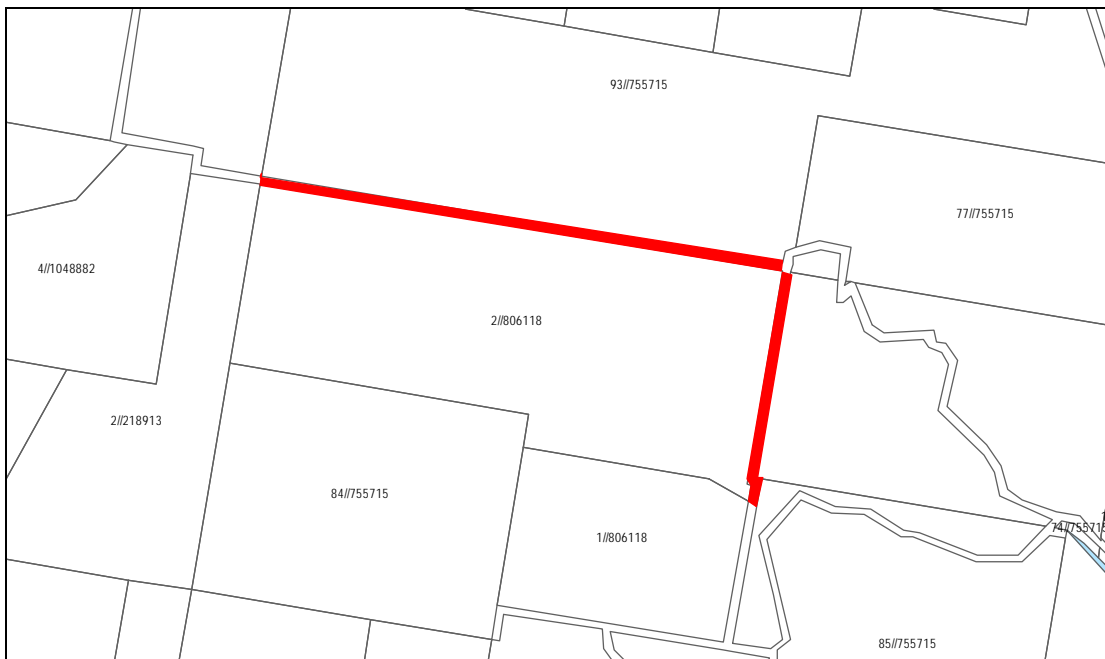
Copy of DP 806118:-



Plan of section of Crown road proposed to be closed:-



Plan of Road recommended for closure and purchase



LEGAL/RESOURCE/FINANCIAL IMPLICATIONS:

Nil.

POLICY IMPLICATIONS:

Nil.

UNDER SEPARATE COVER/FURTHER INFORMATION:

*To view any "**non confidential**" attachments listed below, access the meetings link on Council's website www.tweed.nsw.gov.au or visit Council's offices at Tweed Heads or Murwillumbah (from Friday the week before the meeting) or Council's libraries (from Monday the week of the meeting).*

Nil.

09 [EO-OC] Application to Close and Purchase Part of Road Reserve - Parish of Nullum**ORIGIN:****Design****FILE NO: GR 3/12/3****SUMMARY OF REPORT:**

Council has received a notice of application to close a section of Crown Road reserve, which runs through Lot 10 in DP 852395 from Department of Lands. Council has been requested to provide its concurrence or objection to the closure of this section of Crown Public Road. A copy of the Deposited Plan is shown below.

It is recommended that Council does not object to the closure and purchase of the section of Crown Road Reserve through Lot 10 in DP 852395 by the applicant as highlighted on the attached plan subject to the area of road reserve on the eastern boundary of Lot 10 adjoining Lot 7 DP 792321 remaining open to allow continuance of the current right of carriageway.

RECOMMENDATION:**That:-**

- 1. Council approves the closure of part of the road reserve, which runs through Lot 10 DP 852395 subject to the section of road reserve on the eastern boundary of Lot 10 adjoining Lot 7 DP 792321 remaining open to allow continuance of the right of carriageway;**
- 2. The applicant bears all the survey and legal costs and purchases the subject land as determined in value by a local registered valuer;**
- 3. The title of the closed road be consolidated with the adjacent land at the applicant's cost;**
- 4. Easements be created over public authority reticulation services, if any; and**
- 5. All necessary documentation be executed under Common Seal of Council.**

REPORT:

Council has received a notice of application to close a section of Crown Road reserve, which runs through Lot 10 in DP 852395 from Department of Lands. Council has been requested to provide its concurrence or objection to the closure of this section of Crown Public Road. A copy of the Deposited Plan is attached.

Rolands Creek Road is situated east of Lot 10 and the property is currently accessed by a right of carriageway which runs from Rolands Creek Road across Lot 7 in DP 792321. This right of carriageway then continues across a small section of the road reserve through Lot 10 in DP 852395 along its southern most boundary providing further benefit to the western Lot 7 in DP 618018. This right of carriageway is formed and utilised by all benefiting owners at this time. The road reserve running through Lot 10 is not utilised except for the eastern section adjoining Lot 7 DP79232, approximately 10m wide, as it connects the right of carriageway between Lot 10 and Lot 7.

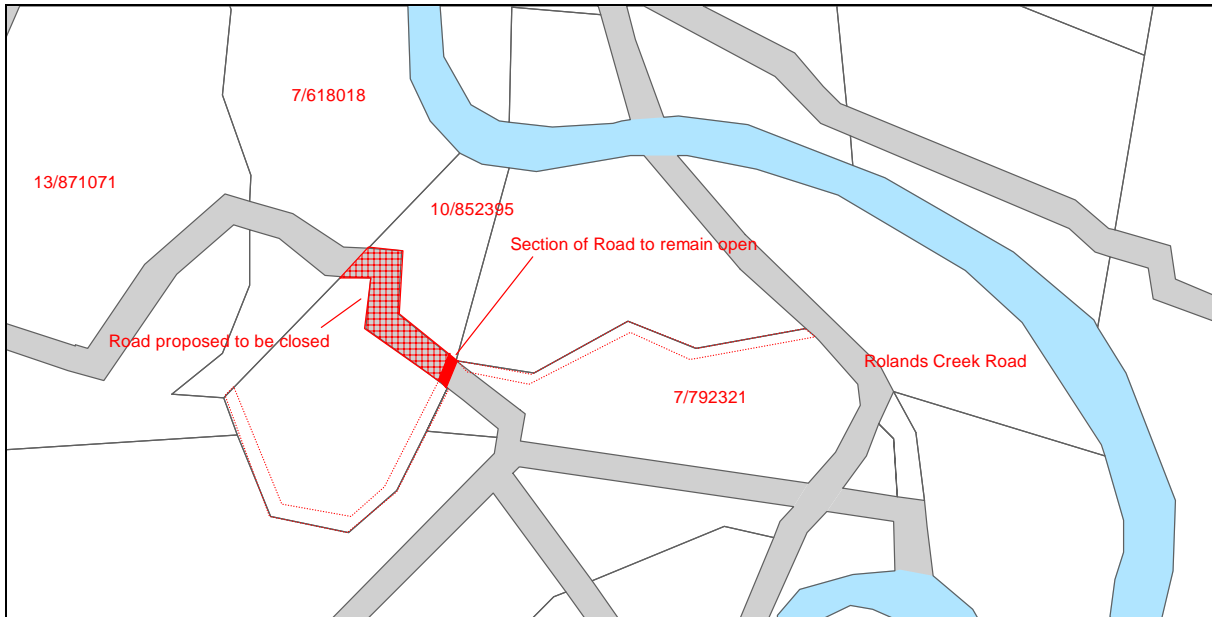
The only other parcel which may benefit from the Crown Road reserve through Lot 10 is Lot 13 in DP 871071 however this parcel also benefits from a right of carriageway over Lots 11 & 12 DP 871071 to the north west which is formed and utilised (not shown on attached map).

As all parcels of land which would otherwise benefit from the use of the road reserve through Lot 10 currently benefit and use rights of carriageway it would appear that the Crown road reserve is an unnecessary road and not likely to be formed or used for any other purpose in the future.

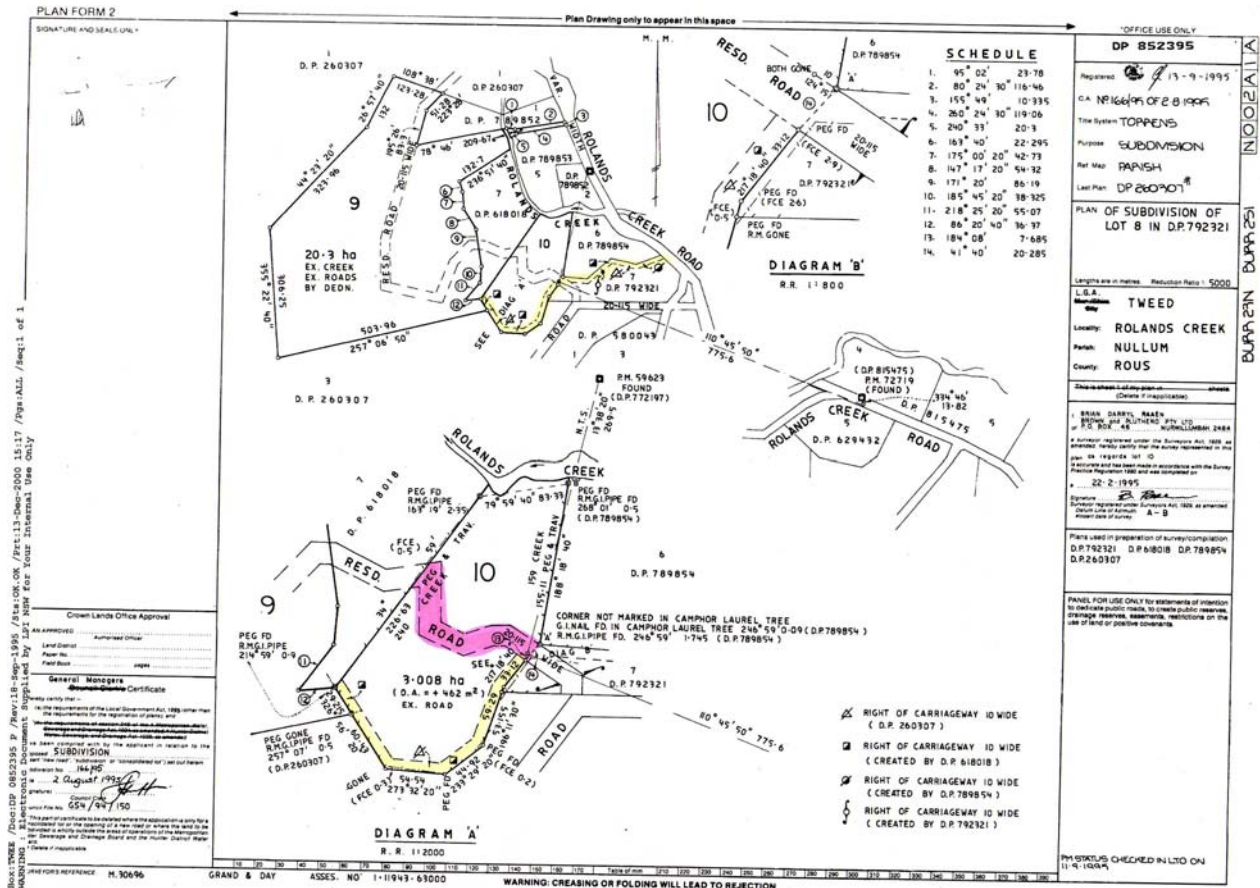
An inspection of the site has been conducted and it was determined that no Council or other service infrastructure was apparent within or near this part of the road reserve that would have any detrimental impact.

It is recommended that Council does not object to the closure and purchase of the section of Crown Road Reserve through Lot 10 in DP 852395 by the applicant as highlighted on the attached plan subject to the area of road reserve on the eastern boundary of Lot 10 adjoining Lot 7 DP 792321 remaining open to allow continuance of the current right of carriageway.

Dotted Line along boundaries indicates position of Right of Carriageway from Rolands Creek Road through lot 7 DP 792321 and Lot 10 DP 852395.



Copy of DP 852395 is shown below.



LEGAL/RESOURCE/FINANCIAL IMPLICATIONS:

Nil.

POLICY IMPLICATIONS:

Nil.

UNDER SEPARATE COVER/FURTHER INFORMATION:

Nil.

010 [EO-OC] Naming of a Council Public Road - Rose Street**ORIGIN:****Design****FILE NO: GS5/1 Pt5****SUMMARY OF REPORT:**

During the construction of the Tugun Bypass the end section of Rose Street, Tweed Heads West was closed off and a new road created which runs off the western service road. This road is a small cul-de-sac and services one property only, Boyds Bay Garden World.

The management of Boyds Bay Garden World have submitted for Councils consideration the following names for this new road:-

Tree Frog Court
Cactus Court
Camellia Court
Paperbark Place
Wollemi Place
Xanadu Place
Orchid Court
Plumeria Place

The names Cactus and Paperbark currently exist as road names within the Shire and as such, in accordance with the Council Road Naming Policy, are unable to be used again.

The following names were considered appropriate:-

| | |
|-----------------------|---|
| Wollemi Place | Wollemi being a rare and endangered Pine tree recently discovered to be growing in the Blue Mountains National Park; or |
| Plumeria Place | A tree more commonly known as the Frangipani, which is displayed in abundance within the Tweed Shire; or |

Whilst Tree Frogs are common to this region Councils Road Naming Policy notes at point 4.2 that names of two or more words should be avoided.

It is uncertain why the name **Xanadu Place** or **Cactus Court** has been suggested and it cannot be ascertained how it relates to the Tweed Shire. Again Council's Road Naming Policy provides preferred sources for road names and this name does not fall within any of these categories.

Secondary recommendations to the above names would be the remaining suggestions of **Camellia Court**, or **Orchid Court**.

RECOMMENDATION:

That:-

- 1. Council publicises its intention to name the road reserve that runs off the western service road, Tweed Heads West as Wollemi Place, allowing one month for objections to the proposal; and**
- 2. Council notifies the relevant authorities under the provisions of the Roads (General) Regulation 1994.**

REPORT:

As per Summary of Report.

LEGAL/RESOURCE/FINANCIAL IMPLICATIONS:

Nil.

POLICY IMPLICATIONS:

Nil.

UNDER SEPARATE COVER/FURTHER INFORMATION:

*To view any "**non confidential**" attachments listed below, access the meetings link on Council's website www.tweed.nsw.gov.au or visit Council's offices at Tweed Heads or Murwillumbah (from Friday the week before the meeting) or Council's libraries (from Monday the week of the meeting).*

Nil.

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O11 [EO-OC] AC2008-092 Contract for the Provision and Management of Temporary Staff Services for Tweed Shire Council's Aquatic Facilities

ORIGIN:

Director Engineering and Operations

FILE NO: AC2008-092

SUMMARY OF REPORT:

This report outlines the tender for the Provision & Management of Temporary Staff Services for Tweed Shire Council's Aquatic Facilities. Recommendations have been formulated based on the Selection Criteria which is contained in the Tender Evaluation, Pricing Report included in **CONFIDENTIAL ATTACHMENT A**. It is recommended that Council accepts the tender of JHA Recruiting and Staff @ Work Pty Ltd for the Provision & Management of Temporary Staff Services for Tweed Shire Council's Aquatic Facilities.

ATTACHMENT A is **CONFIDENTIAL** in accordance with Section 10A(2)(C) or 10A(2)(d) of the Local Government Act 1993, because it contains commercial information of a confidential nature that would, if disclosed:-

- (c) information that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct) business
- (d) commercial information of a confidential nature that would, if disclosed:
 - (i) prejudice the commercial position of the person who supplied it, or
 - (ii) confer a commercial advantage on a competitor of the council, or
 - (iii) reveal a trade secret

RECOMMENDATION:

That:-

- 1. The tender from JHA Recruiting and Staff @ Work Pty Ltd be accepted for AC2008-092 for the Provision and Management of Temporary Staff Services for Tweed Shire Council's Aquatic Facilities.**
- 2. The General Manager be given delegated authority to approve variations up to 20% above the initial contract price. Any variations be reported to Council on a quarterly basis.**
- 3. ATTACHMENT A is CONFIDENTIAL in accordance with Section 10A (2)(c) or 10A (2)(d) of the Local Government Act 1993, because it contains commercial information of a confidential nature that would, if disclosed:-**

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

- (d) commercial information of a confidential nature that would, if disclosed:
 - (i) prejudice the commercial position of the person who supplied it, or
 - (ii) confer a commercial advantage on a competitor of the council, or
 - (iii) reveal a trade secret

REPORT:**Background**

Council Tender AC2008-092 invited responses for the:-

Provision & Management of Temporary Staff Services for Tweed Shire Council's Aquatic Facilities

The following selection criteria and weightings were determined prior to the issuing of the Tender:

| No | Criteria | Weighting |
|----|----------------------------|-----------|
| 1 | Previous Experience | 30% |
| 2 | Service /Support Structure | 20% |
| 3 | Service Guarantees/KPI's | 20% |
| 4 | Cost Structure | 30% |

Tenders Received

A total of four responses were received for tender AC2008-092.

AWX

Nortec labour hire

JHA Recruiting & Staff @ Work Pty Ltd

All Recruiting Services Pty Ltd

Selection Criteria

The assessment was based on previous experience, service/support structure, service guarantees/KPI's and cost structure.

Tender Evaluation

The tender evaluation was conducted by Council's Tender Evaluation Panel, consisting of the Employee Relations Officer and the Manager Recreation Services. A copy of the Tender Evaluation Report is included in **ATTACHMENT A** which is **CONFIDENTIAL** in accordance with Section 10A(2)(c) or 10A(2)(d) of the Local Government Act 1993, because it contains commercial information of a confidential nature that would, if disclosed:-

- (c) information that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct) business
- (d) commercial information of a confidential nature that would, if disclosed:
 - (i) prejudice the commercial position of the person who supplied it, or
 - (ii) confer a commercial advantage on a competitor of the council, or
 - (iii) reveal a trade secret

Based on previous experience, service/support structure, service guarantees/KPI's and cost structure it is recommended that Tenderer JHA Recruiting and Staff @ Work Pty Ltd be nominated for the Provision and Management of Temporary Staff Services for Tweed Shire Council's Aquatic Facilities.

Funding is provided within the 2007/2008 Budget for AC2008-092 Provision & Management of Temporary Staff Services for Tweed Shire Council's Aquatic Facilities.

Details of JHA Recruiting and Staff @ Work Pty Ltd relative competitiveness are shown in the Evaluation Report **CONFIDENTIAL ATTACHMENT A** which was endorsed by the Tender Evaluation Panel.

LEGAL/RESOURCE/FINANCIAL IMPLICATIONS:

This tender process is in accordance with Section 55 of the Local Government Act 1993 and Part 7 (Tendering) of the Local Government (General) Regulation 2005.

Funding is provided within the 2007/2008 Budget for AC2008-092 Provision and Management of Temporary Staff Services for Tweed Shire Council's Aquatic Facilities

POLICY IMPLICATIONS:

The recommendations in this report are consistent with Council's Procurement Policy, Procurement Procedure, Contracts Management Process document and Tenders Procedure.

UNDER SEPARATE COVER/FURTHER INFORMATION:

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1. **Confidential Attachment A** - AC2008-092 Contract for the Provision and Management of Temporary Staff Services for Tweed Shire Council's Aquatic Facilities (DW 1881662).
-

012 [EO-OC] Coastal Risk Assessment and Treatment Plan - Final Draft

ORIGIN:

Recreation Services

SUMMARY OF REPORT:

At its meeting held 10 July 2007, Council resolved to obtain an 'Aquatic Risk and Safety Audit' for the Tweed Shire Beaches. In October 2007 Council, in consultation with the Beach Safety Liaison Committee engaged Australian Coastsafe, the national coastal safety management service of Surf Life Saving Australia, to undertake a safety audit of the Shires beaches. Stage 1 of the report was completed in March 2008 identifying 9 beaches for detailed assessment prioritised by areas of greatest risk based on factors of likelihood and consequences.

It was determined to undertake a risk assessment and treatment plan for all of the beaches detailed in the stage 1 report.

The final draft of the risk assessment and treatment plan has been received by Council and reviewed and endorsed by the Beach Safety Liaison Committee. The report and the recommendations within is the final step of a considered process undertaken in consultation with Surf Life Saving NSW, the Shire's volunteer Surf Life Saving Clubs and Surf Life Saving Australia to determine the appropriate method of management of the Shire's coastline hazards.

The report provides Council with comprehensive recommendations for the management of the risks associated with the Shire's coastline and has been completed by Surf Life Saving Australia in line with current industry aquatic risk management best practices and signage standards.

The report recommends a significant increase in lifesaving service levels from those currently being provided. This includes additional services during the spring and autumn school holidays at the same level of service currently provided over the Christmas break. Extra services will also be provided in the fringe season, being from the end of the January school holidays to the end of the autumn school holidays, consisting of weekend services at Duranbah, Casuarina and Hastings Point on top of the 7 day week service currently existing at SALT.

Whilst the recommendations require significant additional financial and resource commitments from Council, it is recommended that Council demonstrate its commitment to managing the risks associated with the foreshore and adjacent reserves within the Shire by implementing all the recommendations within the plan.

RECOMMENDATION:

That Council:-

1. **Receives the Coastal Risk Assessment and Treatment Plan produced by Australian Coastsafe dated 15 August 2008.**
2. **Establishes the Beach Safety Liaison Committee to coordinate the implementation of the recommendations within the Coastal Risk Assessment and Treatment Plan.**

The committee to consist of two Councillors, Manager Recreation Services, Chairperson of the Coastal Committee, one representative from each of the Shire's surf clubs and one representative from the Far North Coast Branch of Surf Life Saving NSW.

3. **Vary the current contract with Surf Life Saving Services Pty Ltd for the provision of lifeguarding services for the 2008/2009 season to include the level of lifesaving service detailed in section 3.4 of the Coastal Risk Assessment and Treatment Plan for an additional amount of \$210,622.**
4. **The General Manager be given delegated authority to approve variations up to 20% above the varied contract price. Any variations be reported to Council on a quarterly basis.**
5. **Installs the safety signage as detailed in section 3.3 of the Coastal Risk Assessment and Treatment Plan as resources allow in accordance with the risk priorities identified in the report.**

REPORT:

In March 2004, Council resolved to prepare a Surf Life Saving Strategy with the following objectives:-

- Identify and assess the existing situation with regard to surf lifesaving on the Tweed Coast;
- Identify and assess major strategic elements which have the potential to impact on the provision of surf life saving services to 2020;
- Identify and assess the future demands on, and needs of, the three existing surf life saving clubs on the Tweed Coast;
- Identify options for Tweed Shire Council to assist in meeting demands for surf life saving facilities; and
- Identify funding options to provide equipment, personnel and other surf life saving infrastructure and services required to meet demand on surf life saving services, especially outside the service provided by volunteers.

The Strategy was adopted in April 2006 through the following resolution of Council:-

"Council:-

- 1 *Adopts the Tweed Surf Life Saving Strategy 2020 and implements its actions subject to budget constraints and requirements of Council's Risk Management Strategy.*
2. *Establishes a Beach Safety Liaison Committee consisting of an Administrator or nominee, Manager Environment and Health, Manager Recreation Services, Chairperson of the Coastal Committee, one representative from each of the Shire's surf clubs and one representative from the Far North Coast Branch of Surf Life Saving NSW. The Committee is to be a "sunset" committee to July 2008.*
3. *Determines the functions of the Beach Safety Liaison Committee to be as follows:*
 - a. *Specifically review the proposed actions contained within the Tweed Surf Life Saving Strategy 2020 and to provide advice to Council on their appropriateness by 30 September 2006.*
 - b. *Advise of any other suggested actions.*
 - c. *Advise Council on possible thresholds that may be used to determine when new or expanded lifeguard services may be required and as an alternative advice on possible consolidation of resources into the four beach areas currently patrolled by surf clubs.*
 - d. *Review the surf lifesaving activities after the 2007/2008 beach season and provide a final report with recommendations to Council by July 2008.*

- e. Consider opinions from other relevant groups.
4. Council officers to report to Council on the per unit cost for a single lifeguard patrol service."

With reference to item 3 above, in October 2007 Council in consultation with the Beach Safety Liaison Committee engaged Australian Coastsafe, the national coastal safety management service of Surf Life Saving Australia, to undertake a safety audit of the Shires beaches. Stage 1 of the report was completed in March 2008 with the following recommendations:

- "1. Surf Life Saving Australia recommends the Tweed Shire Council consider completing risk assessments on all its beaches to which people have access along the 37km coastline for which it is responsible.
2. The risk assessments should be conducted in priority of greatest risk given factors of likelihood and consequence.
3. Surf Life Saving Australia has identified through a preliminary ("desk top") assessment using available information that the following "significant local beaches" be given priority attention due to the hazards presented, the likelihood of injury and the consequence of the injury. They are as follows:-

| PRIORITY RANKING | BEACH No. | BEACH NAME |
|------------------|-----------|--------------------------------|
| 1 | 8 | Pottsville (aka Potts Point) |
| 2 | 4a | Salt/Casuarina* |
| 3 | 4b | Cabarita |
| 4 | 1 | Duranbah |
| 5 | 3b | Kingscliff |
| 6 | 2 | Fingal |
| 7 | 6 / 7 | Hastings Point |
| 8 | 5 | Norries Head |
| 9 | 9 | Black Rocks (Pottsville South) |

*CudgenHeadland/Sutherland Point (South Breakwall of Cudgen Creek) to Cudgen Nature Reserve

4. The clustering of beaches for risk assessment should be considered to take advantage of proximity of assessors. In particular those beaches that are on the South side of Headlands, typically with beach attendance less than those beaches on the northern sides, but which are reasonably accessible.

For example:

- a. *Dreamtime (Beach No. 3a) on the southern side of Fingal Head;*
 - b. *North Beach (aka South Bogangar Beach) on the southern side of Norries Head, and*
 - c. *Cudgera Beach on the southern side of Hastings Point*
5. *Wooyung (Beach No. 10) could be risk assessed while the assessment of the significant local beaches is being undertaken.*
 6. *Other beaches should be risk assessed in a staged manner when resources are made available.*
 7. *The risk evaluations should be re assessed as and when additional and new information becomes available.*
 8. *Other aquatic risks not on ocean facing beaches, some of which have been identified should be risk assessed."*

In response to the audit recommendations, Australian Coastsafe was engaged to undertake a detailed risk assessment and treatment plan for all of the beaches as detailed in the recommendations.

Coastal Risk Assessment and Treatment Plan

Council is in receipt of the final draft of the Coastal Risk Assessment and Treatment Plan. A number of risk treatments are proposed including:-

1. Adopt safety signage system
2. Develop and deliver education programmes
3. Develop and implement Emergency Action Plan (EAP)
4. Implement rock and beach based fishing safety initiatives
5. Control beach access with infrastructure works programme (e.g. Close undefined access points) and;
6. Provision of system of supervision

The plan proposes that the risk treatments be implemented through a number of specific recommendations that have varying levels of resource implications as outlined below:-

3.11 Communication and Consultation

RECOMMENDATIONS

1. ***It is recommended the Tweed Shire should continue to support the beach safety liaison committee as a forum for bringing issues to the table as well as communicating Shire activities and position on beach safety to the grass roots.***

2. ***It is further recommended that each meeting of the committee have a standing item on the Agenda papers titled “coastal risk management – status and issues”, or similar.***
3. ***Further, there is an opportunity to engage broader input into beach safety issues along the coast through periodic inclusion of other representative groups such as Northern Rivers Tourism, Tweed and Coolangatta Tourism, Casuarina Residents Association and the like. This could be introduced on a rotation basis with each group appearing once per year, or more often as need dictates.***

Response:

The Beach Safety Liaison Committee was established by Council as a ‘sunset’ committee until July 2008 to review the ‘Tweed Surf Life Saving Strategy 2006’ and provide recommendations to Council on Surf Life Saving. The committee members have expressed a desire to continue the committee as it has proven to be a valuable communication and coordination vehicle for the volunteer clubs.

The committee could have an important role in implementing this recommendations report and as a reference group for Council on coastal safety matters.

Section 3.2.3 Beach Access Infrastructure and Ongoing Capital Works/ Maintenance Programmes**RECOMMENDATIONS:**

4. ***The recommended beach access treatments as outlined in the Access and Signage Schedule in Section 3.3 be implemented.***
5. ***It is recommended the Tweed Shire review all playgrounds and picnic areas within close proximity of water areas, both coastal and estuary, and ensure appropriate risk treatments are in place.***

Proposed risk treatments for specific accesses in section 3.3 include:-

- *Closure (Elimination) – involving revegetation of eroded ground and preventative measures (such as fencing and the removal of existing signage) that would prevent a reasonable person from concluding that access is provided.*
- *Formalisation – involving provision of access control measures (such as fencing and signage) that would allow a reasonable person to conclude that access is provided the desired location.*
- *Maintenance – existing signage & formal access tracks requiring maintenance to ensure they continue to provide the desired controlling of access, and ensure they do not become a hazard themselves.*
- *Routine Maintenance – Monitoring of implemented signage and formalised access to ensure a satisfactory condition is maintained.*
- *Signage – as described in “System of Safety Signage”. This may also involve the removal of non-standard signage that could cause confusion or detract from the desired purpose of standard aquatic and recreational signage.*

Response

The treatments identified in the first 4 dot points would fall within Council's current beach access maintenance program and therefore, should have no resource implications for Council. The beach access maintenance program can be formalised to reflect the recommended actions within the report.

The final dot point is covered in the next recommendation.

3.2.4 System of Safety Signage

RECOMMENDATION

6. *The Tweed Shire implement the risk treatments outlined in the Access and Signage Schedule in Section 3.3*

| BEACH | Open (Optional closure) | | DEFINED | Defined (Optional Closure) | CLOSURE |
|----------------|-------------------------|----------|------------|----------------------------|----------|
| | OPEN | | | | |
| Duranbah | 0 | 0 | 8 | 0 | 2 |
| Fingal | 0 | 0 | 9 | 1 | 0 |
| Kingscliff | 1 | 0 | 33 | 8 | 2 |
| Salt/Casuarina | 2 | 0 | 24 | 0 | 2 |
| Cabarita | 2 | 0 | 12 | 3 | 0 |
| Hastings Point | 2 | 1 | 10 | 1 | 0 |
| Pottsville | 2 | 0 | 9 | 3 | 0 |
| Mooball | 5 | 0 | 14 | 6 | 0 |
| Wooyung | 2 | 1 | 1 | 1 | 0 |
| | 16 | 2 | 120 | 23 | 6 |

As illustrated in the above table, the report is recommending 136 signs that may be reduced to 107 with the closure of some accesses. The access and signage schedule recommends the following information for each sign:-

- General Information – for example, the location and direction of the nearest patrolled location,
- Regulations – As required by local Tweed Shire Council ordinances,
- Facility Manager – If desired, the signs can incorporate the Tweed Shire Council logo.

Response

Council's Strategic Assets and Services Management Program (SAMP) currently states Council's policy with reference to beach risk warning signage as:-

Supervision of Beaches, Coastline and Other Locations

a) Except as provided for in Schedules 1A, 4, 4A or 6 respectively:

b) All beaches within the Tweed shire area shall be unsupervised.

c) The entire coastline, tidal and/or rock pools, foreshores, estuaries, rivers, lakes, lagoons, dams and the like within or immediately adjacent to Council's defined shire area shall be unsupervised; and:-

- *No sign will be erected at any beach informing the public:-*
- *that a beach is unpatrolled;*
- *that rescue services are not provided;*
- *the location of the nearest patrolled beach;*
- *that bathing or surfing at a particular beach may be hazardous; or*
- *that hazardous bathing or surfing conditions or dangerous sea creatures may exist at any particular beach.*

Schedule 1A refers to the existing SLSA contract services and schedule 6 refers to risk warning signage stating that beach risk warning signage is restricted to portable 'A' frame signs placed on the beach whilst Council contracted life saving services are being undertaken. Schedules 4 and 4a refer to Council's aquatic facilities.

The move to extensive risk warning signage would require a significant policy shift from that prescribed in the SAMP and would incur a significant expense.

The estimated cost for production and installation of the signs is \$35,000 with an annual inspection/maintenance cost of approx \$10,000 (based on 20% annual sign replacement and 2 days inspection per month).

The provision of the recommended signage is supported and it is also recommended that Schedule 6 of the Strategic Assets and Services Management Plan be amended to reflect the Signage Schedule.

Emergency Location Indicators/Markers (aka Emergency Beach Access Number)

RECOMMENDATION

- 7. *It is recommended that the following emergency location signage identifier as shown in the NARSSM be used in the installation of any new emergency location indicator scheme within the Tweed Shire.***

Response:

Council has been undertaking a process to address the issue raised in this recommendation. Current status of the project is:-

- An audit of Tweed Shire beach access points has been undertaken.
- Formal naming of all beaches in Tweed Shire completed – to avoid using informal names which could cause confusion
- Discussion has been held with local emergency services, and nearby Councils (Byron, Ballina) & National Parks regarding a system
- Council has agreed to install Emergency Location Indicators (signs) at key beach access points along the coast
- There are expected to be 2 styles of sign at beach accesses in Tweed Shire.
 1. Street or carpark entry points – standard type signs that will comply with the
 2. Beachside entry point – the Pyramid Cones – designed to be read from a distance and all angles in an emergency

There remain 2 matters to resolve:-

1. Determination of which accesses are to be signposted – our audit show 142 beach access points along the Tweed Coast.
2. The coding system for each sign (unique code/number for each sign) is unresolved.

These matters will be resolved in consultation with relevant stakeholders.

3.2.5 Separate Designated Swimming and Boating Areas

8. It is recommended that appropriate safety signs be provided at those beaches immediately inside the creek mouths where boat traffic and swimmers are likely to come in contact.; e.g. Tweed River and Cudgen Creek mouths. Further, appropriate marker buoys be considered to warn boat operators of the potential for swimmers.

Response

The report suggests that consultation, as relevant and appropriate, should be sought with the appropriate marine safety regulatory body. These matters will be resolved in consultation with relevant stakeholders.

3.2.6 System of Supervision – Lifesaving Service Level Analysis

RECOMMENDATION

9. *It is recommended the Tweed Shire implement lifesaving service levels as described in Section 3.4 of this report.*

The service recommended service levels are illustrated in the tables below:-

| BEACH | START DATE | FINISH DATE | DAYS | LIFEGUARDS | SIGNAGE |
|----------------|------------|-------------|---------|------------|---------|
| Duranbah | 20/12/2008 | 27/01/2009 | SMTWTFS | | 2 YES |
| Fingal | 20/12/2008 | 27/01/2009 | MTWTF | | 1 YES |
| Kingscliff | 20/12/2008 | 27/01/2009 | MTWTF | | 3 YES |
| Salt | 20/12/2008 | 27/01/2009 | MTWTF | | 2 YES |
| Casuarina | 20/12/2008 | 27/01/2009 | SMTWTFS | | 2 YES |
| Cabarita | 20/12/2008 | 27/01/2009 | MTWTF | | 2 YES |
| Hastings Point | 20/12/2008 | 27/01/2009 | SMTWTFS | | 2 YES |
| Pottsville | 20/12/2008 | 27/01/2009 | SMTWTFS | | 2 YES |
| Mooball | 20/12/2008 | 27/01/2009 | SMTWTFS | | 2 YES |
| Wooyung | 20/12/2008 | 27/01/2009 | N/A | N/A | YES |

Table 3.4.6.1 Recommended peak season service levels.

The report also recommends that the peak season levels should also be implemented in the autumn and spring holiday seasons.

| BEACH | START DATE | FINISH DATE | DAYS | LIFEGUARDS | SIGNAGE |
|----------------|------------|-------------|---------|------------|---------|
| Duranbah | 27/01/2009 | 28/04/2009 | SS | 2 | YES |
| Fingal | 27/01/2009 | 28/04/2009 | N/A | N/A | YES |
| Kingscliff | 27/01/2009 | 28/04/2009 | N/A | N/A | YES |
| Salt | 27/01/2009 | 28/04/2009 | SMTWTFS | 2 | YES |
| Casuarina | 27/01/2009 | 28/04/2009 | SS | 2 | YES |
| Cabarita | 27/01/2009 | 28/04/2009 | N/A | N/A | YES |
| Hastings Point | 27/01/2009 | 28/04/2009 | SS | 2 | YES |
| Pottsville | 27/01/2009 | 28/04/2009 | N/A | N/A | YES |
| Mooball | 27/01/2009 | 28/04/2009 | N/A | N/A | YES |
| Wooyung | 27/01/2009 | 28/04/2009 | N/A | N/A | YES |

Table 3.4.6.2 Recommended fringe season service levels.

Response

These levels represent significant increases in service level provisions from current levels. SLSNSW advise that the provision of this service level will cost an additional \$210,662 (GST EX) to the current service provision contract for the 2008/09 season.

With consideration to the comprehensive process and consultation undertaken formulating this plan, it is recommended that Council adopt the recommended service levels and implement immediately through a variation to the current lifeguard services contract.

3.2.7 Establishment of Emergency Action Plan

RECOMMENDATION

- 10. *It is recommended the Tweed Shire should have in place appropriate EAPs for its key beaches and coastal areas.***

The report recommends the development of an EAP through broad consultation with all relevant stakeholders that may include relevant personnel from the local government authorities and regional agencies for the State government, emergency services representations, local safety organisations such as surf lifesaving clubs and lifeguard service providers

The report states that the EAP should consider a broad range of issues including the following:-

- *the specific needs, conditions and environment of each location*
- *details of the location such as map, street names, GPS coordinates*
- *the date when the plan was developed and approved for implementation*
- *Emergency Personnel Names and Phone Numbers*
- *Designated Responsible Official (Highest Ranking Manager for Shire); name and contact details, plus role and responsibilities*

- *Emergency Coordinator for the location; roles and responsibilities*
- *Emergency notification flow chart*
- *Emergency assembly locations, access and evacuation routes; if gated the names and contact details for all relevant personnel who have access*
- *Emergency related equipment such as communications (telephones, alarms etc.), rescue equipment, fire fighting etc.*
- *Emergency service contact details, which may include Fire, Police, Ambulance, Lifesavers, Security, Ranger/land manager, utilities such as water, communications, gas and electricity*
- *Emergency procedures in particular procedures that establish timely and reliable recognition of emergency events, and procedures for emergency notification and hierarchy*
- *Critical operations in times of emergencies*
- *Critical communications for the emergency services*
- *Communications for the communities affected*

Response:

Superintendent Michael, Commander of the Tweed/Byron Local Area Command has confirmed that the recommendations for the EAP are addressed through existing plans and processes managed through the roles and responsibilities of the DISPLAN, LEM and Rescue Committees.

3.2.8 Education and Awareness Programmes**RECOMMENDATION**

- 11. It is recommended the Tweed Shire, in liaison with beach safety groups, tourism authorities and other coastal representative groups should develop a coastal, beach, rock and beach fishing, boating and water safety education and awareness programme.***

Surf Life Saving New South Wales are well placed to assist in this activity.

The report recommends the development of an extensive education and awareness program including radio, signage, school programs, targeting of the tourism sector, schools etc.

Response:

Surf Life saving NSW have a number of educational programs that will assist in implementing this recommendation. Education awareness programs would be a requirement in future contract for life guard service delivery. The Beach safety Liaison Committee will assist in the delivery of these programs.

3.2.10 Monitor and review

RECOMMENDATION:

12. It is recommended the Tweed Shire should review and enhance its coast and beach related data and information collection, collation and analyses deemed necessary to underpin accurate risk assessment and effective risk treatment actions. This activity could be actioned on behalf of the Shire by the beach safety liaison committee.

Response:

The report states that “Council may determine to engage service providers such as the surf life saving clubs and lifeguard services to assist with or lead these tasks”. This element would also be a requirement of future contracts for life guard service delivery and coordinated through the Beach safety Liaison Committee.

Implementation:

The report identifies the following issues as priorities for implementation immediately

Priority 1 (Year 1: 2008/2009 – immediate)

Administration

- *Control measure implementation charts below be implemented without delay.*
- *Works programmes be developed from control measure implementation charts, and in conjunction with relevant stakeholder groups*
- *High priority works to be commenced as soon as is practical*
- *Communication with relevant stakeholders be increased*
- *Risk monitoring practices and procedures be implemented*
- *Enhanced data collection and collation procedures be implemented (see also lifesaving services)*

Access and Signage

- *Access paths be clearly defined*
- *Discontinued access paths to be closed through fencing or revegetation*
- *Appropriate safety signage be installed at the entrances to all clearly defined access paths*
- *Inappropriate, damaged or vandalised signs to be removed*
- *Emergency response markers to be implemented in a system consistent with best practices and the needs of local emergency services*

NOTE: Should insufficient resources be available to complete all risk treatments as recommended then the risk treatments should be implemented in accordance with the risk priorities identified in this report; i.e. those beaches with the highest risk to be addressed first.

Lifesaving Services

- *Current life saving services provided by the volunteer surf lifesaving clubs be supported such that their service standards continue*
- *Current levels of lifeguard services be maintained*
- *Enhanced levels of lifeguard services as recommended in the report be implemented*
- *Shire wide beach attendance and incident data collection, collation and analysis programme be implemented*

Response

This report recommends the immediate implementation of these actions.

Financial implications:-

The estimated immediate financial impact is as follows:-

| ITEM | BUDGET INCOME | PROPOSED EXPENDITURE |
|---|------------------|-------------------------|
| Existing lifeguard service contract 2008/2009 | | \$173,000 |
| Additional lifeguarding services | | \$210,662 |
| Signage installation | | \$35,000 |
| Signage maintenance/inspections | | \$10,000 |
| Surf Life Saving budget allocation | \$246,900 | |
| Sub-Total | \$246,900 | \$428,662 |

To implement the recommendations immediately will require the allocation of an additional \$182,762 in the 2008/09 budget. It is proposed that this be funded through savings in the 2007/2008 budget.

Conclusion

The report provides Council with comprehensive recommendations for the management of the risks associated with the Shire's coastline and has been completed by Surf Life Saving Australia in line with current industry aquatic risk management best practices and signage standards.

Whilst the recommendations require significant additional financial and resource commitments from Council, it is recommended that Council demonstrate its commitment to managing the risks associated with the foreshore and adjacent reserves within the Shire by implementing all the recommendations within the plan.

LEGAL/RESOURCE/FINANCIAL IMPLICATIONS:

To implement the recommendations immediately will require the allocation of an additional \$182,762 in the 2008/09 budget. It is proposed that this be funded through savings in the 2007/2008 budget.

POLICY IMPLICATIONS:

Council currently has a contract with Australian Lifeguard Services for the provision of lifeguarding services for the 2008/2009 season at a value of \$173,000. Implementation of the recommendations will require a variation to the contract increasing it by a value of \$210,662.

Council's Procurement Policy would generally require the calling of tenders for a contract of this value. However this variation is considered an exception under Council's Procurement Policy and Procedure due to the limited number of organisations capable of providing such a service. Also a contract for the provision of surf life saving services already exists and the practicalities of managing a parallel service render procuring the services of a second contractor unfeasible.

Additionally the restricted time frame for implementing the contract makes it impossible to complete the tendering process. The service is required to commence in the September school holidays (starting on 27 September 2008).

The current contract for lifeguarding services has a 3 year duration ceasing at the end of the 2008/2009 season. Lifeguard delivery beyond that time will need to address the expanded scope of seasonal services recommended in this report.

UNDER SEPARATE COVER/FURTHER INFORMATION:

*To view any "**non confidential**" attachments listed below, access the meetings link on Council's website www.tweed.nsw.gov.au or visit Council's offices at Tweed Heads or Murwillumbah (from Friday the week before the meeting) or Council's libraries (from Monday the week of the meeting).*

1. Coastal Risk Assessment and Treatment Plan Final Draft (DW 1881819).
 2. **Confidential Supplementary Attachment** - Australian Lifeguard Service Letter dated 20 August 2008 (DW1883297).
-

O13 [EO-OC] Tweed Regional Aquatic Centre Draft Schedule of Fees

ORIGIN:

Recreation Services

SUMMARY OF REPORT:

At its meeting held 15 July 2008, Council resolved to advertise the Draft Schedule of Fees for the Tweed Regional Aquatic Centre. Submissions close on 29 August 2008.

A late report will be forthcoming detailing the submissions received.

RECOMMENDATION:

That this report be received and noted.

REPORT:

At its meeting held 15 July 2008, Council resolved to advertise the Draft Schedule of Fees for the Tweed Regional Aquatic Centre. Submissions closed on 29 August 2008.

A late report will be forthcoming detailing the submissions received.

LEGAL/RESOURCE/FINANCIAL IMPLICATIONS:

Nil.

POLICY IMPLICATIONS:

Nil.

UNDER SEPARATE COVER/FURTHER INFORMATION:

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Nil.

O14 [EO-OC] Tender EQ2008-089 Management of Tweed Regional Aquatic Centre

ORIGIN:

Recreation Services

FILE NO: EQ2008-089

SUMMARY OF REPORT:

The Tweed Regional Aquatic Centre is scheduled for opening in November 2008. To ensure Council and the community receives optimal value from the facility, it is essential that a management structure is put in place that will achieve Council's objectives and reflect Council's strategic corporate direction.

Prior to determining the most appropriate management model, a clear understanding of how the facility is to operate, likely running costs, programs and services to be delivered etc is required. Robust data will not be available until after at least 12 months of operation.

The facility will contain state of the art operational and business systems that will require a suite of skills and expertise not currently available within the organisation. It is critical to the success of the facility that the facilities systems and programs are functioning efficiently and effectively for the facility start up and over the establishment period.

Accordingly, a tender for the services of experience aquatic facility management consultants to manage the establishment of the facility in preparation for opening and for a 12 month period from opening to deal with 'teething problems' and provide the baseline data and structure in readiness for transition into the preferred management model.

The tenders close on 27 August 2008 and subsequently a late report will be forthcoming detailing the submissions received.

RECOMMENDATION:

That this report be received and noted.

REPORT:

As Summary of Report.

LEGAL/RESOURCE/FINANCIAL IMPLICATIONS:

Nil.

POLICY IMPLICATIONS:

Nil.

UNDER SEPARATE COVER/FURTHER INFORMATION:

*To view any "**non confidential**" attachments listed below, access the meetings link on Council's website www.tweed.nsw.gov.au or visit Council's offices at Tweed Heads or Murwillumbah (from Friday the week before the meeting) or Council's libraries (from Monday the week of the meeting).*

Nil.

015 [EO-OC] Fees for New Ashes Interment Sites at Tweed Valley Lawn Cemetery

ORIGIN:

Recreation Services

SUMMARY OF REPORT:

It is proposed to create a new ashes interment area in the Tweed Valley Lawn Cemetery (Cordyline Walk). Additionally it is proposed to establish interment for ashes into two existing lily gardens.

Recommended fees for the above ashes interment areas are submitted for exhibition in accordance with Council's policy.

RECOMMENDATION:

That Council advertises the following draft fees for interments at Tweed Valley Lawn Cemetery for twenty eight (28) days and submissions be invited from the public :-

- 1. Memorial Cordyline Walk \$950; and**
- 2. Lily Garden \$790.**

REPORT:

A new ashes interment area has been established in the Tweed Valley Lawn Cemetery named the Memorial Cordyline Walk. It is also proposed to utilise two existing lily gardens for ashes interments.

Memorial Cordyline Walk

There are in excess of 220 sites available in this new section and the fee recommended per site is \$950.

The costs included in this fee are as follows:-

| | |
|---|----------|
| Maintenance in perpetuity | \$701.00 |
| Plaque fee | \$92.00 |
| Plaque service fee (50% on plaque cost) | \$47.00 |
| Sandstone block (Plaque attached) | \$110.00 |

This will give a projected cost benefit of in excess of \$104,500 (See Table below):-

| | Costs | Income (Ashes Fees) |
|---|------------------|----------------------------|
| Ashes interment Fee (\$950 x 220 sites) | | \$209,000 |
| Approx Cost to establish Cordyline Walk | \$12,000 | |
| Maintenance over 25 yrs (\$50 x 52wks x 25yrs) | \$65,000 | |
| Plaque & base costs (\$60 + \$65 x 220 sites) | \$27,500 | |
| Total Cost (Establishment & Maintenance) | \$104,500 | |
| Total Net Income | | \$104,500 |

Two Lily Gardens between the main through road and pond

There are in excess of 200 sites in each of these gardens and the fee I recommend for each site is \$790.

The costs included in this fee are as follows:

| | |
|---|----------|
| Maintenance in perpetuity | \$811.00 |
| Plaque fee | \$92.00 |
| Plaque service fee (50% on plaque cost) | \$47.00 |

This will give a projected cost benefit of in excess of \$227,448 (See Table below).

| | Costs | Income (Ashes Fees) |
|---|-----------------|----------------------------|
| Ashes interment Fee (\$790 x 400 sites) | | \$316,000 |
| Concrete Edging | \$1,156 | |
| Maintenance over 25 yrs (\$50 x 52wks x 25yrs) | \$65,000 | |
| Plaque costs (\$60 x 400 sites) | \$24,000 | |
| Total Cost (Establishment & Maintenance) | \$90,156 | |
| Total Net Income | | \$225,844 |

Given that the Lily Gardens are already established the only real cost is for the concrete garden edging and maintenance.

The above recommended fees are submitted for Council's consideration in accordance with Council's policy for fees and charges.

LEGAL/RESOURCE/FINANCIAL IMPLICATIONS:

The potential income will be utilised to offset current budget deficit for cemetery operations.

POLICY IMPLICATIONS:

Nil.

UNDER SEPARATE COVER/FURTHER INFORMATION:

Nil.

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O16 [EO-OC] Infrastructure Program 2008/2009

ORIGIN:

Works

SUMMARY OF REPORT:

Submitted for Council's consideration is the proposed Infrastructure Program for 2008/2009, and the 5 year forward program. The total Program is for \$97.20M and represents a range of improvements to existing assets and some new assets.

Generally the road and bridge construction programs are based on the previously approved 5 year forward program.

The water supply and sewerage construction programs are based on the capital works program contained in the Water Supply and Sewerage Activity Management Plan.

RECOMMENDATION:

That Council approves the Infrastructure Program for 2008/2009 as detailed in the report.

REPORT:

Infrastructure Program - Key Issues

The proposed 2008/2009 Infrastructure Program of \$97.2M remains at a high level, reflecting the large investment in water supply and sewerage infrastructure.

The major capital works items include:-

| Item | Proposed 2008/09 Expenditure \$M | Comments |
|--|---|--|
| Bray Park Water Treatment Plant | 50.56 | Work in progress |
| Giddys Bridge, Uriup Rd - replace timber bridge | 0.34 | Work in progress |
| O'Briens Bridge, Kyogle Road – replace timber bridge | 0.19 | Commencement only |
| Piggabeen Bypass | 1.04 | Completion of works commenced in 2005/2006 |
| Urban street upgrading | 2.05 | |
| Rural road upgrading | 1.39 | |
| Kyogle Road realignment and widening at Terragon | 0.53 | Continuation of current project only |
| Sealing of School Bus Routes | 1.08 | |
| Murwillumbah Street drainage improvement | 0.12 | Commencement of project |
| Drainage Improvements | 3.27 | |
| Cycleway Bray Park Cutting | 0.2 | Commencement of project |

Project delivery is managed by a combination of in house and external resources.

Most larger jobs are being delivered by a contact process and the design of major works is generally carried out by specialist consultants.

For the larger water supply and sewerage works (eg. Bray Park Water Treatment Plant), the services and site staff of the NSW Department of Commerce are utilised (together with Council staff) for site contract management and selected preconstruction services.

Roads

Council maintains 1079km of local roads which are made up of:-

| | |
|-------|----------------|
| 426km | Urban Sealed |
| 473km | Rural Sealed |
| 180km | Rural Unsealed |

In addition there are 164km of Regional Roads to maintain.

Council has had a Pavement Management System (PMS) for its sealed roads since the late 1980's which is used to assist in the determination of the five year forward program. The PMS is predicated on visual inspections of the pavement. Other factors used in determining relative priority are:-

- Traffic volumes
- Drainage problems
- Bus routes
- Safety

The program proposed in the urban and rural construction areas is primarily looking to preserve and upgrade the existing asset base.

Council has had a timber bridge replacement program for approximately 20 years and this has significantly reduced the number of timber bridges in the shire to 44 out of a total of 239. In 2006/2007 the NSW Government announced the Timber Bridges Partnership Program that will provide co-funding for the replacement of timber bridges on Regional Roads. Council has been fortunate in having 3 bridges on Kyogle Road included on the Program, with the first of those, Perch Creek Bridge, due for completion in 2008/2009. O'Briens Bridge No. 1 is also funded for commencement in 2008/2009.

The Roads to Recovery Program is being directed to acceleration of the Sealing of School Bus Routes Program, and rehabilitation of some heavily trafficked roads

Water Supply & Sewerage

The water supply and sewerage construction programs are based on the capital works program contained in the Water Supply and Sewerage Activity Management Plan.

2008/2009 INFRASTRUCTURE PROGRAM

ROADS

| | |
|---|----------------|
| Rehabilitation Program - AC Resurfacing | 263,700 |
| School Bus Route Sealing - (04/05 Rate Rise) Program | 516,672 |
| Limpinwood Valley Rd | 154,380 |
| Hopkins Creek Rd | 143,000 |
| Hopkins Creek Rd | 59,000 |
| Doon Doon Rd | 160,000 |
| | 0 |
| Total | 516,672 |
| Asphalt Resheeting (04/05 Rate Rise) | 355,212 |

| | |
|--------------------------|------------------|
| 7 Year Plan Items | 1,647,200 |
|--------------------------|------------------|

| | |
|--------------------------------------|---------|
| *Gravel Resheeting of Unsealed Roads | 398,000 |
| *Sealed road resurfacing | 490,300 |
| *Sealed road rehabilitation | 688,900 |
| *Kerb & gutter rehabilitation | 70,000 |

Total 1,647,200

| | |
|------------------------------------|------------------|
| Urban Street Reconstruction | 2,052,994 |
|------------------------------------|------------------|

| | |
|-------------------------|---------|
| Tweed St, Murwillumbah | 220,000 |
| Myeerimba Pde | 270,000 |
| Lalina Ave | 551,000 |
| Spring Ln | 5,046 |
| Water St | 245,000 |
| Lakeview Pde | 184,948 |
| Coral St (Tweed Heads) | 353,000 |
| River St (commencement) | 224,000 |

Total 2,052,994

| | |
|----------------------------------|------------------|
| Rural Road Reconstruction | 1,393,245 |
|----------------------------------|------------------|

| | |
|-------------------|---------|
| Crabbes Creek Rd | 616,245 |
| Cudgen Rd | 318,000 |
| Piggabeen Rd | 80,000 |
| Wooyung Rd | 100,000 |
| Gravel Resheeting | 279,000 |

Total 1,393,245

| | |
|----------------------------------|------------------|
| Roads to Recovery Program | 1,058,000 |
|----------------------------------|------------------|

| | |
|-----------------------|---------|
| Bilambil Rd | 112,042 |
| Greenway Dr | 215,000 |
| Quarry Rd | 280,000 |
| Urliup Rd (M'bah End) | 189,000 |
| Midginbil Rd | 248,307 |
| Piggabeen Rd | 13,651 |

Total 1,058,000

| | |
|---------------------------|------------------|
| Black Spot Program | 1,438,000 |
|---------------------------|------------------|

| | | |
|--|---------|--|
| Terranora Rd curves (Completion) | 250,000 | |
| Phillip St roundabout (Completion) | 25,000 | |
| Kyogle Rd - Palmers Rd (Ongoing) | 750,000 | Subject to formal acceptance of grants |
| Kyogle Rd - Kunghur | 280,000 | |
| Cudgen Rd/Tweed Coast Rd traffic signals | 50,000 | |
| Terranora Rd safety fencing | 83,000 | |

Total 1,438,000

| | |
|---|------------------|
| Federal Assistance Grants Program | 1,878,000 |
| Advanced survey, design, land acquisition | 27,000 |
| Piggabeen Rd Bypass | 1,044,000 |
| Contribution To "Repair" Program (50%) | 807,000 |
| Total | 1,878,000 |

| | |
|----------------------------------|----------------|
| Repair Program | 532,000 |
| Kyogle Rd - Palmers Rd (Ongoing) | 532,000 |
| Total | 532,000 |

| | |
|---|-------------------|
| TRCP Program | 10,249,302 |
| Koala Beach Connector Rd | 3,863,270 |
| Joshua St and West End St Extensions to the Barnby St Subdivision | 2,073,282 |
| Intersections Byangum Rd with William St and West End St | 723,600 |
| Intersection West End St & Wentworth St Leisure Drive | 3,589,150 |
| Total | 10,249,302 |

BRIDGES

| | |
|--|----------------|
| Bridge Construction | 944,950 |
| Perch Creek (completion) | 145,860 |
| O'Briens Bridge | 186,454 |
| Giddys Bridge (completion) | 337,636 |
| Pottsville Bridge handrails (completion) | 75,000 |
| Cudgen Ck pedestrian bridge 7YP (completion) | 200,000 |
| Total | 944,950 |

DRAINAGE

| | |
|--|----------------|
| Drainage Asset Management (04/05 Rate Rise) | 111,946 |
| Additional Gullies in sags - Tweed / Banora Riverview St | 21,946 |
| Duranbah beach drainage realignment | 60,000 |
| Eaglemont Dr/Horseshoe Rd | 10,000 |
| | 20,000 |
| Total | 111,946 |

| | |
|---|------------------|
| Drainage Construction | 1,008,000 |
| Wommin Bay Rd (Completion) | 125,000 |
| Ozone St (Completion) | 240,000 |
| Darlington Dr, Banora Pt (Commencement) | 110,000 |
| Tamarind Ave | 240,000 |
| Murwillumbah St (Commencement) | 122,000 |
| Wharf St | 171,000 |

Total Drainage Construction 1,008,000

| | |
|---|------------------|
| Stormwater Drainage Rehabilitation (7 Year Plan) | 2,150,000 |
| Garden Ave | 50,000 |
| Drainage rehabilitation | 1,350,000 |
| Pottsville north drainage outlet | 750,000 |
| Total Drainage Rehabilitation | 2,150,000 |

FOOTPATHS

| | |
|--|----------------|
| Pedestrian Facilities (04/05 Rate Rise) | 54,896 |
| Footpaths Rehabilitation (7 Year Plan) | 266,000 |
| Footpath Construction Program | 92,200 |
| Lochlomond Drive, Banora Point from Darlington Drive to Shamrock Avenue 280lm | 25,010 |
| Lochlomond Drive from Shamrock Avenue to Tyrone Terrace 208lm with minor retaining works | 33,550 |
| McPhail Avenue, Kingscliff from Gibson Street to Cudgen Road 162lm with retaining works | 32,250 |
| Pioneer Parade Banora Point from Banora Hills Drive to the Primary School 234lm | 20,198 |
| The Broadway Burringbar from Second Avenue to the Primary School 360lm | 30,770 |
| Construction management will be required for the above projects, at a total cost of | 14,177 |
| Total | 92,200 |

CYCLEWAYS

| | |
|---|----------------|
| | 202,000 |
| Kyogle Road Bray Park cutting (commence 2008/2009, *202,000 complete 2009/2010) | |
| Total | 202,000 |

* includes \$50,000 from Roads & Traffic Authority NSW and \$50,000 from S94.

RECREATION SERVICES

| | |
|--------------------------------------|-------------------------------------|
| Public Toilets Capital Works | 135,000 |
| Dry Dock Road Public Toilet | Redesign add disabled access 50,000 |
| Uki Toilet Block Milsoms Lane | Redesign add disabled access 50,000 |
| Ed Parker Rotary Park Public Toilets | Renovations due to vandalism 35,000 |
| Total | 135,000 |

| | |
|--|----------------|
| Sportsfield Capital Works Program | 700,000 |
| Kingscliff Sportsfield Masterplan | 500,000 |
| Sportsfield Lights and Amenities | 200,000 |
| Total | 700,000 |

| | |
|---------------------------|----------------|
| Civic Building | 250,000 |
| Repair Civic Centre Roofs | 250,000 |
| Total | 250,000 |

WATER

| Project Description | Activity Description | Budget |
|--|-----------------------------|-------------------|
| CH Dam | | 457,000 |
| Bray Park WTP Aug to 100ML | Construction | 50,560,000 |
| Uki WTP | Construction | 70,000 |
| Tyalgum WTP Upgrade | Construction | 1,300,000 |
| Tyalgum WTP Upgrade | Construction Management | 120,000 |
| WPS 2 Durroon Ave Bray Park | Land Acquisition | 270,000 |
| WPS 29 Razorback Booster | Construction | 200,000 |
| Banora Point Reservoir | Rehabilitation | 500,000 |
| Burns Hill Reservoir | Access | 20,000 |
| Burns Hill Reservoir | Civil Upgrade | 50,000 |
| Burringbar Reservoir | Civil Upgrade | 11,000 |
| Cowell Park 1 Reservoir | Inline Chlorination Upgrade | 80,000 |
| Hospital Hill 2 Reservoir | Rehabilitation | 300,000 |
| Razor Back Reservoir | Ladders/Platforms | 26,000 |
| Lloyd St to Razorback 450mm | Trunk Main Upgrade | 500,000 |
| Country Club Reservoir 250mm x 1700m | Trunk Main Upgrade | 400,000 |
| Old Lismore Rd 250mm x 600m | Trunk Main Upgrade | 317,000 |
| Coast Rd To Koala Beach 2 Res | Trunk Main New | 200,000 |
| Reserve Creek road 300mm x 570m | Trunk Main New | 171,000 |
| Reserve Crk Rd Bridge crossing 375mm | Trunk Main New | 100,000 |
| Tumbulgum Rd east of Bank corner to Old Ferry Rd 150mm x300m | Mains Replacement | 35,000 |
| Dorothy Street 100mm x 280m | Mains Replacement | 33,000 |
| Barnby Street north from William St 100mm x 385m | Mains Replacement | 38,000 |
| Amethyst Place | Mains Replacement | 33,000 |
| Pearl St Kingscliff 60m x 150mm | Mains Replacement | 20,000 |
| Minjungbal Dr Twd Hds Sth to Laura St 150mm x 730m | Mains New | 130,000 |
| Minjungbal Dr - Kirk to Mach Dr 150mm x 230m | Mains New | 27,000 |
| Airfield Ave Cross connection 150mm x 460m | Mains New | 70,000 |
| Stanley Street (Albert to McDonald) | Mains New | 15,000 |
| Razorback Rd | Mains New | 40,000 |
| Adelaide St Non-Return valve pit Installation | Mains New | 20,000 |
| Byangum Rd & Wade St 100mm x 150m | Mains New | 37,000 |
| Byangum Rd & Hall Dr Cross connection 100mm | Mains New | 12,000 |
| Hartigan Hill Non -Return Valve Installation | Mains New | 18,000 |
| Charles St Tweed Heads | Mains New | 325,000 |
| Piggabeen Rd West from Anconia 165m x 150mm | Mains Upgrade | 63,525 |
| Total | | 56,568,525 |

SEWERAGE

| Project Description | Activity Description | Budget |
|--|----------------------------------|---------|
| Depot Facilities | General | 60,000 |
| SPS 1002 River Street | Building Works | 100,000 |
| SPS 1002 River Street | Mechanical Upgrade | 80,000 |
| SPS 1002 River Street | Electrical Upgrade | 30,000 |
| SPS 1003 Charles Lane | Mechanical Upgrade | 20,000 |
| SPS 1003 Charles Lane | Electrical Upgrade | 5,000 |
| SPS 1005 Tweed Valley Way Buchanan St | Mechanical Upgrade | 3,500 |
| SPS 1005 Tweed Valley Way Buchanan St | Electrical Upgrade | 20,000 |
| SPS 1022 River Oak Drive | Mechanical Upgrade | 80,000 |
| SPS 2000 Tweed Heads Regional | SPS New | 635,000 |
| SPS 2018 Gollan Drive (Park) | Odour & Septicity Control | 100,000 |
| SPS 2018 Gollan Drive (Park) | Valve Pit Upgrades | 150,000 |
| SPS 2026 Piggabeen Road East (Bee Hive) | Odour & Septicity Control | 50,000 |
| SPS 2036 Fern Street | Electrical Upgrade | 50,000 |
| SPS 2038 Peninsula Drive | Electrical Upgrade | 200,000 |
| SPS 2038 Peninsula Drive | Civil Upgrade | 50,000 |
| SPS 2049 Meridian Way Syphon Ps | Civil Upgrade | 167,000 |
| SPS 3004 Martinelli Avenue | Mechanical Upgrade | 30,000 |
| SPS 3004 Martinelli Avenue | Electrical Upgrade | 30,000 |
| SPS 3004 Martinelli Avenue | Civil Upgrade | 10,000 |
| SPS 3010 Cox Drive (Small) | Electrical Upgrade | 20,000 |
| SPS 3012 Amber Road | Electrical Upgrade | 25,000 |
| SPS 3021 Fraser Drive | Mechanical Upgrade | 70,000 |
| SPS 3021 Fraser Drive | Electrical Upgrade | 50,000 |
| SPS 3022 Fraser Drive (Smoke House) | Mechanical Upgrade | 50,000 |
| | Collector Access Chamber Upgrade | 80,000 |
| SPS 3028 Enterprise Ave | Mechanical Upgrade | 43,000 |
| SPS 4022 Ibis Court | Electrical Upgrade | 10,000 |
| SPS 4022 Ibis Court | Pipe Work Replacement | 20,000 |
| SPS 4030 Point Break Circuit | Mechanical Upgrade | 40,000 |
| SPS 5010 Philip Street | Mechanical Upgrade | 60,000 |
| SPS 5014 Overall Drive | Electrical Upgrade | 80,000 |
| SRM 1004 Hartigan Street | SRM New | 25,000 |
| SRM 2014 Parkes Drive | SRM Replacement | 35,000 |
| SRM 2028 Tringa Street | SRM Replacement | 290,000 |
| SRM 2032 Caloola Drive | SRM New | 180,000 |
| | Actuated Control Valve Upgrade | 40,000 |
| SRM 2033 Afex Park | SRM New | 118,000 |
| SRM 4022 Ibis Court | SRM New | 500,000 |
| SRM 4025 Coast Road Casuarina Beach Sub Regional | SRM New | 272,000 |
| SRM 4035 Cnr Elrond & Turnock | Various | 400,000 |
| Gravity Sewer Relining | Gravity Sewer Upgrade | 26,000 |
| Gollan Dr high level gravity M/H DA/1-DA/3 | Various | 400,000 |
| Gravity Sewer Replacement | Gravity Sewer Replacement | 98,000 |
| Andrew Ave Pottsville | Gravity Sewer Replacement | 95,000 |
| Balmoral Ave Pottsville | Gravity Sewer Replacement | 45,000 |
| South Murwillumbah EG/12 to EG/10 | Gravity Sewer Replacement | 10,000 |
| M/H A/1A reconstruction Mbah | Replacement | |

| Project Description | Activity Description | Budget |
|--------------------------------------|-----------------------------|-------------------|
| Data call sites | Gravity Sewer Replacement | 50,000 |
| Sewerage Treatment Plants | Effluent Reuse | 300,000 |
| Sewerage Treatment Plants | Mechanical Replacement | 50,000 |
| Sewerage Treatment Plants | Electric Motor Replacement | 50,000 |
| Tweed Heads STP Upgrade | Construction | 860,000 |
| Banora Point STP | Biosolids Management | 700,000 |
| Banora Point STP | Sludge Lagoon & Stockpile | 70,000 |
| Banora Point STP Eff Quality Upgrade | Detailed Design | 1,300,000 |
| Kingscliff STP | Construction | 2,700,000 |
| Kingscliff STP decommissioning | Demolition | 2,700,000 |
| Hastings Point STP | General | 400,000 |
| Hastings Point STP | Inlet Works | 30,000 |
| Tumbulgum STP | General | 5,000 |
| Tyalgum STP | General | 5,000 |
| Uki STP Construction | General | 5,000 |
| Burringbar STP | General | 1,300,000 |
| Kielvale STP and Scheme | Investigation & Design | 130,000 |
| Memorial Park Tweed Heads | Effluent Reuse | 25,000 |
| Arkininstall Park | Effluent Reuse | 25,000 |
| Les Burger Field | Effluent Reuse | 350,000 |
| Chinderah Golf Course | Effluent Reuse | 50,000 |
| Total | | 16,057,500 |

LEGAL/RESOURCE/FINANCIAL IMPLICATIONS:

Nil.

POLICY IMPLICATIONS:

Nil.

UNDER SEPARATE COVER/FURTHER INFORMATION:

Nil.

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017 [EO-OC] Murwillumbah Memorial Swimming Complex

ORIGIN:

Recreation Services

SUMMARY OF REPORT:

Council has been offered a grant of \$200,000.00 (Ex GST) by the Federal Department of Infrastructure, Transport, Regional Development and Local Government to assist in the construction of the Hydrotherapy Pool in the Murwillumbah Memorial Pool Complex.

RECOMMENDATION:

That Council:

- 1. Accepts the Department of Infrastructure, Transport, Regional Development and Local Government grant of \$200,000.00 (Ex GST) for the Hydrotherapy Pool in the Murwillumbah Memorial Pool Complex;**
- 2. Votes the expenditure; and**
- 3. Any documentation be executed under the Common Seal of Council Council's Common Seal.**

REPORT:

An application was made to the Department of Transport and Regional Services in 2006 under the Regional Partnerships Grants Program.

Council were advised by the then Minister of Transport and Regional Services, Mark Vaile, in June 2007 that the application had been successful subject to the execution of appropriate contractual documentation.

The change of Federal Government occurred prior to the final contract documentation being implemented and in May 2008 Council were advised that the project would not be funded due to the closure of the Regional Partnerships program.

A review of the Regional Partnerships program was made in June 2008 and this resulted in the original grant being reinstated.

Council has been offered \$200,000.00 from the Federal Department of Infrastructure, Transport, Regional Development and Local Government and it is recommended that Council formally accepts the grant.

LEGAL/RESOURCE/FINANCIAL IMPLICATIONS:

A sign acknowledging the Grant is to be installed near the Hydrotherapy pool.

POLICY IMPLICATIONS:

Nil.

UNDER SEPARATE COVER/FURTHER INFORMATION:

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Nil.

O18 [CNR-OC] Waste Management Charges**ORIGIN:****Waste****SUMMARY OF REPORT:**

Council recently adopted its fees and charges for 2008/2009 and included was the disposal cost of asbestos contaminated material at \$85/tonne. Since that time Brisbane City Council and Gold Coast City Council have adopted a disposal cost of approximately \$160/tonne resulting in contractors from these areas seeking to dispose of this material at Council's Stotts Creek Landfill using up valuable landfill space. It is suggested that Council increase its disposal fee for asbestos contaminated material for material from outside Tweed Shire to \$160/tonne.

RECOMMENDATION:

That in accordance with Section 610F(1)(3) of the Local Government Act 1993, the proposed fee of \$160/tonne to dispose of asbestos contaminated material received from outside Tweed Shire boundaries be placed on public exhibition for 28 days.

REPORT:

Council recently adopted its fees and charges for 2008/2009 and included was the disposal cost of asbestos contaminated material at \$85/tonne. Since that time Brisbane City Council and Gold Coast City Council have adopted a disposal cost of approximately \$160/tonne resulting in contractors from these areas seeking to dispose of this material at Council's Stotts Creek Landfill using up valuable landfill space. It is suggested that Council increase its disposal fee for asbestos contaminated material for material from outside Tweed Shire to \$160/tonne.

LEGAL/RESOURCE/FINANCIAL IMPLICATIONS:

Minimal.

POLICY IMPLICATIONS:

Nil.

UNDER SEPARATE COVER/FURTHER INFORMATION:

*To view any "**non confidential**" attachments listed below, access the meetings link on Council's website www.tweed.nsw.gov.au or visit Council's offices at Tweed Heads or Murwillumbah (from Friday the week before the meeting) or Council's libraries (from Monday the week of the meeting).*

Nil.

O19 [CNR-OC] Tweed Coast Regional Crown Reserve Draft Plan of Management - Submission from Tweed River Committee, Tweed Coastal Committee & Natural Resource Management Section

ORIGIN:

Natural Resource Management

SUMMARY OF REPORT:

The Department of Lands has produced, with assistance from a Progress Reference Group including membership from Tweed Shire Council, a Draft Plan of Management for the Tweed Coast Regional Crown Reserve (gazetted on 25 August 2006). Public submissions close on 19 September 2008.

The Draft Plan was considered at the 12 August meetings of both the Tweed River Committee and Tweed Coastal Committee. Included in this report are the resolved submissions from those Committees and detailed comments from the Natural Resource Management Section of Council.

It is proposed that the submission from the Tweed River Committee be submitted as resolved with the comments from the Natural Resource Management Section to be included in the general submission forwarded by Council to the Department of Lands.

It is generally considered that there is a lack of detail in the Draft Plan which has led to some concerns within the community.

RECOMMENDATION:

That:-

- 1. The submissions on the Tweed Coast Regional Crown Reserve Draft Plan of Management from the Tweed River Committee be submitted as resolved with the comments from the Natural Resource Management Section to be included in the general submission forwarded by Council to the Department of Lands.**
- 2. Council requests the Department of Lands to work in partnership with Council in determining the final Plan of Management.**

REPORT:

The Department of Lands has produced, with assistance from a Progress Reference Group including membership from Tweed Shire Council, a Draft Plan of Management for the Tweed Coast Regional Crown Reserve (gazetted on 25 August 2006). Public submissions close on 19 September 2008.

The Draft Plan was considered at the 12 August meetings of both the Tweed River Committee and Tweed Coastal Committee and a subsequent meeting to further consider the plan (poorly attended) held on Friday 15 August. Following are the resolved submissions from those Committees and detailed comments from the Natural Resource Management Section of Council.

It is proposed that the submission from the Tweed River Committee be submitted as resolved with the comments from the NRM Section to be included in the general submission forwarded by Council to the Department of Lands.

It is generally considered that there is a lack of detail in the Draft Plan which has led to some concerns within the community.

Submission from the Tweed Coastal Committee of Tweed Shire Council to the Tweed Coast Regional Crown Reserve Draft Plan of Management

The Committee resolved at the meeting of 12 August 2008 that:

Moved: **Gary Thorpe**
Second **Kay Bolton**

RESOLVED that the Tweed Coastal Committee put in a submission to Department of Lands stating that further commercialisation of Crown Land to fund management of Crown Land is unacceptable based on the limited amount of information in the draft document on proposed developments, lack of a cost benefit analysis particularly regarding public benefit, and the limited time frame provided to comment.

This resolution is not fully consistent with Council's position on further commercialisation of crown land. Therefore this resolution will not be forwarded as a submission from Council.

Submission from the Tweed River Committee of Tweed Shire Council to the Tweed Coast Regional Crown Reserve Draft Plan of Management.

The following points are made as a submission to the Draft Plan of Management:

1. The State Government has a duty and responsibility to contribute to the management of Crown Reserves and State controlled infrastructure at no less than the current commitment levels.
2. Council and the State Government must meet community expectations that our Crown Reserves will be protected in perpetuity through strategic, long-term management and ensure that the values of the reserves are not compromised.

3. Council needs to do a detailed economic assessment of the true costs of managing the Reserve at current and future levels to determine the level of ongoing investment required.

Submission from Natural Resource Management Section of Tweed Shire Council to the Tweed Coast Regional Crown Reserve Draft Plan of Management

General Comments

The Draft Plan of Management does not address the level of activity that could be undertaken within different areas of the coastal zone. Identifying areas that should be conserved, rehabilitated, enhanced or developed is essential to decide priorities for funding and works.

Lack of detail - The Plan of Management proposes that a number of sites be developed but there is no rationale detailing how these were selected nor any analysis of constraints associated with the nominated sites. Presumably there was some sort of investigation to identify sites that were candidates for commercial development, however there appears to be no (or limited) consideration of the environmental constraints associated with the nominated sites (see comments on specific sites below).

Funding nexus not established - It is suggested that income derived from the commercial development of crown lands will be ploughed back into the crown reserve system however there is no firm nexus established between the proposed developments and management activities. It is Council's understanding that income generated on the Tweed Coast could be used to fund crown land management anywhere in the State. Unfortunately, the PoM does not make this clear and implies that specific developments could fund specific management activities nearby (see for example paragraphs 2 and 3 on page 39).

Principles of Crown Land Management - Several principles of crown land management are listed under section 1.3 (p5). In relation to the natural values of the nominated sites (see brief overview below) it appears that the alienation of these sites is not consistent with principles 1, 2, 5 and 6.

Specific comment –

4.2 Management Strategies.

Management strategies should provide a “**Responsibility**” column – who is responsible for implementation. In many cases this will be Council, this needs to be identified to enable Council to determine any additional burden from the activity on Council resources.

Objective 2.

Add an additional strategy

Recognise and ensure adherence to Coastal Zone Management Plans for Tweed Shire.

Objective 5.

Strategy d – no need to list activities, this provides unnecessary focus on specific activities that may change over time “...associated with **a wide range of recreational activities**”

Add an additional strategies:

Complete and implement Duranbah Beach and surrounds Plan of Management.

Objective 6.

Strategy e. Upgrade signage and access points (regulatory, warning, emergency – ADD – **education and interpretation**)

Strategy g – add “...the **Domestic** Foreshore Structure Strategy”

Objective 10.

Strategy e – Any user pays proposal cannot impinge on the value of Jack Evans Boat Harbour as a very important community facility.

Objective 11.

Strategy b – take into account the facilities provided for at Hastings Point and Council’s Sustainable Living Centre at Kingscliff.

Strategy c – change wording – “...Kingscliff ~~sea wall~~ **sand nourishment** and...”

Section 4.3 Coastal Lands

4.3.1 Tweed Heads and Fingal Peninsular

Duranbah Beach

There is no mention of Duranbah Beach in this section. This is a significant omission and should be addressed. Public recreational use of Duranbah Beach exceeds that of any of the other areas mentioned in the draft plan. Duranbah is the most popular surfing beach on the Tweed Coast and one of the most prized and highly utilised in Australia. There must be greater acknowledgement of its value and recreational and economic roles. All the facilities at Duranbah Beach are aged and in poor repair. A master plan for redevelopment of the area is required. Commitment to improved management of Duranbah Beach and surrounds should be made and this should be reflected in the document and in Table 3 page 33.

Boyds Bay Marina

There are significant constraints on this site for a large marina. These include:

Ongoing dredging; Seagrass impacts; Proximity to Ukerebagh Nature Reserve; Water pollution impacts; Constrained site – little land for land-based associated activities; Visual amenity.

These works will need to be resolved through the assessment process.

Southern Boat Harbour

Needs to be maintained as a commercial marine precinct. Other incompatible activities/land uses should not be considered.

Tweed Heads Pony Club

There are a number of environmental constraints associated with the development of the Tweed Heads Pony Club site as industrial land. The conservation values of Cobaki Broadwater and adjacent habitats is being eroded by ongoing development – buffers of low impact use must be maximised adjacent to all remaining lands to increase the resilience of the native vegetation community to existing impacts (bypass, airport, Cobaki lakes development, industrial land).

This necessity has been identified in the Cobaki and Terranora Broadwater Catchment Management Plan currently being prepared by Tweed Shire council, and is also recognised in a set of principals of management of the Cobaki Broadwater being adopted under a Memorandum of Understanding by land owners including the Department of Lands.

Specific issues associated with this site include:-

- 1. Site specific environmental constraints** - the site includes several Endangered Ecological Communities (EECs), habitat for threatened species and migratory birds protected under international agreements. The site is also subject to Acid Sulfate Soil (ASS), flooding and climate change impacts.
- 2. The context of the site within the broader natural landscape** - the site is situated within a large and highly significant area of natural habitat that surrounds Cobaki Broadwater. Cobaki Broadwater is poorly flushed and vulnerable to impacts from adjacent development (ASS problems with Tugun Bypass, impacts from Cobaki Lakes development, runoff from the airport, another industrial site already approved etc). Industrial uses of the site are inconsistent with adjacent Environmental Protection Zones and SEPP 14 wetland areas, and will increase both the volume and velocity of stormwater runoff, and increase the contaminant load, including nutrients, sediment, litter, hydro-carbons and heavy metals.
- 3. Existing management arrangements (PoMs)** - The existing Plan of Management for the land recognises the environmental values of the site and seeks to "manage the land to provide the highest possible level of environmental protection while allowing appropriate recreational activities to occur in suitable areas of the reserve."
- 4. Other planning processes** - Future development of the site would require substantial buffers (50m min) to the adjacent habitats.

It is also worth noting that native vegetation on parts of the site were untyped in the Tweed Vegetation Management Strategy 2004 - resulting in a "not determined" Ecological Status classification. It is now known that these areas are Endangered Ecological Communities. This is not recognised in the analysis used in the draft strategy.

Fingal Peninsula Marine Precinct

Any industrial/intensification of use at Fingal Head Boat Harbour would be subject to very high levels of community opposition. The site is constrained in size, proximity to SEPP 14 wetlands and would not be compatible with existing land uses.

4.3.2 Kingscliff

South Kingscliff Camp Ground

The proposed camp ground at Kingscliff (Sutherland Point) is a good idea – it will provide increased equitable access to the coast. It could not be considered a high income generator, however, it would offset the loss of areas such as Lot 490 to high-end development in providing more equitable access to a greater range of people.

4.3.3 Cabarita

The proposed Sandalwood development site is considered reasonably acceptable due to the current zoning of the site.

Impacts would require assessment in more detail if the project was to progress.

Proposed Cabarita Tourist Park - It is noted that this site could potentially provide a good investment return for ongoing management of the Coastal Reserve.

Impacts would require assessment in more detail if the project was to progress.

4.4 Hastings Point

The development of the aged care facility is supported on the lot reserve for that purpose. Any development on this land would be subject to a 50 metre buffer to Cudgera Creek and adherence to Water Sensitive Urban Design principles. The development should not extend outside the lot reserved for this purpose as it is very important that the green buffer between coastal villages is maintained.

4.5 Pottsville to Wooyung

The Plan of Management acknowledges some constraints associated with this site including the presence of endangered ecological communities (EECs). Clearing of such areas would have a significant effect under s5a of the EPA Act thus require an SIS. Apart from EECs the site:

- falls within 50m estuarine riparian buffer
- is likely to support vulnerable fauna such as koalas and planigales which are known from that area
- is part of NPWS Regional Corridor
- Commercial development is not consistent with the open space zoning. A Local Environmental Study would be necessary to change the zoning.

4.6 Waterways.

After a description of the values of waterways – the draft plan makes the statement,

“ The key management issue for the waterway precinct is increased boating activity and the subsequent demand for boating infrastructure...directly linked to the improved navigability of the Tweed Bar”.

This statement is inaccurate and not a good basis for continuing discussion of the use and management of waterways. There is no evidence to suggest increased levels of boating activity in either of the three coastal creeks, nor Cobaki or Terranora Broadwater. All of these waterways are constrained by their bathymetry, vessel speed regulation, adopted management plans and existing ecological values to use by small craft only – predominantly passive craft – ie. no motor boats. There is no demand for increased maritime infrastructure in any area except the lower Tweed Estuary. The key management issue for all waterways is in fact protecting aquatic ecosystem health from the ongoing pressure exerted by ongoing development in their catchments.

Page 53 – Paragraph beginning – *The lack of facilities...*

The dot points says that Tweed Shire Council has undertaken the Recreation Boating Study to “*promote*” Tweed Heads as a destination for recreational boating from outside the region. This is untrue and should be deleted. The recreation boating study has been undertaken to identify demand and suggest means of satisfying demand while protecting environmental values. It is in no way intended to promote or increase levels of use.

4.7 Ocean Bed

Has any consideration been given to extraction of sand from the ocean for sand nourishment purposes? This may not be possible within the 3 nautical mile limit depending on the extent of the active littoral zone.

LEGAL/RESOURCE/FINANCIAL IMPLICATIONS:

Nil.

POLICY IMPLICATIONS:

Nil.

UNDER SEPARATE COVER/FURTHER INFORMATION:

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Nil.

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O20 [CNR-OC] Request for "In Kind" Support/Waive Fee

ORIGIN:

Community & Cultural Services

SUMMARY OF REPORT:

Council has received requests from various organisations asking that Council provides in-kind support/waives the fees for room hire. Details of the requests are reproduced in the body of this report.

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 with reference to the request from NSW Department of Education & Training, Far North Coast Network, provides the Murwillumbah Civic Centre free of charge for the Far North Coast/Southern Cross Networks Public Education Awards on 11 September 2008, and that Council's support is recognised with the following acknowledgement "*This programme has been supported by Tweed Shire Council*".

REPORT:

Council has received requests from various organisations asking that Council provides in-kind support/waives the fees for room hire. Details of the requests are reproduced as follows:-

| Organisation Name | Request | Est \$ Amount of Waiver | Recommendation | Meet Guidelines? |
|---|---|-------------------------|-------------------------------------|------------------|
| NSW Department of Education & Training, Far North Coast Network | Request fee be waived for hire of Murwillumbah Civic Centre for the Far North Coast/Southern Cross Networks Public Education Awards on 11 September 2008. | 183.20 | That the fee of \$183.20 be waived. | Yes |

LEGAL/RESOURCE/FINANCIAL IMPLICATIONS:

Should requests be approved for the waiving of fees for room hire, the income for the meeting room will be impacted by the amount of the fee reduction.

Should requests for "in kind" support be approved, this will impact on the costing of Council's involvement in the activity.

POLICY IMPLICATIONS:

In considering this request, reference should be made to:-

- Festivals Policy.
- Donations Policy.
- Guidelines for Fee Reduction, Auditoriums, Meeting Rooms and Halls.

UNDER SEPARATE COVER/FURTHER INFORMATION:

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1. NSW Department of Education & Training, Far North Coast Network (DW1875633)

O21 [CNR-OC] First Round Applications for Financial Assistance 2008/2009 - Donations Policy**ORIGIN:****Community & Cultural Services****SUMMARY OF REPORT:**

Tweed Shire Council recognises a need to assist non-profit community groups, organisations and individuals who are interested in and are working towards the enhancement and the well being of its residents and the Shire.

Council advertises and invites applications for financial assistance from eligible organisations in accordance with its Donations Policy twice a year under Section 356 of the Local Government Act, 1993. Applications for financial assistance close at the end of July for the first round and end of February for the second round.

First round applications for financial assistance under Council's Donation Policy closed 31 July 2008 and are listed for consideration.

RECOMMENDATION:

That Council allocates the first round donations for 2008/2009 under the Donations Policy as follows:-

| Applicant | Amount Approved |
|---|----------------------------|
| Riding for the Disabled (NSW) Tweed Valley Centre | \$2,000 |
| Murwillumbah Showground Trust | \$2,000 |
| Tweed Gold Coast Family History & Heritage Association | \$1,848 |
| Uki Public Hall & Recreation Reserve Trust | \$1,200 |
| Mt Warning Community Pre School | \$1,500 |
| Crabbes Creek Community Hall Inc | \$2,000 |
| Camp Quality | \$1,000 |
| Total: | \$11,548 |

REPORT:

Tweed Shire Council recognises a need to assist non-profit community groups, organisations and individuals who are interested in and working towards the enhancement and the well being of its residents and the Shire.

Council advertises and invites applications for financial assistance from eligible organisations in accordance with its Donations Policy twice a year under Section 356 of the Local Government Act, 1993. Applications for financial assistance close at the end of July for the first round and end of February for the second round.

The following criteria is required to be used to determine the applications:

- No financial assistance will be given to privately owned businesses/companies.
- Organisations must be Tweed based or the funds are to be used on a service or activity for Tweed.
- No financial assistance will be given to Government Departments or agencies or for support of Government owned facilities.
- No financial assistance will be given to sporting organisations as these organisations have ample other avenues for financial assistance.
- The funds are not to be used for a social activity for members of the organisation exclusively.

The 2008/2009 Budget allocation for Donations is \$23,121 of which 50% (\$11,560) of the budget expenditure allocation will be available for allocation through this process with the 50% balance of the budget expenditure reserved for the second round and determination by Council.

Applications were assessed by the Community Cultural Development Committee. The members in attendance were:-

Administrator Max Boyd, Judith Sutton, Russell Logan, Barry Longland, Emma Cao, Gary Corbett (Manager Community & Cultural Services), Barbara Allen (Festivals & Events Liaison Officer), Lesley Mye (Aboriginal Liaison Officer), Maggie Groff (Aged & Disability Community Worker) and Jenni Funari (Community Development Officer).

The meeting was held on Thursday, 14 August 2008.

The applications received by 31 July 2008 are listed below:

| Applicant | Donation Requested | Purpose |
|---|---------------------------|---|
| Noble Lakeside Park Bike Club & Walking Group | \$500 | Donation towards fundraising events for Tweed Valley Respite |
| Camp Quality | \$1,000 | Donation towards esCarpade fundraiser for Camp Quality |
| Riding for the Disabled (NSW) Tweed Valley Centre | \$2,500 | Purchase of feed and veterinary expenses for horses |
| Murwillumbah Showground Trust | \$10,000 | Repair retaining wall and build disabled ramp at rear of main pavilion |
| Twin Towns Radio Yacht Club Inc | \$18,500 | Purchase pontoon to be placed on Kimberley Lake for "remote controlled yacht" sailors to launch craft |
| Banora Point Primary School Band | \$900 | Purchase transportable bass/electric guitar amplifier for band |
| Gold Coast Chess Club Inc | \$3,000 | Financial assistance for 2009 Oceania Zonal Chess Tournament to be held from 20 to 26 June 2009 |
| Tweed Gold Coast Family History & Heritage Association Inc | \$1,848 | Purchase of part of the NSW Archives Kit "Colonial Secretary's Papers" on microfilm |
| Uki Public Hall & Recreation Reserve Trust | \$1,200 | Repolishing and maintenance of teak floor at Uki Public Hall |
| The Palms Village Social Club Inc | \$2,000 | Purchase indoor sports equipment including carpet bowls, bowls set and hand-held microphone |
| Mt Warning Community Pre School | \$2,000 | Printing of brochures, replacement of "soft fall" in outdoor play area and paint for outdoor play equipment |
| Beachside Church | \$1,000 | Carols by Candlelight at Pottsville in December 2008 |
| Crabbes Creek Community Hall Inc | \$2,000 | 100 Year celebrations for Crabbes Creek Community Hall including activities, street parade and historical display |
| Lions Club of Kingscliff Inc | \$1,000 | Carols by Candlelight at Kingscliff in December 2008 |
| Cabarita Beach Business Association | \$1,500 | Cabarita Beach annual Christmas party |
| Wollumbin Aboriginal & Torres Strait Islander Community Corporation | \$3,000 | Temporary fencing for 38 th NSW Annual Aboriginal Rugby League Knockout Carnival to be held from 3 to 6 October 2008 |
| Total | \$51,948 | |

The Applications from Gold Coast Chess Club Inc and Wollumbin Aboriginal & Torres Strait Islander Community Association were considered by the Committee and deemed to be more suitable as Applications under the Festival Funding Policy and were transferred to that Committee.

Under Council's Donations Policy for 2007/2008 the following amounts were distributed:

First Round:

| Applicant | Amount Approved |
|--|----------------------------|
| Riding for the Disabled Association (NSW) Tweed Valley Centre | \$2,000 |
| Chillingham Community Pre School | \$1,000 |
| Tweed Combined Country Halls Association | \$ 700 |
| Kids in Need Inc | \$2,000 |
| Oxley RSL Day Club | \$1,000 |
| Cooloon Children's Centre | \$1,500 |
| Photo Arts Club Tweed | \$1,800 |
| TOTAL | \$10,000 |

Second Round:

| Applicant | Amount Approved |
|--|----------------------------|
| Tweedelsea RSL Day Club | \$750 |
| Westpac Lifesaver Rescue Helicopter | \$944 |
| Tweed Valley Vehicle Restorers Club | \$500 |
| Tweed Coast CFS/ME/FMS Support Group | \$500 |
| Blind Citizens Australia Tweed Valley Branch | \$704 |
| Zonta Club Southern Gold Coast/Tweed | \$257 |
| Burringbar School of Arts Hall | \$1,000 |
| Tweed Valley Woodcrafters Association | \$1,000 |
| Tyalgum Community Pre School | \$1,000 |
| Blind & Vision Impaired Support Group | \$2,000 |
| 1st Chinderah Scout Group | \$1,000 |
| Mount Warning Community Pre School | \$500 |
| Possums Community Pre School | \$500 |
| Tweed Palliative Support Inc | \$2,000 |
| TOTAL | \$12,655 |

LEGAL/RESOURCE/FINANCIAL IMPLICATIONS:

An amount of \$11,548 is recommended for distribution in the first round, with the balance of the budget (\$11,573) reserved for determination by Council in the second round.

POLICY IMPLICATIONS:

Nil.

UNDER SEPARATE COVER/FURTHER INFORMATION:

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Nil.

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O22 [CNR-OC] First Round Applications for Financial Assistance 2008/2009 - Festivals Policy**ORIGIN:****Community & Cultural Services****SUMMARY OF REPORT:**

Tweed Shire Council recognises a need to assist non-profit community groups, organisations and individuals who are interested in and are working towards the enhancement and the well being of its residents and the Shire.

Council advertises and invites applications for financial assistance from eligible organisations in accordance with its Festivals Policy twice a year under Section 356 of the Local Government Act, 1993. Applications for financial assistance close at the end of July for the first round and end of February for the second round.

First round applications for financial assistance under Council's Festivals Policy closed 31 July 2008 and were considered by the Community Cultural Advisory Committee on 14 August 2008 and are listed for consideration.

RECOMMENDATION:

That Council allocates the First Round Donations for 2008/2009 under the Festivals Policy, as follows:-

| Applicant | Amount Approved |
|--|----------------------------|
| Emergency Services Day in the Park Committee | \$1,300 |
| Festival of Speed on Tweed | \$7,000 |
| Tweed Shire Senior Citizens Week Committee | \$7,000 |
| Island Style Promotions on behalf of the Gold Coast Malibu Club | \$2,000 |
| Murwillumbah Community Centre | \$1,300 |
| Tweed Banana Festival | \$7,000 |
| Wollumbin Aboriginal & Torres Strait Islander Community Association | \$7,000 |
| Total | \$32,600 |

REPORT:

Tweed Shire Council recognises a need to assist non-profit community groups, organisations and individuals who are interested in and working towards the enhancement and the well being of its residents and the Shire.

Council advertises and invites applications for financial assistance from eligible organisations in accordance with its Festivals Policy twice a year under Section 356 of the Local Government Act, 1993. Applications for financial assistance close at the end of July for the first round and end of February for the second round.

The 2008/2009 Festivals Budget was prepared on the following basis:

| | |
|----------|------------------------------|
| \$48,899 | General |
| \$10,000 | Wintersun multi-year funding |

An amount of \$32,600 is available for allocation in the first round.

The Community Cultural Advisory Committee considered the following requests for financial assistance, using the funding guidelines outlined in the Festivals Policy.

The Community Cultural Development Committee comprised the following members:-

Administrator Max Boyd, Judith Sutton, Emma Cao, Russell Logan, Barry Longland, Gary Corbett (Manager Community & Cultural Services), Lesley Mye (Aboriginal Liaison Officer) and Barbara Allen (Festival & Events Liaison Officer).

| Applicant | Amount | Summary |
|---|-----------------|---|
| Emergency Services Day in the Park Committee | \$2,000 | Day for Emergency Services families and their supporters on 26/10/08 |
| Festival of Speed on Tweed | \$10,000 | Speed on Tweed Festival to be held from 19 to 21 September 2008 |
| Tweed Shire Senior Citizens Week Committee | \$7,000 | Seniors Expo to be held on 14 May 2009 |
| Island Style Promotions on behalf of the Gold Coast Malibu Club | \$3,000 | Hyundai Malfunction Surf Festival to be held from 21 to 29 March 2009 |
| Chillingham Community Association Inc | \$1,000 | Christmas at Chillingham to be held on 7 December 2008 |
| Burleigh Arts Group | \$15,000 | Kingscliff Arts Festival to be held from 8 to 10 May 2009 |
| Murwillumbah Community Centre Inc | \$4,000 | Harmony Day to be held on 22 March 2009 |
| Tweed Banana Festival | \$8,000 | Tweed Banana Festival to be held from 23 to 30 August 2008 |
| Wollumbin Aboriginal & Torres Strait Islander Community Association | \$5,000 | 38 th NSW Annual Aboriginal Rugby League Knockout Carnival to be held from 3 to 6 October 2008 |
| Total | \$55,000 | |

In addition, two Applications from Gold Coast Chess Club Inc and the Wollumbin Aboriginal & Torres Strait Islander Community Association were considered by the Committee. These Applications had been transferred from the Donations Policy as they were deemed to be more suitable under the Festivals Funding Policy.

| Applicant | Amount | Summary |
|---|----------------|---|
| Gold Coast Chess Club Inc | \$3,000 | Financial assistance for 2009 Oceania Zonal Chess Tournament to be held from 20 to 26 June 2009 |
| Wollumbin Aboriginal & Torres Strait Islander Community Association | \$3,000 | Temporary fencing for the 38 th NSW Annual Aboriginal Rugby League Knockout Carnival to be held from 3 to 6 October 2008 |
| Total | \$6,000 | |

Under Council's Festivals Policy for 2007/2008 the following amounts were distributed:

First Round:

| Applicant | Amount Approved |
|---|------------------------|
| Tweed Valley Banana Festival & Harvest Festival Inc | \$7,500 |
| Wollumbin Dreaming Inc | \$5,000 |
| Murwillumbah Community Centre | \$2,000 |
| Seniors Expo | \$6,000 |
| Speed on Tweed | \$7,500 |
| Kids In Need | \$1,000 |
| Whole Woman Festival | \$2,000 |
| Nitromax Productions | \$1,000 |
| TOTAL | \$32,000 |

Second Round:

| Applicant | Amount Approved |
|---|------------------------|
| Cabarita Beach Pottsville Beach Lions Club | \$2,100 |
| Murwillumbah Festival of Performing Arts Inc | \$3,000 |
| Island Style Promotions on behalf of Gold Coast Malibu Club | \$1,500 |
| Cabarita Beach Surf Life Saving Club Inc | \$1,500 |
| Tyalgum Festival Committee Inc | \$4,500 |
| Caldera Environment Centre | \$2,000 |
| Murwillumbah Combined Family & Child Services auspiced by Tweed Shire Women's Service Inc | \$1,500 |
| Tweed NAIDOC Committee | \$2,000 |
| TOTAL | \$18,100 |

LEGAL/RESOURCE/FINANCIAL IMPLICATIONS:

The 2008/2009 Festivals Budget was prepared on the following basis:

| | |
|----------|------------------------------|
| \$48,899 | General |
| \$10,000 | Wintersun multi-year funding |

An amount of \$32,600 is recommended for distribution in the First Round, with \$16,299 remaining for distribution in the Second Round.

POLICY IMPLICATIONS:

Festivals Policy.

UNDER SEPARATE COVER/FURTHER INFORMATION:

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Nil.
