



TWEED SHIRE COUNCIL

AGENDA

OPERATIONS COMMITTEE MEETING

Thursday 9 October 2008

Councillors: Cr J van Lieshout, Mayor
Cr B Longland, Deputy Mayor
Cr D Holdom
Cr K Milne
Cr W Polglase
Cr K Skinner
Cr P Youngblutt

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ITEMS FOR CONSIDERATION OF THE COMMITTEE:

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REPORTS THROUGH THE GENERAL MANAGER

01 [TCS-OC] Monthly Investment Report for Period Ending 31 August 2008

ORIGIN:

Financial Services

SUMMARY OF REPORT:

This report is provided to Council to advise details of monies Council has invested in accordance with Section 625 of the Local Government Act 1993. Council had \$114,468,755 invested as at 31 August 2008 and the net return on these funds was \$754,630 or 6.59% annualised for the month.

RECOMMENDATION:

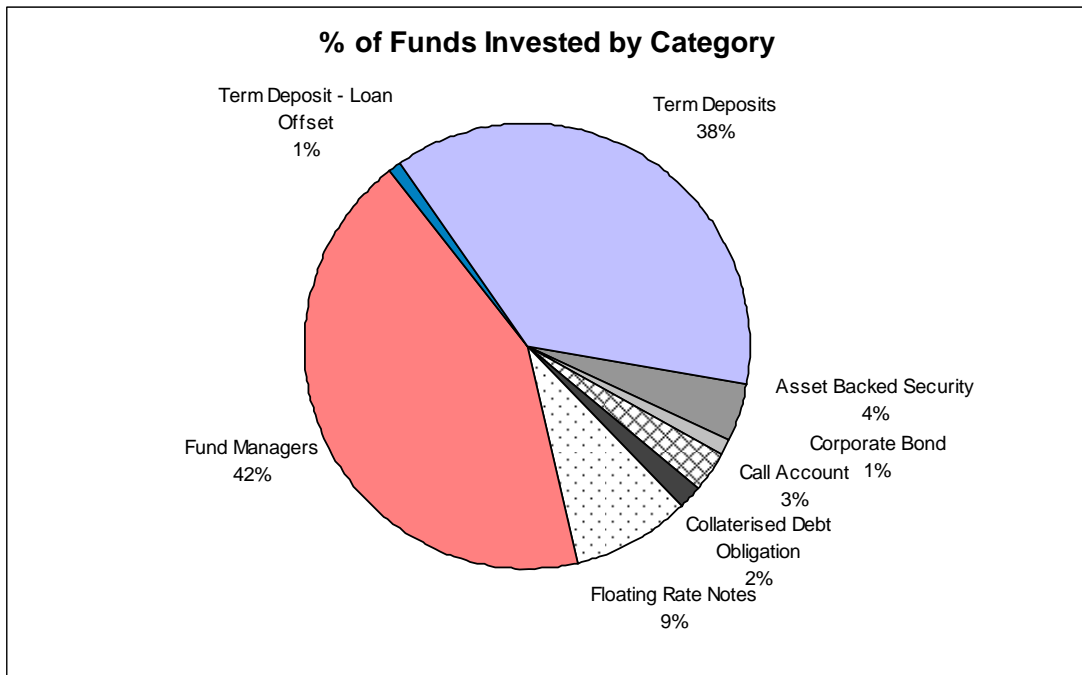
That in accordance with Section 625 of the Local Government Act 1993 the monthly investment report as at 31 August 2008 totalling \$114,468,754.96 be received and noted.

REPORT:

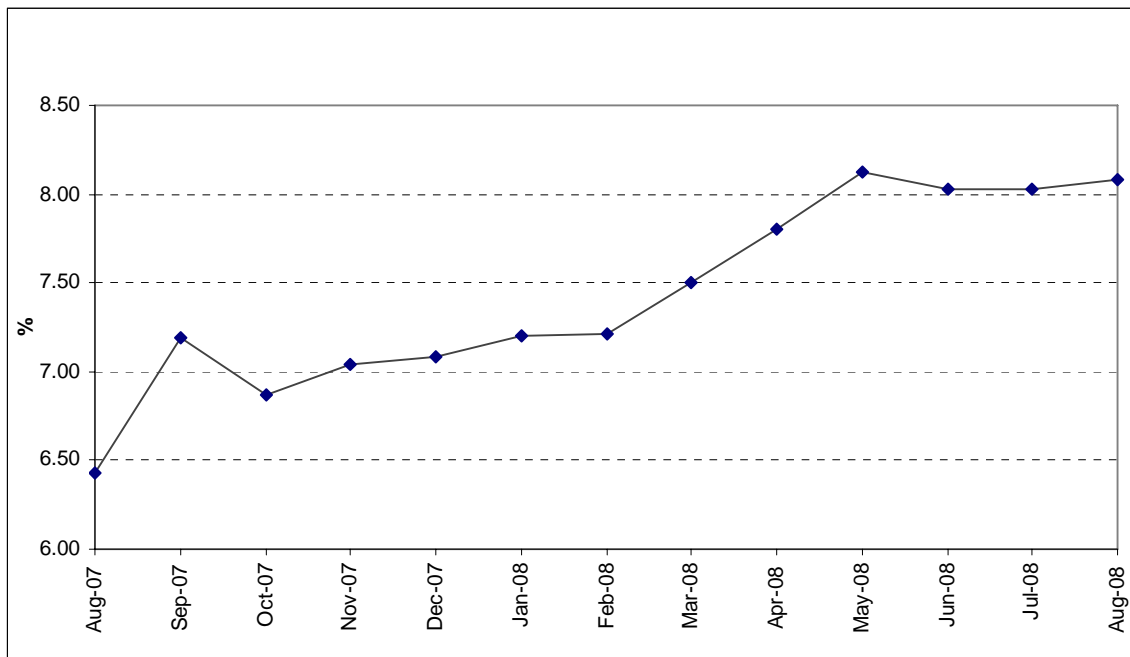
Report for Period Ending 31 August 2008

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

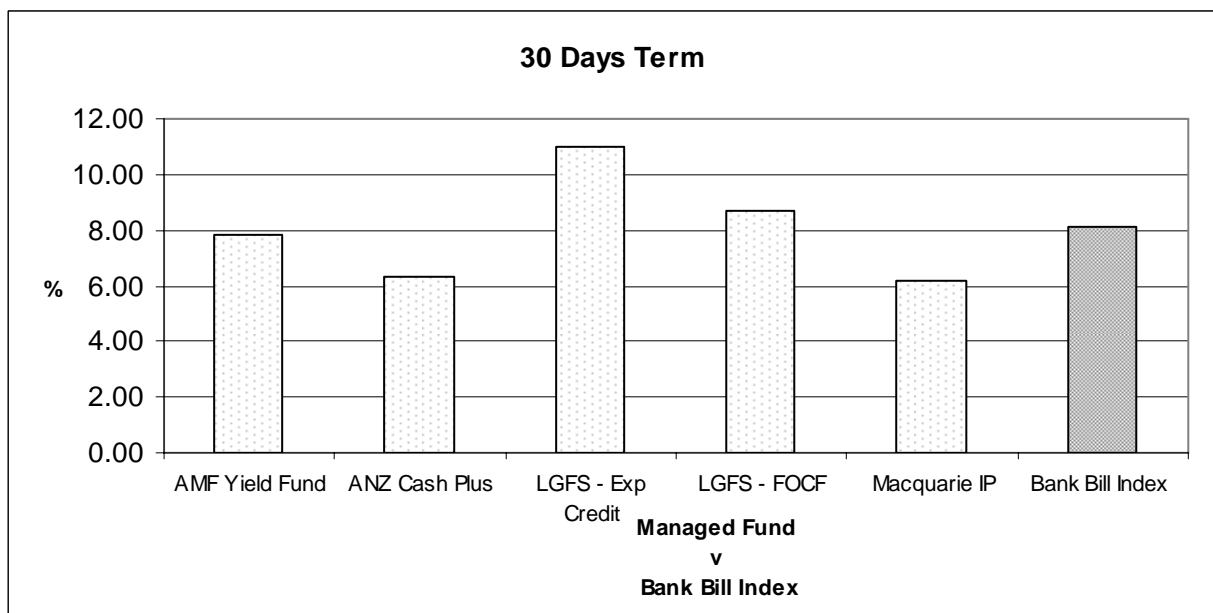
1. CURRENT INVESTMENT PORTFOLIO BY CATEGORY



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



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



4. FUND MANAGERS DETAILED INFORMATION

Fund	Credit Rating	Amount Invested	Percentage of Total Fund Managers	30 Day Return (Annualised) %	Distribution for Month/Quarter
AMF Yield Fund	AAA	\$11,019,741	22.42%	7.83	\$71,656
ANZ Cash Plus	AA	\$903,889	1.84%	6.31	\$4,688
LGFS - Exp Credit	n/a	\$6,006,913	12.22%	11.02	\$52,965
LGFS - FOCF	AA-	\$20,510,088	41.73%	8.68	Quarterly
Macquarie IP	A	\$10,714,697	21.80%	6.17	Quarterly
Total		\$49,155,327	100%		\$129,309

5. TERM DEPOSITS

Institution	Short Term Credit Rating	Amount Invested	Term	% Return	Estimated interest due on maturity \$
Adelaide Bank (interest rate resets every 90 days)	A2	\$3,000,000.00	90	8.050	59,547.95
Adelaide Bendigo Bank	A2	\$2,000,000.00	181	7.900	78,350.68
Bank of Queensland	A2	\$2,000,000.00	60	7.750	25,479.45
Bank of Queensland	A2	\$2,000,000.00	91	8.000	39,890.41
Bankwest	A1	\$5,000,000.00	91	8.150	101,595.89
Bankwest	A1	\$2,000,000.00	90	7.800	38,465.75
BankWest	A1	\$6,000,000.00	30	7.660	37,775.34
Citibank	A1+	\$2,000,000.00	90	8.360	41,227.40
Commonwealth Bank	A1+	\$993,000.00	182	7.895	39,091.28
Commonwealth Bank	A1+	\$3,500,000.00	overnight cash	6.950	
Illawarra Mutual Building Society Local		\$1,000,000.00	120	8.440	27,747.95
Government Financial Services	A	\$2,000,000.00	91	7.800	38,893.15
Macquarie Bank	A1	\$5,000,000.00	180	8.080	199,232.88
National Australia Bank	A1+	\$4,000,000.00	180	8.000	157,808.22
Suncorp Metway	A+	\$3,000,000.00	90	7.490	55,405.48
Suncorp Metway	A+	\$1,000,000.00	365	8.390	83,900.00
Suncorp Metway	A+	\$3,000,000.00	1095	8.300	747,000.00
	Total	47,493,000.00		Total	1,771,411.83

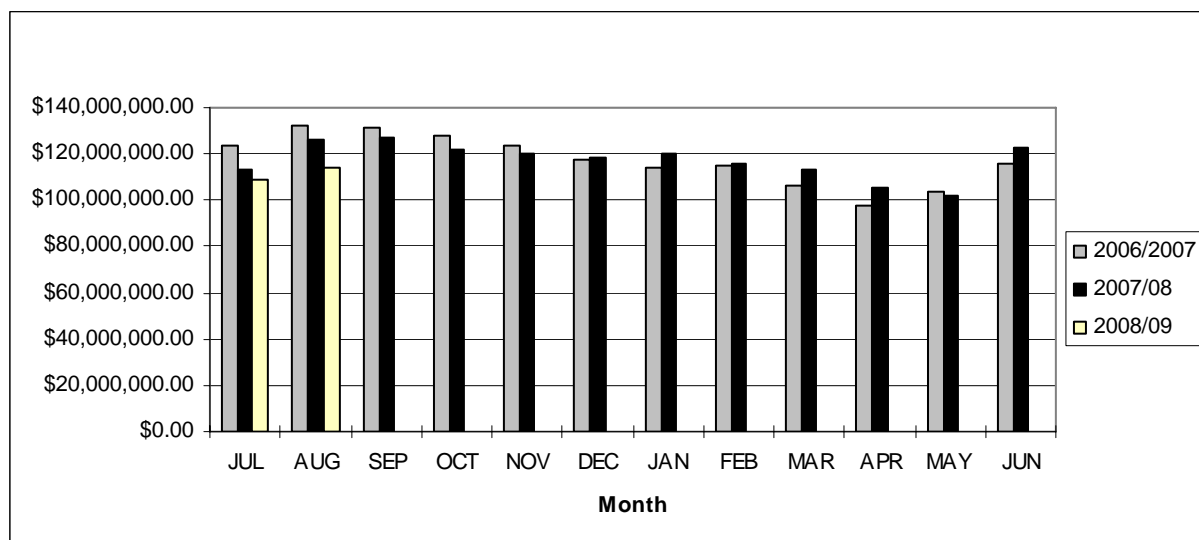
6. DIRECT SECURITIES

Counterparty	Marked to Market Value	Next Quarterly or Final Coupon	% Return	Direct Security Type	Direct Security Name
Macquarie	\$1,825,160.00	\$40,413.54	8.980	ABS	Members Equity Subordinated Debt
Merril Lynch	\$4,149,759.60	\$84,177.93	8.227	ABS	Argon Capital Shield Series 18
Westpac CDO	\$1,999,920.00	\$43,611.94	8.747	CDO	ANZ subordinated Debt
ANZ	\$977,688.00	\$18,468.38	7.577	FRN	Fixed Rate Note/Bond
ANZ	\$1,057,500.00	\$457,869.98	8.650	FRN	CBA Colonial
CBA	\$987,383.90	\$19,615.21	8.057	FRN	CBA Select Access
CBA	\$2,009,018.56	\$41,205.78	8.227	FRN	HSBC Notes
Deutsche Bank	\$908,655.00	\$18,529.09	8.270	FRN	NAB
Macquarie/HSBC	\$1,907,262.88	\$39,609.93	8.330	FRN	
NAB	\$1,987,410.19	\$37,607.79	7.590	FRN	

Legend:

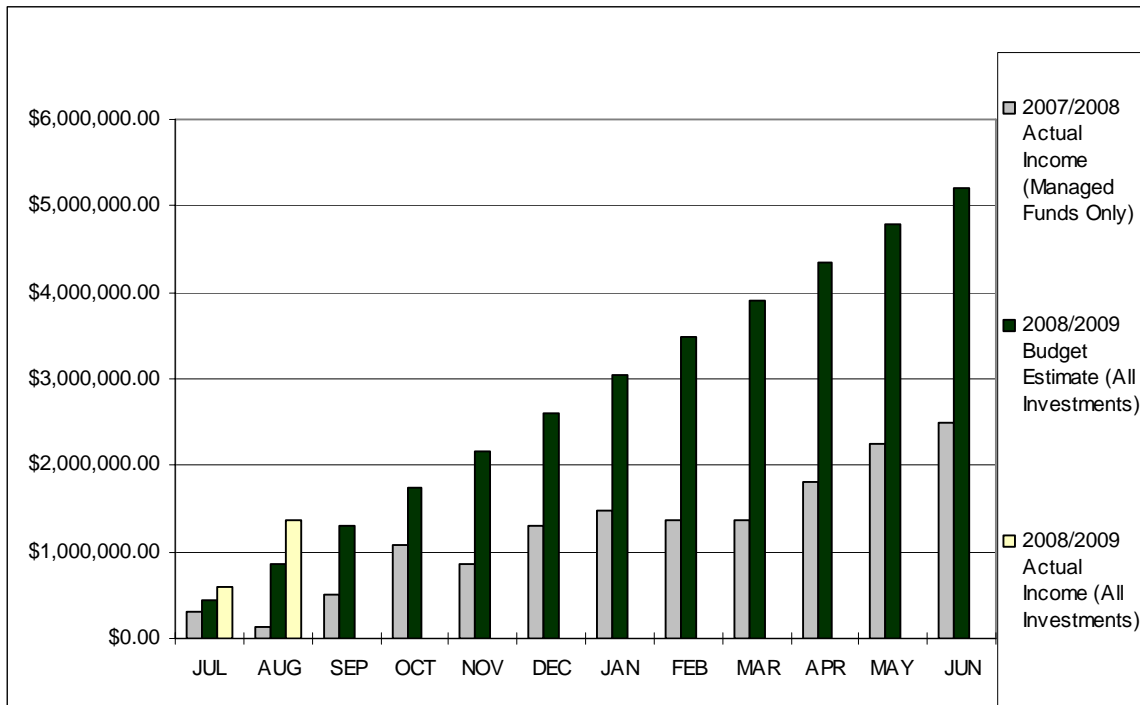
ABS = Asset Backed Security
 CDO = Collateralised Debt Obligation
 FRN = Floating Rate Note

7. TOTAL FUNDS INVESTED

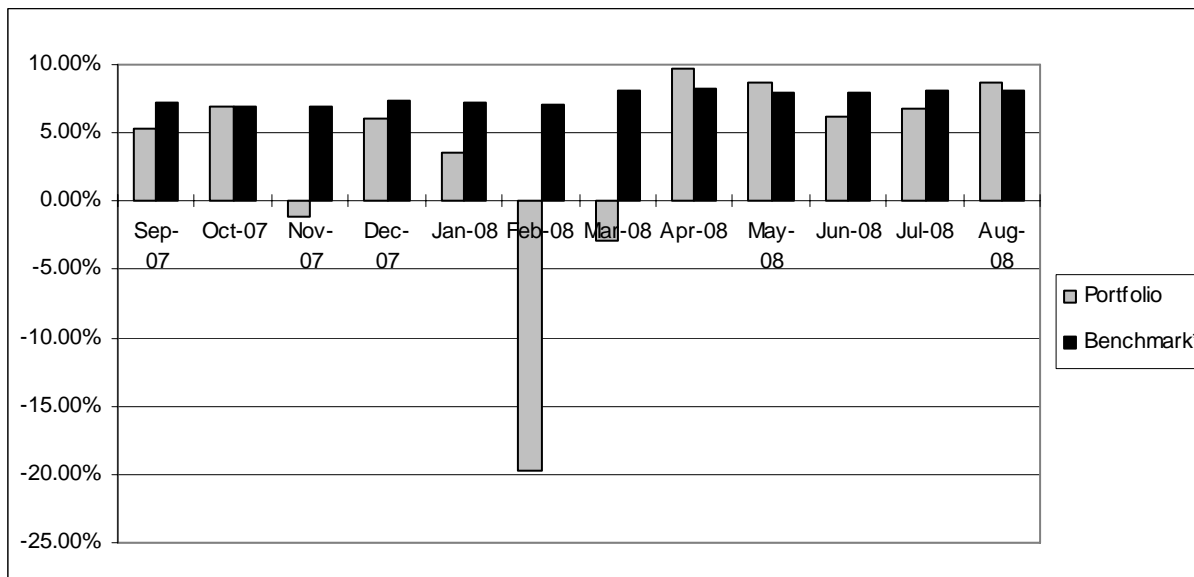


8. TOTAL PORTFOLIO INCOME

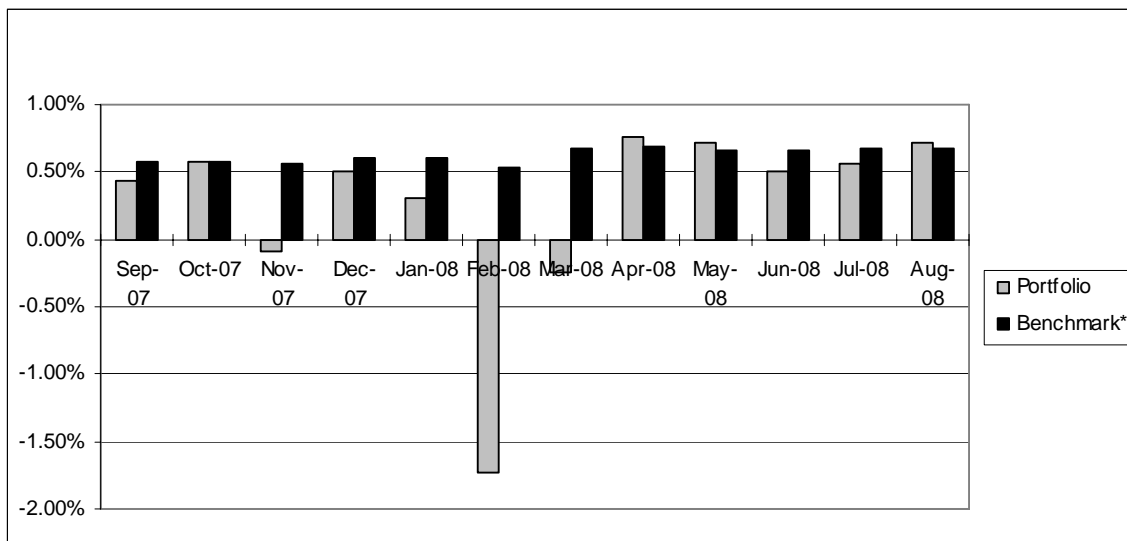
(Managed funds net distributions, term deposits accrued interest and direct securities accrued coupons)



9. PORTFOLIO PERFORMANCE -Current Month annualised return



10. PORTFOLIO PERFORMANCE - Current month actual return



11. MARKET COMMENTARY

Domestic Economy

The Reserve Bank of Australia (RBA) cut the official cash rate by 25 basis points to 7.00%. Tight financial conditions, higher fuel costs and lower asset values "have exerted the needed restraint on demand." Inflation is likely to remain relatively high in the short term even though overall economic growth will slow over the period ahead. The RBA will continue to assess prospects for demand and inflation and set monetary policy as needed to bring inflation back to the 2-3% target over time.

Global Economy

During August the Organisation for Economic Co-operation and Development (OECD) reported that OECD economies deteriorated through the middle of the year. Growth was only 0.2% in the June quarter, which was down from 0.5% in the March quarter and the slowest growth for five years. Annual growth declined from 2.5% over the year to the March quarter to 1.9% in the June quarter.

In the United States consumer prices rose at the fastest pace in 17 years, climbing 5.6%. Demand for housing continued to weakened, while existing home sales fell to a 10 year low. One third of all house sales were foreclosures or short sales, in which lenders take a loss on property.

The US Federal Reserve kept the benchmark interest rate at 2.00%, Bank of Japan left rates at 0.50% and Reserve bank of New Zealand cut the official cash rate to 8.00%.

Council's Investment Portfolio Performance

Term deposits and floating rate notes this month are again performing close to long term averages and continue to moderate the volatile returns experienced by the managed funds held in Council's investment portfolio. Council continues to reduce exposure to managed funds and the percentage of funds invested in managed funds is down to 42%. The managed funds Council retains are providing comparable returns to term deposits.

Extreme volatility is still apparent in financial markets, although the effects have been mitigated significantly this month in Council's investment portfolio by sourcing new term deposits and reducing the amount held in managed funds. On average term deposits returned 8% pa to Council during August.

One \$2m Collateralised Debt Obligation that Council held matured at the end of July. The only remaining CDO (Westpac Shield) Council holds will mature in December 2008.

The \$6m Argon Asset Backed Security is currently valued by Oakvale Capital at \$4,149,760 as the Helium component of this structured deal continues to decline in value on a marked to market basis.

The Portfolio Performance graph at Point 9 above shows 8.64% annualised return for the month of August. Council had \$114,468,755 invested as at 31 August 2008 and the net return on these funds was \$754,630 or 6.59% annualised for the month.

Source: Oakvale Capital Limited

12. INVESTMENT SUMMARY AS AT 31 AUGUST 2008

GENERAL FUND

COLLATERISED DEBT OBLIGATION	1,999,920.00	
CORPORATE BOND	1,057,500.00	
FLOATING RATE NOTE	8,777,418.53	
ASSET BACKED SECURITY	5,974,919.60	
FUND MANAGERS	5,685,262.26	
LOAN OFFSET	993,000.00	
TERM DEPOSITS	43,000,000.00	
CALL	3,500,000.00	70,988,020.39

WATER FUND

TERM DEPOSITS	0.00	
FUND MANAGERS	35,706,012.31	35,706,012.31

SEWERAGE FUND

TERM DEPOSITS	0.00	
FUND MANAGERS	7,774,722.26	7,774,722.26

TOTAL INVESTMENTS 114,468,754.96

It should be noted that the General Funds investments of \$70 million are not available to be used for general purpose expenditure. It is virtually all restricted by legislation and council resolution for such purposes as unexpended loans, developer contributions, unexpended grants and various specific purpose reserves such as domestic waste, land development and employee leave entitlements.

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

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

M. Charles

Chief Financial Officer (Responsible Accounting Officer)

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).*

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**O2 [EO-OC] EC2007-032 Supply & Delivery of Bulk Fuels - Schedule A
Supplier Costs Annual Review**

ORIGIN:

Contracts

FILE NO:

SUMMARY OF REPORT:

The initial twelve (12) months of the three (3) year contract term for the Supply and Delivery of Bulk Fuels to Council's Works Depots expires on the 30 September 2008. Provision exists under the terms of the contract for the annual review of Component A : (Suppliers Costs) of the tender schedule.

The bulk fuel supply contract was negotiated as a non exclusive arrangement with Reliance Petroleum and Caltex Australia as the nominated suppliers.

Advice has been received from Reliance and Caltex on the Component A charges that will apply for each delivery location for the period 1 October 2008 until the 30 September 2009.

RECOMMENDATION:

That Council receives and notes the information provided regarding EC2007-032 Supply and Delivery of Bulk Fuels - Schedule A Supplier Costs Annual Review.

REPORT:

The initial twelve (12) months of the three (3) year contract term for the Supply and Delivery of Bulk Fuels to Council's Works Depots expires on the 30 September 2008.

For Council information the bulk fuel supply contract was negotiated as a non exclusive arrangement with Reliance Petroleum and Caltex Australia as the nominated suppliers.

The tender was separated into two schedules, Schedule A which detailed all Supplier Costs that would be applied to each delivery location and Schedule B detailing all Government and Excise charges that would be applied. Schedule A costs include freight charges, profit margin, credit fees and the actual fuel cost as identified by the Terminal Gate Price (TGP) for the Reliance products or the Caltex Referencing Price (CRP) for the Caltex products. Schedule B (Government and Excise charges) included GST, NSW Fuel Zone Subsidy and the set Federal Government excise fee.

The Schedule A and B price streams are coupled together to give a comparable cent per litre purchase price with purchasing decisions made accordingly.

Provision exists under the terms of the contract for the annual review of Component A: (Suppliers Costs) of the tender schedule.

Advice has been received from Reliance and Caltex on the Component A charges that will apply for each delivery location for the period 1 October 2008 until the 30 September 2009.

LEGAL/RESOURCE/FINANCIAL IMPLICATIONS:

Nil.

POLICY IMPLICATIONS:

Nil.

UNDER SEPARATE COVER/FURTHER INFORMATION:

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1. Supplementary Confidential Attachment (DW 1897418)
-

O3 [EO-OC] EC2008-102 Drilling & Blasting of Council Quarries**ORIGIN:****Contracts****FILE NO: EC2008-102****SUMMARY OF REPORT:**

Council has prepared a tender for Drilling & Blasting of Council Quarries over a two (2) year contract period with an optional one (1) year extension. The work has been identified as an important component of Councils Quarry Operations.

This report provides a recommendation on the preferred tenderer. Recommendations have been formulated based on the Selection Criteria which is contained in the Tender Evaluation, Pricing Report included in **CONFIDENTIAL ATTACHMENT A**. A summary of the Selection Criteria is also included in the body of this report. It is recommended that Council accepts the tender of Donnelly Blasting Services for the Schedule of Rates offered.

RECOMMENDATION:**That:-**

- 1. The Schedule of Rates tendered by Donnelly Blasting Services in relation to EC2008-102 Drilling and Blasting of Council Quarries, be accepted.**

- 2. ATTACHMENT A is CONFIDENTIAL in accordance with Section 10A(2)(c) or Section 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 EC2008-102 - Drilling & Blasting of Council Quarries invited responses for the provision of all labour, plant & equipment to perform Drilling and Blasting operations at Councils various quarries within the Shire.

Tenders Received

A total of two (2) responses were received for tender EC2008-102 - Drilling & Blasting of Council Quarries.

- Donnelly Blasting Services
- Pacific Drilling & Blasting

Selection Criteria

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

No	Criteria	Weighting
1	Value for Money (Schedule of Rates)	50%
2	OH&S & Risk Management	15%
3	Environment & Quality Systems	15%
4	Previous Experience & Economic Stability	15%
5	Key Site Personnel (Technical Experience)	5%

Tender Evaluation

The tender evaluation was conducted by Council's Tender Assessment Panel, consisting of the Quarry Technical Officer and two Contract Engineers. 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 the economic advantage and satisfactory completion of previous contracts, it is recommended that Tenderer Donnelly Blasting Services be nominated for EC2008-102 - Drilling & Blasting of Council Quarries.

Details of Donnelly Blasting Service's 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 2008/2010 Quarry Operations Budget.

Purchase Orders will be raised against the respective Quarry project numbers as work is required throughout the contract period.

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. **SUPPLEMENTARY CONFIDENTIAL ATTACHMENT A** - EC2008-102 Drilling & Blasting of Council Quarries - (DW 1890256).
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O4 [CNR-OC] EC2008-105 Stotts Creek Solid Waste Landfill – Stage 4 Landfill Development**ORIGIN:****Contracts****SUMMARY OF REPORT:**

This report outlines the tender for Stotts Creek Solid Waste Landfill - Stage 4 Landfill Development.

This report provides a recommendation on the preferred tenderer. Recommendations have been formulated based on the Selection Criteria which is contained in the Tender Evaluation, Pricing Report included in **CONFIDENTIAL ATTACHMENT A**. A summary of the Selection Criteria is also included in the body of this report. It is recommended that Council accepts the tender of Turner Civil Works Pty Ltd for Stotts Creek Solid Waste Landfill - Stage 4 Landfill Development.

RECOMMENDATION:**That:**

- 1. In response to tender EC2008-105 Stotts Creek Solid Waste Landfill - Stage 4 Landfill Development, the tender from Turner Civil Works Pty Ltd be accepted to the value of \$427,959.09 exclusive of GST.**
- 2. The General Manager be given delegated authority to approve variations up to 20% above the initial contract price, inclusive of GST. Any variations shall be reported to Council on a quarterly basis.**
- 3. ATTACHMENT A is CONFIDENTIAL in accordance with Section 10A(2)(c) or Section 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:**
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 - (iii) reveal a trade secret**

REPORT:**Background**

Council Tender EC2008-105 - Stotts Creek Solid Waste Landfill - Stage 4 Landfill Development invited responses for the provision of all labour, plant and equipment to perform an earthwork based contract within Councils Stotts Creek Waste Facility.

The Stage 4 Development has been planned to be constructed before the current Stage 3 Landfill site reaches its capacity. The work is expected to take 12 weeks from the date of site possession to the awarded contractor.

Tenders Received

A total of four (4) responses were received for tender EC2008-105 - Stotts Creek Solid Waste Landfill - Stage 4 Landfill Development.

Harding's Earthmoving
BMD Constructions Pty Ltd
MJ & SL Seery Excavations Pty Ltd
Turner Civil Works Pty Ltd

Selection Criteria

The selection criteria and weightings below were determined prior to issue of the Tender:

No	Criteria	Weighting
1	Value for Money (Based on lump sum amount)	50%
2	OH&S & Risk Management	15%
3	Environment & Quality Systems	15%
4	Previous Experience & Economic Stability	15%
5	Key Site Personnel (Technical Experience)	5%

Tender Evaluation

The tender evaluation was conducted by Council's Tender Assessment Panel, consisting of the Acting Waste Coordinator and two Contract Engineers. 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 the economic advantage and satisfactory completion of previous contracts, it is recommended that Turner Civil Works Pty Ltd be nominated for EC2008-105 - Stotts Creek Solid Waste Landfill - Stage 4 Landfill Development.

Details of Turner Civil Works Pty Ltd relative competitiveness is shown in the Evaluation Report included in **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 Council's 2008/2009 Budget for Waste Management activities.

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. **SUPPLEMENTARY CONFIDENTIAL ATTACHMENT A**
EC2008-105 Stotts Creek Solid Waste Landfill – Stage 4 Landfill Development
(DW 1896917)
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O5 [CNR-OC] Consultancy Tender Report - Environmental Assessment - Eviron Road Quarry and Landfill Proposal**ORIGIN:****Waste Management, Contracts****FILE NO: HC2008-112****SUMMARY OF REPORT:**

This report outlines a tender seeking submissions from appropriately qualified and experienced Consultants. The tender brief is to prepare an Environmental Assessment for the Eviron Road Quarry & Landfill Proposal. Recommendations have been formulated based on the Selection Criteria and Pricing Evaluation included in **CONFIDENTIAL ATTACHMENT A**. A summary of the Selection Criteria is also included in the body of this report. It is recommended that Council accepts the tender from GHD for preparation of an Environmental Assessment for the Eviron Road Quarry & Landfill Proposal.

RECOMMENDATION:**That:**

1. The tender from GHD for HC2008-112 Environmental Assessment-Eviron Road Quarry and Landfill Proposal be accepted to the value of \$357,505.25 exclusive of GST, including \$84,898 for preliminary and scope of works for the Quarry.
2. The General Manager be given delegated authority to approve variations up to 20% above the initial contract price (up to a maximum of \$150,000, inclusive of GST). 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

The objective of Tender HC2008-112 (Environmental Assessment – Eviron Road Quarry & Landfill Proposal) is to engage an appropriately qualified and experienced consultant to prepare an Environmental Assessment in accordance with the *Environmental Planning and Assessment Act 1979* for Councils proposed Eviron Road Quarry and Landfill site.

Tenders Received

A total of eleven (11) responses were received for tender HC2008-112 - Environmental Assessment – Eviron Road Quarry & Landfill Proposal by the closing time of 4:00PM on 17 September 2008.

- Complete
- Eviron
- Environment & Design
- Geolink
- GHD
- Land Partner
- LEGS
- Maunsell
- MWH
- Parson Brinkerhoff
- SMEC

A late tender was received from TPG. The submission is considered Non-Conforming. TPG emailed their submission at 3:32PM but emailed submissions are not acceptable under Tweed Shire Councils Tendering Policy and the Conditions of Tendering.

Selection Criteria

The selection criteria & weightings below were determined prior to Tender advertisement

No	Criteria	Weighting
1	Relevant experience (previous work of this type)	10%
2	Track record (general reputation for work competence, capacity)	10%
3	Technical skills (people, systems, specific abilities)	20%
4	Management (organisation, acceptable insurance, economic stability, quality system)	15%
5	Methodology (how project is to be tackled, scope of work)	15%
6	Time performance (as proposed for project - likelihood of meeting it)	10%
7	Submission Price	20%

Tender Evaluation

The tender evaluation was conducted by Council's Tender Evaluation Panel, consisting of the Waste Management Coordinator, a Waste Management Officer, an Environmental Scientist and a Contracts Engineer. 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 economic advantage and conformity of submission, it is recommended that GHD be nominated for HC2008-112 (Environmental Assessment – Eviron Road Quarry & Landfill Proposal).

Details of GHD's 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 Councils 2008/2009 Waste Management Budget

POLICY IMPLICATIONS:

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

LEGAL/RESOURCE/FINANCIAL IMPLICATIONS:

Nil.

POLICY IMPLICATIONS:

Nil.

UNDER SEPARATE COVER/FURTHER INFORMATION:

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1. **CONFIDENTIAL ATTACHMENT A** - Supplementary - CH2008-112 - Environmental Assessment - Eviron Road Quarry & Landfill Proposal (DW 1901866)
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O6 [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:-

- 1. Murwillumbah Churches of Christ on behalf of the Ministers Fraternal, provides the Murwillumbah Civic Centre free of charge for the Combined Christmas Carols on 13 and 14 December 2008, and that Council's support is recognised with the following acknowledgement "*This programme has been supported by Tweed Shire Council*".**
- 2. Twin Towns Friends Association Inc, provides the South Tweed Community Hall free of charge for special activities on 18 March, 14 May, 20 May, 15 July and 3 November 2009 and the HACC Centre at South Tweed Heads for meetings and training on 11 February, 11 March, 8 April, 13 May, 10 June, 8 July, 12 August, 9 September, 14 October, 11 November and 9 December 2009, 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?
Murwillumbah Churches of Christ on behalf of Ministers Fraternal	Request fee be waived for hire of Murwillumbah Civic Centre for the Combined Christmas Carols on 14 December 2008 (includes 2 hrs set up on 13 December 2008)	\$224.70	That the fee of \$224.70 be waived.	Yes
Twin Towns Friends Association Inc	Request fee be waived for hire of South Tweed Community Centre for special activities on 18 March, 14 May, 20 May, 15 July and 3 November 2009 and the HACC Centre at South Tweed Heads for meetings and training on 11 February, 11 March, 8 April, 13 May, 10 June, 8 July, 12 August, 9 September, 14 October, 11 November and 9 December 2009.	\$663.90	That the fee of \$663.90 be waived.	Yes. Volunteer organisation undertaking significant work with the aged. As a volunteer organisation they do not receive any external funding.

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:

*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. Murwillumbah Churches of Christ (DW1882011)
 2. Twin Towns Friends Association Inc (DW1893522)
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07 [CNR-OC] Northern Rivers Catchment Management Authority Contract IS7-8-AG237-30 - Threatened Species & Endangered Ecological Communities Recovery – Lower Tweed Range

ORIGIN:

Natural Resource Management

SUMMARY OF REPORT:

Tweed Shire Council has been awarded a \$50,000 grant from the Northern Rivers CMA for the project **Threatened Species and Endangered Economic Communities Recovery – Lower Tweed Range**. In accordance with the contract, a further \$20,000 will be contributed to the project from Council's Biodiversity Program. Project partners include: Tweed Shire Council, Northern Rivers Catchment Management Authority (NRCMA), Tweed Landcare Inc., and bushland regeneration contractors.

The project will implement restoration works at remnants on private and public land targeting Endangered Ecological Communities at sites in the lower Tweed Range area. The project includes follow-up works at sites secured under existing landholder agreements as part of previous 2005/08 NRCMA multi-species (flora) recovery projects and new works at a number of selected sites.

RECOMMENDATION:

That Council accepts the grant of \$50,000 from the Northern Rivers Catchment Management Authority in accordance with Contract IS7-8-AG237-30 - Threatened Species & Endangered Ecological Communities Recovery – Lower Tweed Range, and votes the expenditure.

REPORT:

Tweed Shire Council has been awarded a \$50,000 grant from the Northern Rivers CMA for the project **Threatened species and EEC Recovery – Lower Tweed Range**. In accordance with the contract, a further \$20,000 will be contributed to the project from Council's Biodiversity Program. Project partners include: Tweed Shire Council, Northern Rivers CMA, Tweed Landcare Inc., and bushland regeneration contractors.

The project will implement restoration works at remnants on private and public land targeting Endangered Ecological Communities at sites in the lower Tweed Range area. The project includes follow-up works at sites secured under existing landholder agreements as part of previous 2005/08 NRCMA multi-species (flora) recovery projects and new works at a number of selected sites.

A copy of the contract is attached.

LEGAL/RESOURCE/FINANCIAL IMPLICATIONS:

\$20,000 will be contributed to the project from Council's Biodiversity Program which is approved under the current budget.

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. Copy of Contract IS7-8-AG237-30 (DW 1849540)
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