



TWEED
SHIRE COUNCIL

Mayor: Cr G Bagnall

Councillors: P Youngblutt (Deputy Mayor)
C Byrne
B Longland
K Milne
W Polglase

Agenda

Ordinary Council Meeting Thursday 16 July 2015

held at Murwillumbah Cultural and Civic Centre
commencing at 5.00pm

COUNCIL'S CHARTER

Tweed Shire Council's charter comprises a set of principles that are to guide Council in the carrying out of its functions, in accordance with Section 8 of the Local Government Act, 1993.

Tweed Shire Council has the following charter:

- to provide directly or on behalf of other levels of government, after due consultation, adequate, equitable and appropriate services and facilities for the community and to ensure that those services and facilities are managed efficiently and effectively;
- to exercise community leadership;
- to exercise its functions in a manner that is consistent with and actively promotes the principles of multiculturalism;
- to promote and to provide and plan for the needs of children;
- to properly manage, develop, protect, restore, enhance and conserve the environment of the area for which it is responsible, in a manner that is consistent with and promotes the principles of ecologically sustainable development;
- to have regard to the long term and cumulative effects of its decisions;
- to bear in mind that it is the custodian and trustee of public assets and to effectively account for and manage the assets for which it is responsible;
- to facilitate the involvement of councillors, members of the public, users of facilities and services and council staff in the development, improvement and co-ordination of local government;
- to raise funds for local purposes by the fair imposition of rates, charges and fees, by income earned from investments and, when appropriate, by borrowings and grants;
- to keep the local community and the State government (and through it, the wider community) informed about its activities;
- to ensure that, in the exercise of its regulatory functions, it acts consistently and without bias, particularly where an activity of the council is affected;
- to be a responsible employer.

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CONFIRMATION OF MINUTES

- 1 [CONMIN-CM] Confirmation of Minutes of Ordinary and Confidential Council Meeting held Thursday 18 June 2015

SUBMITTED BY: Corporate Governance



Civic Leadership

LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:

- 1 Civic Leadership
 - 1.2 Improve decision making by engaging stakeholders and taking into account community input
 - 1.2.2 Decisions made relating to the allocation of priorities will be in the long-term interests of the community
-

The Minutes of the Ordinary and Confidential Council Meeting held Thursday 18 June 2015 are attached for information and adoption by Council.

RECOMMENDATION:

That:

1. **The Minutes of the Ordinary and Confidential Council Meetings held Thursday 18 June 2105 be adopted as a true and accurate record of proceedings of that meeting.**
2. **ATTACHMENT 2 is CONFIDENTIAL in accordance with Section 10A(2) of the Local Government Act 1993, because it contains:-**
 - (f) matters affecting the security of the council, councillors, council staff or council property.

REPORT:

As per Summary.

COUNCIL IMPLICATIONS:

a. Policy:

Code of Meeting Practice Version 2.5.

b. Budget/Long Term Financial Plan:

Not applicable.

c. Legal:

Not Applicable.

d. Communication/Engagement:

Inform - We will keep you informed.

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).*

Attachment 1 Minutes of the Ordinary Council Meeting held Thursday 18 June 2015 (ECM 3708268).

(Confidential) Attachment 2 Minutes of the Confidential Council Meeting held Thursday 18 June 2015 (ECM 3708240).

2 [CONMIN-CM] Confirmation of the Ordinary Minutes of Council Meeting held Thursday 2 July 2015

SUBMITTED BY: Corporate Governance



Civic Leadership

LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:

- 1 Civic Leadership
 - 1.2 Improve decision making by engaging stakeholders and taking into account community input
 - 1.2.2 Decisions made relating to the allocation of priorities will be in the long-term interests of the community
-

The Minutes of the Ordinary Council Meeting that follows the Planning Committee, which was held on Thursday 2 July 2015 are attached for information and adoption by Council.

RECOMMENDATION:

That the Minutes of the Ordinary Council Meetings held Thursday 2 July 2015 be adopted as a true and accurate record of proceedings of that meeting.

REPORT:

As per Summary.

COUNCIL IMPLICATIONS:

a. Policy:

Code of Meeting Practice Version 2.5.

b. Budget/Long Term Financial Plan:

Not applicable.

c. Legal:

Not Applicable.

d. Communication/Engagement:

Inform - We will keep you informed.

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Attachment 1

Minutes of the Ordinary Council Meeting held Thursday 2 July 2015 (ECM 3720686).

SCHEDULE OF OUTSTANDING RESOLUTIONS

3 [SOR-CM] Schedule of Outstanding Resolutions



Civic Leadership

LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:

- 1 Civic Leadership
 - 1.2 Improve decision making by engaging stakeholders and taking into account community input
 - 1.2.1 Council will be underpinned by good governance and transparency in its decision making process
-

CODE OF MEETING PRACTICE:

Section 2.8 Outstanding Resolutions

No debate is to be allowed on Outstanding Resolutions. Any changes to or debate on Outstanding Resolutions should only be by way of a Notice of Motion or a report to Council.

19 SEPTEMBER 2013

ORDERS OF THE DAY

4 [NOM-Cr B Longland] Aboriginal Employment Strategy

NOTICE OF MOTION:

532

**Cr B Longland
Cr K Milne**

RESOLVED that an Aboriginal Employment Strategy be developed as part of Council's Equal Employment Opportunity Management Plan which sets appropriate targets for aboriginal employment participation in the organisation and includes annual reporting against these targets. The Aboriginal Employment Strategy should also be included as an element of the yet to be developed Reconciliation Action Plan.

Current Status: Initial discussions have been held however, awaiting finalisation of a Memorandum of Understanding and Reconciliation Action Plan to progress the development of an Aboriginal Employment Strategy. In the interim, in liaison with the Aboriginal Advisory Committee, targeted specific strategies are being trialled for aboriginal employment.

21 AUGUST 2014

REPORTS FROM THE DIRECTOR ENGINEERING

18 [E-CM] Coal Seam Gas Free Signage

469

Cr K Milne

Cr M Armstrong

RESOLVED that:

1. Council approves the installation of eleven of the thirteen proposed coal Seam Gas Free signs.
2. The signs referred to in 1 above contain the words "Gas Field Free" or "Tweed Shire - Gas Field Free", depending on available space.
3. Council:
 - a. Undertakes further investigation to identify whether there is any Council owned land or supportive private landholders where it would be appropriate to install further signs at the three entrances (M1, Gold Coast Highway, Wharf Street) to north of the Shire and South Tweed Heads, and
 - b. Brings back a supplementary report.

Current Status: In relation to 1 and 2 signs have been installed. In relation to Item 3 further site investigations are in progress.

ORDERS OF THE DAY

44 [NOM] Concept Plans and Cost Estimates - Murwillumbah

NOTICE OF MOTION:

501

Cr G Bagnall

Cr K Milne

RESOLVED that:

1. Council prepares concept plans and cost estimates for the following:
 - a) Removal of the South Murwillumbah car park, located on the corner of River Street and Alma Street and replacement with a park; and

- b) The establishment of a park on the Council owned vacant land located in River Street, South Murwillumbah (opposite Holstons Lane) including a small unsealed car park.
2. The concept plans and cost estimates are to be reported back to Council for consideration.

Current Status: Concept plans and costs estimates to be prepared following the completion of the Knox Park upgrade design and Murwillumbah Library landscaping projects.

18 SEPTEMBER 2014

26 [NOM] Welcome to Tweed Shire Signs

NOTICE OF MOTION:

549

**Cr K Milne
Cr M Armstrong**

RESOLVED that Council brings forward a report on:

1. Including reference to 'The Green Cauldron, A National Iconic Landscape' on existing "Welcome to the Tweed Shire" signs at the main entrances to the Shire,
2. Installing "Welcome to the Tweed Shire" signs at the north of the Shire including on the M1 Freeway, the Gold Coast Highway and Wharf St, including reference to 'The Green Cauldron, A National Iconic Landscape', and consultation with the Aboriginal Advisory Committee to include the Aboriginal Welcome/acknowledgement of Country.
3. Options for appropriate wording, e.g. the heart of/the centre of, and pictorial graphics.
4. This be considered in conjunction with the resolution of 23 January 2014 regarding Entry Statements to the Tweed Shire.

Current Status: To be actioned first quarter 2015-2016 with a report to Council by September 2015.

20 NOVEMBER 2014

ORDERS OF THE DAY

40 [NOM] Lighting to Chinderah Bay Drive Bus Shelters

NOTICE OF MOTION:

671

**Cr M Armstrong
Cr K Milne**

RESOLVED that Council brings back a report to a future Council meeting with respect to providing lighting to bus shelters in the Shire and identify prioritised bus shelters.

Current Status: There are currently a large number of projects and tasks to be undertaken in the Traffic Section which is preventing an opportunity to complete this report. As a full time Road Safety Officer has been appointed, it is anticipated that the report can be prioritised.

42 [NOM] A-Frame Signs

NOTICE OF MOTION:

675

**Cr B Longland
Cr M Armstrong**

RESOLVED that Council officers bring forward a report with regulatory options that might be considered in limiting the proliferation of A-frame signage on Council land adjacent to our road network.

Current Status: To be addressed in Planning Reforms Work Program 2015/2016.

11 DECEMBER 2014

REPORTS FROM THE DIRECTOR PLANNING AND REGULATION

7 [PR-CM] Animal Management Policy and Practices - Review of Council's Pound Operations - Updated Report

691

**Cr M Armstrong
Cr P Youngblutt**

RESOLVED that:

1. Council receives and notes the outcomes of meeting held between Council and Friends of the Pound on 27 November 2014 in terms of alternative proposals for the review of Council's Pound operations; and
2. The officers submit a further report on a preferred proposal in early 2015.

Current Status: An expression of interest process seeking suitable candidates for a new re-homing service at Council's Pound closed on 29 May 2015. A Councillor Workshop on the EOI process will be held on 9 July 2015. Further report will then be submitted to Council.

19 MARCH 2015

ORDERS OF THE DAY

48 [NOM] Tweed Coast Koala Distribution

177

**Cr G Bagnall
Cr B Longland**

RESOLVED that Council, as part of its preparations to resurvey the Tweed Coast Koala population, investigates and reports on the possible use of drone technology, similar to that recently employed by researchers from Queensland University of Technology, to establish the size and distribution of the Tweed Coast koala population.

Current Status: Survey has commenced and it is expected that a report will be available at the end of 2015.

21 MAY 2015

ORDERS OF THE DAY

41 [NOM] Holiday Letting/Tourist Accommodation

291

**Cr W Polglase
Cr P Youngblutt**

RESOLVED that:

1. Council defers full enforcement action against existing operators of short term rental accommodation in the Shire until the Local Environmental Plan (LEP) amendment proposed at paragraph 3 is dealt with.
-

2. A meeting be convened which includes Councillors, Council staff, representatives of the short term rental accommodation industry and affected ratepayer/resident groups. The purpose of this meeting is to inform the process of developing a code of conduct for the industry while recognising its importance to the realisation of the Tweed's tourism potential.
3. Council processes an LEP amendment which can support the continuation of the holiday let industry in its current form.

Current Status: Report to be submitted to August Council meeting.

18 JUNE 2015

REPORTS FROM THE DIRECTOR COMMUNITY AND NATURAL RESOURCES

16 [CNR-CM] Impact of Cats on Native Fauna - Preliminary Report

328

Cr K Milne

Cr P Youngblutt

RESOLVED that a workshop be conducted with Councillors to explore the options and possible actions and resource implications of managing cats in Tweed Shire.

Current Status: Workshop scheduled for 23 July 2015.

ORDERS OF THE DAY

33 [NOM] 2016 Local Government Aboriginal Network Conference

349

Cr G Bagnall

Cr K Milne

RESOLVED that in recognition of Tweed Shire Council's successful submission to host the 2016 Local Government Aboriginal Network Conference, the Aboriginal Advisory Committee be invited to submit requests for works or projects in order of priority, that they would like to see completed before the delegates arrive.

Current Status: Referred to Aboriginal Advisory Committee for submission of suitable projects. A report will be submitted to a future Council Meeting.

MAYORAL MINUTE

4 [MM-CM] Mayoral Minute for June 2015

SUBMITTED BY: Cr G Bagnall, Mayor

Valid



Civic Leadership

LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:

- 1 Civic Leadership
 - 1.2 Improve decision making by engaging stakeholders and taking into account community input
 - 1.2.2 Decisions made relating to the allocation of priorities will be in the long-term interests of the community
-

Councillors

The Mayor advised the meeting of the passing on 17 June 2015 of Ron Clarke (former Mayor of Gold Coast from March 2004 to February 2012). Mr Clarke was a remarkable middle and long distance runner and was notable for setting seventeen world records. During his term as Mayor, Mr Clarke was part of the lobbying team that secured the 2018 Commonwealth Games for the Gold Coast.

One minutes silence will be observed as a mark of respect.

COMMITTEE MEETINGS

Attended by the Mayor

- 5 June NOROC meeting – Ballina Council Chambers, Corner Tamar and Cherry Streets, Ballina.
 - 10 June Tweed River Committee – Canvas and Kettle, Murwillumbah Civic Centre.
 - 26 June Aboriginal Advisory Committee – Minjungbal Museum and Cultural Centre, Corner Kirkwood Road and Duffy Street, Tweed Heads.
-

INVITATIONS / MAYORAL REPRESENTATION:

Attended by the Mayor

- 1 June Opening of new water playground – Big 4 Tweed Billabong Holiday Park, 30 Holden Street, Tweed Heads South.
-

- 3 June Meeting on the closure of the Murwillumbah Hospital Birthing Unit – Murwillumbah Hospital, Ewing Street, Murwillumbah.
- 3 June Public meeting regarding the proposed airport development – South Tweed Community Centre, Heffron Street, Murwillumbah.
- 5 June Cooly Rocks On VIP Breakfast – Kirra Community Centre, Corner Garrick Street and Powell Crescent, Coolangatta QLD. Cr Longland also attended.
- 7 June World Environment Day Festival – Knox Park, Murwillumbah. Crs Longland and Milne also attended.
- 10 June 100 Years of Women in Policing Baton Relay – Point Danger, Tweed Heads.
- 11 June Breakfast to celebrate the beautification of Bay Street – Bay Street, Tweed Heads. Cr Longland also attended.
- 13 June ‘Look Up’ Beautifying Main Street Trades Day – Main Street, Murwillumbah.
- 19 June Murwillumbah High School presents Arts Week 2015 – Murwillumbah High School, Riverview Street, Murwillumbah.
- 24 June Plaque dedication – Memorial, Murphy’s Road, Cudgen.
- 24 June Jarjums on Country Gathering – Murwillumbah Community Centre, Nullum Street, Murwillumbah.
- 25 June Public Meeting on Cobaki Development – South Sea Islander Room, Tweed Civic Centre, Tweed Heads. Crs Byrne, Longland and Milne also attended.
- 26 June Headspace Tweed Heads Launch – 145 Wharf Street, Tweed Heads.
- 27 June Community Meeting on the closure of the Murwillumbah Birthing Unit – Murwillumbah Community Centre, Nullum Street, Murwillumbah. Crs Byrne and Milne also attended.
- 27 June Community Meeting on Mooball Planning Development – Victory Hotel, Tweed Valley Way, Mooball. Crs Longland and Milne also attended.
- 27 June Official opening of Jim Devine fields amenities block – Murwillumbah Football Club, Mooball Street, Murwillumbah.
- 30 June Community Meeting on The Bowls Club – Murwillumbah Golf Club, 233 Byangum Road, Murwillumbah. Crs Longland and Milne also attended.

Attended by other Councillor(s) on behalf of the Mayor

- Nothing to report

Inability to attend by or on behalf of the Mayor

All invitations were accepted by the Mayor or attended by another Councillor on his behalf.

REQUESTS FOR WORKSHOPS:

Councillors did not request any additional workshops during June 2015.

CONFERENCES:

Conferences attended by the Mayor and/or Councillors

- 14-17 June National General Assembly – National Convention Centre and Parliament House, Canberra ACT Cr Bagnall, Cr Longland, Cr Polglase and GM Troy Green attended

Information on Conferences to be held

- 24-26 August LG NSW Water Management Conference – Peppers Craigieburn, Centennial Road, Bowral NSW

This conference is an annual event providing an accessible forum for debate and discussion on water supply and broader water management issues. The conference presents an opportunity for Councillors, Council staff, water managers, government representatives and the broader industry to tackle key water issues and to discuss ways forward to achieve a sustainable future.

Early bird registration \$522.50, two flights, car hire, three night's accommodation events@lg.nsw.org.au
 - 11-13 October Local Government NSW Annual Conference – Rosehill Gardens Racecourse, James Ruse Drive, Rosehill NSW

This conference is the annual policy-making event for the 152 councils of NSW. The conference is the pre-eminent event of the local government year where local Councillors come together to share ideas and debate issues that shape the way we are governed.

Early bird registration \$880, two flights, three night's accommodation www.lgsa.org.au/events-training/local
-

SIGNING OF DOCUMENTS BY THE MAYOR:

- 11 June Extinguishment of Restriction on the Use of Land Document – Lot 3 DP 839517 Hogans Road Upper Duroby
 - 19 June Loan Agreement – Westpac Banking Corporation
-

- 23 June Request document – land Acquisition for Road Purposes – Leisure Drive Banora Point
 - 29 June Request document – Road Closure – Ripps Road Stokers Siding
-

COUNCIL IMPLICATIONS:

a. Policy:

Code of Meeting Practice Version 2.5.

b. Budget/Long Term Financial Plan:

Appropriate expenditure is allowed for attendance by Councillors at nominated conferences, training sessions and workshops.

c. Legal:

Not applicable.

d. Communication/Engagement:

Inform - We will keep you informed.

RECOMMENDATION:

That:-

1. The Mayoral Minute for the month of June be received and noted.
 2. The attendance of Councillors at nominated Conferences be authorised.
-

UNDER SEPARATE COVER/FURTHER INFORMATION:

Nil.

RECEIPT OF PETITIONS

5 [ROP-CM] Receipt of Petitions

SUBMITTED BY: Corporate Governance



Civic Leadership

LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:

- 1 Civic Leadership
 - 1.2 Improve decision making by engaging stakeholders and taking into account community input
 - 1.2.2 Decisions made relating to the allocation of priorities will be in the long-term interests of the community
-

SUMMARY OF REPORT:

Under Section 1.5.4 Receipt of Petitions in the Code of Meeting Practice Version 2.5:

Petitions received by Councillors or forwarded to the (Acting) General Manager will be tabled as per the Order of Business, Item 11, Receipt of Petitions.

Unless Council determines to consider it in conjunction with a report already listed on the agenda, no motion (other than a motion to receive the same) may be made on any petition until the next Ordinary Meeting after that at which it has been presented.

RECOMMENDATION:

That the following tabled Petition(s) be received and noted:

REPORT:

As per Summary

OPTIONS:

That in accordance with Section 1.5.4 of the Code of Meeting Practice Version 2.5:

1. The tabled Petition(s) be considered in conjunction with an Item on the Agenda.
2. The tabled Petition(s) be received and noted.

CONCLUSION:

Any Petition tabled should be considered under Section 1.5.4 of the Code of Meeting Practice Version 2.5.

COUNCIL IMPLICATIONS:

a. Policy:

Code of Meeting Practice Version 2.5.

b. Budget/Long Term Financial Plan:

Not Applicable.

c. Legal:

Not Applicable.

d. Communication/Engagement:

Consult-We will listen to you, consider your ideas and concerns and keep you informed.

UNDER SEPARATE COVER/FURTHER INFORMATION:

Nil.

REPORTS THROUGH THE ACTING GENERAL MANAGER

REPORTS FROM THE ACTING GENERAL MANAGER

6 [GM-CM] Tweed Regional Gallery - Visitor Research Report

SUBMITTED BY: Holiday Parks and Economic Development

Valid



Strengthening the Economy

LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:

- 2 Supporting Community Life
 - 2.1 Foster strong, cohesive, cooperative, healthy and safe communities
 - 2.1.3 Provide opportunities for residents to enjoy access to the arts, festivals, sporting activities, recreation, community and cultural facilities
-

SUMMARY OF REPORT:

In February 2015 the Tweed Regional Gallery Foundation Ltd's Board of Directors commissioned and funded an Economic Impact Study for the Tweed Regional Gallery & Margaret Olley Art Centre (TRGMOAC).

The study included a face to face interview with a statistically representative sample of visitors to the Gallery. Over the last 12 months the Gallery attracted 122,746 visitors. The direct economic impact of this visitation to the Tweed economy is a conservative \$7.38 million. If normal industry multipliers are applied to include indirect expenditure the figure would be much higher. The result is outstanding on any assessment methodology.

It is recommended that the Foundation's Board be thanked for commissioning this positive initiative.

Anecdotally, the Tweed business community, tourism operators and entrepreneurs have not fully embraced the opportunity that is the TRGMOAC. 54% of day trippers visit Murwillumbah, and together with visitors to Mt. Warning (Wollumbin), some 269,000 vehicles travel to or through Murwillumbah annually.

Council has a leadership role in tourism and economic development. The logical next step is to work with the Murwillumbah business community and Destination Tweed in the first instance to explore opportunities to increase the visitor spend. It is envisaged that a coordinated approach be taken to develop a marketing strategy with face to face approaches to local relevant business operators and entrepreneurs.

The findings of the Research Report have been summarised in this Council report.

RECOMMENDATION:

That Council:

- 1. Receives and notes the Visitor Research Report prepared on the Tweed Regional Gallery and Margaret Olley Art Centre by Destination Research.**
- 2. Formally thank the Tweed Regional Gallery Foundation Ltd for commissioning the study.**
- 3. Work with Destination Tweed, the Murwillumbah Chamber of Commerce and the business community to implement the recommendations of the Visitor Report.**

REPORT:**Background**

In February 2015 the Tweed Regional Gallery Foundation Ltd commissioned Destination Research to undertake a Visitor Research report on the Tweed Regional Gallery and Margaret Olley Art Centre (TRGMOAC). As part of the research for the report the consultant conducted a paper based survey at the Gallery during March - April 2015. The survey was conducted across a substantial sample size of 600 Gallery patrons. The purpose of the survey was to review the perceptions of market segments, travel options and expenditure patterns of the respondents. This data was analysed and combined with additional current research from relevant organisations including Tourism Australia and Museums and Galleries NSW (MGNSW).

The outcomes from this research have provided a clear break down and evaluation of the key market segments of the Gallery. Below are extracts from the research report which summarise its findings.

Gallery Visitor Profile

The research has summarised the Gallery visitor profile as follows:

- 2 in 3 visitors are female
- more than half of visitors to the North Coast galleries are over 55 years (54-64%)
- 40% of visitors have an income less than \$40,000; 75% under \$80,000
- 1 in 3 visitors are retired (36%)
- Visitors travel in a small group of family or friends (38%) or with a spouse or partner (28%)
- around 20% of visitors come with children.

Gallery Visitor Numbers

Below is an extract from the Report which summarises the visitor numbers at the Gallery.

The Tweed Regional Gallery & Margaret Olley Art Centre (hereto referred to as 'the Gallery') was created in its new location in 2004, establishing six exhibition rooms, a retail shop and cafe. The Gallery welcomed 50,000 visitors in its first year of operation and over the next few years it attracted a steadily increasing audience.

Year	Visitors
2006/7	69,395
2007/8	54,588
2008/9	58,248
2009/10	56,717
2010/11	55,673
2011/12	79,728
2012/13	71,276
2013/14	85,910

Table: Gallery Visitor Numbers (Source: Tweed Regional Art Gallery)

The Margaret Olley Art Centre (MOAC) opened on 15 March 2014, featuring a new purpose-built wing of the Gallery building to house a total re-creation of rooms from artist Margaret Olley's home studio in Paddington, Sydney. The new wing also includes additional exhibition space and multimedia areas. The MOAC was an instant

success, attracting 122,746 people to the Gallery in its first full year of operation, significantly boosting visitor numbers.

In recognition of its success the Gallery has won a number of awards for excellence and innovation from the arts industry including an IMAGInE Award through MGNSW in December 2014, and a MAGNA award through Museums Australia. These are prestigious awards which are coveted amongst public galleries at a state and national level.

An increase in the visitor numbers to the Gallery has had a significant impact to the total number of visitors coming to Murwillumbah. From the table below a clear spike can be identified in number of day visitors to Murwillumbah from 2013 to 2014. The primary reason for this is assumed to be due to the opening of the Margaret Olley Art Centre. This represents nearly a 60% increase in day visitors coming to Murwillumbah for social activities or art / heritage activities.

The Report further identifies that one quarter of the Gallery visitors are local to the Tweed while 35% are from South East Queensland, of which 19% are from Brisbane and 13% are from the Gold Coast. A further 22% are from New South Wales, excluding Tweed, of which 7.4% are from Sydney.

State	Region	Response (%)
NSW		48.5%
	Tweed Shire	25.1%
	Northern Rivers	8.5%
	Sydney	7.4%
	Hunter Region	1.2%
	Central Coast	1.3%
	Coffs Coast	1.3%
	North Coast NSW	0.5%
	South Coast NSW	0.7%
	Other NSW	1.1%
QLD		40.6%
	Brisbane	18.7%
	Gold Coast	12.7%
	Sunshine Coast	3.8%
	Toowoomba	2.7%
	Central & Nth QLD	2.3%
	Ipswich	0.3%
VIC		3.8%
SA		1.0%
ACT		1.2%
TAS		0.2%
WA		1.0%
OS	Overseas	2.7%
	Unknown	1.3%
Total		100.0%

Table: Gallery Visitors Region of Origin (Source: Visitor Research Report, 2015)

Visitor Segments

The Gallery visitors have been segmented into three main types based on visitation and length of stay. These are:

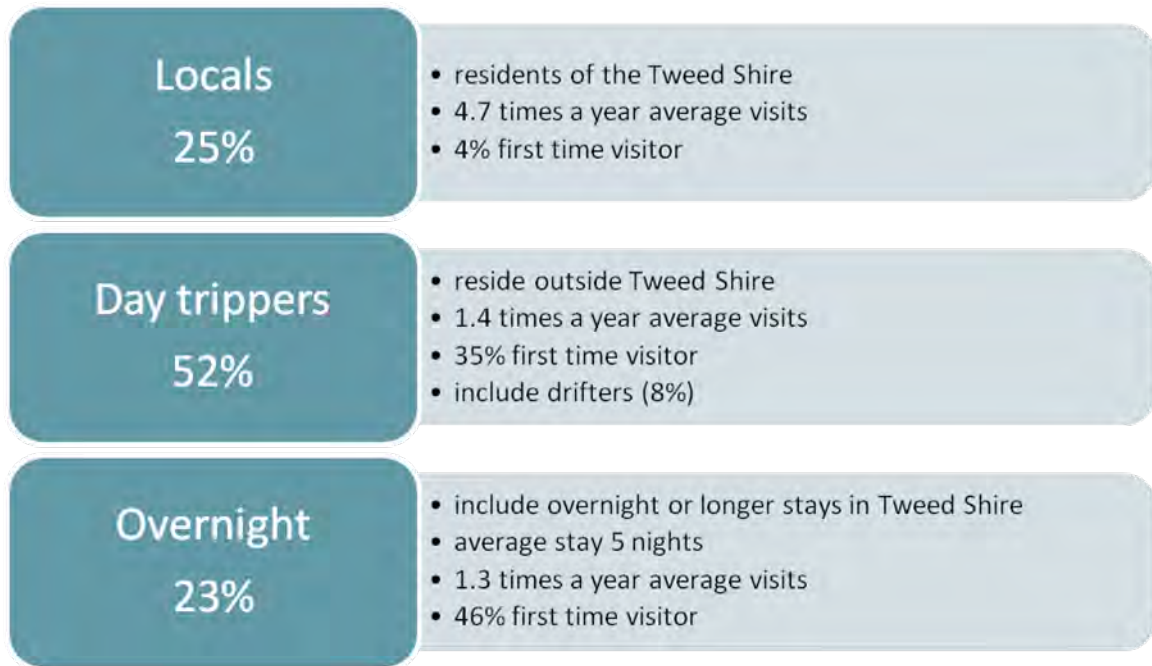


Table: Visitor Segments (Source: Visitor Research Report, 2015)

Economic Impacts of the Gallery

Since the Margaret Olley Art Centre extension opened last year there has been a dramatic increase in the number of visitors coming to Murwillumbah for arts / heritage activities and social activities. Specifically the social activities include dining and visiting friends and relatives. This data was collated by Tourism Research Australia and the results are presented below.

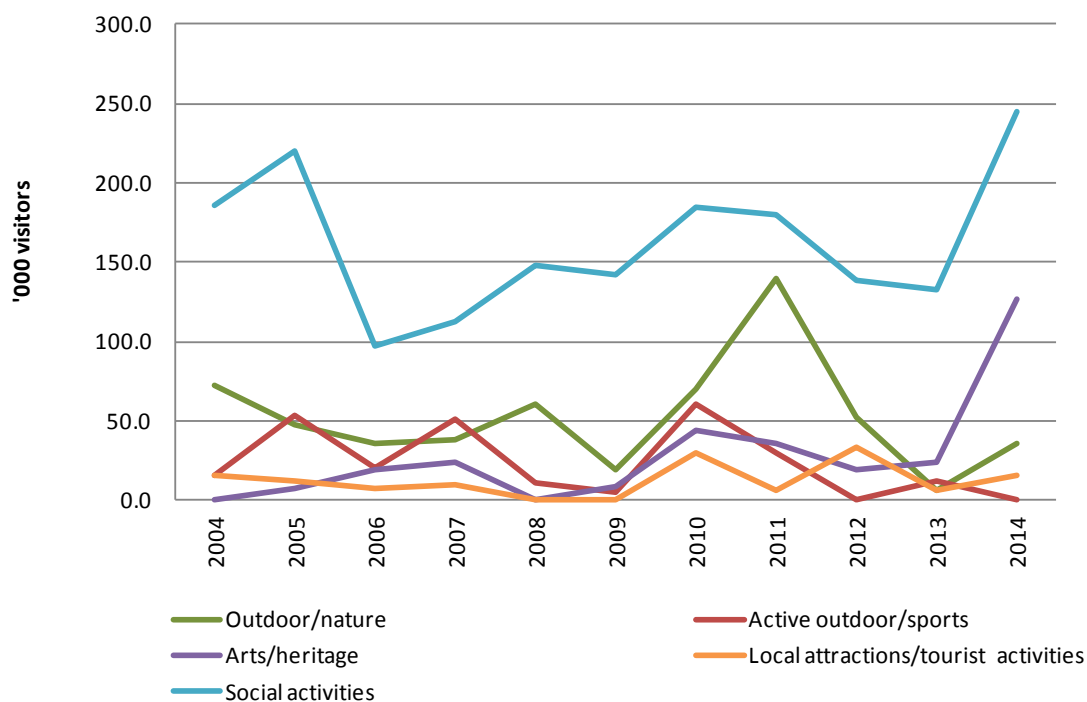


Table: Murwillumbah Day Visitor Activities 2004 - 2014 (Source: Tourism Research Australia 2014)

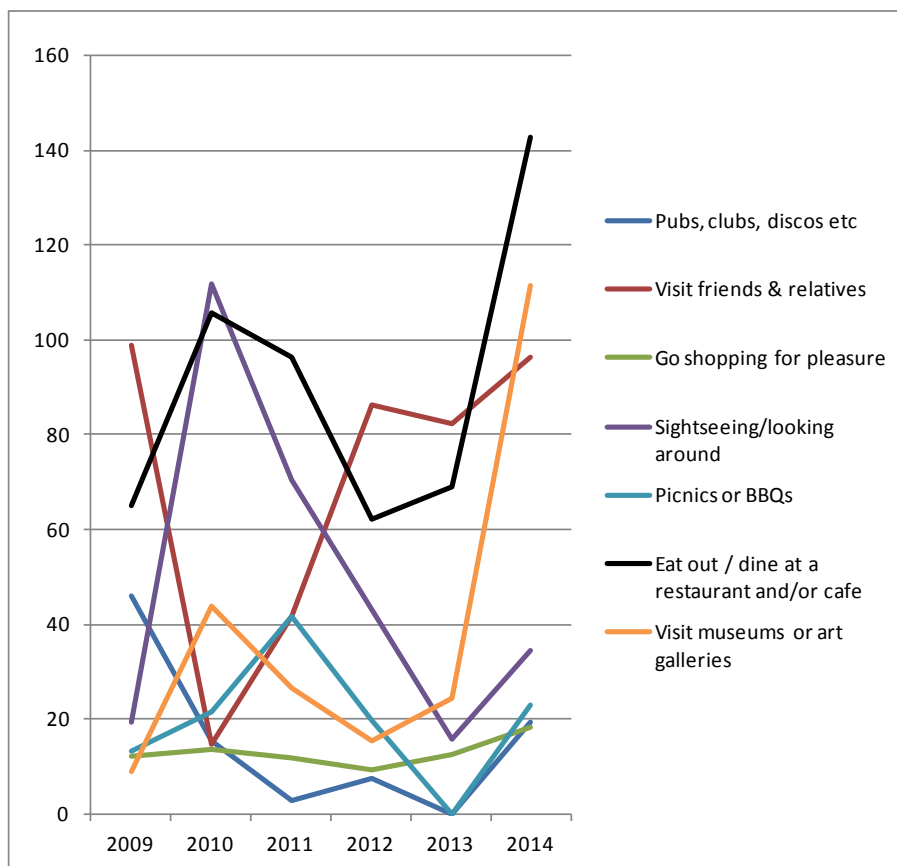


Table: Social Activities by Day Visitor Activities 2009 - 2014 (Source: Tourism Research Australia 2014)

The original survey and research conducted as part of the Visitor Research Report has identified an average spend from each market segment. These expenditures increase dramatically depending on the amount of time the visitors spend in the Tweed Shire.

	All Visitors	Overnight Visitors	Day Trippers
Average expenditure per person during their stay in the Tweed Shire	\$132	\$345	\$40

From these estimates identified above the Report adopted a preferred scenario of expenditure patterns which would result from social activities associated with the Gallery visit. As a result, it was derived that the direct economic impact from Gallery visitors was \$7,375,807 based on visitor numbers following the MOAC's first full year of operation.

Research Report Recommendations

In relation to the additional and potential economic benefits, which at this stage are not being realised, the Report makes the following recommendations:

Marketing segmentation Develop marketing strategies to extend the stay of overnight visitors and influence the day trip market to stay overnight and also develop different promotions to attract specific segments from different geographic markets.

Experience development Develop packages and promotions for different visitor segments particularly art, dining and shopping activities. Also develop packages based on restorative experiences which could combine visiting national parks and nature experiences with art galleries developed in cooperation with

Return visitation	tourism businesses. Work with local business networks (such as Chamber of Commerce and Destination Tweed) to develop and distribute information on other tourist services and attractions for return visits while visitors are at the Gallery. Investigate the development of small visitor information kiosk within the Gallery.
Leveraging local support	Develop incentive promotions to visit other attractions on the next visit. Develop a package of information, maps, recommendations, vouchers and brochures for locals to assist visiting friends and relatives which they can use during their stay.
New visitors	Develop a regular information package to supply to local newspapers, magazines and websites on the changing exhibitions. Ensure that information and guidance for first time Gallery visitors about how to access local dining and shopping activities.
Building a social media network	Develop a social media strategy that highlights the positive experiences of visitors and provides links to other tourism-based businesses in the area, especially to dining and shop/market experiences.

OPTIONS:

Council has two options:

1. To receive and note the Visitor Research Report prepared on the Tweed Regional Gallery and Margaret Olley Art Centre prepared by Destination Research, or
2. To work with Tweed Regional Gallery Foundation Ltd in establishing a program to implement the recommendations of the Visitor Research Report prepared on the Tweed Regional Gallery and Margaret Olley Art Centre prepared by Destination Research in conjunction with Destination Tweed, the Murwillumbah Chamber of Commerce and the Murwillumbah business community.

CONCLUSION:

As the Report summarises, "...this research has demonstrated that the Gallery provides important cultural and social opportunities to residents and visitors to the Tweed Shire, and that the potential to leverage this success to other tourism businesses in Murwillumbah and beyond is substantial".

In order to realise this opportunity Council has engaged Ms Deborah Flannery to undertake the project of working with the business community to capture and increase the visitor spend resulting from the large number of Gallery visitors. This engagement is on a casual basis, expected to be between 3 to 6 months, and will be funded by applying funds unspent from the 2014/2015 Economic Development salaries.

This Council report recommends that Council receive and note the Visitor Research Report prepared on the Tweed Regional Gallery and Margaret Olley Art Centre by Destination Research, and formally thank the Board of the Tweed Regional Gallery Foundation Ltd for commissioning the study.

COUNCIL IMPLICATIONS:

a. Policy:

Corporate Policy Not Applicable.

b. Budget/Long Term Financial Plan:

Not Applicable.

c. Legal:

Not Applicable.

d. Communication/Engagement:

Inform - We will keep you informed.

UNDER SEPARATE COVER/FURTHER INFORMATION:

Attachment 1.

Visitor Research - Tweed Regional Gallery & Margaret Olley
Art Centre (ECM 3696733)

7 [GM-CM] Major Event Proposal for Murwillumbah

SUBMITTED BY: Holiday Parks and Economic Development



Supporting Community Life



Strengthening the Economy

LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:

2	Supporting Community Life
2.1	Foster strong, cohesive, cooperative, healthy and safe communities
3	Strengthening the Economy
3.1	Expand employment, tourism and education opportunities

SUMMARY OF REPORT:

Council has received an Event Management Plan from a private company Grassroots Event Management Pty Ltd to hold an annual music festival known as the Murwillumbah Country Roots Fest (MCRF) at the Murwillumbah Showground over the October long weekend, commencing 2 – 5 October 2015. Tickets are currently on sale and it is difficult to estimate the attendance, the organiser advises that there would be a maximum of 5000 per day. The Showground Trust has provided its owner's consent for the event to take place.

Whilst a development application is not required for this event as Council at its meeting held on 20 November 2014 resolved that Council recognises that the Murwillumbah Showgrounds has continuing use rights for shows and events, and may be used without development consent for festivals and events that are consistent with the purpose of a showground. However, the Event Management Plan details impacts on the public domain which will be assessed by relevant Council officers for compliance, concurrence and/or conditioning as required. Some of these impact areas are detailed elsewhere in this report.

The organisers have also requested financial assistance from Council towards an inaugural young musician award. The proposal is attached.

RECOMMENDATION:

That Council determines:

- 1. Whether or not it supports the event proposed.**
 - 2. Does not provide \$10,000 financial assistance requested, as application was received after the festival and events funding round for 2015/2016 and therefore no unallocated funding is available.**
-

3. **ATTACHMENT 1 is CONFIDENTIAL in accordance with Section 10A(2) of the Local Government Act 1993, because it contains:-**
- (c) information that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct) business.**

REPORT:

The Mission Statement of the organisers states that the Murwillumbah Country Roots Fest (sic) promotes the variety and tradition of Country Music, Roots Music and Art. They aim to bring attention to Murwillumbah by showcasing the talents of local musicians and community.

Event details such as site, stalls, and operational hours are provided along with event management operational details such as staff and volunteers, insurance, public communications, noise management, complaint handling and ticketing. Safety and Security and Traffic Management are also included. Public Health matters related to first aid, food and market stalls, alcohol and glass management, toilet facilities and waste management are also included in the Event Management Plan.

OPTIONS:

- 1.1 Supports the event proposed;
- 1.2 Does not support the event proposed.

- 2.1 Provides \$10,000 financial assistance as requested;
- 2.2 Does not provide financial assistance.

CONCLUSION:

Council has requested the Event Management Plan so that sufficient detail is available to Councillors and to relevant Council staff, regarding this new major event for the Murwillumbah Showground over the October long weekend. Being a first time event the Event Management Plan will be revised and developed over future years.

COUNCIL IMPLICATIONS:

a. Policy:

Nil.

b. Budget/Long Term Financial Plan:

Nil.

c. Legal:

Not Applicable.

d. Communication/Engagement:

Inform - We will keep you informed.

UNDER SEPARATE COVER/FURTHER INFORMATION:

Attachment 1. Murwillumbah Country Roots Fest - Event Management Plan
(ECM 3718459)

8 [GM-CM] Northern Rivers Joint Organisation Discussion Paper

SUBMITTED BY: Acting General Manager

Valid



Civic Leadership

LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:

- 1 Civic Leadership
- 1.3 Delivering the objectives of this plan
- 1.3.1 Council's organisation will be resourced to provide the essential services and support functions to deliver the objectives of this Plan
- 1.4 Strengthen coordination among Commonwealth and State Governments, their agencies and other service providers and Statutory Authorities to avoid duplication, synchronise service delivery and seek economies of scale
- 1.4.1 Council will perform its functions as required by law and form effective partnerships with State and Commonwealth governments and their agencies to advance the welfare of the Tweed community

SUMMARY OF REPORT:

The NSW Government's Local Government Reform Agenda has included as part of its framework, the establishment of Joint Organisations outside of the Greater Sydney and Central Coast areas.

Joint Organisations will provide a forum for local councils and the State to work together to deliver regional priorities, such as jobs, education, housing, roads and transport. They will help to connect local priorities from local councils' Community Strategic Plans with regional planning for growth, infrastructure and economic development and provide a means of delivering projects across council boundaries.

The NSW Government has stated that membership of Joint Organisations (JO) will be mandatory. The State Government is currently piloting five Joint Organisations across NSW with the pilots due for completion early 2016. At the completion of the pilots it is understood a final model/s will be completed for implementation and roll out post September 2016.

At the February NOROC meeting it was agreed: "*That the General Managers prepare a discussion paper on a pilot Northern Rivers Joint Organisation to be taken back to NOROC member councils for discussion. The discussion paper will include:*

- *Roles of the Joint Organisation*
- *Representation*
- *Fee structure*
- *Executive Officer position*
- *Other relevant matters"*

The Northern Rivers Joint Organisation Discussion Paper has been distributed to member councils and is attached to this report requesting each member council address the following two recommendations:

1. That the Northern Rivers Joint Organisation Discussion Paper be placed on each member council's meeting agenda and the resolutions from each council be forwarded to the Executive Officer.
2. The Executive Officer will compile all resolutions into a report to be placed on the agenda for the August NOROC meeting (7 August 2015).

Whilst the NSW Government has announced that ROCs may continue to operate separately to Joint Organisations - for the purposes of the discussion paper it is assumed NOROC will be wound up and all funds transferred to the new Northern Rivers JO.

RECOMMENDATION:

That Council supports:

1. **The development of a regional Strategic Plan that integrates the core themes of each individual members Community Strategic Plans linking priorities to be consistent with the NSW State Government Regional Action Plan and other significant strategic documents.**
2. **The adoption of prioritisation model that will facilitate a fair and equitable prioritisation for regional projects requiring government support and resources.**
3. **The appointment of a central spokesperson (and alternate) for the Joint Organisation to provide a clear and consistent message on behalf of the region to State and Federal Government agencies and the business community.**
4. **In principle, the investigation of Regional Service Delivery outlined in the body of this report with the addition of Aquatic Centres, Legal Services, Procurement, Internal Audit, Locum Services on a 'opt in' basis.**
5. **Joint Organisation meeting invitations being extended to Tenterfield and Clarence Valley Councils with no voting rights or associate membership fees being extended to those organisations.**
6. **County Council's within the NOROC area being established as sub-committees of the new Joint Organisation with sub-committee membership comprising County Council member councils only.**
7. **The Mayor of each council, being their nominated representative, with the provision for a nominated alternate with full voting rights if the Mayor is unable to attend meetings.**
8. **The existing NOROC fee structure for the new Joint Organisation, that distributes costs based on a 50% flat fee and 50% on population, coupled with a new voting system that provides for one vote per member for the flat fee**

component and a proportional member vote based on the population component.

9. The role of General Managers in the Joint Organisation as outlined in the body of this report.
10. In principle, the creation of a full time position of Executive Officer and part time administrative assistance provided the additional benefits of these positions are formalised with an agreed on performance based project plan with assessment of achievement against identified goals, outcomes and timelines.
11. A formal request to NOROC to give consideration to the location of the Joint Organisation Administration Office being located at Tweed Shire's new Administration Office at Tweed Heads
12. The cessation of NOROC with the introduction of the Northern Rivers Joint Organisation.

REPORT:

Joint Organisations will be established across regional NSW by September 2016. This timing is linked to the scheduled 2016 Local Government Elections. The NSW Government is providing \$5.3 million to get the new organisations up and running in regional NSW, with the final model being developed by local councils, in partnership with the State

Regional Joint Organisations will have three core functions:

- Regional strategic planning
- Working with State Government
- Regional leadership and advocacy

They may also decide to undertake optional functions such as:

- Regional service delivery
- Sharing skills and best practice

Each Joint Organisation will:

- receive \$300,000 to get established
- be enabled through legislation
- be flexible to accommodate regional differences
- be based on an agreement with the State to work with councils through these new regional bodies.

The following diagram from the Office of Local Government shows the relationships between Councils, Joint Organisations and State Government.



The following includes excerpts from the NOROC discussion paper and outcomes of the Councillor workshop held 2 July 2015:

Core functions

- Regional strategic planning (not land use planning)

There will be a Northern Rivers Joint Organisation Regional Strategic Plan – a succinct document stating the regional vision and priorities. The Regional Strategic Plan will consider and include information from:

- Each member council's Community Strategic Plans
- NSW Government plans and strategies
- Federal Government plans and strategies

Regional workshop with JO Board, General Managers, regional Government agency representatives and other stakeholders to identify and confirm regional priorities.

Priority areas for the Northern Rivers Regional Strategic Plan include:

- Transport (including public transport and freight)
- Regional economic development
- Infrastructure
- Planning for the region's aging population

Workshop discussion

To ensure a practical combining of individual council CSPs into a functional regional strategic plan, it is suggested that all councils link their CSP priorities to be consistent with the NSW State Government Regional Action Plan.

It would also be of benefit from an integration, community planning and financing perspective to formulate a framework with the State Government that articulates 'trigger points' for infrastructure. This could include Fire Stations, Ambulance Stations, Schools, hospital sizes, Police numbers and locations, down to libraries, community centres and regional/local sporting facilities etc.

□ Intergovernmental collaboration

- Promote the Regional Strategic Plan to Local, State and Federal Government agencies and relevant community organisations.

□ Regional advocacy

- Develop a communications/media strategy to promote the Northern Rivers JO and increase community understanding about the organisation and its roles.
- Hold regular meetings with the regional Department of Premier and Cabinet Coordinator.
- Develop relationships with relevant NSW and Federal Government Ministers to highlight issues of regional importance.
- Work with RDA Northern Rivers on matters of regional importance.

Workshop discussion

The development and adoption by the Northern Rivers JO of a model that will facilitate a fair and equitable prioritisation process for regional projects will help harmonise the JO working relationships and reduce parochialism.

It would also be advantageous for one central spokesperson (and nominated alternate) to provide a clear and consistent message on behalf of the Region to State and Federal Elected Representatives, agencies and the business community. This ensures cohesive advocacy and lobbying for the agreed on regional priorities.

□ Regional Service Delivery

Services that could be potentially delivered by the JO in the medium term include:

- Library services
- County Councils
- MyRoadInfo
- Weeds
- Waste
- River catchment management

Workshop discussion

Other services that could be considered for delivery by the JO include:

- *Aquatic Centres*
- *Legal Services,*
- *Procurement,*
- *Internal Audit,*
- *Locum Services*

Relationships and boundaries

Full and associate members

The councils of Lismore, Kyogle, Richmond Valley, Tweed, Byron and Ballina will be full members of the Northern Rivers JO.

Associate members may be neighbouring councils such as Tenterfield and Clarence Valley, or Rous County Council, with each paying a membership fee to be resolved.

Workshop discussion

Whilst associate membership (no voting rights) for Tenterfield and Clarence Valley Councils is encouraged to provide additional regional co-ordination, it is not evident why those Councils would/should pay for the privilege, given they are already members of their respective JO's.

County Councils (Rous Water)

Councils will need to consider where and how Rous Water sits in the Joint Organisation structure. Several of the pilot JOs have county councils as members.

Workshop discussion

Including County Councils as full members of the JO could provide county council member councils with double voting rights. If member councils are represented on the JO by their Mayor and that same Mayor is the chair of the county council, they would be entitled to two votes.

It may be more practical for the county councils to operate as sub-committees of the JO, with these sub-committee made up only of the county council member councils, much like their current board arrangements. The sub-committees would then report to the full JO Board.

Representation/Entity and Governing Body

The General Managers have proposed the following model for Council representation on the Northern Rivers Joint Organisation. All elements of this model were not unanimous across the General Managers.

Model 1

- The mayor and a nominated councillor from each council will sit on the board.
- Each board member will receive one vote of equal value regardless of the size of the LGA.
- The JO Board will meet a minimum four times a year.
- There will be no stipend/sitting fee.
- Decisions will be made by a two-thirds (2/3) majority vote.
- The President of the Board will be elected for a two-year term.
- A full-time/part-time Executive Officer will report to the JO Board.
- Membership of the JO will be mandatory.

Workshop discussion

The doubling of Council representation on the JO board is not supported. The double representation scenario would allow a popularly elected Mayor to vote one way and the other nominated Council representative from that Council (who may have the majority support of the other elected Councillors) to vote the opposite way – effectively cancelling each other's votes.

The voting systems (discussed below) will be contentious enough without bringing local politics to the JO Board.

The following voting systems with the accompanying fees structure were discussed and given consideration at the Councillor Workshop 2 July 2015.

- a) *A flat fee (as proposed in the discussion paper) structure with one vote per board member.*

This system is consistent with all tiers of government, one representative/one vote; however it does not take into account each Councils ability to pay and the benefit they may derive. The \$50,000 fee per Council, as proposed in the discussion paper, equates to approximately \$0.55 per capita for Tweed Shire and \$5.55 per capita for Kyogle Shire residents.

A simple majority system for passing resolutions would allow the smaller Council members of Kyogle, Richmond Valley, Byron and Ballina, representing 44% of the population, to control the voting outcomes. Similarly, changing the voting system to 2/3 majority does not provide any different result. A simple majority needs more than 50% of the vote equating to 4 of the 6 votes – which is also the requirements for a 2/3 majority.

- b) *A fee structure based solely on population with proportionate voting rights.*

This system is consistent with publically listed companies where voting rights are proportional to the number of shares held. This system would allow the bigger Councils (ie. Tweed coupled with either of Lismore or Ballina or Byron) to control over 50% of the voting rights which would not give other member Councils equitable representation.

- c) *The existing fee structure based on a 50% flat fee and 50% on population with one vote per member Council.*

While this fee structure more closely aligns with ability to pay (Tweed Shire \$0.32 per capita compared to Kyogle at \$1.10 per capita) the bigger Councils such as Tweed (38% of the regional population) and Lismore (19% of the regional population), representing 57% of the regional population, can be outvoted.

- d) *The existing fee structure based on a 50% flat fee and 50% on population with a hybrid voting system.*

The existing fee structure is a combination of fee structures a) and b) above. That is part government model, part shareholder model. It also represents the current rating system within NSW Local Government by having a minimum or base rate (flat rate) and an ad valorem rate (population). This fee structure is considered an equitable distribution of the JO costs but needs to be coupled with a representative voting system.

The hybrid voting system (attachment 1) aligns with the fee structure by allocating 1 vote for the minimum/base rate (flat rate) fee component and a proportional vote based on the ad valorem fee (population) component.

For a resolution to be passed under this hybrid model would require at least 50% of the flat rate one vote component and at least 50% of the ad valorem population vote.

Although more complicated than the other systems – this option is considered the most equitable from a fee structure and voting system perspective.

The role of the General Managers:

- Will meet monthly with the Executive Officer.
- Will work with the Executive Officer on regional issues/projects including progressing the actions from the Regional Strategic Plan.
- Will not have a position on the JO Board although will attend Board meetings in an advisory capacity.
- Will form working groups to progress matters/projects with a focus on regional outcomes as is the case currently with NOROC General Managers Group.

Workshop discussion

Agreed.

Enabling and Resourcing

The role of the Executive Officer:

- ❑ The creation of the Northern Rivers Joint Organisation will require an Executive Officer.
- ❑ Full-time/part-time position?
- ❑ To work with the General Managers of JO councils to progress matters/project focused on regional outcomes.
- ❑ To represent the Northern Rivers JO to the NSW and Federal Governments and attend meetings/functions/sit on committees on behalf of the JO.
- ❑ To be funded (initially) from member Council contributions.
- ❑ To report back to the General Managers.
- ❑ To liaise with the General Managers and the NOROC board.

Budget for Northern Rivers Joint Organisation

The following expenses need to be taken into consideration:

- ❑ Salary of Executive Officer (Up to \$150,000)
- ❑ Wages for part-time staff member if required (\$35,000)
- ❑ Office rental

Workshop discussion

The new JO should be clear on what additional benefits would be achieved by appointing a full time Executive Officer and administrative support and what would be the measure of success/performance before committing to the suggested increased costs. A performance Plan would need to be developed clearly identifying projects goals, outcomes, timelines and formalised structured processes for assessing achievement against these goals.

Regardless of the tenure of the Executive Officer, Tweed Shire and in particular the former SCU building at Tweed Heads would make an ideal location for the headquarters of the new JO. With an attractive lifestyle, proximity to Gold Coast Airport, strong telecommunications infrastructure and the largest population base within the JO, Tweed Heads provides many desirable features that would assist in the JO being a success.

Whilst it is acknowledged that a number of regional state government agency offices are located in Lismore, it is worthy to note that Tweed Heads is a most desirable location for state government agencies, business representatives and due to its accessible location particularly to the Gold Coast Airport. Given the strong focus of collaboration for Local Government Reform, Tweed Heads is also ideally located with other communities of interest in SEQ.

Fee Structure

The following budget is based on NOROC being replaced by the Northern Rivers Joint Organisation. The budget for the Northern Rivers Joint Organisation is based on the expenses currently incurred by NOROC, although with more allocations for staff funding and the rental of permanent office space etc. should this be required.

Currently the only income NOROC receives is from annual Member contributions, which are based on a 50% flat rate and 50% population. The fees paid last financial year (2014/15) were:

Membership Fees 2014/15

Member Council	Amount \$
Ballina	17,567
Byron	15,067
Kyogle	9,924
Lismore	18,307
Richmond Valley	13,084
Tweed	28,944
Total	102,893

Historically there has been some division among NOROC councils as to the amount of membership fees paid in relation to the equal vote each council receives. Discussion with the General Managers suggests this will continue to be an issue therefore it is suggested each council pay equal membership fees regardless of the size of the local government area. The suggested membership fees for 2016/17 are:

Membership Fees 2016/17

Member Council	Amount \$
Ballina	50,000
Byron	50,000
Kyogle	50,000
Lismore	50,000
Richmond Valley	50,000
Tweed	50,000
Total	300,000

Workshop discussion

The fee structure is discussed along with voting rights in Model 1 above.

Other

With the new JO expected to take over the role of NOROC it is expected NOROC will cease to exist. There is unlikely to be any appetite from councils to fund the JO and NOROC into the future. NOROC Mayors and General Managers are not keen for the JO to create a fourth tier of government. The emphasis of the JO is to coordinate projects and matters of regional interest and significance.

Workshop discussion

Agreed.

OPTIONS:

Options for consideration were included as part of the Councillor workshop agenda and have been documented within the body of this report.

CONCLUSION:

That supports creation of the Joint Organisations as part of the NSW Government Local Government Reform Agenda. The formation of Joint Organisations is viewed as a forum for councils to collaborate on the delivery of regional priorities.

COUNCIL IMPLICATIONS:

a. Policy:

Corporate Policy Not Applicable

b. Budget/Long Term Financial Plan:

Council's current budget provides for Annual Membership Fees to NOROC of \$30,000. Amendment may need to be made to the budget / Long Term Financial Plan, depending on the final membership structure adopted for the Northern Rivers Joint Organisation.

c. Legal:

The Legal Framework for the creation of the Joint Organisations will be embedded in the Local Government Act currently under review as part of the Local Government Reform Agenda.

d. Communication/Engagement:

Inform - We will keep you informed.

Consult-We will listen to you, consider your ideas and concerns and keep you informed.

Involve/Collaborate-We will work with you on an ongoing basis to ensure your ideas, concerns and aspirations are considered. We will provide feedback on Council's decisions.

A workshop was conducted with Tweed Shire Councillors on Thursday 2 July 2015 to work through the options contained in the NOROC Discussion Paper.

UNDER SEPARATE COVER/FURTHER INFORMATION:

Attachment 1. Northern Rivers Joint Organisation Discussion Paper (ECM 3722756)

Attachment 2. Hybrid Voting Model (ECM 3721508).

9 [GM-CM] Local Government NSW Annual Conference 2015

SUBMITTED BY: Acting General Manager

Valid



Civic Leadership

LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:

- 1 Civic Leadership
 - 1.2 Improve decision making by engaging stakeholders and taking into account community input
 - 1.2.1 Council will be underpinned by good governance and transparency in its decision making process
-

SUMMARY OF REPORT:

Advice has been received from Local Government NSW that their Annual Conference will be held at Rosehill Gardens Racecourse from 11 to 13 October 2015. Council now has the opportunity to nominate delegates to attend the Conference and submit motions for consideration, which are due by 24 August 2015.

RECOMMENDATION:

That Council:

- 1. Nominates delegates to the 2015 Local Government NSW Annual Conference.**
- 2. Submits the following motions for consideration at the 2015 NSW Local Government Annual Conference.**

REPORT:

Advice has been received from Local Government NSW that their Annual Conference will be held at Rosehill Gardens Racecourse from 11 to 13 October 2015. Council now has the opportunity to nominate delegates to attend the Conference and submit motions for consideration, which are due by 24 August 2015.

Delegates

The Association have advised that there will be two types of voting at this year's conference, firstly for the Office Bearers and the Board and secondly on the Motions. Advice in regards to the number of voting delegates for both these processes will be provided sometime during July 2015.

At last year's conference, Council was entitled to four voting delegates in relation to the Motions. At this point of time the number of delegates entitled to vote for the Office bearers and the Board is unknown, pending advice.

It is timely that Council nominates delegates to attend the conference.

Motions

Council is invited to submit motions for consideration that adhere to the following criteria:

1. are consistent with the objects of the Association (see Rule 4 of the Association's rules);
2. relate to Local Government in NSW and/or across Australia;
3. concern or are likely to concern Local Government as a sector;
4. seek to advance the Local Government policy agenda of the association and/or improve governance of the association;
5. have a lawful purpose 9a motion does not have a lawful purpose if its implementation would require or encourage non-compliance with prevailing laws);
6. are clearly worded and unambiguous in nature; and
7. do not express preference for one or several members over one or several other members.

Any motions submitted by council are due by 24 August 2015 and are to be accompanied by a resolution of council supporting the submission of the motion.

OPTIONS:

Council nominate delegates and any motions for consideration at the Local Government NSW annual Conference.

CONCLUSION:

Council now has the opportunity to nominate delegates to attend the Conference and submit motions for consideration, which are due by 24 August 2015.

COUNCIL IMPLICATIONS:

a. Policy:

Councillors - Payment of Expenses and Provision of Facilities for Mayor and Councillors v1.9.

b. Budget/Long Term Financial Plan:

Appropriate allowance is made within the annual budget for attendance at the Annual Conference.

c. Legal:

Not Applicable.

d. Communication/Engagement:

Inform - We will keep you informed.

UNDER SEPARATE COVER/FURTHER INFORMATION:

Attachment 1. Letter from Local Government NSW advising of arrangements for the 2015 Annual Conference (ECM 3670195)

Attachment 2. Excerpt of Rules of Local Government NSW containing Rule 4 (ECM 3721534)

10 [GM-CM] Council Committees

SUBMITTED BY: Acting General Manager

Valid



Civic Leadership

LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:

- 1 Civic Leadership
 - 1.2 Improve decision making by engaging stakeholders and taking into account community input
 - 1.2.2 Decisions made relating to the allocation of priorities will be in the long-term interests of the community
-

SUMMARY OF REPORT:

At Council's meeting of 2 July 2015 it was resolved that:

"the decision be deferred to the next Council meeting to enable Council to have time to consider membership in various Committees."

Following the resignation of Councillor Armstrong from civic office, there now exists a number of vacancies on Council Committees, both as either a delegate or alternate delegate.

Council needs to consider making appropriate appointments to these Committees for the balance of the elected term.

RECOMMENDATION:

That Council appoints:

1. **Delegates to:**
 - **Equal Access Advisory**
 - **Tweed River Regional Museum Advisory**
2. **Alternate Delegate to:**
 - **Aboriginal Advisory**
 - **Arts Northern Rivers Board**
 - **Local Traffic**
 - **Richmond - Tweed Regional Library**

for the balance of the elected term to September 2016.

REPORT:

Following the resignation of Councillor Armstrong from civic office, there now exists a number of vacancies on Council Committees, both as either a delegate or alternate delegate.

Council needs to consider making appropriate appointments to these Committees for the balance of the elected term.

Councillor Armstrong held the following roles on Council Committees:

Delegate

- Equal Access Advisory (Cr Youngblutt is the other delegate)
- Tweed River Regional Museum Advisory (Cr Longland is the alternate delegate)

Alternate Delegate

- Aboriginal Advisory (Cr Milne is the other alternate delegate)
- Arts Northern Rivers Board
- Local Traffic
- Richmond – Tweed Regional Library

OPTIONS:

Council needs to consider making appropriate appointments to the Committees that Councillor Armstrong held either delegate or alternate delegate status.

CONCLUSION:

Following the resignation of Councillor Armstrong from civic office, there now exists a number of vacancies on Council Committees, both as either a delegate or alternate delegate.

Council needs to consider making appropriate appointments to these Committees for the balance of the elected term.

COUNCIL IMPLICATIONS:

a. Policy:

Code of Meeting Practice v2.5

b. Budget/Long Term Financial Plan:

Not Applicable.

c. Legal:

Not Applicable.

d. Communication/Engagement:

Inform - We will keep you informed.

UNDER SEPARATE COVER/FURTHER INFORMATION:

Nil.

REPORTS FROM THE ACTING DIRECTOR PLANNING AND REGULATION

ENVIRONMENTAL PLANNING AND ASSESSMENT ACT 1979 - SECT 79C 79C Evaluation

(1) Matters for consideration-general In determining a development application, a consent authority is to take into consideration such of the following matters as are of relevance to the development the subject of the development application:

- (a) the provisions of:
 - (i) any environmental planning instrument, and
 - (ii) any proposed instrument that is or has been the subject of public consultation under this Act and that has been notified to the consent authority (unless the Director-General has notified the consent authority that the making of the proposed instrument has been deferred indefinitely or has not been approved), and
 - (iii) any development control plan, and
 - (iiia) any planning agreement that has been entered into under section 93F, or any draft planning agreement that a developer has offered to enter into under section 93F, and
 - (iv) the regulations (to the extent that they prescribe matters for the purposes of this paragraph), and
 - (v) any coastal zone management plan (within the meaning of the Coastal Protection Act 1979),

that apply to the land to which the development application relates,

- (b) the likely impacts of that development, including environmental impacts on both the natural and built environments, and social and economic impacts in the locality,
- (c) the suitability of the site for the development,
- (d) any submissions made in accordance with this Act or the regulations,
- (e) the public interest.

Note: See section 75P (2) (a) for circumstances in which determination of development application to be generally consistent with approved concept plan for a project under Part 3A.

The consent authority is not required to take into consideration the likely impact of the development on biodiversity values if:

- (a) the development is to be carried out on biodiversity certified land (within the meaning of Part 7AA of the Threatened Species Conservation Act 1995), or
- (b) a biobanking statement has been issued in respect of the development under Part 7A of the Threatened Species Conservation Act 1995 .

- (2) Compliance with non-discretionary development standards-development other than complying development If an environmental planning instrument or a regulation contains non-discretionary development standards and development, not being complying development, the subject of a development application complies with those standards, the consent authority:
- (a) is not entitled to take those standards into further consideration in determining the development application, and
 - (b) must not refuse the application on the ground that the development does not comply with those standards, and
 - (c) must not impose a condition of consent that has the same, or substantially the same, effect as those standards but is more onerous than those standards,

and the discretion of the consent authority under this section and section 80 is limited accordingly.

- (3) If an environmental planning instrument or a regulation contains non-discretionary development standards and development the subject of a development application does not comply with those standards:
- (a) subsection (2) does not apply and the discretion of the consent authority under this section and section 80 is not limited as referred to in that subsection, and
 - (b) a provision of an environmental planning instrument that allows flexibility in the application of a development standard may be applied to the non-discretionary development standard.

Note: The application of non-discretionary development standards to complying development is dealt with in section 85A (3) and (4).

- (4) Consent where an accreditation is in force A consent authority must not refuse to grant consent to development on the ground that any building product or system relating to the development does not comply with a requirement of the Building Code of Australia if the building product or system is accredited in respect of that requirement in accordance with the regulations.
- (5) A consent authority and an employee of a consent authority do not incur any liability as a consequence of acting in accordance with subsection (4).
- (6) Definitions In this section:
- (a) reference to development extends to include a reference to the building, work, use or land proposed to be erected, carried out, undertaken or subdivided, respectively, pursuant to the grant of consent to a development application, and
 - (b) "non-discretionary development standards" means development standards that are identified in an environmental planning instrument or a regulation as non-discretionary development standards.

11 [PR-CM] Unauthorised Works at Lot 2 DP 1060215 Soorley Street Tweed Heads South

SUBMITTED BY: Development Assessment and Compliance

Valid



Caring for the Environment

LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:

4	Caring for the Environment
4.1	Protect the environment and natural beauty of the Tweed
4.1.3	Manage and regulate the natural and built environments

SUMMARY OF REPORT:

Council has investigated a complaint in relation to vegetation clearing for fencing. The landowner was given written directions to cease works and demonstrate under what legislation and/or approvals these works were being undertaken. In response, Council received correspondence from the landowner's legal representative contending that:

- 'existing use rights' for agricultural purposes apply to the subject land
- The activities which are the subject of investigation (vegetation clearing and fencing) have been undertaken ancillary to those agricultural purposes.

The owners 'existing use rights' argument conflicts with rehabilitation works undertaken in 2007 as directed under a Court order to address previous unlawful disturbance of ecologically significant habitat.

Accordingly, it is recommended that legal action be taken to challenge this 'existing use rights' argument. Further, it is recommended that this action be taken urgently as the land owner appears to have failed to remove the cattle which are currently grazing and causing a detrimental impact upon ecological values supported on Lot 2 DP1060215.

The land currently has a mixed zoning of principally DM (Deferred Matter), with small sections of RE2 (Private Recreation) and R1 (General Residential). 'Agriculture' is prohibited in each of these zones.

RECOMMENDATION:

That:

- 1. Council in respect of premises at Lot 2 DP 1060215 Soorley Street, Tweed Heads South, engages legal representation to evaluate the legality of the alleged 'existing use rights' contention by Reysson Pty Ltd regarding vegetation clearing for fencing and cattle grazing purposes, in association with the agricultural use of the land.**
- 2. ATTACHMENT 1 is CONFIDENTIAL in accordance with Section 10A(2) of the Local Government Act 1993, because it contains:**
 - (g) advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege.**

REPORT:

Background:

- Council inspected the site on **12 December 2014** in response to a complaint lodged by nearby residents. The inspection revealed some limited vegetation clearing along the perimeter boundary and the commencement of some perimeter fencing.
- On **12 December 2014** correspondence was sent to the landholder requesting a written response as to the extent and nature of works, and under what approval or legislation those works were being undertaken.
- A follow up inspection was undertaken **23 December 2014**. It was noted that further vegetation clearing for fencing works had been undertaken. Contractors were advised to stop work until such time as a response to Council's letter was received and the lawful nature of the works clarified.
- The Landholder responded briefly on **29 January 2015** to Council's initial letter indicating that the works had been carried out in accordance with 'NSW *Environmental Planning Policy (Exempt and Complying Development Codes) 2008*'.
- Council responded on **9 February 2015** by stating the response was unsatisfactory and again requested detailed information as to the purpose/nature and legislative foundation for which the works could lawfully be undertaken. The significance of the site's ecological values was highlighted and further direction given to cease all onsite work until the matter had been resolved.
- A written response was received from the landholder's legal representatives on **27 February 2015** (refer attachment 1) advising that the property had been used, and intended to be used, for agricultural purposes since the property was acquired in the 1970's and therefore enjoys agricultural 'existing use rights'. It was claimed that development consent for the works to date (fencing and clearing) was therefore not necessary as fencing is ancillary to the agricultural use.
- A site inspection was undertaken by Council officers and the landholder's town planning representative on **18 March 2015**. The site inspection revealed that further clearing and fencing works had occurred and there were now cattle present on site.
- Following the inspection and in response to the letter dated 27 February 2015, Council sent a further letter on **20 April 2015** requesting the landholder to "demonstrate what 'existing use rights' exist for Lot 2 DP 1060215 and provide evidence of precisely what agricultural activities have occurred on the site since the 1970's, matching the time of use with the zoning provisions of the relevant Tweed Local Environmental Plan and Interim Development Order."

In addition to demonstrating any 'existing use rights', the landowner was directed to **immediately remove cattle** from the property given that this type of land-use is prohibited under the TLEP 2000 (within the 2e Residential Tourist zone).

- To date, there has been no written response to Council's final letter. A site inspection on 22 May 2015 confirmed that cattle still occupy Lot 2.

Assessment:

Two matters are outstanding: there has been no written response clarifying or demonstrating any 'existing use rights', and secondly the cattle appear to be still grazing on land regarded as supporting ecologically significant habitat.

Existing Use Rights:

In 2007, the current landowner cleared approximately 2 ha of Lot 2. Council took effective compliance action and required a full Vegetation Rehabilitation Plan. Those remediation works were completed and the area has regenerated quite well. It is noted that the land owner did not present the 'existing use rights' contention at that time, but cooperated in the rehabilitation of that same land (Lot 2). This regeneration would not have been possible if cattle had been grazing on Lot 2 since 2006.

There is doubt that cattle have had access to Lot 2 because a wide drainage canal has traditionally separated Lot 2 from the larger parcel of land to the south (Lot 4 DP 4228424) where it is accepted that cattle and agricultural activity have occurred uninterrupted over the years. This drainage canal makes Lot 2 inaccessible and suggests uninterrupted cattle grazing would be unlikely.

It is contended that no 'existing use rights' exist for Lot 2. This means that the clearing of vegetation for fencing are unauthorised works. Further, these current fencing works are intended to reintroduce cattle which, in view of the demonstrated ecological value and sensitivity of the site, should be stopped before any further, or irreversible, environmental damage occurs.

Environmental damage:

It is estimated that approximately 1.6ha of vegetation has been removed which is mapped (TVMS 2004 – Update 2009) as Vegetation Code 601 – Swamp She oak Closed Forest to Woodland. It is noted that more refined vegetation mapping (provided by Ecograph in *Ecological Assessment of Remnant Vegetation Lot 2 DP1060215 and Lot 4 – Soorley Street South Tweed Heads dated March 2005* – Figure 3) was completed as part of a previous NSW Land and Environment Court Order No. 07/40433 of 2007 issued 07 March 2008 (described above). This mapping showed a more heterogeneous complex of vegetation across the site to that of the 2009 mapping more notably identifying:

- A unit of Littoral Rainforest (equivalent TVMS Code – 101) along the Soorley Street Boundary;
- One patch of salt-marsh (TVMS Code 603) (Lot 2 - south-east) appears to be discretely identified yet not assigned a specific code.

Whilst the 2005 mapping was more detailed and field verified, given the time period between this mapping and recent inspections, significant growth has occurred and may not be an accurate representation of current site conditions (or that immediately prior to clearing/grazing activity). In broad terms however, the most recent site inspection confirmed that vegetation clearing has occurred within Swamp She-oak Closed Forest to Woodland and Littoral Rainforest. Some disturbance of a Salt-marsh community was also evident.

The three communities identified above may be recognised as candidate Endangered Ecological Communities (EEC) listed under the *Threatened Species Conservation Act 1995* whilst two of the communities may be regarded as Threatened Ecological Communities (TEC) under the *Environment Protection & Biodiversity Conservation Act 1999* (EPBC Act). Further site inspection and field survey is required to make an accurate determination as to the EEC and TEC status of each vegetation unit having regard for the respective listing advice.

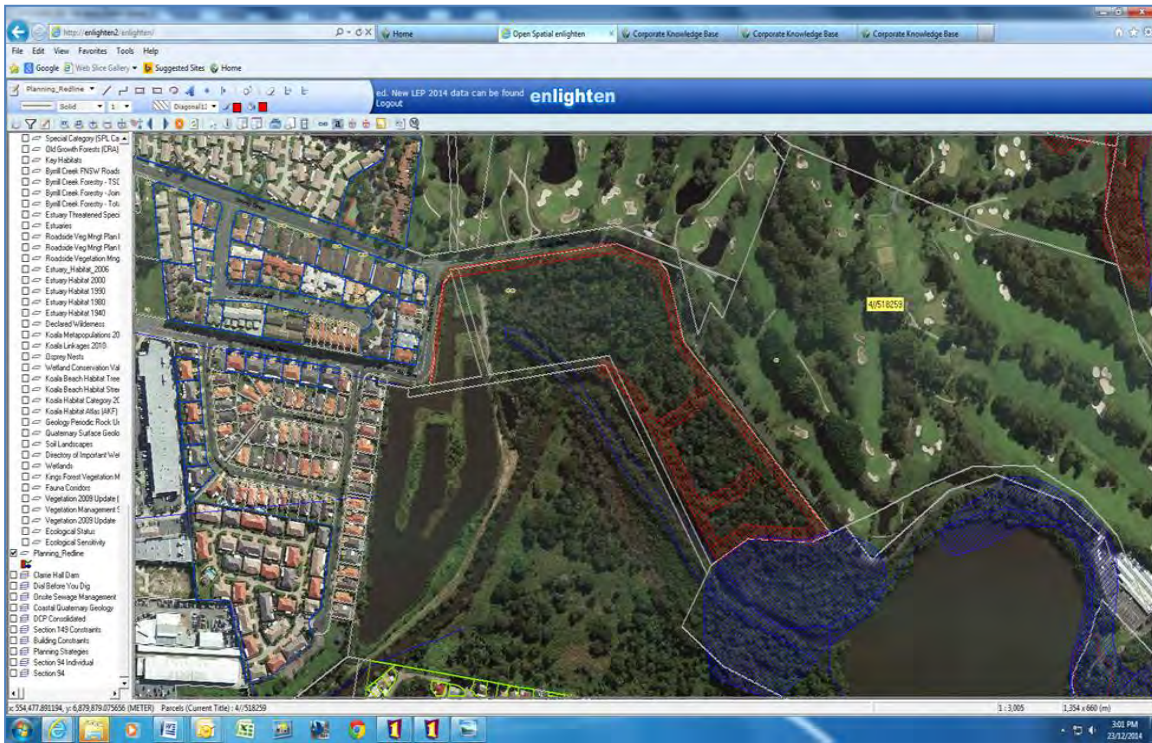


Figure 1 Approximate area of clearing (red hatching) as of 23 December 2014



Figure 2 Approximate area of clearing (red hatching-not to scale) at 18 March 2015. Purple hatching remediation area Court Order No. 07/40433 of 2007



Figure 3 Vegetation Mapping (Eco-graph Report 2005) Court Order No. 07/40433 of 2007

The matter has been referred to The Office of Environment and Heritage (OEH) as it is considered that certain Endangered Ecological Communities (EEC's) are listed under the Threatened Species Conservation Act 1995. The OEH has responded but will not take further action if Council is pursuing the matter.

Environmental Zones

Consistent with recommendations to amend LEP 2000 (Amendment 21), the deferred area (LEP2014) was intended to be rezoned E2 (refer to mapping completed as part of Draft LEP 2010) pending 'E-zone review'.

OPTIONS:

That Council:

1. Engages legal representation to challenge the 'existing use rights' argument.
2. Refers to Office of Environment and Heritage for action.
3. Takes no action.

Option 1 is recommended by the officers.

CONCLUSION:

The owner was issued a show cause notice on 9 February 2015 to substantiate the lawful works that were occurring on the site. The response provided on 27 February 2015 was that the vegetation removal, fencing and grazing of cattle has occurred under 'existing use rights' and therefore development consent is not required.

Council staff recommended that legal advice be sought on the matters of 'existing use rights' to test whether the activities may be considered lawful under each of the relevant legislative provisions. In the case where there is doubt/clear grounds to challenge the landowner's claims, legal action by Council should be taken for the unlawful removal of vegetation, erection of fencing and the grazing of cattle (agriculture) on Lot 2 DP1060215.

COUNCIL IMPLICATIONS:

a. Policy:

Corporate Policy Not Applicable

b. Budget/Long Term Financial Plan:

Financial resources will be required to initiate any legal challenge.

c. Legal:

Legal representation will be required.

d. Communication/Engagement:

Inform - We will keep you informed.

UNDER SEPARATE COVER/FURTHER INFORMATION:

(Confidential) Attachment 1. Letter dated 27 February 2015 from Storey & Gough Lawyers - Reysson Pty Ltd - Soorley Street, Tweed Heads (ECM 3611842)

REPORTS FROM THE DIRECTOR COMMUNITY AND NATURAL RESOURCES

12 [CNR-CM] Draft Plan of Management - Bruce Chick Park

SUBMITTED BY: Recreation Services

Valid



Supporting Community Life

LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:

2	Supporting Community Life
2.3	Provide well serviced neighbourhoods
2.3.6	Provide conveniently placed and well equipped parks, sporting, recreational, cultural and community facilities

SUMMARY OF REPORT:

At its meeting held 16 April 2015 Council resolved to place the Draft Plan of Management - Bruce Chick Conservation Park on exhibition for 42 days.

At the close of the submission period five submissions were received, all referring to maintenance of drainage for management of agricultural land.

RECOMMENDATION:

That Council:

- 1. Adopts the Plan of Management – Bruce Chick Conservation Park.**
- 2. Defers implementing the recommendations and allocation of required funding subject to the outcome of Council's Fit for the Future submission, expected from IPART mid to late October 2015.**

REPORT:**Introduction**

At its meeting held 16 April 2015 Council resolved to place the Draft Plan of Management - Bruce Chick Conservation Park (PoM) on exhibition for 42 days.

At the close of the exhibition period five submissions were received as summarised below.

FROM	ISSUES	COMMENT
Duranbah Drainage Swamp Union	Concern at any proposal to reduce the Drainage Union's ability to maintain the drainage will decrease the quality of water entering the Tweed River.	The PoM does not propose any restrictions on the Drainage Unions capacity to maintain the waterways. The scope of the PoM is limited to land based facilities.
Duranbah Swamp Drainage Union, Condong Drainage Union and Tweed River Branch of the Cane growers Association combined submission	As above	As above
Robert Quirk	As Above	As above
Paul O'Keeffe	O'Keeffe family properties owned in the Stotts Creek area have and will require drainage of flood and normal rainfall events via Leddays Creek, McLeods Creek and Stotts Channel to the Tweed River. Efficient drainage is critical to the growing of crops and other land uses on the Tweed River floodplain. The Bruce Chick Park Draft Plan of Management should maintain or ideally improve water flows through these water courses.	As above

Dr Melville, University of NSW	Similar to concerns of the Drainage Union. Concern for continued and adequate egress through the park of floodplain drainage waters from Stotts Creek, McLeods Creek, Robert Quirks's egress drain and Ledday's Creek. Need to maintain existing approval to clear vegetation and limited dredging of Stotts Channel. Has used the park in the past for field visits on acid sulphate soils and pleased that Council is continuing environmental stewardship in the Draft PoM.	As above.
--------------------------------------	----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	-----------

It is noted that the Tweed River Committee at its meeting held 10 June 2015 resolved to recommend to Council that it strongly supports Option 2 of the Management Plan which is to retain all existing facilities at the park but only for casual recreational activities (no camping).

Discussion

It was anticipated that the Draft PoM would have attracted more submissions across a wider range of issues. There are a number of potential reasons why more submissions were not received including:

- Submissions were invited on options for the management of Bruce Chick Park in December 2013 from which 115 submissions were received. 100 submissions were from recreational vehicle travellers, caravaners and campers in support of the retention of the park for overnight use. As the Draft PoM allows for overnight use, potentially these stakeholders may be satisfied with the PoM and therefore not see the need to provide another submission.
- The lack of submissions may reflect an awareness that the draft PoM was out for general public consideration.

It is observed that neither exhibition process attracted many submissions from the general Tweed community. The vast majority of submissions have been from three particular interest groups:

- Travellers seeking free camp sites,
- The caravanning and camping industry opposing free camping, and
- The Drainage Union concerned with continued access for maintenance of waterways.

This may be interpreted as an indication that the site is not heavily utilised by the general Tweed community.

OPTIONS:

1. a. Adopts the Plan of Management – Bruce Chick Conservation Park.
 - b. Defers implementing the recommendations and allocation of required funding subject to the outcome of Council's Fit for the Future submission, expected from IPART mid to late October 2015.
2. Does not adopt the Plan of Management - Bruce Chick Conservation Park.
3. Resolves an alternative option.

CONCLUSION:

Bruce Chick Conservation Park is dedicated to the memory of Bruce Chick as an environmental interpretative and recreation area. It includes the Stott's Island Environment Centre, which was built as a Bicentenary project in 1988 in conjunction with the National Parks and Wildlife Service as a buffer to the Stotts Island Nature Reserve, which was experiencing significant impact from visitors, in particular from overnight camping. The vision of Bruce Chick was to offer visitors a taste of Stott's Island and to provide a vegetative buffer to Stott's Island from the Highway.

The infrastructure in the Park is in poor condition and does not adequately cater to the current use of the park as an overnight camp site, nor does it respectfully represent the legacy of Bruce Chick. Council has been grappling with the most appropriate option for the management of the Park for many years, culminating in a resolution from its meeting held 17 July 2014 that:

Council develops a plan for Bruce Chick Conservation Park, which includes provision for the following:

1. *Sealing of the road to the existing building and the car park areas adjacent to the building.*
2. *Refurbishment of the building.*
3. *Explore options to upgrade the toilet facility.*
4. *Options for the restoration of the bridge crossing over the creek to the arboretum.*
5. *Removal and options for rehousing of feral poultry (ongoing).*
6. *Council calls for expressions of interest for the pump out of sewage waste from Bruce Chick Conservation Park.*
7. *Re-establishment of appropriate signage for the park to include the interpretive information displayed in the building and the entry statements which acknowledge Bruce Chick.*
8. *An assessment of opportunities that might be considered for the park between Council and a suitable community organisation, that can exploit possible revenue potential from overnight stay campers/caravaners, a possible retail outlet at the Park, or suitable activities from such a community organisation.*
9. *The plan to be brought back to the Council in November 2014 in a form that would be suitable for public exhibition.*

The Draft Plan of Management - Bruce Chick Conservation Park was prepared in accordance with the resolution and the exhibition period did not result in submissions of any significance either in support or rejection of the Draft PoM.

COUNCIL IMPLICATIONS:

a. Policy:

Not applicable.

b. Budget/Long Term Financial Plan:

There is currently no budget allocation for implementation of the recommendations within the plan. Any budget allocation would be subject to the outcome of Council's Fit for the Future submission, expected from IPART mid to late October 2015.

Estimates to implement capital works recommendations:

Item	Cost – high (\$)	Cost – low (\$)
Shelter Shed	81,080	75,540
Toilet – pump-out system	67,000	67,000
Bridge replacement	226,400	163,400
Access road	226,300	213,700
Landscape rehabilitation	37,500	45,750
Signage	5,000	5,000
TOTAL	643,280	570,390

Estimated increase in annual maintenance costs:

Item	Estimated cost
General maintenance of shelter shed	\$16,000
Access road and carpark	\$5,500
Total	\$21,500

c. Legal:

Not Applicable.

d. Communication/Engagement:

Consult-We will listen to you, consider your ideas and concerns and keep you informed. The Draft PoM was placed on public exhibition and submissions accepted for the period of 42 days.

UNDER SEPARATE COVER/FURTHER INFORMATION:

Attachment 1. Submissions (ECM 3676234, 3648085, 3707473, 3684510, 3709778, 3709781)

13 [CNR-CM] Queen Street Toilet Block

SUBMITTED BY: Recreation Services

Valid



Supporting Community Life

LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:

2	Supporting Community Life
2.3	Provide well serviced neighbourhoods
2.3.6	Provide conveniently placed and well equipped parks, sporting, recreational, cultural and community facilities

SUMMARY OF REPORT:

At its meeting held 17 May 2011, Council considered a report on the public toilets works program which included the decommissioned Queen Street toilet block. Part 3 of the resulting resolution states:

The Queen Street, Murwillumbah toilet block is retained for use as a Council or community utility that keeps the identified cultural heritage values

The resolution was based on a heritage assessment undertaken on the building that identified that it has at minimum regional and potential state heritage significance and recommended that attempts be made preserve its heritage values.

A subsequent heritage fabric inspection of the amenities block was undertaken in order to provide guidance on any future design for refurbishment and reuse of the site, which would include changing its use from a toilet block to some other use.

Council has since received a number of enquiries from individuals proposing various options for reuse of the building.

RECOMMENDATION:

That:

- 1. Council invites expressions of interest for the reuse of the Queen Street amenities block, whilst preserving its heritage values.**
- 2. A further report on the outcome from the expressions of interest be brought back to Council.**

REPORT:

Background

At its meeting held 17 May 2011, Council considered a report on the public toilets works program which included the decommissioned Queen Street toilet block. Part 3 of the resulting resolution states:

The Queen Street, Murwillumbah toilet block is retained for use as a Council or community utility that keeps the identified cultural heritage values

The resolution was based on a heritage assessment undertaken on the building that identified that it has at minimum regional and potential state heritage significance and recommended that attempts be made preserve its heritage values.

A subsequent heritage fabric inspection of the amenities block was undertaken in order to provide guidance on any future design for refurbishment and reuse of the site, which would include changing its use from a toilet block to some other use.

Discussion

The main challenge when considering the reuse of this building, particularly for a community purpose, is the capacity to provide compliant access to and within the building.

As the building occupies a prominent site within the Murwillumbah central business district, the reuse of the building for an appropriate purpose (other than as a public toilet) could have significant positive impacts on the town. The heritage assessment also suggests that the best way of preserving the heritage values of the building is by exploring alternate uses.

Council has received a number of enquiries from individuals about the potential to lease or purchase the building for reuse. The types of activities and proposed models for funding of internal fit out and external refurbishment have varied from artists in residence, to an ice creamery and a musical instrument repair shop.

To enable Council to consider its preferred option for reuse of the Queen Street amenities block, it is proposed to invite expressions of interest, including detail on proposed activity, how it would meet access requirements, funding arrangements and tenure.

OPTIONS:

1. Invite expressions of interest for the reuse of the Queen Street amenities block.
2. Take no action.

CONCLUSION:

The Queen Street amenities block occupies a prominent location within the Murwillumbah central business district. The current status of the facility is visually unattractive and the neglect of the building impacts negatively on the heritage values of the building. Appropriate adaptive reuse of the building could have positive impacts on the amenity of the town and also serve to protect the heritage values of the building.

COUNCIL IMPLICATIONS:

a. Policy:

Not applicable.

b. Budget/Long Term Financial Plan:

Budget implications will be dependent upon the outcome of the expression of interest process.

c. Legal:

Not Applicable.

d. Communication/Engagement:

Consult-We will listen to you, consider your ideas and concerns and keep you informed.

UNDER SEPARATE COVER/FURTHER INFORMATION:

Attachment 1. Queen Street Toilet Block - Heritage Assessment and Options Report (ECM2518044)

Attachment 2. Historic Fabric Future Use Advice: The Queen Street Amenities Block, Murwillumbah (ECM3705938)

14 [CNR-CM] RFP2015067 Chiller and Part System Replacement (x2) for Tweed Shire Council Buildings

SUBMITTED BY: Recreation Services

Valid



Civic Leadership

LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:

- 1 Civic Leadership
 - 1.3 Delivering the objectives of this plan
 - 1.3.3 Existing and future community assets will be properly managed and maintained based on principles of equity and sustainability
-

SUMMARY OF REPORT:

Tender RFP2015067 Chiller and Part System Replacement (x2) for Tweed Shire Council Buildings was called to engage a suitably qualified and experienced organisation to decommission, demolish and dispose of existing equipment as necessary and design, supply, install, test, commission chiller/s (x2) upgrade/s to Council buildings at 10-14 Tumbulgum Road, Murwillumbah (MCC- Separable Portion 1) and 21 Brett Street, Tweed Heads (TTB- Separable Portion 2).

Tenders were officially invited in accordance with the provisions of the Local Government Act 1993 and the NSW Local Government (General) Regulation 2005. Tender submissions closed at 4.00pm (local time) on 10 June 2015 in the Tender Box located in the foyer at the Tweed Shire Council Civic and Cultural Centre, Murwillumbah.

Recommendations have been formulated based on the Selection Criteria which is contained in the Tender Evaluation Report included in **CONFIDENTIAL ATTACHMENTS 1 and 2**. A summary of the evaluation criteria is also included in the body of this report.

RECOMMENDATION:

That in respect to Contract RFP2015067 Chiller and Part System Replacement (x2) for Tweed Shire Council Buildings:

- 1. Council awards the contract to Northernair Pty Ltd (ABN 33 050 325 570, ACN 050 325 570) for the amount of \$794,735.45 (exclusive of GST).**
- 2. The General Manager be granted delegated authority to approve appropriately deemed variations to the contract and those variations be reported to Council at mid contract and finalisation of the contract.**

3. **ATTACHMENTS 1 and 2 are CONFIDENTIAL in accordance with Section 10A(2) of the Local Government Act 1993, because it contains:-**
- (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:

Tender Background

Tender RFP2015067 Chiller and Part System Replacement (x2) for Tweed Shire Council Buildings was called to engage a suitably qualified and experienced organisation to decommission, demolish and dispose of existing equipment as necessary and design, supply, install, test, commission chiller/s (x2) upgrade/s to Council buildings at 10-14 Tumbulgum Road, Murwillumbah (MCC- Separable Portion 1) and 21 Brett Street, Tweed Heads (TTB- Separable Portion 2).

Tenders were officially invited in accordance with the provisions of the Local Government Act 1993 and the NSW Local Government (General) Regulation 2005. Tender submissions closed at 4.00pm (local time) on 10 June 2015 in the Tender Box located in the foyer at the Tweed Shire Council Civic and Cultural Centre, Murwillumbah.

The existing air conditioning systems at both The Tweed Building (TTB formerly a Southern Cross University building recently purchased by Council) and the Murwillumbah Civic Centre (MCC) require upgrading of their chillers to accommodate current and future loadings. These upgrades will also provide a reduction in energy usage through the specification of more efficient technologies that available in today's market.

The estimated saving at the Murwillumbah Civic Centre would be at least \$50,000pa (50% energy reduction) with the estimated saving at the Tweed Building being \$14,000pa (30% energy reduction).

Tender Advertising

As per the requirements of the Local Government Regulation 2005, tenders were officially advertised for RFP2015067 Chiller and Part System Replacement (x2) for Tweed Shire Council Buildings on 12 May 2015 in the Sydney Morning Herald. The tender was also advertised in the Brisbane Courier Mail and Gold Coast Bulletin on 9 May 2015.

Tender Addendums

There were two Notice to Tenderers issued before close of tender.

Addendum No. 1 was issued to advise tenderers of changes to the tender documents as follows:

Replace **SEPARABLE PORTION 1- MECHANICAL SERVICES SPECIFICATION- 2.6 Water storage tanks** with the following:

2.6 Water storage tanks

Construction

Tank Material: 316L Stainless Steel.

Mounting: Mount tanks on 316L stainless steel feet, cradles or base rings.

Accessories

General: Provide thermometer, pressure gauge with gauge cocks, valved supply, 25 mm drain and lifting lugs. Arrange to prevent the ingress of foreign matter.

Insulation

General: Conform to the Mechanical piping insulation work section.

Addendum No. 2 was issued to advise tenderers of changes to the tender documents as follows:

1. SEPARABLE PORTION 1 & 2 - MECHANICAL SERVICES SPECIFICATIONS:

With reference to **1.1 MECHANICAL CONTRACTORS RESPONSIBILITIES:**

There is no requirement for the Contractor to engage the incumbent BMS contractor. The incumbent BMS contractor/agent details are provided in 2. for reference.

2. Details of incumbent BMS contractors/agents:

MCC (Siemens): LEN Enterprises Pty Ltd
Rob MacKay
rob@lenenterprises.com.au
Tel: +61 7 5524 5338

TTB (Innotech): Innotech controllers
Adam Raccanello
adam.r@innotech.com.au
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3. SEPARABLE PORTION 1 & 2 - MECHANICAL SERVICES SPECIFICATIONS:

- a. Delete Section 2.4 Water Softeners as these are not required.
- b. Delete Section 2.5 Cathodic Protection as this is not required.

4. Attached drawings of the chilled water and condenser water circuits are to be added to the Tender drawing sets.

5. SEPARABLE PORTION 1- MECHANICAL SERVICES SPECIFICATION

With reference to **2.3 SHELL AND TUBE LIQUID COOLERS (EVAPORATORS), 2.5 SHELL AND TUBE CONDENSORS** and **3.2 INSTALLATION:**

It is Council's requirement that marine water boxes are included in the design solution and equipment offered by the Tenderer.

This equipment will maintain accessibility and reduce down times, resulting in expected savings of \$1,500pa.

6. SEPARABLE PORTION 2- MECHANICAL SERVICES SPECIFICATION

With reference to **2.4 SHELL AND TUBE LIQUID COOLERS** and **3.2 INSTALLATION:**

It is Council's requirement that marine water boxes are included in the design solution and equipment offered.

7. SEPARABLE PORTION 1 & 2- MECHANICAL SERVICES SPECIFICATIONS

With reference to **WATER TREATMENT** section further clarification is provided with the following:

It is assumed the existing water treatment systems are in good condition and can be reused with the new chillers. The Tenderer is to make an assessment of the suitability of the existing water treatment systems in terms of compatibility with their proposed equipment. It is expected that the Tenderer will contact Council's water treatment equipment supplier Hydrochem (07 3344 3266) to clarify any details of the existing treatment systems. The Tenderer shall include all costs in their Tender Price associated with the modification and/or replacement of the water treatment system and advise the Council the details thereof in their Tender submission. Photos of the existing water treatment systems are included below. Details of MCC water treatment system attached.

Tender Submissions

As per the requirements of the Local Government Regulation 2005, tender submissions closed at 4.00pm (local time) on 10 June 2015 in the Tender box located in the foyer of the Tweed Shire Council Civic and Cultural Centre, Murwillumbah. Four were recorded at the Tender Box opening and their details are as follows:

Tenderer	ABN
L E N Enterprises Pty Ltd	27 000 724 809
HVAC Queensland Pty Ltd	15 102 771 817
NORTHERNAIR Pty Ltd	33 050 325 570
*RCR Haden Pty Ltd	59 000 694 173

*RCR Haden Pty Ltd were deemed non-conforming as they did not adequately complete the Tender Schedules and consequently were not considered further in the evaluation process.

Tenders were evaluated based on the criteria noted in the table below which were also generally referred to in the Conditions of Tendering. The details of the price and non-price evaluation are shown on the attached Tender Evaluation Report and Score Sheet.

Evaluation Criteria	Document Reference	Weighting (%)
Assessed Tender Price (as adjusted and including NPV *Operating Costs over 20 years)	Schedule 3, 4, 5, 9, 10 & 14.	50
Relevant Experience and Capability	Schedules 15, 16 & 21.	15
Management Systems (WH&S, Quality and Environmental)	Schedule 20.	5
Program and Methodology	Schedules 17, 18 & 19.	10
Past Performance and Suitability of Nominated Equipment	Schedules 5, 6, 7, 8, 10, 12 & 13.	10
Local Content	Schedule 25	10
	Total	100

*Operating Costs in this case is based on power consumption.

A Tender Assessment Plan was developed based on the premise that competitive tenders were to be received and scored against specific selection criteria in order to select the best value tender.

The Tender Evaluation Panel consisting of Contracts Engineer, Assets & Essential Services Officer and Coordinator-Buildings & Recreation conducted the tender assessment. A mechanical services consultant was also consulted on the technical aspects of the evaluation process.

A copy of the Tender Evaluation Report is included in ATTACHMENT 1 which is CONFIDENTIAL in accordance with Section 10A:

- (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

The information identifies the tenderer in relation to the tender price and the evaluation of the products offered by the tenderer. If disclosed, the information would be likely to prejudice the commercial position of the tenderer in terms of market competitiveness by giving their competitors an advantage. Accordingly, disclosure of the information is not in the public interest. Recommendations appear below for the Tender.

OPTIONS:

1. That Council accepts the tender for RFP2015067 from **Northernair Pty Ltd (ABN 33 050 325 570, ACN 050 325 570)** for \$794,735.45 (Exclusive of GST).
2. That Council accepts an alternative tenderer for RFP2015067.

CONCLUSION:

Council awards the Contract RFP2015067 to **Northernair Pty Ltd (ABN 33 050 325 570, ACN 050 325 570)** for \$794,735.45 (Exclusive of GST) as detailed in the tender evaluation report confidential **Attachment 1** for the Chiller and Part System Replacement (x2) for Tweed Shire Council Buildings.

COUNCIL IMPLICATIONS:

a. Policy:

In accordance with Local Government (General) Regulations 2005.

b. Budget/Long Term Financial Plan:

Funding is available through asset maintenance, capital reserves and revolving energy budget allocations.

c. Legal:

Not Applicable.

d. Communication/Engagement:

Inform - We will keep you informed.

UNDER SEPARATE COVER/FURTHER INFORMATION:

(Confidential) Attachment 1. RFP2015067 Tender Evaluation Report (ECM 3717313)

(Confidential) Attachment 2. RFP2015067 Tender Evaluation Score Sheet (ECM 3717378)

15 [CNR-CM] Kingscliff Coastal Risk Management Study

SUBMITTED BY: Natural Resource Management

Valid



Caring for the Environment

LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:

4	Caring for the Environment
4.4	Manage the Tweed coastline to ensure a balance between utilisation and conservation
4.4.1	Recognise and accommodate natural processes and climate change

SUMMARY OF REPORT:

Council has been developing hazard management options for Kingscliff Beach foreshore for several years. The purpose of the *Kingscliff Coastal Risk Management Study* is to:

- provide a summary of the key coastal processes;
- identify and discuss hazard management options; and
- describe and assess, via a multi criteria assessment, the two Council adopted (November 2013) management options of a) terminal protection through seawall, sand nourishment and land use planning; and b) planned retreat.

The multi criteria assessment highlighted that there is no single coastal risk management option for Kingscliff foreshore that provides a clear benefit over other alternatives. The recommended strategy takes a staged, precinct approach in acknowledgement that the major constraint to implementing protection works will be the financial capacity of Council and the community to undertake works.

The detailed staging of works and associated financing options will be further explored in the *Kingscliff – Dreamtime Beach Coastal Zone Management Plan*. The purpose of this report is for Council to adopt the preferred strategy for input to the development of the CZMP.

RECOMMENDATION:

That Council:

- 1. Adopts the recommendations of the *Kingscliff Coastal Risk Management Study June 2015* as the preferred option for management of coastal risk hazard for the Kingscliff Beach foreshore.**
- 2. Develops the comprehensive Kingscliff – Dreamtime Beach Coastal Zone Management Plan in accordance with this adopted strategy.**

REPORT:

GLOSSARY OF TERMS

Coastal Zone Management Plan (CZMP) – Plans are to be developed by Local Government Authorities in accordance with Part 4A of the *Coastal Protection Act 1979* to describe proposed actions to be implemented by a council to address priority management issues in the coastal zone including: managing risks to public safety and built assets; pressures on coastal ecosystems; and community uses of the coastal zone.

Groyne - a groyne is a rigid hydraulic structure built from an ocean shore (in coastal engineering) or from a bank (in rivers) that interrupts water flow and limits the movement of sediment.

Nearshore - the nearshore zone is where waves steepen and break, and then re-form in their passage to the beach, where they break for the last time and surge up the foreshore. Much sediment is transported in this zone, both along the shore and perpendicular.

Nourishment - is the supply of additional sand to the beach and nearshore zone to increase the recreational value and/or to secure the beach and foreshore against erosion.

Planned retreat - the intent of planned retreat options is to progressively remove the development under threat and allow the beach and dune to behave in the natural manner, thus restoring and retaining the natural character and amenity of the beach as the shoreline recedes. The planned retreat option acknowledges that erosion is an ongoing phenomenon and seeks to address the issue by opportunistic removal of threatened facilities rather than trying to protect them.

Revetment - an engineered structure designed to protect the land or infrastructure behind from erosion.

Sand recycling or relocation - sand recycling or relocation refers to moving sand within the beach system. Sand relocation differs from beach nourishment as no additional sand is added to system, rather the sand is simply redistributed within the beach system to help maintain beach amenity or strengthen the dune at a section of shoreline susceptible to storm erosion.

Seawall - an engineered structure designed to protect the land or infrastructure behind from erosion, specifically on the open ocean coast.

Terminal protection - revetments or seawalls built at the back of a beach to provide protection to the foreshore and assets behind from erosion or flooding.

Background

Council has been developing hazard management options for Kingscliff Beach foreshore for several years. A range of studies and strategies have been developed to identify the risk from coastal erosion hazards and develop appropriate management responses.

The timeline and activities for coastal zone management at Kingscliff to date:

- 2001 - Coastal hazard definition study identified major public assets at Kingscliff under **Immediate** risk of coastal erosion and also identified the 2050 and 2100 hazard zones.
- 2005 May- Council adopted the *Tweed Shire Coastline Hazard Study and Coastline Management Plan* and a protection strategy for the Cudgen Headland Surf Club and Kingscliff Beach Holiday Park consisting of rock revetment and sand nourishment.
- 2006 December – Council adopted an amended strategy of foreshore protection comprising a limited seawall in front of the Cudgen Headland Surf Lifesaving Club (constructed August 2010) and sand nourishment only between this and the existing boulder wall at the Beach Club (limited nourishment undertaken in 2012).
- 2010-2013 - persistent and severe erosion of the Kingscliff Beach foreshore.
- 2011 - NSW Minister for the Environment requests Council, in light of the erosion event, to update the Coastal Zone Management Plan for Kingscliff and to reconsider Planned Retreat and groynes as an option for the assets at risk.
- 2012 - Preparation of a feasibility study and Draft Environmental Impact Study for sand extraction from the Tweed River (Area 5 downstream of Barneys Point Bridge) and delivery by pipeline to Kingscliff Beach for the purposes of providing a source of sand for future beach nourishment. No approvals sought as yet, feasibility stage only.
- 2012 - Investigations into seawall options and their characteristics.
- 2013 – Investigation into a groyne field option.
- 2013 November – Resolution of Council:
 - **RESOLVED** that Council endorses proceeding with the development of a Coastal Zone Management Plan for Kingscliff - Dreamtime Beach based on further investigation of the two preferred options of:
 - a) terminal protection through seawall, sand nourishment and land use planning.
 - b) planned retreat.
- 2014 February - Updated coastal hazards assessment adopted by Council which confirms the Immediate (current), 2050 and 2100 Hazard Zones and incorporates updated knowledge on coastal processes and most up to date Sea Level Rise projections. See Appendix 1 at end of report.

Current projects

- September 2014 to mid-2015 - undertake *Kingscliff Coastal Risk Management Study* and develop the *Kingscliff - Dreamtime Beach Coastal Zone Management Plan*.
 - Coastal Risk Management Study determined the preferred foreshore option (protection or planned retreat) based on available data, a Multi Criteria Analysis and working group consultation.
 - Coastal Zone Management Plan will provide the management strategies to address priority issues for the Tweed community for Kingscliff - Dreamtime Beach considering social, environmental and economic values. The Plan is to include funding mechanisms for implementation of strategies.

Purpose of the Kingscliff Coastal Risk Management Study

The purpose of this document is to provide a summary of the key coastal processes affecting the coastal zone of Kingscliff and identify and discuss all previous hazard management options considered for Kingscliff.

In November 2013 Council resolved, for the purposes of undertaking a detailed coastal risk management assessment, to proceed with the two preferred options of:

- a) terminal protection through seawall, sand nourishment and land use planning, and
- b) planned retreat.

The option of 'do nothing' or 'business and usual' is included as the status quo for assessment purposes.

There are very different ramifications for planned retreat with or without retention of the Cudgen Headland Surf Lifesaving Club and Kingscliff Bowls Club, both of which are currently protected by seawalls. Therefore the retreat option was split into two for consideration in the Multi Criteria Analysis (MCA).

The appended report describes the key aspects of each management option and provides a shortlist of potential management options, which were then assessed via a multi-criteria assessment. A final recommendation for a preferred risk management strategy is provided for consideration and further development in the *Kingscliff – Dreamtime Beach Coastal Zone Management Plan*.

Outcome of the Multi Criteria Analysis

MCA is an appraisal technique that aims to assist decision-making when a number of diverse attributes and factors need to be considered without necessarily assigning monetary values to all of those interests. MCA provides a framework within which social and environmental issues can be more explicitly included in the decision-making process. These less tangible aspects can then be considered in conjunction with economic issues, which tend to be easier to measure and evaluate in terms of dollars spent or generated.

MCA allows alternative options to be assessed against a defined set of decision criteria that represent the range of values and interests of relevant stakeholders. Individual criteria can be assigned subjective weightings to increase or decrease the significance of criteria based upon their perceived degree of importance.

Two stakeholder groups were established (one internal to Council and one external) and these provided input to the process through interactive workshops. Two sets of workshops were held in December 2014 to specifically capture feedback and input from relevant Council staff and the external reference group.

The external reference group had representatives invited from the following government agencies and local interest groups: Tweed Shire Councillors; Tweed Coastal Committee; Office of Environment and Heritage; Crown Lands; Kingscliff Boardriders Club; Commercial fishers; Kingscliff Business Chamber; Kingscliff Ratepayers and Progress Association; Kingscliff DuneCare Group; Kingscliff Beach Bowls Club; Destination Tweed.

The list of Selection Criteria as selected and refined by the two reference groups and then used in the MCA is recorded in Table 1 below (Table 4.3 in the report).

Table 1: Final list of Selection Criteria for Multi Criteria Analysis

Social Criteria	Maintain existing beach lifestyle
	Protection of critical infrastructure on Marine Parade
	Provision of appropriate access to, and unimpeded along, the beach and foreshore
Environmental Criteria	Maintain coastal ecosystem values
	Minimise impact on natural coastal processes
	Minimise detrimental impacts on environmental and physical processes elsewhere along embayment foreshore
Economic Criteria	Commercial benefits / impacts (eg. local business, tourism, events)
	Benefit / cost ratio
	Public cost
Governance Criteria	Provide for appropriate community safety and duty of care
	Ensure overall design is practical, feasible and adaptive
	Long Term Effectiveness

The outcome of the MCA following the four workshops and sensitivity analysis by the Consultant is described below with full results in Section 4 of the appended report.

Neither of the two similar and positive rating options of **planned retreat without retention of Surf Lifesaving and Bowls Clubs** and **terminal protection with sand nourishment** demonstrated a clear benefit over the other. While this MCA process can be seen to be quite subjective, the stakeholder groups were broad in their representation of Council and the community's interests.

It should be noted that the Terminal Protection option in this assessment included mass sand nourishment to maintain beach width amenity. The scoring is dependent on the reliability of the technical effectiveness and cost assessment of the nourishment works accompanying terminal protection. More rapid than expected loss of the nourished sand or higher than expected cost of the works would lead to a lower score for that option. The figures used for the assessment were sourced from Water Research Laboratory reports (see Section 6 References). Council's experience has shown this to be a real and legitimate risk. In February 2012, 14,000m³ of sand was pumped from Cudgen Creek to nourish Kingscliff Beach at a cost of about \$100,000. The nourished beach lasted in place less than one month before being redistributed to the north and offshore through storms and associated erosion.

Discussion within the report (Section 3.2.3.1) highlights the issues around reliance on mass sand nourishment at this point in time using currently available sources. This does not, however, discount this as a potential management option for future consideration.

Coastal Management Strategy for Kingscliff

The report noted that no single management option assessed provided for a clear benefit over another. Therefore, the ability for Council and the community to finance risk management responses may dictate the most appropriate course of action for Council.

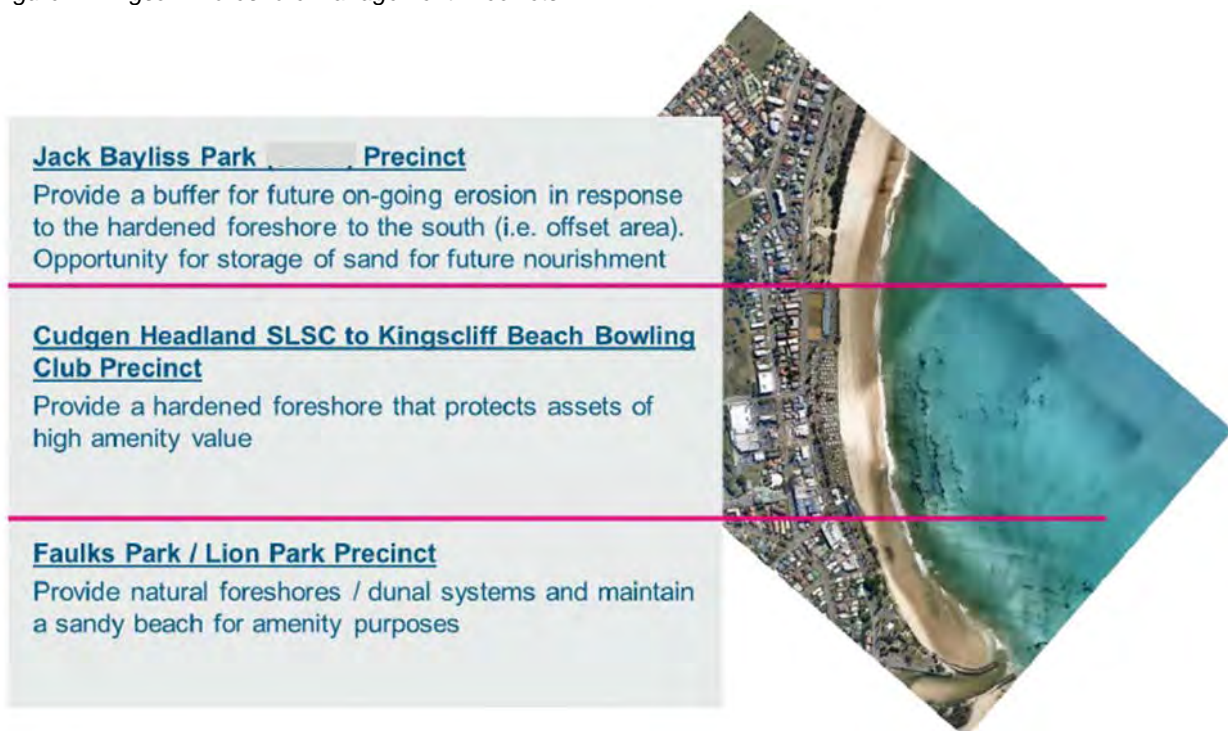
The coastal management strategy for Kingscliff should be based on a timeframe of 30 – 50 years with careful consideration of the implications beyond this timeframe. The recommended strategy allows for a staged approach to works and a reasonably flexible

response to uncertainty from the impacts from projected sea level rise and changes in weather patterns including potential for more severe weather events.

It is not the intention to lock Council and the community into unaffordable options that do not provide for future review. The timeframe also acknowledges that protection works and coastal structures/assets have a limited life span and the recommended approach recognises this.

The recommended approach is for Kingscliff foreshore to be managed on a precinct basis (see Figure 1 below). This approach recognises the social and economic value of Kingscliff Beach while allowing for the protection and enhancement of the environmental values of Dreamtime Beach to the north. These values, and management strategies around these, will be fully explored in the comprehensive Coastal Zone Management Plan.

Figure 1: Kingscliff Foreshore Management Precincts



Jack Bayliss Park Precinct:

The focus would be to enhance and maintain a buffer for future on-going erosion in response to the hardened foreshore to the south. Any future nourishment would reduce the extent and severity of erosion in this precinct.

Cudgen Headland SLSC to Kingscliff Beach Bowling Club Precinct:

The focus would be on a hardened foreshore that provides protection to foreshore assets of high amenity value. Limited beach amenity would need to be accepted in this precinct during and after erosion events. Foreshore access would be enhanced and maintained through the provision of walkways along and behind any protection works for the length of this precinct. Currently there is no direct access along the length of this section of foreshore.

Faulks Park / Lions Park Precinct:

The focus would be to provide natural foreshores and a revegetated dunal system to maintain a sandy beach for amenity and habitat purposes. In the short term, any sand nourishment efforts undertaken by Council or others would be concentrated in this precinct

to act as a buffer to the foreshore and provide for a higher level of beach amenity potential during and after erosion events.

The proposed timing of these works (subject to financing strategies and response triggers such as erosion events) is outlined below. More detail is provided in Table 5.2 of the appended report.

2015 - 2017

- Develop the comprehensive Coastal Zone Management Plan including extensive consultation with the community and communication on the rationale for the management strategies adopted.
- Undertake all necessary investigations, and gain appropriate consents for undertaking works within the coastal management strategy.

2016 - 2020

- Undertake permanent terminal protection works in the Cudgen Headland SLSC to Kingscliff Beach Bowling Club Precinct.
- Reconfigure and redevelop Holiday Park
- Develop Kingscliff Central Park
- Establish permanent foreshore walkway and access points to beach
- Consider small scale sand nourishment opportunities

2020 - 2030

- Consider large scale sand nourishment program and other options for sand recycling
- Review Coastal Zone Management Plan

~2050

- Reconsider coastal risk management options including planned retreat and relocation of assets and infrastructure

The staging, implementation of works and financing options will be further refined in the Kingscliff – Dreamtime Beach Coastal Zone Management Plan and will include extensive community consultation and engagement.

OPTIONS:

1. That Council adopts the recommendations of the *Kingscliff Coastal Risk Management Study* June 2015 as the preferred option for management of coastal risk hazard for the Kingscliff Beach foreshore, and develops the Kingscliff – Dreamtime Beach Coastal Zone Management Plan in accordance with this adopted strategy.
2. That Council does not adopt the recommendations of the *Kingscliff Coastal Risk Management Study* June 2015 as the preferred option for management of coastal risk hazard for the Kingscliff Beach foreshore, and develops the Kingscliff – Dreamtime Beach Coastal Zone Management Plan in accordance with this adopted strategy.
3. That Council takes no further planned action in addressing the coastal hazard risk at Kingscliff and undertakes temporary emergency works as required to maintain public safety.

CONCLUSION:

The Multi Criteria Analysis highlighted that there was no single preferred coastal risk management option for Kingscliff foreshore that would provide a clear benefit over other alternatives.

The two positive-rated options of those considered were **planned retreat without retention of Surf Lifesaving and Bowls Clubs** and **terminal protection with sand nourishment**. In developing the recommended strategy, the Consultant has considered that financial constraints may dictate the more appropriate course of action over technical or socio-economic considerations.

One of the advantages of the proposed strategy is that it does not lock Council and the community in to long-term, high-cost hazard management options. There is a degree of flexibility in timing and scale of the works program in recognition of the uncertainty around the response of Kingscliff Beach to future weather and climate related events and socio-economic factors within Council and the community.

The detailed staging of works and associated financing options will be further explored in development of the *Kingscliff – Dreamtime Beach Coastal Zone Management Plan*. The CZMP will be subject to extensive community consultation and engagement. The purpose of this report is for Council to adopt the preferred strategy for input to the development of the CZMP.

COUNCIL IMPLICATIONS:

a. Policy:

Corporate Policy Not Applicable
NSW Coastal Protection Act 1979

b. Budget/Long Term Financial Plan:

This study provides the preferred option for foreshore protection at Kingscliff. Council will need to determine a funding mechanism for works in development of the next phase of this project being the Dreamtime - Kingscliff Beach Coastal Zone Management Plan.

Council would not be eligible to apply for funding under the NSW Government's Coastal Management Program for coastal risk hazard protection works if it does not have an adopted and certified CZMP.

c. Legal:

Under the *Coastal Protection Act 1979 No. 13*, Council's must, if directed to do so by the Minister, make a coastal zone management plan. While Council has not been so directed as Kingscliff Beach is not considered an official 'hotspot', there has been a request by the Minister for Tweed Shire Council to develop a CZMP for Kingscliff Beach.

Under Section 733 of the *Local Government Act 1993*, Council has a duty of care to inform its local constituents of known risks in order to receive an exemption from liability for acting in good faith with respect to known risks (including coastal hazards). Under Section 733(4) of the *Local Government Act 1993*, Council is considered to have acted in good faith where decisions are based substantially in accordance with the relevant manual for the hazard, in this case, the CZMP Guidelines.

d. Communication/Engagement:

Inform - We will keep you informed.

The appended report documents the process of undertaking the Multi Criteria Analysis through the establishment of two stakeholder groups (internal Council and external). These groups provided input to the process through interactive workshops held on 3 and 17 December 2014.

Appendix 1: Coastal Hazard Lines, Kingscliff.



UNDER SEPARATE COVER/FURTHER INFORMATION:

Attachment 1. Kingscliff Coastal Risk Management Study, BMT WBM Pty Ltd, June 2015 - To be provided prior to the Council meeting.

16 [CNR-CM] Jack Evans Boat Harbour Artificial Reef Feasibility

SUBMITTED BY: Natural Resource Management

Valid



Caring for the Environment

LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:

- 4 Caring for the Environment
 - 4.4 Manage the Tweed coastline to ensure a balance between utilisation and conservation
 - 4.4.3 Provide for appropriate public access and use
-

SUMMARY OF REPORT:

Responding to a Council resolution of 22 January 2015, staff have prepared a report that investigates the viability of creating an artificial reef in Jack Evans Boat Harbour (JEBH), utilising reef ball technology. It is considered that the concept is technically feasible, and would result in a facility that could be used for recreational snorkelling and diving. The reef balls would almost certainly attract fish and provide interest for recreational fishermen.

If a project were to be pursued by Council, it would be prudent to first undertake a trial, based on a small scale deployment of reef balls. This should be monitored to confirm details relating to colonisation of the structure by marine organisms, and the nature of community use.

RECOMMENDATION:

That Council defers the trial placement of reef balls in Jack Evans Boat Harbour pending the allocation of required funding, subject to the outcome of Council's Fit for the Future submission, expected from IPART mid to late October 2015.

REPORT:

On Thursday 22 January Council made the following resolution:

“that staff bring forward a report that investigates the viability of creating an artificial reef in Jack Evans Boat Harbour, utilising reef ball technology.

The report should consider a trial reef ball placement, which could if warranted, be expanded to create a larger feature. The report should consider support from within the community, potential user groups (scuba and snorkelling), potential costs, location, the approvals process and the recreational and environmental benefits that such a project would provide.”

Staff have prepared the following report for Council, which has been based on a comprehensive investigation of the issue by Jacob Caon, a final year Bachelor of Marine Science student from Griffith University. It is noted that Jacob received a high distinction for this work, which was completed while undertaking an internship with Council’s Natural Resource Management Unit.

The principle aim of this study was to review the feasibility of constructing an artificial reef within Jack Evans Boat Harbour.

Feasibility was assessed by examining literature and undertaking consultation across six topics:

- Ecology
- Community and user support
- Engineering
- Approvals
- Costs and funding options

Artificial reef feasibility has been assessed with respect to the potential for attainment of the following objectives:

The proposed reef should:

- Have a greater ecological benefit than no reef, and provide aesthetic interest
- Protect, or improve the quality of recreational fishing within and surrounding Jack Evans Boat Harbour
- Be technically feasible and viable in the long term
- Improve recreational snorkelling and diving opportunities through accessibility and aesthetic value
- Maintain safety for all patrons

The reef proposal has primary merit as a means of enhancing Jack Evans Boat Harbour’s aquatic recreational opportunities for locals and tourists. It does not have merit on the basis of it being a structure to significantly improve, increase or restore marine habitat.

In order to determine the viability of the proposal, a conceptual reef design was developed that would meet the identified objectives. This design has been assessed for viability, cost and initial community acceptability.

Design and approvals

The site found to be most suitable for the construction of an artificial reef within Jack Evans Boat Harbour is adjacent to the rock wall on the north western foreshore. Water conditions at the site, including both depth and tidal flushing, are most favourable for potential growth of corals, the preferred reef colonising organism.

Figure 1. Optimum location



Seagrass within JEBH would not likely be impacted by the proposal, but this should be confirmed with further monitoring.

Sediment movement within JEBH would also be an issue requiring further investigation. There is a risk that the artificial reef may become buried over time, negating of benefits of establishment.

The artificial reef conceptual design includes 48 reef balls and has a total volume of 37.79m³. Reefs between 30-60m³ are appropriate if the reef purpose is a recreational facility. Reefs above 100m³ are required for fisheries enhancement or coastal protection.

The conceptual design is arranged into clusters as shown in figure 2. Clustered artificial reefs provide a greater perimeter to area ratio, increasing utilisation by larger fish, and are a common design configuration.

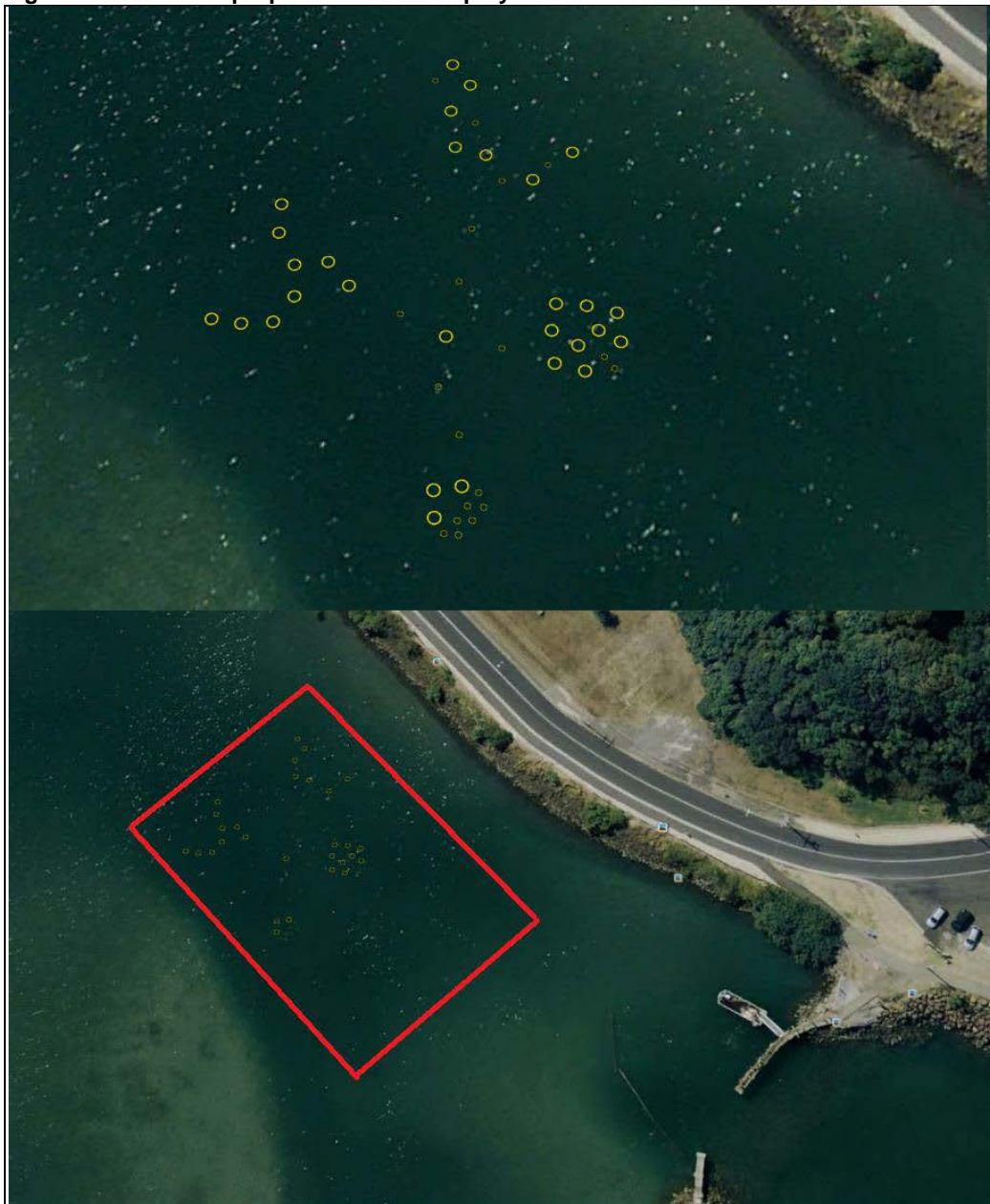
A floating pontoon would be essential for accessibility and safety for an artificial reef, primarily due to a rock wall being immediately adjacent to the design site. Users of the

reef should not be forced to swim over 50 metres from the sandy beach on the north eastern side of Jack Evans Boat Harbour to access the reef. Similarly, in emergency situations it is necessary to have an easy egress/access point within close proximity of the facility.

Once the artificial reef's ecological community composition is stable, educational signs informing the public about some of the species present should also be installed, increasing the sites value as an educational facility.

A Part V activity approval and review of environmental factors (REF) would be required prior to the development of an artificial reef. Council would review and determine the application, and a permit for reclamation under the Fisheries Act 1995 would also be required. Advice from NSW DPI Fisheries was sought through the preparation of the feasibility assessment. DPI Fisheries are broadly supportive of artificial reef construction.

Figure 2. Plan of proposed reef ball deployment



Biology

The character of the reef and its aesthetic attractiveness will be dependent on the 'attached' organisms that colonise it. This is largely determined by water quality. Corals, either soft or hard, are generally more aesthetically interesting and appealing than algae.

Water quality conditions must be suitable for corals to outcompete algae. Water must have very low nutrient concentrations and have low levels of suspended solids for corals to be successful. Water must also contain ample coral recruits, and be well oxygenated.

Water quality in JEBH is variable, ranging from purely marine, to flood events when water is very fresh with high nutrients and suspended sediments. While steps can be taken to enhance the likelihood of soft coral colonisation, there is a strong chance that the reef balls would be colonised by macro-algae, leading to their ultimate look being, 'brown and fuzzy', as per the example shown below in figure 3.

However, regardless of the type of attached organisms that colonise the reef balls, there can be a high level of confidence that the reef would attract fish, including those that use it as part of their greater range, and smaller species that inhabit the structure itself.

Figure 3. An estuarine reef colonised by macro algae



Fish likely to inhabit the proposed artificial reef would be those estuarine species commonly seen in the boat harbour, and include bream, flathead, trevally, luderick, tarwhine and mullet. Some smaller fish such as trumpeter, surgeon fish and tang may

utilise the reef voids. It is also possible that larger marine animals such as turtles or wobbegong sharks could frequent the structure. Some soft coral growth is expected but hard coral growth is unlikely.

Community Use

Community consultation is essential to understand what users require in a reef proposal. Current use in and around Jack Evans Boat Harbour was investigated through observation and discussion with existing users. From preliminary consultation, it was determined that conflict between fishing and diving groups may arise if an artificial reef is constructed.

Currently there is minor conflict between anglers and divers at the eastern entrance of Jack Evans Boat Harbour. Anglers use both sides of the existing fishing platform, often casting close to divers, potentially snagging them and causing injury.

Snagging hazards would be increased if fishing was allowed on an artificial reef. Fishing debris accumulation on the reef would also be likely.

If snorkelling is the intended primary activity for which the reef is to be constructed, it would be necessary to create "no fishing" areas around the reef. This would aim to protect users from snagging and entanglement, and prevent fishing debris accumulation on the reef balls. Council signage advising no line fishing on top of the reef and complete bans on spear fishing and burley would be required. It is anticipated that the enforcement of this regulation may be difficult, and that there may be an unfavourable reaction from people who currently fish in the area.

Cost Estimate

A detailed cost estimate based on several construction options is provided in figure 4. Estimates range from approximately \$108,000 to \$140,000. The table of cost estimates does not include project management and consultation, which would likely be an additional \$5,000.

This cost would apply to the construction of an artificial reef with the concept design described previously in this report. It also includes a pontoon, which would be essential for the development of a facility that is promoted to provide a safe and enjoyable visitor experience. However, given that reef balls are modular, it would be possible to undertake a trial placement of the units in the design location, at a significantly smaller scale. This would allow Council to monitor their colonisation by marine organisms, and get feedback from potential users on the desirability of moving to a full-scale development.

It is considered that a trial placement with approximately one third of the concept design reef ball units (16-18) and no access pontoon could be completed for a cost of approximately \$35,000, including project management and consultation.

The potential for Council to attract grant funds for development of an artificial reef in Jack Evans Boat Harbour is uncertain. It is considered that the type of environmental grants typically sought by the NRM Unit for conservation and rehabilitation projects would not be easily attained for such a facility. There may be potential for a grant through the NSW DPI Recreational Fishing Trust, however, if it is confirmed that the reef is not to be used for fishing, the trust may be reluctant to fund it. Other funding avenues such as tourism, sport and recreation or community grants have not been investigated in detail. To expedite the

development of a trial scale reef ball deployment, it would be advantageous for Council to allocate funding towards it.

Figure 4. Cost estimates for project components

Option	General		Reef Proposal	
	Item	Sub Item	Cost per Item (\$)	Quantity Estimated Cost (\$)
All	Reef Balls - Reef Balls Australia			48 \$23,202
		Mini-bay Balls	\$284	19 \$5,396
		Pallet Balls	\$614	29 \$17,806
All	Reef Ball Transport to Site - Halls Transport	Truck + driver	\$4200/truck	3 \$12,600
All	4.5T Diesel Fork Lift Hire - Adaptalift	All		\$1,185
		Hire	\$420/week or \$220/day	Hire for the week \$420
		Transport + return	\$700	1 \$700
		Gas	\$65	1 \$65
1 & 3	Gilbert Diving Services	Team Hire	\$30000/2 weeks	2 Weeks (option 3) \$30,000
				3 Days (option 1) \$9,000
1 & 3	Gold Coast Cranes PTY LTD	All per day		\$5,880
		Crane Hire	\$165/hr	3 days \$3,960
		Dogman	\$80/hr	3 days \$1,920
1	Gold Coast Barges - Barge Hire	All		\$4,100
		Hire + Skipper	\$1,100	Hire for 3 days \$3,300
		Transport + return	\$800	1 \$800
1 & 3	Superior Jetties - Supply and Installation		\$35000 - \$45000	1 \$35000 - \$45000
1 & 3	Sealite Cardinal Marker Buoys	Buoy with Components	\$3,296	4 \$13,184
		Buoy	\$1,400	4 \$5,600
		Shape	\$426	4 \$1,704
		Light	\$570	4 \$2,280
		16mm Chain	\$600	4 \$2,400
		Concrete Base Weight	\$300	4 \$1,200
2	Envirostruct Services	All		\$61,200
		60t Barge (Hire and Transport)	\$17000/4 days	4 days \$17,000
		Crane Hire (Hire and Transport)	\$5200/4 days	4 days \$5,200
		Dive Team Hire	\$9000/4 days	4 days \$9,000
		Pontoon + stairs	\$27,000	1 \$27,000
		Buoys	\$3,000	1 set \$3,000
All	Department of Environment Permit	Sea Dumping Permit Application	\$10,000	1 \$10,000
All	Roads and Maritime	Aquatic Events License Application	\$364	1 \$364
All	Fisheries Permits			2 \$322
		Dredging and Reclamation	\$161	1 \$161
		Permit to Harm Marine Vegetation	\$161	1 \$161
	Total			Option 1 \$124,837
				Option 2 \$108,873
				Option 3 \$141,737

OPTIONS:

That Council:

1. Defers the trial placement of reef balls in Jack Evans Boat Harbour pending the allocation of required funding, subject to the outcome of Council’s Fit for the Future submission, expected from IPART mid to late October 2015.
2. Not proceed with a trial or the development of an artificial reef in Jack Evans Boat Harbour.

CONCLUSION:

If it is to be pursued, the artificial reef proposal must be clearly articulated as a recreational, rather than an environmental facility.

It is possible that economic opportunities for local businesses may arise if an increased number of people visit the Jack Evans Boat Harbour with an intention of using the reef, however there has not been an estimate of the likely economic benefit at this time.

An artificial reef could be constructed easily without undue impact on the existing environment or users, however smothering and burial of the reef by sand is one project risk that would need further consideration.

The reef would probably provide an interesting snorkelling experience, but the colonisation by organisms and ultimate look of it is difficult to accurately predict. The reef would not resemble a tropical coral reef, or Cook Island type marine habitat.

It would be wise to construct a trial size reef in the design location and undertake monitoring of its biology and use, prior to the development of a full scale facility.

Finally, it is highlighted that the potential for conflict between recreational fishing and snorkelling on an artificial reef should be a major consideration of design and management. It is possible that there would be more fishers seeking to use the site and take advantage of the reef than divers or snorkelers. Therefore, if Council were to construct the facility, it would need to undertake more thorough stakeholder consultation and develop a strategy to manage this issue.

COUNCIL IMPLICATIONS:

a. Policy:

Corporate Policy Not Applicable.

b. Budget/Long Term Financial Plan:

The estimated cost of undertaking a trial placement of reef balls in Jack Evans Boat Harbour is \$35,000. The waterways infrastructure management budget for 2015/2016 is fully allocated on the maintenance of existing infrastructure, so if Council wishes to proceed with this project, it would need to allocate the required funds from elsewhere within the budget, with this being contingent on the outcome of Council's Fit for the Future submission, expected from IPART mid to late October 2015.

c. Legal:

Not Applicable.

d. Communication/Engagement:

Consult-We will listen to you, consider your ideas and concerns and keep you informed.

UNDER SEPARATE COVER/FURTHER INFORMATION:

Nil.

17 [CNR-CM] River Health Grants

SUBMITTED BY: Natural Resource Management

Valid



Caring for the Environment

LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:

- 4 Caring for the Environment
 - 4.3 Maintain and enhance Tweed's waterways and its catchments
 - 4.3.1 Manage water resources sustainably and minimise impact on the environment by achieving more integration of water supply, wastewater and stormwater services
-

SUMMARY OF REPORT:

This report provides Council with details of proposed investments in river and riparian management, through implementation of the River Health Grants Program.

The goal of this program is to improve the quality of Tweed Waterways by subsidising works on private properties, for example by erosion control, revegetation, weed control or provision of off stream water for cattle. The source of funding for this program is the Water Unit mandatory dividend for water and sewerage.

The River Health Grant program has funded projects on 22 properties improving 6,547m of waterway since July 2014. To date these grants have totalled \$173,640. This investment is predominantly spent within the local Tweed economy for materials and labour. Each grant is based on the agreement that the landholder will contribute significantly to the project, in most cases by undertaking agreed works, with materials supplied by Council. Land owners will contribute an estimated \$16,400 towards the projects proposed in this report by way of cash and/or in-kind activities such as labour.

RECOMMENDATION:

That Council approves the proposed River Health Grant listed below:

<i>Property Owner</i>	<i>Locality</i>	<i>Stream frontage (m)</i>	<i>Objective of works</i>	<i>Council contribution</i>
Simmons	Smiths Creek	345	Stabilise river bank erosion	\$24,000
Smith	Kunghur	580	Bush regeneration and madeira vine control	\$6,400

REPORT:

Since June 2006 Council has worked with riparian landowners to initiate projects which protect and improve water quality and stream bank condition in the Tweed Catchment. The goal of this program is to enhance the environmental condition of Tweed waterways and improve the quality of raw water extracted for treatment at Bray Park thereby reducing treatment and operating costs of Tweed's water treatment plants.

The River Health Grants Program has been successful in attracting a diverse range of landholders, from traditional farmers to rural lifestyle property owners. The program has made a significant improvement to the condition of creek and river banks in many parts of the Tweed Shire.

In each case of funding, an agreement with land holders is signed that details Council's contribution to the project and the commitments and responsibilities of the landholder. Each grant is based on the agreement that the landholder will contribute significantly to the project, in most cases by undertaking agreed works, with materials supplied by Council.

There are two projects proposed for funding in this report. The first involves supporting a land owner on Smiths Creek with rock revetment works and revegetation to stabilise two severe points of bank erosion, and revegetate approximately 300m of riparian land. The landowner has received Controlled Activity approvals from the NSW Office of Water and will engage an earthmoving contractor to undertake works at an estimated cost of \$11,400. Council will supply rock for the project at an estimated cost of \$24,000.

The second project involves funding bush regeneration labour on the 'Interaction' outdoor education property at Kunghur. The land owner has funded bush regeneration works on the property over many years. Madeira Vine, a Weed of National Significance, is a serious threat to the riparian zone in this reach of the Tweed River as well as spreading propagules downstream. As this is one of the most upstream infestations of Madeira Vine in the Tweed River, investment of River Health Grant funds on this property is strategic and will benefit downstream reaches of the river. The land owner runs environmental training programs on the property and involves youth participation in hand removal of Madeira Vine. In addition, the landowner has committed to employ a qualified bush regeneration contractor to undertake follow-up weed control over the next 12 months to ensure Madeira Vine is kept under control. The in-kind and cash contribution is estimated to be \$5,000.

The table below includes the two projects proposed for funding through the River health Grants scheme.

<i>Property Owner</i>	<i>Locality</i>	<i>Stream frontage (m)</i>	<i>Objective of works</i>	<i>Council contribution</i>
Simmons	Smiths Creek	345	Stabilise river bank erosion	\$24,000
Smith	Kunghur	580	Bush regeneration and madeira vine control	\$6,400

OPTIONS:

1. That Council approves the proposed River Health Grants to assist private landholders to undertake the projects listed in the above table.

2. That Council does not approve the proposed River Health Grants to assist private landowners to undertake the projects listed in the above table.

CONCLUSION:

The projects nominated in this round of river health grant approvals include significant in-kind contributions from the property owners. The project will achieve the aims of the River Health Grants Scheme, and are in accord with the Water Supply Catchment Stream Bank Protection Policy.

COUNCIL IMPLICATIONS:

a. Policy:

River Health Grants v1.0

b. Budget/Long Term Financial Plan:

The source of funding for this program is the Water Unit mandatory dividend for water and wastewater in accordance with the River Health Grants Policy. River Health Grants supplied to date total \$173,640 from a budget of \$220,000.

c. Legal:

Not Applicable.

d. Communication/Engagement:

Inform - We will keep you informed.

UNDER SEPARATE COVER/FURTHER INFORMATION:

Nil.

18 [CNR-CM] Biodiversity Grants

SUBMITTED BY: Natural Resource Management

Valid



Caring for the Environment

LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:

- 4 Caring for the Environment
- 4.2 Conserve native flora and fauna and their habitats
- 4.2.1 Promote the protection of native vegetation and wildlife habitat of high conservation value, social or cultural significance in Tweed Shire

SUMMARY OF REPORT:

On 27 January 2009 Council unanimously approved the implementation of a Biodiversity Grant Program to assist private landholders, community groups and researchers to undertake projects that contribute to maintaining and improving biodiversity values within Tweed Shire.

The purpose of this report is to seek Council's approval to fund the private landholders, listed below, in accordance with the provisions of the Biodiversity Grant Program.

This round of Biodiversity Grant funding brings the cumulative total of Council's investment since the commencement of the 2014/2015 financial year to \$129,928 across 34 private properties. This investment is predominantly spent within the local economy for materials and local labour.

RECOMMENDATION:

That Council approves the proposed Biodiversity Grants listed below:

<i>Name</i>	<i>Area</i>	<i>Estimate (\$)</i>	<i>Description</i>
Scott	Upper Burringbar	\$3,600	Site action plan and six person days of ecological restoration
Townsend	Stokers Siding	\$3,200	Eight person days of ecological restoration
Elliott	Stokers Siding	\$4,000	Ten person days of ecological restoration
Daley	Tyalgum Creek	\$3,200	Eight person days of ecological restoration
Lee	Nobbys Creek	\$3,200	Eight person days of ecological restoration
Prior	Farrants Hill	\$4,000	Ten person days of ecological restoration
	Total	\$21,200	

REPORT:

On 27 January 2009 Council approved the implementation of a Biodiversity Grant Program to assist private landowners, community groups and researchers to undertake projects that contribute to maintaining and improving biodiversity values within Tweed Shire. This initiative represents an important component of Council's Biodiversity Program.

The Biodiversity Grant Program supports projects that contribute to the following ecological priorities within Tweed Shire:

- Rehabilitation of degraded habitats
- Restoration of previously cleared areas
- Threatened species recovery
- Management of threatening processes
- Monitoring and research

Applications under the program can be made throughout the year and are assessed using the following criteria:

- Ecological benefits (eg. ecological status, multiple ecological priorities, contribution to State and regional biodiversity targets etc.);
- Value for money (including in kind contributions, external funding);
- Technical capability and applicant track record;
- Site security (preference will be given to secure sites eg. conservation covenants, Environmental Protection zones etc.);
- Ongoing maintenance requirements;
- Spread of projects across ecological priorities and the Shire (including projects funded from other sources).

The purpose of this report is to seek Council's approval to fund the private landowners listed below in accordance with the provisions of the Biodiversity Grant Program.

The proposed grant involves the provision of services by professional bushland regenerators to assist the landholders to more effectively manage environmental weeds, protect native vegetation and improve wildlife habitat.

<i>Name</i>	<i>Area</i>	<i>Estimate (\$)</i>	<i>Description</i>
Scott	Upper Burringbar	\$3,600	Site action plan and six person days of ecological restoration
Townsend	Stokers Siding	\$3,200	Eight person days of ecological restoration
Elliott	Stokers Siding	\$4,000	Ten person days of ecological restoration
Daley	Tyalgum Creek	\$3,200	Eight person days of ecological restoration
Lee	Nobbys Creek	\$3,200	Eight person days of ecological restoration
Prior	Farrants Hill	\$4,000	Ten person days of ecological restoration
	Total	\$21,200	

OPTIONS:

1. That Council approves the proposed Biodiversity Grants to assist the private landowners to undertake the projects listed in the above table.
2. That Council does not approve the proposed Biodiversity Grants to assist the private landowners to undertake the projects listed in the above table.

CONCLUSION:

This program is consistent with the adopted Tweed Vegetation Management Strategy 2004 and the Council resolution of 27 January 2009 which established the Biodiversity Grant Program.

COUNCIL IMPLICATIONS:

a. Policy:

Corporate Policy Not Applicable

b. Budget/Long Term Financial Plan:

\$21,200 from a budget of \$85,000.

c. Legal:

Not Applicable.

d. Communication/Engagement:

Inform - We will keep you informed.

UNDER SEPARATE COVER/FURTHER INFORMATION:

Nil.

19 [CNR-CM] Local Government Aboriginal Network Conference 2016

SUBMITTED BY: Community and Cultural Services

Valid



Civic Leadership

LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:

SUMMARY OF REPORT:

At the Council meeting on 19 March 2015 it was resolved to bring forward a further report to execute the Memorandum of Understanding when the Local Government Aboriginal conference 2016 theme has been developed with the Aboriginal Advisory Committee and the NSW Local Government Aboriginal Network. In consultation with the Aboriginal Advisory Committee and the Local Government Aboriginal Network a theme for the 2016 conference has been proposed as 'Our Living Culture – Past, Present and Future'.

RECOMMENDATION:

That Council executes the Memorandum of Understanding as required by the NSW Local Government Aboriginal Network to host the 2016 Local Government Aboriginal Network Conference.

REPORT:

In 2014 Tweed Shire Council was successful in its bid to host the 2016 NSW Local Government Aboriginal Network conference. In accordance with a requirement from the NSW Local Government Aboriginal Network (LGAN), the successful host Council will sign a Memorandum of Understanding between Council and NSW LGAN. At the Aboriginal Advisory Committee (AAC) meeting held on 10 April 2015, the Community Development Officer - Aboriginal suggested a theme in relation to the Aboriginal Cultural Heritage Mapping project and other planning provisions put in place by the planning team as an option for a suggested theme.

The theme 'Our living heritage – Past, Present and Future' addresses key issues faced within the Aboriginal community of protecting the past, maintaining the present and looking to the future.

The AAC supports the NSW LGAN in approving the proposed theme for the conference which can be broadly applied and will assist Council when organising conference content such as workshops, guest speakers and presentations.

As this conference is a NSW LGAN event and given Council's role is limited to hosting, it is important for Council staff to continue to liaise with the AAC and forward plan for the 24 to 26 August 2016 conference to ensure a successful event.

OPTIONS:

1. That Council executes the Memorandum of Understanding as required by the NSW Local Government Aboriginal Network to host the 2016 conference.
2. That Council does not execute the Memorandum of Understanding as required by the NSW Local Government Aboriginal Network to host the 2016 conference and requests further clarification.

CONCLUSION:

To enable the forward planning for the 2016 NSW LGAN conference, the host Council is required to execute the Memorandum of Understanding by the Local Government Aboriginal Network.

COUNCIL IMPLICATIONS:

a. Policy:

Corporate Policy Not Applicable.

b. Budget/Long Term Financial Plan:

It is a requirement of Council under the Memorandum of Understanding to deliver the conference at a minimum on a cost neutral basis and any over-run will be underwritten by the Community Development - Aboriginal budget.

c. Legal:

Not Applicable.

d. Communication/Engagement:

Inform - We will keep you informed.

UNDER SEPARATE COVER/FURTHER INFORMATION:

Attachment 1. Memorandum of Understanding - 2016 NSW Local
Government Aboriginal Network Conference (ECM3723655)

REPORTS FROM THE DIRECTOR ENGINEERING

20 [E-CM] Road Closure - Harrys Road, North Arm

SUBMITTED BY: Design

Valid



Supporting Community Life

LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:

- 2 Supporting Community Life
 - 2.4 An integrated transport system that services local and regional needs
 - 2.4.3 Ensure local streets, footpaths and cycleways are provided, interconnected and maintained
-

SUMMARY OF REPORT:

Crown Lands has recently approved and Gazetted the closure of a section of crown road known as Harrys Road at North Arm adjacent to a Council owned quarry.

The purpose of the closure was to eliminate any restrictions to access the geological resource and facilitate quarry operations within the land.

The plan of road closure was registered as DP 1200748 and the closure was Gazetted on 26 June 2015.

To enable the transfer of the parcel from Crown Lands to Council it will be necessary for the transfer documentation to be lodged with the Registrar General.

Council will be required to execute the transfer document under the Common Seal of Council to allow for registration.

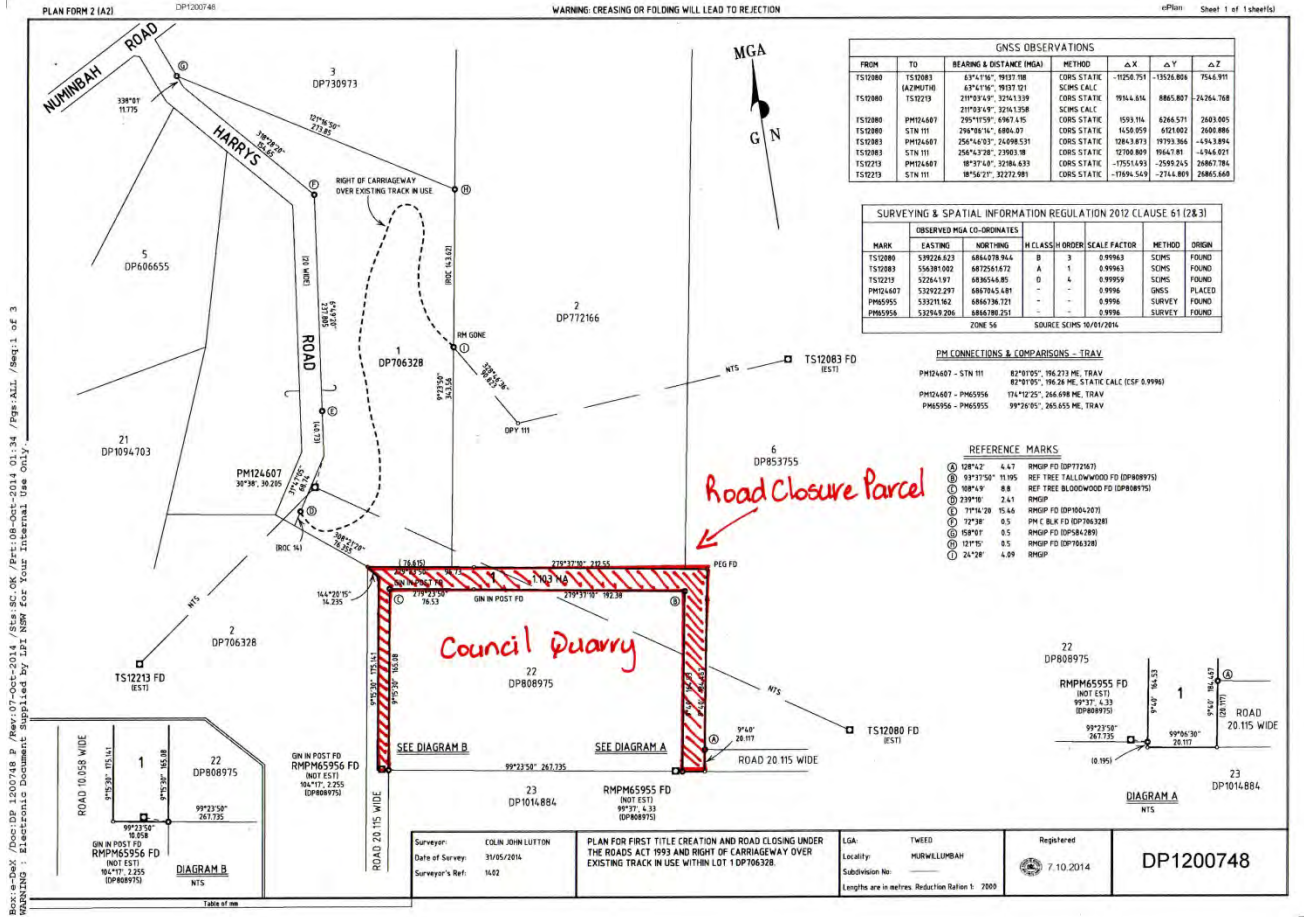
RECOMMENDATION:

That Council executes all documentation under the Common Seal of Council in relation to the closure of part of Harrys Road, North Arm known as Lot 1 in DP 1200748.

REPORT:

Crown Lands has recently approved and Gazetted the closure of a section of Harrys Road at North Arm adjacent to a Council owned quarry. Please refer to Diagram 1.

Diagram 1 - DP1200748 showing the road closure parcel hatched.



The purpose of the closure was to eliminate any restrictions to access the geological resource and facilitate quarry operations within the land.

The plan of road closure was registered as DP 1200748 and the closure was Gazetted on 26 June 2015. Please refer to Diagram 2.

Diagram 2 - Copy of the Gazettal Notice.

NOTIFICATION OF CLOSING OF A ROAD

In pursuance of the provisions of the *Roads Act 1993*, the road hereunder described is closed and the lands comprised therein cease to be public road and the rights of passage and access that previously existed in relation to the road is extinguished. Upon closing, title to the land, comprising the former public road, vests in the body specified in the Schedule hereunder.

The Hon NIALL BLAIR, MLC
Minister for Lands and Water

Description

*Parish – Murwillumbah; County – Rous
Land District – Murwillumbah; LGA – Tweed*

Road Closed: Lot 1 DP 1200748

File No: GF05H755

Schedule

On closing, the land within Lot 1 DP 1200748 remains vested in the State of New South Wales as Crown land.

To enable the transfer of the parcel from Crown Lands to Council it will be necessary for the transfer documentation to be lodged with the Registrar General.

Council will be required to execute the transfer document under the Common Seal of Council to allow for registration.

OPTIONS:

1. Council executes the transfer document relating to Lot 1 DP 1200748.
2. Council does not execute the transfer document relating to Lot 1 DP 1200748.

CONCLUSION:

To allow for the transfer of the closed Crown road reserve known as Lot 1 DP 1200748 from Crown Lands to Council the transfer documentation is required to be executed under the Common Seal of Council.

COUNCIL IMPLICATIONS:

a. Policy:

Road Closures and Private Purchase v1.2.

b. Budget/Long Term Financial Plan:

Costs associated with closure to be borne from existing Works Program budget.

c. Legal:

Not Applicable.

d. Communication/Engagement:

Inform - We will keep you informed.

UNDER SEPARATE COVER/FURTHER INFORMATION:

Nil.

21 [E-CM] Tyalgum Tennis Courts - Tyalgum

SUBMITTED BY: Design

Valid



Civic Leadership

LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:

- 1 Civic Leadership
 - 1.3 Delivering the objectives of this plan
 - 1.3.1 Council's organisation will be resourced to provide the essential services and support functions to deliver the objectives of this Plan
-

SUMMARY OF REPORT:

A plan of redefinition of the Tyalgum Tennis Court site has been completed to confirm the property boundaries and title dimensions.

The underlying plan of the parcel, being DP1151291 was a departmental plan created to convert the title over from Old System to Torrens Title. Unfortunately DP1151291 does not provide adequate survey information. Given the value of the site to Council it is imperative that the land dimensions are correct and beyond dispute by the registration of the new plan.

It is recommended that Council, as the landowner, provides its consent to the plan of redefinition of Lot 40 DP 1151291 to allow the registration of same.

RECOMMENDATION:

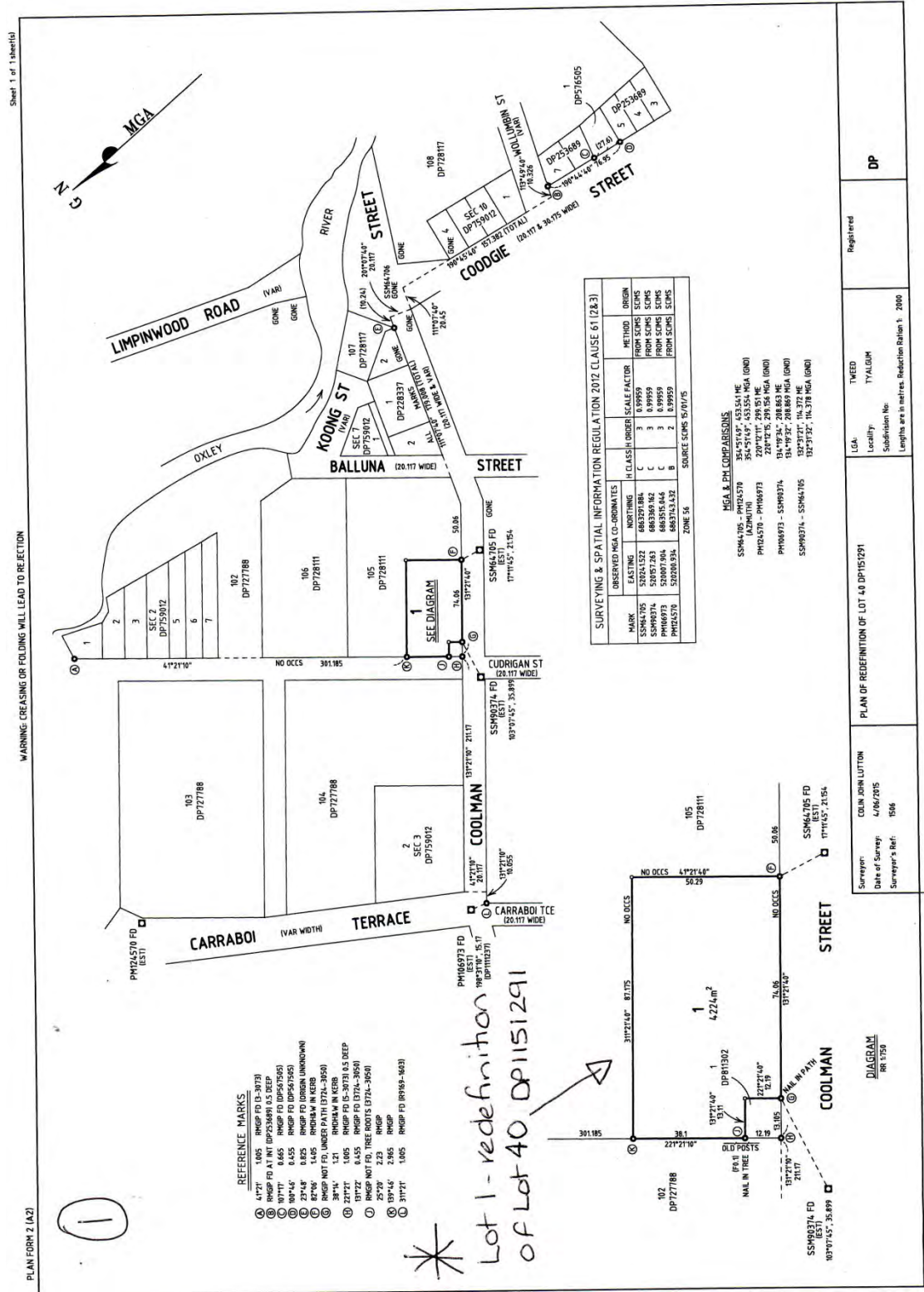
That:

- 1. Council provides its consent to the plan of redefinition of Lot 40 in DP1151291.**
- 2. All necessary documents be executed under the Common Seal of Council.**

REPORT:

A plan of redefinition of the Tyalgum Tennis Court site has been completed to confirm the property boundaries and title dimensions. Please refer to Diagram 1. The plan of redefinition will clarify the current existing boundaries of Lot 40 DP1151291 to ensure the facilities are within the property boundaries. There is no change to the current property boundaries and there will be no impact on surrounding properties.

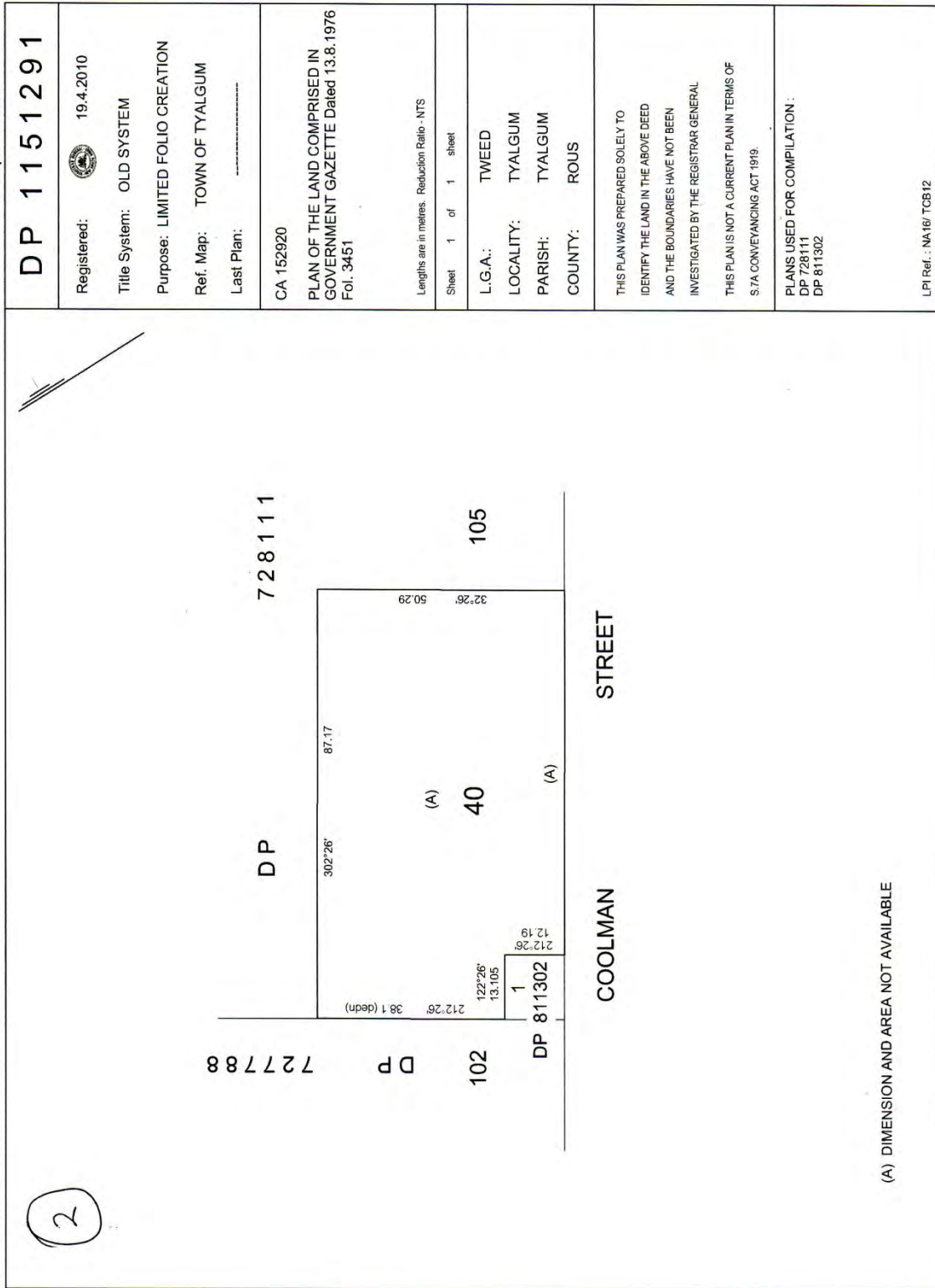
Diagram 1 - Plan of redefinition of Lot 40 DP1151291 - to become Lot 1 upon registration:



The underlying plan of the parcel, being DP1151291 was a departmental plan created to convert the title over from Old System to Torrens Title. Please refer to Diagram 2. DP1151291 was prepared from departmental records only without survey or lot marking, and in order to determine the position of the boundaries an extensive field survey involving investigation of surrounding boundaries was conducted. The lodgement of the plan of

redefinition preserves the new survey work by allowing the survey to be registered as a Deposited Plan following rigorous review by the Land Titles Office.

Diagram 2 - Underlying Plan DP 1151291:



e-departmental

DP 1151291

Registered: 19.4.2010
 Title System: OLD SYSTEM
 Purpose: LIMITED FOLIO CREATION
 Ref. Map: TOWN OF TYALGUM
 Last Plan:

CA 152920
 PLAN OF THE LAND COMPRISED IN
 GOVERNMENT GAZETTE Dated 13.8.1976
 Fol. 3451

Lengths are in metres. Reduction Ratio - NTS

Sheet 1 of 1 sheet

L.G.A.: TWEED
 LOCALITY: TYALGUM
 PARISH: TYALGUM
 COUNTY: ROUS

THIS PLAN WAS PREPARED SOLELY TO
 IDENTIFY THE LAND IN THE ABOVE DEED
 AND THE BOUNDARIES HAVE NOT BEEN
 INVESTIGATED BY THE REGISTRAR GENERAL

THIS PLAN IS NOT A CURRENT PLAN IN TERMS OF
 S7A CONVEYANCING ACT 1919.

PLANS USED FOR COMPILATION:
 DP 728111
 DP 811302

LPI Ref.: NA16/TCB12

(A) DIMENSION AND AREA NOT AVAILABLE

Box:e-dex/Doc:DP 1151291 P /Rev:21-Apr-2010 /Sts:SC.OK /Prt:22-Apr-2010 01:36 /Pgs:ALL /Seq:1 of 1
 WARNING : Electronic document supplied by LPI NSW for your internal use only.

The survey is not a subdivision and merely confirms the correct location of the land parcel with a modern survey plan.

OPTIONS:

1. Council provides its consent to the plan of redefinition of Lot 40 in DP 1151291.
2. Council does not provide its consent to the plan of redefinition of Lot 40 in DP1151291.

CONCLUSION:

It is recommended that Council, as the landowner, provides its consent on the plan of redefinition of Lot 40 DP 1151291 to allow the registration of same.

COUNCIL IMPLICATIONS:

a. Policy:

Corporate Policy Not Applicable.

b. Budget/Long Term Financial Plan:

To be advised.

c. Legal:

Not Applicable.

d. Communication/Engagement:

Not Applicable.

UNDER SEPARATE COVER/FURTHER INFORMATION:

Nil.

22 [E-CM] Annual Indexation of Infrastructure Contribution Rates

SUBMITTED BY: Infrastructure Delivery

Valid



Civic Leadership

LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:

- 1 Civic Leadership
 - 1.3 Delivering the objectives of this plan
 - 1.3.1 Council's organisation will be resourced to provide the essential services and support functions to deliver the objectives of this Plan
-

SUMMARY OF REPORT:

This report is for the information of Councillors and summarises the effects of indexation on S94 Plan developer contribution rates for the new financial year. The majority of contribution rates increase by varying amounts, depending on adopted Plan and Program dates. After indexation, the adjusted median increase per lot per contribution is \$6.00.

The indexed contribution rates will come into effect on 1 July 2015.

RECOMMENDATION:

That Council notes the indexation of S94 contribution rates as detailed in this report and in accordance with:

- the provisions of Regulation 32 of the Environmental Planning and Assessment Regulation 2000,
- the ABS Implicit Price Deflator (IPD) index as adopted in each S94 Plan,
- the Tweed Shire Council Land Cost index for March 2015 as published in the 2015/2016 Revenue Policy and Statement and adopted in each S94 Plan and
- the clause entitled "Adjustment of Contribution Rates" as adopted in each S94 Plan.

REPORT:

Background:

Council reviewed all of its contribution plans between July and December 2009 in accordance with a Direction from the NSW Minister for Planning. This was a major undertaking, and to streamline the process the opportunity was taken to standardise Council's disparate S94 plans in line with the then current Department of Planning 'template for a S94 Plan'. The template included a section with reference to indexation of the plan's works program. The Environmental Planning and Assessment (EP&A) Act had always allowed for such indexation however the review process revealed that Council had never previously utilised this mechanism to update developer contribution rates, in most cases because the S94 plan did not allow for it, or in one case, because a process had not been implemented to apply the update. Therefore a benefit of the Direction was that this oversight was rectified during the review process.

All of the plans which were reviewed were exhibited for comment and adopted by Council in accordance with the usual requirements of the EP&A Act. The majority of the amended plans were adopted by Council in December 2009.

Annual indexation in accordance with the clause entitled "Adjustment of Contribution Rates" adopted in each S94 Plan and referred to in this report has been applied to contribution rates each financial year where appropriate since July 2011, and this process is now being repeated for July 2015.

What is a S94 Plan for?

S94 of the Environmental Planning and Assessment Act enables Council to collect money from developers for the provision of additional infrastructure required as a result of that development. It is an attempt to implement a 'user pays' approach and the intention is to ensure that sufficient arterial road capacity, additional open space, community facilities and other community infrastructure continues to be provided by Council, without placing the burden to pay for that infrastructure onto existing residents and ratepayers.

To collect contributions from developers, Council must have a S94 Plan in place which has been adopted in accordance with the EP&A Act and Regulations. The plan must spell out the infrastructure required, how much it will cost, and clearly demonstrate a direct link (nexus) between the required work and the demand generated by the new population as a result of development.

Council currently has 23 active contribution plans, approximately half of these apply to the whole shire, the rest are area-specific plans. The majority of plans levy contributions on residential and tourist development, while others, like the Road Contribution Plan (No 4) and Council Admin Facilities Plan (No 18), also levy contributions for commercial development.

It should be noted that most plans have now been added to the annual indexation cycle, however one plan is yet to be amended to include the clauses which enable indexation:

- S94 Plan No 27 - Tweed Heads Master Plan - this plan was being updated separately in conjunction with the Department of Planning and was excluded from the general

2009 review, however the Department's review has concluded and this plan is yet to be amended to apply the new template which will enable future indexation.

Indices:

The Department of Planning's 'template for a S94 Plan' includes clauses for indexation of the works program broken down in terms of land and non-land components, including a localised 'Land Cost Index'. It is open to Council to use any viable index, provided that it is 'readily accessible'.

Regulation 32 of the Environmental Planning and Assessment Regulation 2000 states as follows:

- "(3) A council may make the following kinds of amendments to a contributions plan without the need to prepare a new contributions plan:*
- (a) minor typographical corrections,*
 - (b) changes to the rates of section 94 monetary contributions set out in the plan to reflect quarterly or annual variations to:*
 - (i) readily accessible index figures adopted by the plan (such as a Consumer Price Index), or*
 - (ii) index figures prepared by or on behalf of the council from time to time that are specifically adopted by the plan,*
 - (c) the omission of details concerning works that have been completed."*

Consequently the following indices were selected:

Non land component - IPD (Implicit Price Deflator):

This index is published by the Australian Bureau of Statistics and refers to the value of work done (implicit price deflator). It is referred to as Chain Volume Measures; Engineering Construction; ABS Reference A405071T, ABS Product Number 8782.0.65.001

This index is applied to components of a S94 Plan works program for non-land items such as open space embellishment and the construction of buildings, roads and carparks.

The currently available IPD figures are for December 2014, released by the ABS in April 2015. As a matter of interest, the IPD has increased 0.37% since December 2013.

Land component - TSC Land Cost Index:

Tweed Shire Council's Land Cost Index is a simple index calculated with reference to the movement in annual median property sale values and is published annually under the heading **Land Cost Indexation** in Council's Revenue Policy.

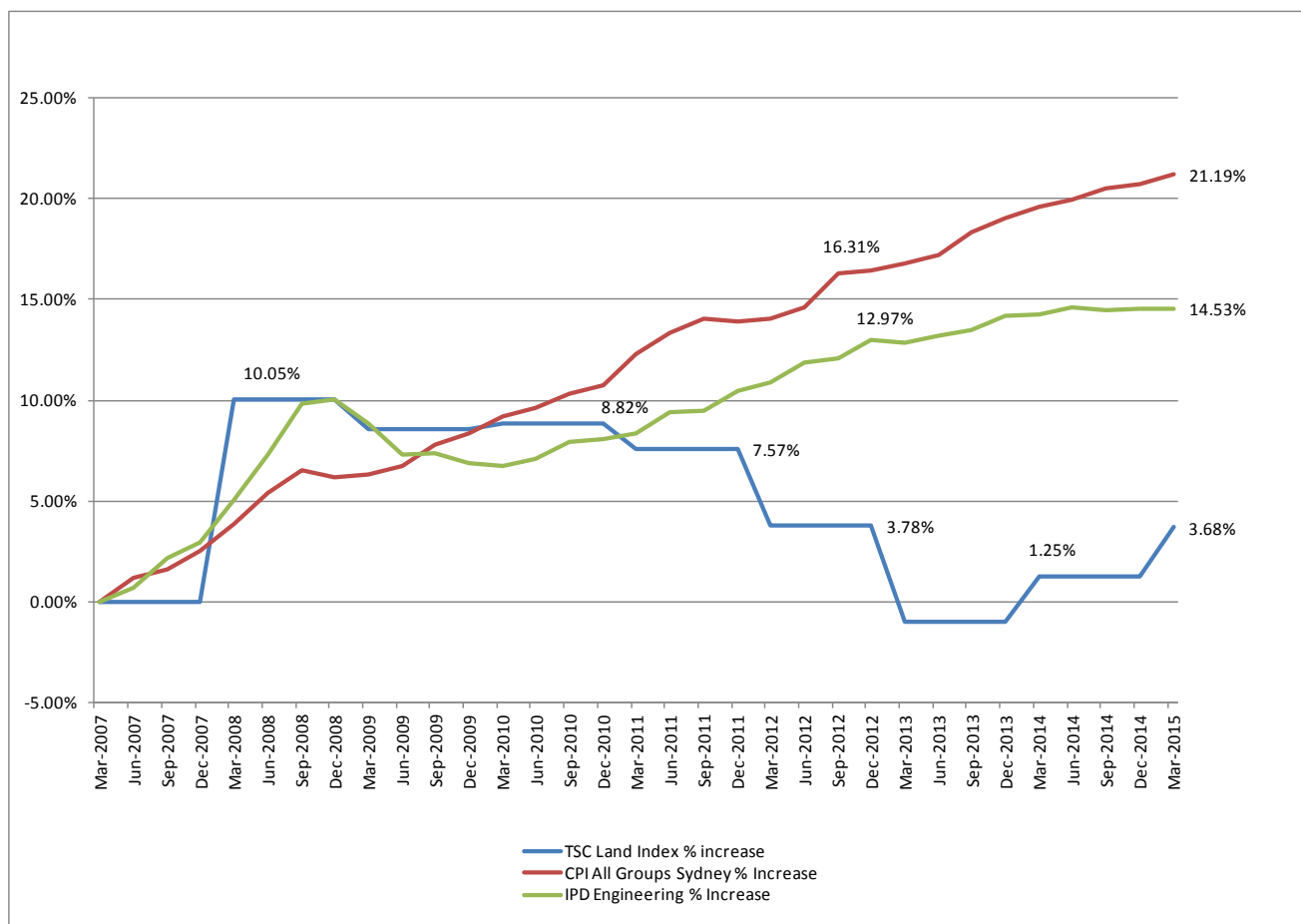
In 2009, escalating property values in Tweed Shire were of serious concern and price movements were noted well in excess of any non-land related index. It was felt that it was essential that an index that could closely reflect the actual cost to Council of the acquisition of land would be the most appropriate index to use, therefore the TSC Land Index was calculated and is now published annually.

At the time of preparation of this report, the currently available Land Cost Index figures are for March 2015, to be published in Council's Draft Revenue Policy 2015/2016. As a matter of interest, the land index has increased 2.43% since March 2014.

CPI All Groups (Sydney):

Section 94 Plan No 28 - Seaside City was indexed in the annual cycle for the first time last year, in accordance with clauses in the plan which enable indexation in line with the ABS CPI index for All Groups (Sydney), ABS Reference 6401.0 Consumer Price Index. As a matter of interest, the CPI has increased 1.61% since March 2014.

Cumulative movement of indices since 2007 is shown in the chart below. It should be noted that indexation in each plan is recalculated each year from the specific works program item base year in the originally adopted plan. Specific details of the calculation relevant to each plan are included as an appendix in the plan.



Effect of negative movements in indices:

The template for a S94 Plan, and therefore each updated Tweed Shire Council S94 plan, contains the following statements in the clause entitled 'Adjustment of Contribution Rates':

Note: In the event that the Current IPD is less than the previous IPD, the Current IPD shall be taken as not less than the previous IPD.

Note: In the event that the Current LV Index is less than the previous LV Index, the Current LV Index shall be taken as not less than the previous LV Index.

Effect of indexation on contribution rates:

Plan		Component	Current \$	per unit	Rate at 1 July 2015	Increase per unit	increase per lot
1	Banora Point Open Space	Structured Open Space	\$1,092	person	\$1096	\$4	\$10
		Casual Open Space with dedication	\$234	person	\$235	\$1	\$2.40
		Casual Open Space no dedication	\$718	person	\$721	\$3	\$7.20
2	Banora Point West Drainage Scheme	Drainage	\$14,037	HA	\$14,100	\$63	\$6
4	Tweed Road Contribution Plan	Tweed Heads	853	Trip	\$857	\$4	\$26
		Tweed Heads South	\$1,380	Trip	\$1,387	\$7	\$46
		Cobaki	\$1,442	Trip	\$1,449	\$7	\$46
		Bilambil Heights	\$2,969	Trip	\$2,983	\$14	\$91
		Terranora	\$2,081	Trip	\$2,091	\$10	\$65
		Kingscliff	\$1,189	Trip	\$1,195	\$6	\$39
		Duranbah/Cabarita	\$1,199	Trip	\$1,205	\$6	\$39
		LAC4: Casuarina	\$1,375	Trip	\$1,381	\$6	\$39
		Pottsville	\$1,344	Trip	\$1,351	\$7	\$46
		LAC3: Koala Beach/Seabreeze	\$1,415	Trip	\$1,422	\$7	\$46
		Murwillumbah	\$1,379	Trip	\$1,385	\$6	\$39
		Rural - Inner East	\$1,892	Trip	\$1,901	\$9	\$59
		Burringbar	\$1,311	Trip	\$1,317	\$6	\$39
		Rural - Inner North	\$3,065	Trip	\$3,080	\$15	\$98
		Rural - Inner West	\$2,344	Trip	\$2,355	\$11	\$72
Rural - Other	\$2,653	Trip	\$2,666	\$13	\$85		
5	Local Open Space	Structured Open Space	\$261.99	person	263.16	1.17	7.64
		Casual Open Space	\$228.90	person	\$229.93	1.03	6.67
7	West Kingscliff	Structured Open Space	\$1,239	person	\$1,239	Nil	Nil
		Drainage	\$56,717	HA	56,755	38	3.80
10	Cobaki Lakes	Community facilities	\$499	person	502	\$2	\$5.88
11	Libraries		\$353	person	\$354.60	\$2	\$4
12	Bus Shelters	bus shelters	\$26.75	person	\$27.70	\$0.95	\$2.27
13	Eviron Cemetery	Cemetery	\$51.56	person	\$51.67	\$0.11	\$0.26

Plan		Component	Current \$	per unit	Rate at 1 July 2015	Increase per unit	increase per lot
15	Community Facilities	Community facilities	\$585.03	person	\$587.78	\$2.75	\$6.60
18	Council Admin/Tech Support	Admin	\$783.49	person	\$786.94	\$3.45	\$8.28
19	Casuarina Beach/Kings Forest	Community Facilities	\$953	person	\$958	\$4	\$11
		Structured Open Space	\$526	person	\$527	\$1	\$2
21	Terranora Village	Structured Open Space	\$526.69	person	\$529.08	\$2.39	\$5.74
		Community facilities	\$179.26	person	\$180.08	\$0.82	\$1.97
22	Cycleways	Cycleway	\$199.12	person	\$200.01	\$89	\$2.14
23	Offsite Parking	Tweed Heads	\$26,019	space	\$26,044	\$25	NA
		Murwillumbah	\$16,603	space	\$16,628	\$25	NA
		Kingscliff	\$28,866	space	\$28,910	\$44	NA
		Bogangar/Cab. Bch	\$28,866	space	\$28,910	\$44	NA
		Pottsville	\$21,343	space	\$21,348	\$5	NA
		Fingal Head	\$3,025	space	\$3,029	\$4	NA
25	SALT Open Space & Associated Carparking	Structured Open Space	\$971	person	\$972	\$1	\$2.40
26	Regional Open Space	Structured Open Space	\$1613.42	person	\$1,620.66	\$7.24	\$17.38
		Casual Open Space	\$459.67	person	\$461.73	\$2.06	\$4.94
27	Tweed Heads Master Plan	Open space and streetscaping	\$616	person	\$616	Nil	Nil
28	Seaside City	For existing and new subdivisions, excludes structured open space (to developer) 20,620	\$20,439	person	\$20,713	\$274	\$713
		For new subdivisions only, structured open space (to Council)	\$1,642	person	\$22,376	\$296	\$770

OPTIONS:

- Note the indexation of contribution rates as recommended.

CONCLUSION:

Given that Council is authorised to regularly index contribution rates under the provisions of Regulation 32 of the Environmental Planning and Assessment Regulation 2000, and by the clause entitled "Adjustment of Contribution Rates" as adopted in each S94 Plan, indexation has been applied to contribution rates as detailed in this report. Contribution plans have been updated to specify the contribution and Council's financial systems have been updated accordingly. The updated contribution rates become effective on 1 July 2015. This report is tabled for the information of Councillors.

COUNCIL IMPLICATIONS:

a. Policy:

Council's adopted S94 Plans.

NSW Environmental Planning and Assessment Act and Regulations.

b. Budget/Long Term Financial Plan:

Because the Environmental Planning and Assessment Regulations and Council's adopted S94 contributions plans allow for indexation of contribution rates, Council is able to annually adjust contribution rates in accordance with specific adopted indices, thereby enabling Council to require that developers fairly contribute towards the current actual cost of providing the facilities required as a result of that development, as identified in the contribution plans.

c. Legal:

Council is authorised to regularly index contribution rates under the provisions of Regulation 32 of the Environmental Planning and Assessment Regulation 2000, and by the clause entitled "Adjustment of Contribution Rates" as adopted in each S94 Plan.

d. Communication/Engagement:

Inform - We will keep you informed.

UNDER SEPARATE COVER/FURTHER INFORMATION:

Nil.

23 [E-CM] 2015/16 Fees and Charges Amendments

SUBMITTED BY: Roads and Stormwater

Valid



Civic Leadership

LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:

- 1 Civic Leadership
- 1.3 Delivering the objectives of this plan
- 1.3.1 Council's organisation will be resourced to provide the essential services and support functions to deliver the objectives of this Plan

SUMMARY OF REPORT:

Errors have been identified in the 2015/2016 Fees and Charges under Item 63 - On-site Sewage Management - Application for Approval to Install, with an outdated fee being previously advertised and Item 121 - Stormwater Drainage Application, where there is an inconsistency between inspection fees that requires correction as detailed in the report.

RECOMMENDATION:

That the amended fees for Items 63 and 121 of the adopted 2015/2016 Fees and Charges (Figure 1 as below) be publicly exhibited for 28 days for public comment and submissions.

Figure 1:

Item	Activity/Function	Title of Fee/Charge	Fee or Charge Levied 2014/2015 \$	Fee or Charge Levied 2015/2016 \$	Est. Yield \$	Pricing Category	GST included
63	On-site Sewage Management	On-site Sewage Management Fees					
		(2) New System - Application for Approval to Install. This fee includes the Approval to Operate, four inspections and an application fee. An approval to operate will be issued at the satisfactory completion of the installation.	712.00	748.00		E	N

Item	Activity/Function	Title of Fee/Charge	Fee or Charge Levied 2014/2015 \$	Fee or Charge Levied 2015/2016 \$	Est. Yield \$	Pricing Category	GST included
121	Stormwater Drainage Application (under S68 of the Local Government Act 1993. For renewals also refer to Inspection Fee in this item) <i>(Refer to Item 135)</i>	Amended Sec 68 approval and stamping of plans	75.00	79.00			N
		Application for approval to connect private drain with public drain - per lot (includes inspection fee of \$155.00 + \$40.00 connection)	180.00	195.00	24000	A	N
		Application to install stormwater quality control device and annual renewal application - per device	50.00	52.50		A	N
		General inspection fee including inspection of previously installed stormwater control device or additional stormwater drainage inspections	140.00	155.00		A	N
		Non-compliance inspection professional officer fee - per hour	350.00	155.00		A	N
		Non-compliance inspection administration fee - per hour		80.00		A	N

REPORT:

Errors have been identified in the 2015/2016 Fees and Charges under Item 63 - On-site Sewage Management Application for Approval to Install with an outdated fee being previously advertised and Item 121 - Stormwater Drainage Application.

There is an inconsistency between the Inspection Fees listed in the current document (refer to Figure 1 below). The "Application for Approval to connect private drain with public drain" (Item 121), includes an inspection fee component of \$155. However the 2 inspection fees for "General Inspection Fee including inspection of previously installed stormwater control device or additional stormwater drainage inspections" and "Non-compliance inspection professional officer fee - per hour" are listed at \$147. This is an administrative error and needs to be corrected so that all inspection fees are \$155 to enable efficient application of the stormwater fees and charges.

Figure 1 extract from 2015/2016 Fees and Charges:

Item	Activity/Function	Title of Fee/Charge	Fee or Charge Levied 2014/2015 \$	Fee or Charge Levied 2015/2016 \$	Est. Yield \$	Pricing Category	GST included
63	On-site Sewage Management	On-site Sewage Management Fees					
		(2) New System - Application for Approval to Install. This fee includes the Approval to Operate, four inspections and an application fee. An approval to operate will be issued at the satisfactory completion of the installation.	712.00	741.50 748.00		E	N
121	Stormwater Drainage Application (under S68 of the Local Government Act 1993. For renewals also refer to Inspection Fee in this item) <i>(Refer to Item 135)</i>	Amended Sec 438 68 approval and stamping of plans	75.00	79.00			N
		Application for approval to connect private drain with public drain - per lot (includes inspection fee of \$155.00 + \$40.00 connection)	180.00	195.00	24000	A	N
		Application to install stormwater quality control device and annual renewal application - per device	50.00	52.50		A	N
		General inspection fee including inspection of previously installed stormwater control device or additional stormwater drainage inspections	140.00	147.00 155.00		A	N
		Non-compliance inspection professional officer fee - per hour	350.00	147.00 155.00		A	N

Item	Activity/Function	Title of Fee/Charge	Fee or Charge Levied 2014/2015 \$	Fee or Charge Levied 2015/2016 \$	Est. Yield \$	Pricing Category	GST included
		Non-compliance inspection administration fee - per hour		80.00		A	N

A typographical error in the 'Title of Fee/Charge' column also requires correction to read "*Amended Sec 68 approval and stamping of plans*" not Sec 138. Also, in the last row 'A' has been added to the Pricing Category.

The reason for the reduction of "*Non-compliance inspection professional officer fee*" from \$350 in 2014/2015 to \$155.00 in 2015/2016 is due to the fee changing from 'per inspection' to a 'per hour' rate.

It is recommended that the amended fees and charges be exhibited for 28 days:

OPTIONS:

1. That the amended fees for Item 63(2) On-site Sewerage Management - Application for Approval to Install and for Item 121, Stormwater Drainage Application be publicly exhibited for 28 days for public comment and submissions.
2. That the amended fees for Item 63(2) On-site Sewerage Management - Application for Approval to Install and Item 121, Stormwater Drainage Application do not be publicly exhibited for 28 days for public comment and submissions.

CONCLUSION:

These amended fees should be publicly exhibited for 28 days for public comment and submissions.

COUNCIL IMPLICATIONS:

a. Policy:

Corporate Policy Not Applicable.

b. Budget/Long Term Financial Plan:

Not Applicable.

c. Legal:

Not Applicable.

d. Communication/Engagement:

Consult-We will listen to you, consider your ideas and concerns and keep you informed.

The amended fees for Item 63(2) and Item 121 will be publicly exhibited for 28 days for public comment and submissions.

UNDER SEPARATE COVER/FURTHER INFORMATION:

Nil.

24 [E-CM] NSW Sugar Milling Co-Operative - Sharefarming Agreement at Eviron

SUBMITTED BY: Design

Valid



Caring for the Environment

LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:

- 4 Caring for the Environment
 - 4.5 Improve the environmental capacity of the Tweed agriculture lands
 - 4.5.2 Promote and encourage partnerships between farming communities, governments and research institutions through consultation and participation
-

SUMMARY OF REPORT:

At its meeting held on 19 July 2011 Council resolved to negotiate with and enter into a Sharefarming Agreement with NSW Sugar Milling Co-Operative ("NSW Sugar"). The Agreement was executed on 21 October 2011.

NSW Sugar have advised Council that they are entering into a partnership with Manildra Stock Feeds (Manufacturing) Pty Ltd, who currently owns and operates a sugar refinery business located at the Harwood sugar mill.

The Sharefarming Agreement provides for Council to provide its consent for any assignment of any interest (of NSW Sugar) in the Agreement.

It is recommended that Council approve entering into a Deed of Novation to novate the obligations of the Sharefarming Agreement to both partners in the partnership and to resolve to execute same under the Common Seal of Council.

RECOMMENDATION:

That :

- 1. Council approves entering into a Deed of Novation with NSW Sugar Milling Co-Operative Limited and Manildra Stock Feeds (Manufacturing) Pty Ltd in relation to the Sharefarming Agreement dated 21 October 2011 between Tweed Shire Council and NSW Sugar Milling Co-Operative Limited.**
 - 2. All documentation be executed under the Common Seal of Council.**
-

REPORT:

At its meeting held on 19 July 2011 Council resolved to negotiate with and enter into a Sharefarming Agreement with NSW Sugar Milling Co-Operative ("NSW Sugar"). The Agreement was executed on 21 October 2011.

NSW Sugar have advised Council that they are entering into a partnership with Manildra Stock Feeds (Manufacturing) Pty Ltd ("Manildra"), who currently owns and operates a sugar refinery business located at the Harwood sugar mill.

Pursuant to the terms of a Transaction Implementation Agreement ("TIA"), it is proposed that a 50% interest in NSW Sugar's milling business and milling assets be transferred to Manildra, with NSW Sugar and Manildra to hold their respective interests in the milling business as partners.

To effect the transfer, the TIA contemplates the novation by NSW Sugar to the partnership of various contracts to which NSW Sugar is a party, which includes the Sharefarming Agreement.

Clause 4 of the Sharefarming Agreement requires Council to provide its consent to any assignment of any interest (of NSW Sugar) in the Sharefarming Agreement.

It is considered that there will be no detriment or impact on Council by the novation of this agreement.

The transfer was settled on 30 June 2015.

It is recommended that Council approves entering into a Deed of Novation to novate the obligations of the Sharefarming Agreement to both partners in the partnership and to resolve to execute same under the Common Seal of Council.

OPTIONS:

1. To approve entering into a Deed of Novation with NSW Sugar Milling Co-Operative Limited and Manildra Stock Feeds (Manufacturing) Pty Ltd.
2. To not approve entering into a Deed of Novation with NSW Sugar Milling Co-Operative Limited and Manildra Stock Feeds (Manufacturing) Pty Ltd.

CONCLUSION:

As the creation of the partnership requires the assignment of NSW Sugar's interests in all current agreements, and as there will be no detriment to Council in doing so, it is recommended that Council provide its consent to the assignment by entering into the Deed of Novation to effect such consent.

COUNCIL IMPLICATIONS:

a. Policy:

Corporate Policy Not Applicable.

b. Budget/Long Term Financial Plan:

No budget implications arise from this report.

c. Legal:

No legal implications.

d. Communication/Engagement:

Inform - We will keep you informed.

UNDER SEPARATE COVER/FURTHER INFORMATION:

Nil.

REPORTS FROM THE DIRECTOR CORPORATE SERVICES

25 [CS-CM] In Kind and Real Donations - January to March 2015

SUBMITTED BY: Financial Services

Valid



Supporting Community Life

LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:

- 2 Supporting Community Life
 - 2.1 Foster strong, cohesive, cooperative, healthy and safe communities
 - 2.1.3 Provide opportunities for residents to enjoy access to the arts, festivals, sporting activities, recreation, community and cultural facilities
-

SUMMARY OF REPORT:

Details of in kind and real donations for the period January to March 2015 are reproduced in this report for Council's information.

RECOMMENDATION:

That Council notes the total in kind and real donations of \$73,178.13 for the period January to March 2015.

REPORT:

Council maintains a register of in kind and real donations. Details of these donations for the period January to March 2015 are reproduced as follows:

Financial Assistance

Amount	Recipient	Donated Item	Date
\$100.00	Mullumbimby Sustainability Education & Enterprise Development Inc	Donation	01/01/2015
\$2,500.00	Tweed Shire Senior Citizen Committee	Budget Allocation	04/02/2015
\$20,000.00	Cooly Rocks On ((Shannons Murwillumbah Motorfest & Swap)	Budget Allocation	13/02/2015
\$2,000.00	Northern Region SLSA Helicopter Rescue Service	Budget Allocation - Annual Donation	25/03/2015
\$2,000.00	Twin Towns Friends Association Inc	Budget Allocation - Annual Donation	25/03/2015
\$27,755.00	Tweed District Rescue Squad Inc	Budget Allocation - Annual Donation	25/03/2015
\$11,817.00	RACQ Careflight Rescue	Donation	25/03/2015
\$393.64	Swimming Pool Membership	TRAC Disability Contribution	Jan/March
\$66,565.64	Total		

Goods and/or Materials

Amount	Recipient	Donated Item	Date
\$96.00	Tweed Land Care Committee	Printing	Feb/March
\$36.80	Stokers Siding Craft Market Committee	Printing	19/02/2015
\$124.00	Tweed Shire Seniors Committee	Printing	Feb/March
\$5.00	Tweed NAIDOC Committee	Printing	19/03/2015
\$261.80	Total		

Provision of Labour and/or Plant & Equipment

Amount	Recipient	Donated Item	Date
\$538.94	Chamber of Commerce Tweed Heads (Street Decorations)	Provision of Labour & Council Plant	09/01/2015
\$2,281.93	Life Education Van Relocation	Provision of Labour & Council Plant	Jan/Feb/March
\$1,786.75	Tweed Coast Holiday Parks - Kingscliff Triathlon	Provision of Labour & Council Plant	15/02/2015
\$4,607.62	Total		

Rates

Amount	Recipient	Donated Item	Date
\$281.75	Twin Towns Police and Community Youth Club	Water Usage	19/01/2015
\$108.92	Twin Towns Police and Community Youth Club	Sewer Usage	19/01/2015
\$390.67	Total		

Tweed Link Advertising

Amount	Recipient	Donated Item	Date
\$67.50	Various Community Notices	Advertising	03/02/2015
\$70.20	Various Community Notices	Advertising	10/02/2015
\$129.60	Various Community Notices	Advertising	24/02/2015
\$70.20	Various Community Notices	Advertising	03/03/2015
\$89.10	Various Community Notices	Advertising	10/03/2015
\$67.50	Various Community Notices	Advertising	24/03/2015
\$99.90	Various Community Notices	Advertising	31/03/2015
\$594.00	Total		

Room Hire

Amount	Recipient	Donated Item	Date
\$27.00	Banora Point & District Residents Association	Room Hire - Coolamon Room Banora Pt Com Centre	02/02/2015
\$27.00	Banora Point & District Residents Association	Room Hire - Coolamon Room Banora Pt Com Centre	02/03/2015
\$27.00	Banora Point & District Residents Association	Room Hire - Coolamon Room Banora Pt Com Centre	16/03/2015
\$31.60	Tweed Community Care Forum	Hall Hire - South Tweed Community Hall	10/02/2015
\$31.60	Tweed Community Care Forum	Hall Hire - South Tweed Community Hall	10/03/2015
\$38.80	Red Cross	Room Hire - South Tweed HACC	09/01/2015
\$38.80	Red Cross	Room Hire - South Tweed HACC	13/02/2015
\$38.80	Red Cross	Room Hire - South Tweed HACC	03/03/2015
\$38.80	Red Cross	Room Hire - South Tweed HACC	31/03/2015
\$83.00	Tweed Hospital Auxiliary	Room Hire - South Sea Islander Room	02/02/2015
\$83.00	South Sea Islanders Community	Room Hire - South Sea Islander Room	14/02/2015
\$83.00	Tweed Hospital Auxiliary	Room Hire - South Sea Islander Room	02/03/2015
\$210.00	Friends of Twin Towns	Room Hire - Tweed Heads Civic Centre	16/03/2015
\$758.40	Total		

\$73,178.13 Total Donations 3rd Quarter (January, February, March 2015)

OPTIONS:

Not Applicable.

CONCLUSION:

For Councillor's Information and the details will also be included in the Annual Report.

COUNCIL IMPLICATIONS:

a. Policy:

Donations and Subsidies v1.3

b. Budget/Long Term Financial Plan:

As per Budget estimates.

c. Legal:

Not Applicable.

d. Communication/Engagement:

Inform - We will keep you informed.

UNDER SEPARATE COVER/FURTHER INFORMATION:

Nil.

26 [CS-CM] Procurement Policy, Version 1.6

SUBMITTED BY: Internal Auditor

Valid



Civic Leadership

LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:

- 1 Civic Leadership
 - 1.3 Delivering the objectives of this plan
-

SUMMARY OF REPORT:

Council considered a report on the review of the Procurement Policy at the Council Meeting held on 16 April 2015. It was resolved to place the draft Procurement Policy, Version 1.6 on public exhibition, in accordance with Section 160 of the Local Government Act 1993, for a period of 28 days allowing a period of 42 days for the receipt of written submissions.

The public exhibition period closed on 9 June 2015 with the public submissions period closing on 23 June 2015. No submissions were received during the exhibition and public submission period.

RECOMMENDATION:

That Council adopts the Procurement Policy, Version 1.6.

REPORT:

A revised Procurement Policy was drafted in early 2015 in response to the findings of an internal review of Council's Local Preference Policy. The main objective of the revised Policy is to enhance consistency and reduce the administrative costs for both Council and providers while achieving the objective of stimulating the local economy over the long term.

A report on the revised Procurement Policy was presented to Council at the meeting held 16 April 2015.

It was resolved to place the draft Procurement Policy, Version 1.6 on public exhibition, in accordance with Section 160 of the Local Government Act 1993, for a period of 28 days allowing a period of 42 days for the receipt of written submissions.

The public exhibition period closed on 9 June 2015 with the public submissions period closing on 23 June 2015. No submissions were received during the exhibition and public submission period.

OPTIONS:

That Council:

1. Adopts the draft Procurement Policy, Version 1.6.
2. Does not adopt the draft Procurement Policy, Version 1.6 and makes further amendments.

CONCLUSION:

Adoption of the draft Procurement Policy Version 1.6 will reduce the administrative burden of Local Preference for both Council and providers whilst still achieving the objective of promoting a positive impact on the local economy through considering the local content contained in offers for supply of goods and services.

COUNCIL IMPLICATIONS:

a. Policy:

Procurement Policy v1.5 to be replaced with Version 1.6.

b. Budget/Long Term Financial Plan:

Adoption of the recommendation should have a negligible impact on the budget.

c. Legal:

Not Applicable.

d. Communication/Engagement:

Consult-We will listen to you, consider your ideas and concerns and keep you informed.

Draft Procurement Policy, Version 1.6 was placed on public exhibition for a period of 28 days allowing a period of 42 days for the receipt of written submissions. The public

exhibition period closed on 9 June 2015 with the public submissions period closing on 23 June 2015.

The opportunity for the community to comment on the draft Policy was promoted via Tweed Link and Council's website.

UNDER SEPARATE COVER/FURTHER INFORMATION:

Attachment 1. Procurement Policy, Version 1.6 (ECM 3632241)

27 [CS-CM] 2015/2016 Making the Rate

SUBMITTED BY: Financial Services

Valid



Civic Leadership

LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:

- 1 Civic Leadership
 - 1.3 Delivering the objectives of this plan
 - 1.3.1 Council's organisation will be resourced to provide the essential services and support functions to deliver the objectives of this Plan
-

SUMMARY OF REPORT:

Council, at its meeting of 18 June 2015, resolved to adopt the Delivery Program 2013/2017, Operational Plan 2015/2016; Revenue Policy and Statement 2015/2016, Part A; Budget 2015/2016, Part B; Fees and Charges 2015/2016 Part C; and Resourcing Strategy 2013/2023.

In accordance with the provisions of the Local Government Act 1993 a rate or charge is made by resolution of Council, and each rate or charge is to be made for a specified year, being the year in which the rate or charge is made or the next year. Accordingly, a rate or charge must be made before 1 August in the year for which the rate or charge is made or before such later date in that year as the Minister may, if the Minister is of the opinion that there are special circumstances, allow.

The basis of this report is the formal Making of the Rate and Charges for 2015/2016.

RECOMMENDATION:

That:

- 1. Council makes the 2015/2016 rates and charges in accordance with the provisions of sections 493, 494, 495, 495A, 496, 498, 501, 502, 506, 508A, 541, 548 and 553 of the Local Government Act 1993:**
 - (a) Ordinary Rates (section 494, 498, 508A)**
 - (i) Residential Rate**

A Residential Rate of .5508 cents in the dollar on the rateable land value of all applicable rateable land in the Tweed Shire Council area classified Residential with a minimum rate of nine hundred and ninety dollars (\$990.00) in respect of any separate parcel of rateable land.

(ii) Farmland Rate

A Farmland Rate of .3560 cents in the dollar on the rateable land value of all applicable rateable land in the Tweed Shire Council area classified Farmland with a minimum rate of nine hundred and ninety dollars (\$990.00) in respect of any separate parcel of rateable land.

(iii) Business Rate

A Business Rate of .5854 cents in the dollar on the rateable land value of all applicable rateable land in the Tweed Shire Council area classified Business with a minimum rate of one thousand and eighty eight dollars and thirty five cents (\$1088.35) in respect of any separate parcel of rateable land.

(b) Annual Charges (Section 495, 495A, 496, 501, 502 and 553)

(i) Sewerage Annual Charge (Section 501)

A sewerage annual charge on the rateable land value of all applicable rateable land in the Tweed Shire Council area with an annual charge of seven hundred and eighty two dollars (\$782.00) in respect of any separate parcel of rateable land.

Non-Residential Assessments - The minimum non-residential sewerage access charge will be \$782.00

The minimum non-residential sewerage access charge shall be equivalent to the residential sewerage access charge.

The non-residential sewerage access charge (SAC) for properties with a larger than 20mm water service shall be calculated in the same way as the water access charge:

$$\text{Non-residential SAC (\$)} = \text{Residential SAC (\$)} \times R \times CF$$

Where:

R = Meter Ratio being the ratio of the water meter cross sectional area to that of a 20mm water meter's cross sectional area (See Table 1)

CF = Consumption Factor for the previous 12 months as displayed in Table 1 (The Consumption Factor has been introduced to acknowledge that the size of the water meter does not always reflect the volume of water used).

Table 1. Consumption Factors

Meter size (mm)	20	25	32	40	50	80	100	150	200	250	300
Meter Ratio (R)	1	1.56	2.56	4.0	6.25	16.0	25.0	56.25	100	156.25	225
Consumption Range (kL)	Consumption Factor (CF)										
0 - 290	1.000	0.640	0.391	0.250	0.160	0.063	0.040	0.018	0.010	0.006	0
291 - 454	1.000	1.000	0.610	0.391	0.250	0.980	0.063	0.028	0.016	0.010	291
455 - 743	1.000	1.000	1.000	0.640	0.410	0.160	0.102	0.046	0.026	0.016	455
744 - 1,160	1.000	1.000	1.000	1.000	0.640	0.250	0.160	0.071	0.040	0.026	744
1,161 - 1,814	1.000	1.000	1.000	1.000	1.000	0.391	0.250	0.111	0.063	0.040	1,161
1,815 - 4,640	1.000	1.000	1.000	1.000	1.000	1.000	0.640	0.284	0.160	0.102	1,815
4,641 - 7,250	1.000	1.000	1.000	1.000	1.000	1.000	1.000	0.444	0.250	0.160	4,641
7,251 - 16,314	1.000	1.000	1.000	1.000	1.000	1.000	1.000	1.000	0.563	0.360	7,251
16,315 - 29,000	1.000	1.000	1.000	1.000	1.000	1.000	1.000	1.000	1.000	0.640	16,315
29,001 - 45,314	1.000	1.000	1.000	1.000	1.000	1.000	1.000	1.000	1.000	1.000	29,001
Over 45,314	1.000	1.000	1.000	1.000	1.000	1.000	1.000	1.000	1.000	1.000	1.000

(ii) Water Annual Charge (Section 501)

Residential assessments – a service charge of \$158.50

Non-Residential Assessments - The minimum non-residential water access charge will be \$158.50.

The non-residential water access charge (WAC) for properties with a larger than 20mm water service shall be calculated as shown below:

Non-residential WAC (\$) = Residential WAC (\$) x R x CF

Where:

R = Meter Ratio being the ratio of the water meter cross sectional area to that of a 20mm water meter’s cross sectional area (see Table 2).

CF = Consumption Factor for the previous 12 months as displayed in Table 2 (The Consumption Factor has been introduced to acknowledge that the size of the water meter does not always reflect the volume of water used).

Table 2. Consumption Factors

Meter size (mm)	20	25	32	40	50	80	100	150	200	250	300
Meter Ratio (R)	1	1.56	2.56	4.0	6.25	16.0	25.0	56.25	100	156.25	225
Consumption Range (kL)	Consumption Factor (CF)										
0 - 290	1.000	0.640	0.391	0.250	0.160	0.063	0.040	0.018	0.010	0.006	0.004
291 - 454	1.000	1.000	0.610	0.391	0.250	0.980	0.063	0.028	0.016	0.010	0.007
455 - 743	1.000	1.000	1.000	0.640	0.410	0.160	0.102	0.046	0.026	0.016	0.011
744 - 1,160	1.000	1.000	1.000	1.000	0.640	0.250	0.160	0.071	0.040	0.026	0.018
1,161 - 1,814	1.000	1.000	1.000	1.000	1.000	0.391	0.250	0.111	0.063	0.040	0.028
1,815 - 4,640	1.000	1.000	1.000	1.000	1.000	1.000	0.640	0.284	0.160	0.102	0.071
4,641 - 7,250	1.000	1.000	1.000	1.000	1.000	1.000	1.000	0.444	0.250	0.160	0.111
7,251 - 16,314	1.000	1.000	1.000	1.000	1.000	1.000	1.000	1.000	0.563	0.360	0.250
16,315 - 29,000	1.000	1.000	1.000	1.000	1.000	1.000	1.000	1.000	1.000	0.640	0.444
29,001 - 45,314	1.000	1.000	1.000	1.000	1.000	1.000	1.000	1.000	1.000	1.000	0.694
Over 45,314	1.000	1.000	1.000	1.000	1.000	1.000	1.000	1.000	1.000	1.000	1.000

A volumetric charge of \$2.70 per kilolitre will apply for all consumption up to .8219kl per day based on the daily average over the billing period.

A high consumption volumetric charge of \$4.05 per kilolitre will apply for all consumption above .8219kl per day based on the daily average over the billing period.

Vacant assessments rated to water – a service charge of \$158.50

Properties will be levied the water service charge in accordance with the Local Government Act including the description of what land may be subject to the water service charge.

(vi) Koala Beach Special Rate (Section 495)

A Koala Beach Special Rate of .0837 cents in the dollar on the rateable land value of applicable land in the Tweed Shire Council area. The following is a description of the applicable land:

Lot 1 DP 86409	Lot 62 DP 864094	Lot 216 DP 1033384	Lot 202 DP 1033384
Lot 2 DP 864093	Lot 63 DP 864094	Lot 217 DP 1033384	Lot 203 DP 1033384
Lot 3 DP 864093	Lot 64 DP 864094	Lot 218 DP 1033384	Lot 204 DP 1033384
Lot 4 DP 864093	Lot 65 DP 864094	Lot 219 DP 1033384	Lot 205 DP 1033384
Lot 5 DP 864093	Lot 66 DP 864094	Lot 220 DP 1033384	Lot 206 DP 1033384
Lot 6 DP 864093	Lot 67 DP 864094	Lot 221 DP 1033384	Lot 207 DP 1033384
Lot 7 DP 864093	Lot 68 DP 864094	Lot 222 DP 1033384	Lot 208 DP 1033384
Lot 8 DP 864093	Lot 69 DP 864094	Lot 223 DP 1033384	Lot 209 DP 1033384
Lot 9 DP 864093	Lot 70 DP 864094	Lot 224 DP 1033384	Lot 210 DP 1033384
Lot 10 DP 864093	Lot 71 DP 864094	Lot 225 DP 1033384	Lot 211 DP 1033384
Lot 11 DP 864093	Lot 72 DP 864094	Lot 226 DP 1033384	Lot 451 DP 1040725
Lot 12 DP 864093	Lot 73 DP 864094	Lot 227 DP 1033384	Lot 452 DP 1040725
Lot 13 DP 864093	Lot 74 DP 864094	Lot 228 DP 1033384	Lot 453 DP 1040725
Lot 16 DP 864093	Lot 75 DP 864094	Lot 229 DP 1033384	Lot 454 DP 1040725
Lot 17 DP 864093	Lot 76 DP 864094	Lot 230 DP 1033384	Lot 455 DP 1040725
Lot 18 DP 864093	Lot 77 DP 864094	Lot 231 DP 1033384	Lot 456 DP 1040725
Lot 19 DP 864093	Lot 78 DP 864094	Lot 232 DP 1033384	Lot 457 DP 1040725
Lot 20 DP 864093	Lot 79 DP 864094	Lot 233 DP 1033384	Lot 458 DP 1040725
Lot 21 DP 864093	Lot 80 DP 864094	Lot 234 DP 1033384	Lot 459 DP 1040725
Lot 30 DP 864094	Lot 81 DP 864094	Lot 235 DP 1033384	Lot 460 DP 1040725
Lot 31 DP 864094	Lot 82 DP 864094	Lot 236 DP 1033384	Lot 461 DP 1040725
Lot 32 DP 864094	Lot 83 DP 864094	Lot 237 DP 1033384	Lot 301 DP 1049060
Lot 33 DP 864094	Lot 84 DP 864094	Lot 238 DP 1033384	Lot 302 DP 1049060
Lot 34 DP 864094	Lot 85 DP 864094	Lot 239 DP 1033384	Lot 303 DP 1049060
Lot 35 DP 864094	Lot 86 DP 864094	Lot 240 DP 1033384	Lot 304 DP 1049060
Lot 36 DP 864094	Lot 87 DP 864094	Lot 241 DP 1033384	Lot 305 DP 1049060
Lot 37 DP 864094	Lot 88 DP 864094	Lot 242 DP 1033384	Lot 306 DP 1049060
Lot 38 DP 864094	Lot 91 DP 864094	Lot 243 DP 1033384	Lot 307 DP 1049060

Lot 39 DP 864094	Lot 92 DP 864095	Lot 244 DP 1033384	Lot 308 DP 1049060
Lot 40 DP 864094	Lot 93 DP 864095	Lot 245 DP 1033384	Lot 309 DP 1049060
Lot 41 DP 864094	Lot 94 DP 864095	Lot 246 DP 1033384	Lot 310 DP 1049060
Lot 42 DP 864094	Lot 95 DP 864095	Lot 247 DP 1033384	Lot 311 DP 1049060
Lot 43 DP 864094	Lot 96 DP 864095	Lot 248 DP 1033384	Lot 312 DP 1049060
Lot 44 DP 864094	Lot 97 DP 864095	Lot 249 DP 1033384	Lot 313 DP 1049060
Lot 45 DP 864094	Lot 98 DP 864095	Lot 250 DP 1033384	Lot 314 DP 1049060
Lot 46 DP 864094	Lot 99 DP 864095	Lot 251 DP 1033384	Lot 315 DP 1049060
Lot 47 DP 864094	Lot 100 DP 864095	Lot 252 DP 1033384	Lot 316 DP 1049060
Lot 48 DP 864094	Lot 101 DP 864095	Lot 253 DP 1033384	Lot 317 DP 1049060
Lot 49 DP 864094	Lot 14 DP 870694	Lot 254 DP 1033384	Lot 318 DP 1049060
Lot 50 DP 864094	Lot 15 DP 870694	Lot 255 DP 1033384	Lot 319 DP 1049060
Lot 51 DP 864094	Lot 22 DP 870695	Lot 256 DP 1033384	Lot 320 DP 1049060
Lot 52 DP 864094	Lot 23 DP 870695	Lot 257 DP 1033384	Lot 321 DP 1049060
Lot 53 DP 864094	Lot 24 DP 870695	Lot 258 DP 1033384	Lot 322 DP 1049060
Lot 54 DP 864094	Lot 25 DP 870695	Lot 259 DP 1033384	Lot 323 DP 1049060
Lot 55 DP 864094	Lot 26 DP 870695	Lot 260 DP 1033384	Lot 324 DP 1049060
Lot 56 DP 864094	Lot 27 DP 870695	Lot 261 DP 1033384	Lot 325 DP 1049060
Lot 57 DP 864094	Lot 28 DP 870695	Lot 262 DP 1033384	Lot 326 DP 1049060
Lot 58 DP 864094	Lot 29 DP 870695	Lot 263 DP 1033384	Lot 327 DP 1049060
Lot 59 DP 864094	Lot 213 DP 1033384	Lot 264 DP 1033384	Lot 328 DP 1049060
Lot 60 DP 864094	Lot 214 DP 1033384	Lot 265 DP 1033384	Lot 329 DP 1049060
Lot 61 DP 864094	Lot 215 DP 1033384	Lot 201 DP 1033384	Lot 330 DP 1049060
Lot 331 DP 1049060	LOT 396 DP 1052083	Lot 516 DP 1068516	Lot 569 DP 1076975
Lot 332 DP 1049060	Lot 397 DP 1052083	Lot 519 DP 1076975	Lot 570 DP 1076975
Lot 333 DP 1049060	Lot 398 DP 1052083	Lot 520 DP 1076975	Lot 571 DP 1076975
Lot 334 DP 1049060	Lot 399 DP 1052083	Lot 521 DP 1076975	Lot 572 DP 1076975
Lot 335 DP 1049060	Lot 400 DP 1052083	Lot 522 DP 1076975	Lot 573 DP 1076975
Lot 336 DP 1049060	Lot 401 DP 1052083	Lot 523 DP 1076975	Lot 574 DP 1076975
Lot 338 DP 1049060	Lot 402 DP 1052083	Lot 524 DP 1076975	Lot 575 DP 1076975
Lot 340 DP 1049061	Lot 403 DP 1052083	Lot 525 DP 1076975	Lot 576 DP 1076975
Lot 342 DP 1049061	Lot 404 DP 1052083	Lot 526 DP 1076975	Lot 577 DP 1076975
Lot 343 DP 1049061	Lot 405 DP 1052083	Lot 527 DP 1076975	Lot 578 DP 1076975
Lot 344 DP 1049061	Lot 406 DP 1052083	Lot 528 DP 1076975	Lot 579 DP 1076975
Lot 346 DP 1049061	Lot 407 DP 1052083	Lot 529 DP 1076975	Lot 580 DP 1076975
Lot 347 DP 1049061	Lot 408 DP 1052083	Lot 530 DP 1076975	Lot 581 DP 1076975
Lot 348 DP 1049061	Lot 409 DP 1052083	Lot 531 DP 1076975	Lot 582 DP 1076975
Lot 349 DP 1049061	Lot 410 DP 1052083	Lot 532 DP 1076975	Lot 583 DP 1076975
Lot 350 DP 1049061	Lot 411 DP 1052083	Lot 534 DP 1076975	Lot 584 DP 1076975
Lot 351 DP 1049061	Lot 412 DP 1052083	Lot 535 DP 1076975	Lot 585 DP 1076975
Lot 352 DP 1049061	Lot 413 DP 1052083	Lot 536 DP 1076975	Lot 586 DP 1076975
Lot 353 DP 1049061	Lot 414 DP 1052083	Lot 537 DP 1076975	Lot 587 DP 1076975
Lot 354 DP 1049061	Lot 415 DP 1052083	Lot 538 DP 1076975	Lot 588 DP 1076975
Lot 355 DP 1049061	Lot 416 DP 1052083	Lot 539 DP 1076975	Lot 589 DP 1076975
Lot 356 DP 1049061	Lot 417 DP 1052083	Lot 540 DP 1076975	Lot 590 DP 1076975
Lot 357 DP 1049061	Lot 418 DP 1052083	Lot 541 DP 1076975	Lot 591 DP 1076975

Lot 339 DP 1052080	LOT 419 DP 1052083	Lot 542 DP 1076975	Lot 592 DP 1076975
Lot 370 DP 1052082	LOT 420 DP 1052083	Lot 543 DP 1076975	Lot 593 DP 1076975
Lot 371 DP 1052082	Lot 421 DP 1052083	Lot 544 DP 1076975	Lot 594 DP 1076975
Lot 372 DP 1052082	Lot 422 DP 1052083	Lot 545 DP 1076975	Lot 595 DP 1076975
Lot 373 DP 1052082	Lot 423 DP 1052083	Lot 546 DP 1076975	Lot 596 DP 1076975
Lot 374 DP 1052082	Lot 424 DP 1052083	Lot 547 DP 1076975	Lot 597 DP 1076975
Lot 375 DP 1052082	Lot 425 DP 1052083	Lot 548 DP 1076975	Lot 598 DP 1076975
Lot 376 DP 1052082	Lot 426 DP 1052083	Lot 549 DP 1076975	Lot 599 DP 1076975
Lot 377 DP 1052082	Lot 90 DP 864094	Lot 550 DP 1076975	Lot 600 DP 1076975
Lot 378 DP 1052082	Lot 89 DP 864094	Lot 551 DP 1076975	Lot 601 DP 1076975
Lot 379 DP 1052082	Lot 212 DP 1033384	Lot 552 DP 1076975	Lot 602 DP 1076975
Lot 380 DP 1052082	Lot 200 DP 1033384	Lot 553 DP 1076975	Lot 603 DP 1076975
Lot 381 DP 1052082	Lot 501 DP 1068516	Lot 554 DP 1076975	Lot 604 DP 1076975
Lot 382 DP 1052082	Lot 502 DP 1068516	Lot 555 DP 1076975	Lot 605 DP 1076975
Lot 383 DP 1052082	Lot 503 DP 1068516	Lot 556 DP 1076975	Lot 606 DP 1076975
Lot 384 DP 1052082	Lot 504 DP 1068516	Lot 557 DP 1076975	Lot 607 DP 1076975
Lot 385 DP 1052082	Lot 505 DP 1068516	Lot 558 DP 1076975	Lot 608 DP 1076975
Lot 386 DP 1052082	Lot 506 DP 1068516	Lot 559 DP 1076975	Lot 739 DP 1076973
Lot 387 DP 1052082	Lot 507 DP 1068516	Lot 560 DP 1076975	Lot 919 DP 1077493
Lot 388 DP 1052082	Lot 508 DP 1068516	Lot 561 DP 1076975	Lot 610 DP 1077500
Lot 389 DP 1052082	Lot 509 DP 1068516	Lot 562 DP 1076975	Lot 611 DP 1077500
Lot 390 DP 1052082	Lot 510 DP 1068516	Lot 563 DP 1076975	Lot 612 DP 1077500
Lot 391 DP 1052082	Lot 511 DP 1068516	Lot 564 DP 1076975	Lot 613 DP 1077500
Lot 392 DP 1052082	Lot 512 DP 1068516	Lot 565 DP 1076975	Lot 614 DP 1077500
Lot 393 DP 1052083	Lot 513 DP 1068516	Lot 566 DP 1076975	Lot 615 DP 1077500
Lot 394 DP 1052083	Lot 514 DP 1068516	Lot 567 DP 1076975	Lot 616 DP 1077500
Lot 395 DP 1052083	Lot 515 DP 1068516	Lot 568 DP 1076975	Lot 617 DP 1077500

(x) Domestic Waste Management Annual Charge (Section 496)

A Domestic Waste Management Annual Charge for all land within the declared domestic waste scavenging area, maps of which are available from Council's Waste Management Unit. An annual charge of sixty two dollars and forty cents (\$62.40) in respect of any applicable land within the declared domestic waste scavenging area.

(xi) Domestic Waste Service Annual Charge (Section 496)

A Domestic Waste Service Annual Charge for all land within the declared domestic waste scavenging area for the removal of the approved contents of the standard 140 litre mobile waste bin each week, maps of which are available from Council's Waste Management Unit. An annual charge of one hundred and eighty five dollars and ten cents (\$185.10) in respect of any applicable serviced land within the declared domestic waste scavenging area.

An Alternate 80 litre mobile bin will be available to residents who have low waste generation. An annual charge of one hundred and forty eight dollars and sixty cents (\$148.60) in respect of any

applicable serviced land within the declared domestic waste scavenging area.

An Alternate 240 litre mobile bin will be available to residents who have high waste generation. An annual charge of two hundred and twenty three dollars and ten cents (\$223.10) in respect of any applicable serviced land within the declared domestic waste scavenging area.

(xii) Landfill Management Charge (Section 501)

A Landfill Management Annual Charge for all rateable land within the boundary of the Tweed Shire. An annual charge of fifty dollars and forty cents (\$50.40) in respect of all rateable land within the boundary of the Tweed Shire.

(xiii) Green Organics Collection Charge (Section 496)

An additional annual charge of fifty nine dollars and fifty cents (\$59.50) is applicable to all landowners who have requested a fortnightly green organics collection service.

(xiv) Waste Minimisation and Recycling Annual Charge (Section 496)

A Waste Minimisation and Recycling Annual Charge for all land within the declared domestic waste scavenging area, maps of which are available from Council's Waste Management Unit. An annual charge of sixty seven dollars and eighty cents (\$67.80) in respect of any applicable land within the declared domestic waste scavenging area.

2. In accordance with section 566(3) of the Local Government Act 1993 that the maximum rate of interest payable on overdue rates and charges be 8.5% pa.

REPORT:

Council, at its meeting of 18 June 2015, resolved to adopt the Delivery Program 2013/2017, Operational Plan 2015/2016; Revenue Policy and Statement 2015/2016, Part A; which includes an increase in general rates for 2015/2016 of 2.4% above that for 2015/2016, Budget 2015/2016, Part B; Fees and Charges 2015/2016 Part C; and Resourcing Strategy 2013/2023. Council is now required to make the rate for 2015/2016.

In accordance with the provisions of the Local Government Act 1993 a rate or charge is made by resolution of Council, and each rate or charge is to be made for a specified year, being the year in which the rate or charge is made or the next year. Accordingly, a rate or charge must be made before 1 August in the year for which the rate or charge is made or before such later date in that year as the Minister may, if the Minister is of the opinion that there are special circumstances, allow.

The basis of this report is the formal Making of the Rate and Charges for 2015/2016.

OPTIONS:

Not Applicable.

CONCLUSION:

After the adoption of the Revenue Policy and Statement 2015/2016, Council is now required to make the rate for 2015/2016.

COUNCIL IMPLICATIONS:

a. Policy:

Corporate Policy Not Applicable

b. Budget/Long Term Financial Plan:

The current number of rateable properties as at 1 July 2015 for ordinary rates is:

Residential	36,141
Business	1,782
Farmland	1,550
Total	39,473

The minimum rates are as follows:

	Residential	Farmland	Business
Ordinary rate	\$990.00	\$990.00	\$1,088.35
Sewerage charge	\$782.00	\$782.00	\$782.00
Water Access Charge	\$158.50	\$158.50	\$158.50
Garbage Service Charge 140l	\$315.30	\$315.30	\$401.60
Landfill Management Charge	\$50.40	\$50.40	\$50.40
Total	\$2,296.20	\$2,296.20	\$2,480.85

The rates and charges income is included in the 2015/2016 Budget and Long Term Financial Plan.

Note:

The ad valorem rate in the dollar for Residential, Farmland and Business rate categories presented in this report have increased slightly compared to the amount included in the 2015/2016 Revenue Policy and Statement, although the minimum rate has remained unchanged. The change in the ad valorem rates is due to changes in property status, the revaluation process, supplementary valuation additions, the land valuation objections and the finalisation of postponed rate proportion of valuation.

c. Legal:

Rates Levied in accordance with the Local Government Act 1993, Sections:

- 493 Categories of ordinary rates and categories of land
- 494 Ordinary rates must be made and levied annually
- 495 Making and levying of special rates
- 495A Strata Lots and company titles taken to be separate parcels of land for annual charges
- 496 Making and levying of annual charges for domestic waste management services
- 498 The ad valorem amount
- 501 For what services can a Council impose an annual charge?
- 502 Charges for actual use
- 506 Variation of general income
- 508A Special variation over a period of years
- 541 Differing amounts for a charge
- 548 Minimum amounts
- 553 Time at which land becomes subject to special rate or charge
- 566 Accrual of interest on overdue rates and charges

d. Communication/Engagement:

Inform - We will keep you informed.

UNDER SEPARATE COVER/FURTHER INFORMATION:

Nil.

28 [CS-CM] Monthly Investment and Section 94 Developer Contribution Report for the Period Ending 30 June 2015

SUBMITTED BY: Financial Services

Valid



Civic Leadership

LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:

- 1 Civic Leadership
 - 1.3 Delivering the objectives of this plan
 - 1.3.1 Council's organisation will be resourced to provide the essential services and support functions to deliver the objectives of this Plan
-

SUMMARY OF REPORT:

The "Responsible Accounting Officer" must report monthly to Council, setting out details of all the funds Council has invested. The Manager Financial Services, being the Responsible Accounting Officer, certifies that investments have been made in accordance with Section 625 of the Local Government Act (1993), Clause 212 of the Local Government (General) Regulations and Council policies. Council had **\$215,595,654** invested as at **30 June 2015** and the accrued net return on these funds was **\$628,072** or **3.49%** annualised for the month.

RECOMMENDATION:

That in accordance with Section 625 of the Local Government Act 1993 the monthly investment report as at period ending 30 June 2015 totalling \$215,595,654 be received and noted.

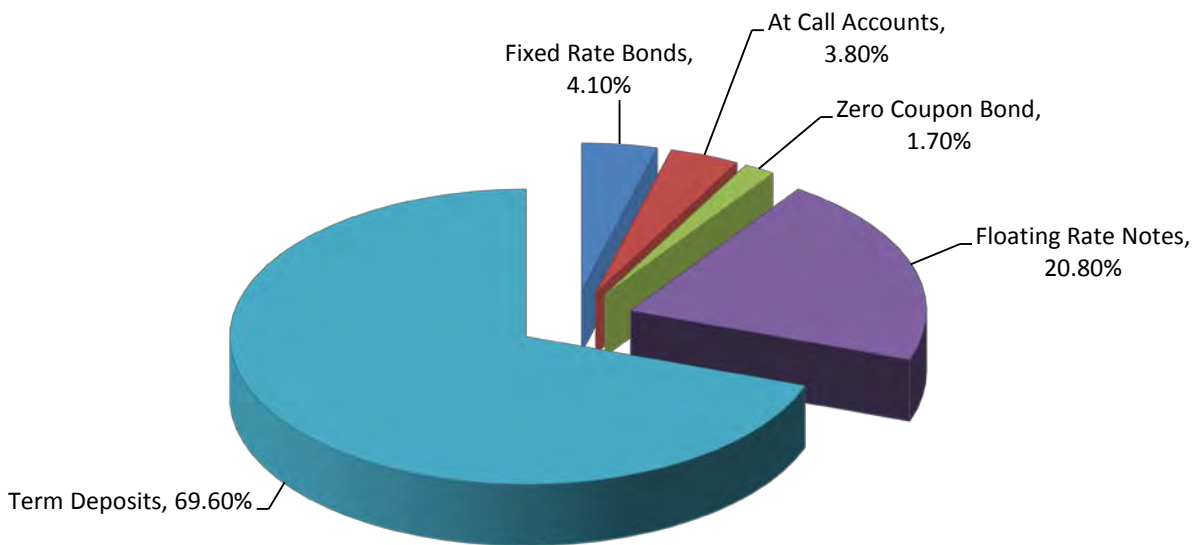
REPORT:

1. Restricted Funds as at 1 July 2014

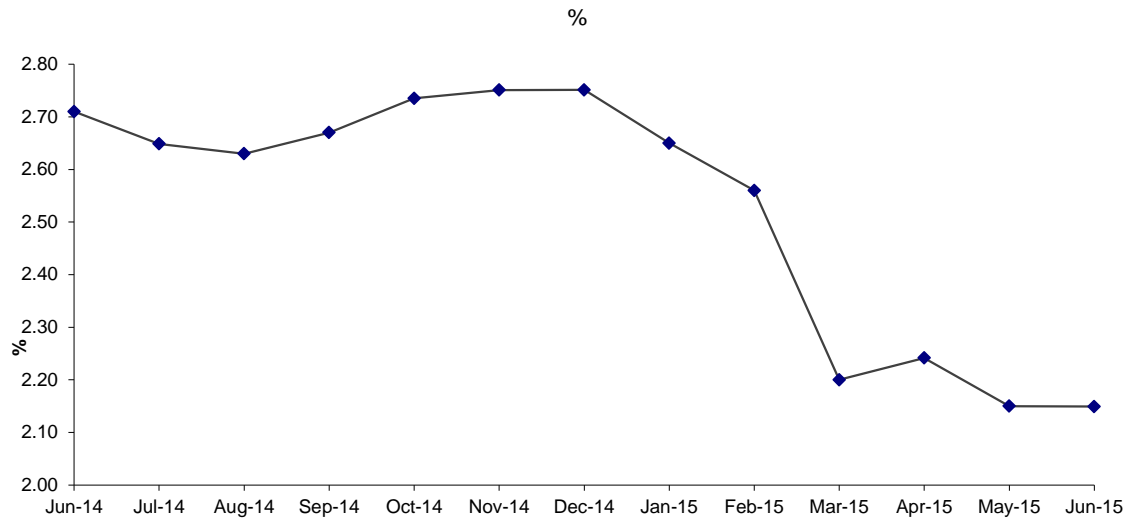
Description	(\$'000)			Total
	General Fund	Water Fund	Sewer Fund	
Externally Restricted (Other)	11,504	18,795	47,006	77,305
Crown Caravan Parks	18,338			18,338
Developer Contributions	23,639	2,615		26,254
Domestic Waste Management	11,407			11,407
Grants	2,764			2,764
Internally Restricted (Other)	29,998			29,998
Employee Leave Entitlements	9,811			9,811
Grants	2,753			2,753
Unexpended Loans	9,436			9,436
Total	119,650	21,410	47,006	188,066

Note: Restricted Funds Summary updated September 2014, corresponding with the Annual Financial Statements as at 30 June 2014

2. Investment Portfolio by Category



3. Investment Rates - 90 Day Bank Bill Rate



4. Bond and Floating Rate Note Securities

Counterparty	Face Value	Market Value	% Return on Face Value	Investment Type	Maturity Date
AMP (6/18)	1,000,000.00	1,006,830.00	3.01	FRN	06/06/2018
AMP (RIM) (05/17)	2,500,000.00	2,531,050.00	3.43	FRN	29/05/2017
ANZ (04/20)	1,600,000.00	1,608,752.00	3.08	FRN	17/04/2020
ANZ (06/20)	2,000,000.00	1,987,980.00	3.25	FRN	03/06/2020
ANZ (11/18)	1,000,000.00	1,012,280.00	3.03	FRN	06/11/2018
* Bendigo (FIIG) (11/15)	1,000,000.00	1,009,020.00	3.62	FRN	02/11/2015
* Bendigo (RBS) (05/17)	3,000,000.00	3,040,500.00	3.34	FRN	17/05/2017
* Bendigo (RBS) (11/18)	1,000,000.00	1,018,170.00	3.42	FRN	14/11/2018
* BOQ (06/18)	1,000,000.00	1,026,580.00	4.00	Fixed Rate Bond	12/06/2018
* BOQ (06/18)	1,000,000.00	1,006,990.00	3.16	FRN	12/06/2018
* BOQ (11/19)	2,000,000.00	2,014,700.00	3.22	FRN	06/11/2019
CBA (04/19)	1,000,000.00	1,011,250.00	3.14	FRN	24/04/2019
CBA (08/16)	3,000,000.00	3,044,430.00	3.34	FRN	02/08/2016
CBA (10/19)	2,000,000.00	2,017,900.00	3.11	FRN	18/10/2019
CBA Bond (04/19)	1,000,000.00	1,046,520.00	4.25	Fixed Rate Bond	24/04/2019
CBA/Merrill Lynch Zero Coupon Bond (01/18)	4,000,000.00	3,576,800.00	7.17	Fixed Rate Bond	22/01/2018
* CUA (03/17)	1,000,000.00	1,002,800.00	3.45	FRN	20/03/2017
* CUA (03/17) (CBA)	1,000,000.00	1,002,800.00	3.45	FRN	20/03/2017
* CUA (12/17) ANZ	1,000,000.00	1,001,010.00	3.35	FRN	22/12/2017
Heritage (RBS/RIMSEC) (06/17)	1,500,000.00	1,608,750.00	7.25	Fixed Rate Bond	20/06/2017
Heritage (Westpac) (05/18)	1,000,000.00	1,004,450.00	3.31	FRN	07/05/2018

	Counterparty	Face Value	Market Value	% Return on Face Value	Investment Type	Maturity Date
*	ING Bond (RBS) (09/15)	2,000,000.00	2,045,600.00	5.50	Fixed Rate Bond	03/09/2015
*	ING Bond(RBS) (08/16)	1,000,000.00	1,031,320.00	4.25	Fixed Rate Bond	23/08/2016
	Macquarie (RIMSEC) (03/20)	2,000,000.00	2,004,920.00	3.25	FRN	03/03/2020
*	ME Bank (11/17)	1,000,000.00	1,015,040.00	3.56	FRN	17/04/2018
*	ME Bank (ANZ) (11/17)	1,000,000.00	1,004,220.00	3.14	FRN	17/11/2017
*	ME Bank (CBA) (09/15)	1,400,000.00	1,405,292.00	3.40	FRN	03/09/2015
*	ME Bank (CBA) (11/16)	1,000,000.00	1,009,760.00	3.40	FRN	28/11/2016
*	ME Bank (Morgans) (11/16)	1,000,000.00	1,009,760.00	3.58	FRN	28/11/2016
	NAB (06/16)	2,000,000.00	2,018,880.00	3.32	FRN	21/06/2016
	NPBS (Morgans) (02/18)	1,000,000.00	1,002,600.00	3.25	FRN	27/02/2018
	Rabo (RBS) (09/18)	1,000,000.00	1,009,700.00	3.30	FRN	25/09/2018
*	Suncorp (04/19)	2,000,000.00	2,035,620.00	3.36	FRN	23/04/2019
*	Suncorp (11/19)	1,000,000.00	1,003,310.00	2.88	FRN	05/11/2019
*	Suncorp (CBA) (08/19)	1,000,000.00	1,005,830.00	3.08	FRN	20/08/2019
*	Suncorp Covered (RIMSEC) (12/16)	2,000,000.00	2,066,580.00	4.75	Fixed Rate Bond	06/12/2016
*	Westpac (JP Morgans) (02/19)	2,000,000.00	2,023,320.00	3.07	FRN	25/02/2019
*	Westpac (RBS) (02/17)	1,000,000.00	1,024,340.00	3.79	FRN	20/02/2017
	Total	57,000,000.00	57,295,654.00	3.66		
LEGEND		ABS = Asset Backed Security Bond = Fixed Rate Bond FRN = Floating Rate Note				
Investment Type						
Counterparty		BB = Bendigo Bank Heritage = Heritage Bank		ME = Members Equity Bank RaboDirect = Rabo Bank Rural = Rural Bank (previously Elders Bank)		
AMP = AMP Bank		ING = ING Bank Investec = Investec Bank Macquarie = Macquarie Bank NAB = National Australia Bank		Suncorp = Suncorp Metway Bank WBC = WBC Banking Corporation		
ANZ = ANZ Bank BOQ = Bank of Queensland CBA = Commonwealth Bank						

5. Term Deposits

Counterparty	Lodged or Rolled	Maturity Date	Principal	% Yield
AMP (Curve) annual interest (July 2015)	27-Jan-15	28-Jul-15	1,000,000.00	3.40
Auswide Bank (Curve) (Feb 2017)	03-Feb-15	07-Feb-17	1,000,000.00	3.50
Auswide Bank (Dec 2016)	08-Dec-14	13-Dec-16	3,000,000.00	3.76
Auswide Bank (RIMSEC) (Mar 2016)	25-Mar-15	22-Mar-16	1,000,000.00	3.06
Bankwest (Mar 2016)	17-Mar-15	15-Mar-16	1,000,000.00	3.00
Bankwest (Nov 2015)	23-Jun-15	10-Nov-15	2,000,000.00	3.00
Bankwest (Oct 2015)	19-May-15	20-Oct-15	3,000,000.00	3.00
Bankwest (Oct 2015)	26-May-15	27-Oct-15	3,000,000.00	3.00
BCU (Feb 2017)	19-Feb-15	21-Feb-17	1,000,000.00	3.20
* Bendigo Bank (Dec 2015)	09-Dec-14	15-Dec-15	2,000,000.00	3.45
* Bendigo Bank (Sept 2019)	01-Sep-14	03-Sep-19	1,000,000.00	4.15
* BOQ (Aug 2015)	03-Mar-15	11-Aug-15	3,000,000.00	3.10
* BOQ (Feb 2016)	25-May-15	23-Feb-16	1,000,000.00	3.73
* BOQ (Feb 2016)	23-Feb-15	23-Feb-16	3,000,000.00	4.05
* BOQ (Jan 2016)	02-Jun-15	12-Jan-16	2,000,000.00	3.00
* BOQ (Sept 2015) annual interest	20-Sep-14	21-Sep-15	2,000,000.00	4.20
* BOQ (Sept 2016) quarterly interest	20-Mar-15	20-Sep-16	2,000,000.00	3.58
CBA (Feb 2020)	13-May-15	13-Feb-20	1,000,000.00	3.05
CBA (Oct 2015) annual interest	11-Oct-14	11-Oct-15	1,000,000.00	4.85
CBA May (2020) annual interest	19-May-15	19-May-20	1,000,000.00	3.01
CBA May (2020)	19-May-15	19-May-20	2,000,000.00	3.41
* CUA (Oct 2015) (Curve)	09-Oct-14	06-Oct-15	1,000,000.00	3.60
* IMB (Jan 2020) annual interest	06-Apr-15	06-Jan-20	1,000,000.00	3.15
* IMB (Nov 2017)	05-May-15	06-Nov-17	1,000,000.00	3.03
ING (Curve) (Oct 2015)	15-Oct-14	13-Oct-15	2,000,000.00	4.01
ING (FIIG) (Aug 2015)	17-Feb-15	18-Aug-15	1,000,000.00	3.15
ING (RIMSEC) (Aug 2015)	17-Feb-15	11-Aug-15	1,000,000.00	3.14
ING (RIMSEC) (Feb 2020)	11-May-15	11-Feb-20	1,000,000.00	3.34
ING (RIMSEC) (Jan 2019)	29-Apr-15	29-Jan-19	2,000,000.00	3.11
ING (RIMSEC) (Sept 2015)	02-Sep-14	02-Sep-15	1,000,000.00	4.14
* Investec (July 2016)	24-Apr-15	26-Jul-16	2,000,000.00	3.36
* Investec (RIMSEC) (Aug 2015)	11-May-15	11-Aug-15	1,000,000.00	3.69
* Investec (RIMSEC) (Jun 2016)	10-Jun-15	14-Jun-16	1,000,000.00	3.43
* Investec (RIMSEC) (Sept 2015) annual interest	03-Sep-14	03-Sep-15	1,000,000.00	4.14
* Investec (Sept 2015) annual interest	11-Sep-14	15-Sep-15	2,000,000.00	4.37
Macquarie Bank (RIMSEC) (Feb 2016)	13-May-15	08-Feb-16	1,000,000.00	3.00
Maitland Mutual BS Sept 2015)	28-Apr-15	29-Sep-15	1,000,000.00	3.00
* MEB (Curve) (Mar 2016)	25-Feb-15	01-Mar-16	2,000,000.00	4.07
* MEB (Jul 2016)	29-Apr-15	26-Jul-16	2,000,000.00	3.75
* MEB (Oct 2015)	14-Apr-15	13-Oct-15	2,000,000.00	3.00
NAB (Aug 2015)	10-Sep-14	11-Aug-15	4,000,000.00	3.60
NAB (Aug 2015)	18-Aug-14	18-Aug-15	1,000,000.00	3.65
NAB (Curve) (Aug 2015)	06-Aug-14	04-Aug-15	2,000,000.00	4.10
NAB (Dec 2019)	19-Mar-15	17-Dec-19	2,000,000.00	3.32
NAB (Feb 2016)	17-Feb-15	16-Feb-16	2,000,000.00	3.17
NAB (Feb 2020)	03-May-15	03-Feb-20	1,000,000.00	3.70
NAB (Jan 2020)	16-Apr-15	21-Jan-20	2,000,000.00	3.75
NAB (May 2016)	20-May-15	24-May-16	3,000,000.00	4.00
NAB (May 2020) annual interest	12-May-15	12-Feb-20	2,000,000.00	3.40

Counterparty	Lodged or Rolled	Maturity Date	Principal	% Yield
NAB (Oct 2016)	21-May-15	18-Oct-16	2,000,000.00	2.97
NAB (RBS) (Aug 2015)	27-May-15	27-Aug-15	2,000,000.00	3.35
NAB (RBS) (Aug 2015) quarterly interest	11-May-15	11-Aug-15	2,000,000.00	4.35
NAB (Sept 2015) annual interest	03-Sep-14	03-Sep-15	4,000,000.00	4.05
NAB (Sept 2016)	04-Sep-14	06-Sep-16	4,000,000.00	4.25
P&N Bank (RIMSEC) (Sept 2017)	22-Sep-14	21-Sep-17	1,000,000.00	4.00
Rabo Bank (Curve) (Aug 2018)	20-Aug-14	21-Aug-18	2,000,000.00	4.10
Rabo Bank (Curve) (Sept 2019)	01-Sep-14	03-Sep-19	1,000,000.00	4.05
Rabo Bank (Mar 2017) (RIMSEC)	04-Mar-14	07-Mar-17	2,000,000.00	4.15
RaboDirect (Curve) (Aug 2019)	07-Aug-14	13-Aug-19	2,000,000.00	4.30
RaboDirect (Curve) (Feb 2017) annual interest	10-Feb-15	14-Feb-17	1,000,000.00	3.40
RaboDirect (Curve) (Jan 2019)	13-Jan-15	15-Jan-19	1,000,000.00	4.00
RaboDirect (Curve) (Jul 2015)	26-Jul-14	28-Jul-15	1,000,000.00	5.20
RaboDirect (Curve) (Jul 2016)	26-Jul-14	26-Jul-16	1,000,000.00	5.40
RaboDirect (Curve) (Nov 2016) annual interest	11-Nov-14	22-Nov-16	1,000,000.00	6.30
RaboDirect (RIMSEC) (Mar 2016) annual interest	22-Mar-15	22-Mar-16	1,000,000.00	7.15
RaboDirect (RIMSEC) annual interest (July 2015)	24-Jul-14	28-Jul-15	2,000,000.00	4.25
* Suncorp (Aug 2015)	24-Feb-15	25-Aug-15	2,000,000.00	3.10
* Suncorp (Aug 2015)	19-Feb-15	25-Aug-15	2,000,000.00	3.15
* Suncorp (Jan 2016)	25-Jun-15	19-Jan-16	3,000,000.00	3.05
* Suncorp (Jul 2015)	20-Jan-15	21-Jul-15	2,000,000.00	3.50
* Suncorp (Sept 2015)	03-Mar-15	01-Sep-15	3,000,000.00	3.15
* Suncorp Bank (Dec 2015)	10-Jun-15	08-Dec-15	2,000,000.00	3.00
* Suncorp Metway (March 2015)	10-Mar-15	15-Sep-15	4,000,000.00	3.15
* Westpac (Jan 2016)	13-Apr-15	11-Jan-16	8,000,000.00	3.52
* Westpac (Apr 2016) quarterly interest	07-Apr-15	07-Apr-16	2,000,000.00	3.45
* Westpac (Aug 2019)	19-Aug-14	18-Aug-19	3,000,000.00	3.75
* Westpac (Feb 2016)	18-May-15	18-Feb-16	2,000,000.00	3.35
* Westpac (Sept 2015)	10-Sep-14	08-Sep-15	2,000,000.00	3.82
* Westpac (Sept 2015)	16-Sep-14	15-Sep-15	3,000,000.00	3.74
Total			150,000,000.00	3.68

LEGEND

Counterparties

AMP = AMP Bank
 ANZ = ANZ Bank
 BOQ = Bank of Queensland
 CBA = Commonwealth Bank
 Heritage = Heritage Bank
 ING = ING Bank
 Investec = Investec Bank
 Macquarie = Macquarie Bank

NAB = National Australia Bank
 ME = Members Equity Bank
 NPBS = Newcastle Permanent Building Society
 RaboDirect = Rabo Bank
 Rural = Rural Bank
 Suncorp = Suncorp Metway Bank
 WBC = Westpac Bank

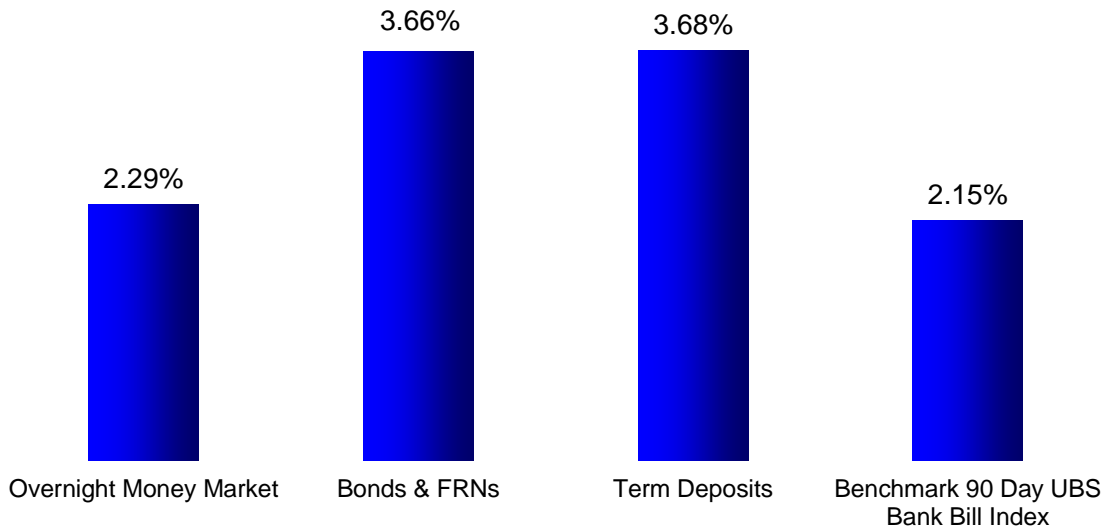
6. Ethical Investments

* Ethical Financial Institutions highlighted
\$101,821,442 which represents **47.23%** of the total portfolio
 Source: Australian Ethical - www.australianethical.com.au

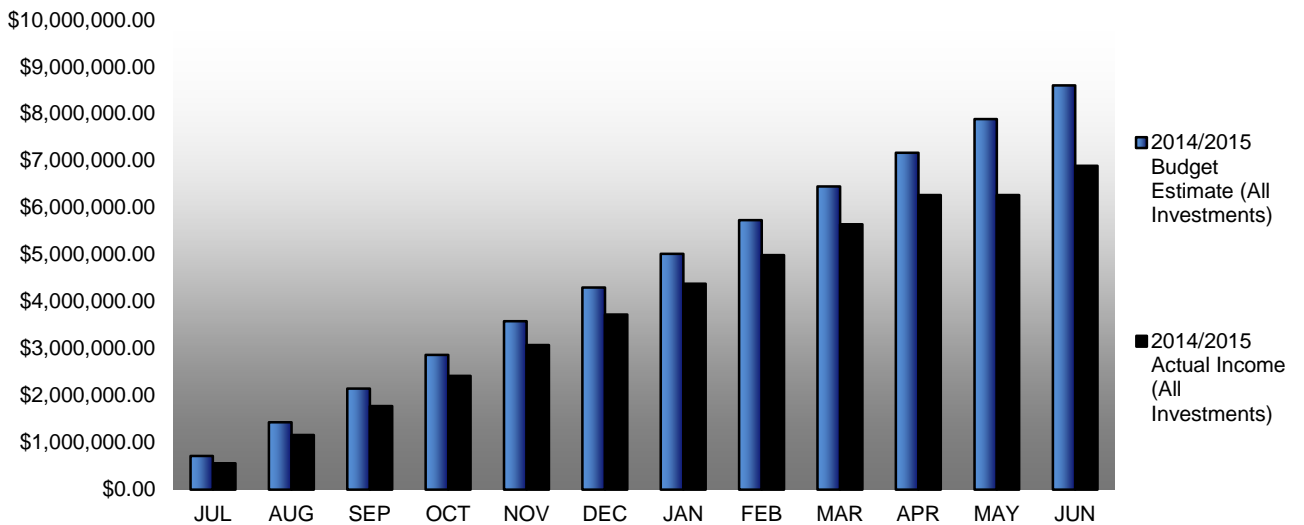
7. Performance by Category

Category	Face Value	Market Value	Weighted Average Return	Above or (Below) 90 day BBSW Benchmark
Overnight Money Market	8,300,000.00	8,300,000.00	2.29%	0.14%
Bonds & FRNs	57,000,000.00	57,295,654.00	3.66%	1.51%
Term Deposits	150,000,000.00	150,000,000.00	3.68%	1.53%
Benchmark 90 Day UBS Bank Bill Index	215,300,000.00	215,595,654.00	2.15%	1.06%

Performance by Category Compared with Benchmark



8. Total Portfolio Income v Budget



9. Investment Policy Diversification and Credit Risk

Total Portfolio Credit Limits Compared to Policy Limits					
Long-Term Credit Ratings	Investment Policy Limit	Actual Portfolio	Short-Term Credit Ratings	Investment Policy Limit	Actual Portfolio
AAA Category	100%	0.96%	A-1+	100%	16.84%
AA Category	100%	29.87%	A-1	100%	12.52%
A Category	60%	15.02%	A-2	60%	12.52%
BBB Category	20%	7.63%	A-3	0%	0.00%
Unrated	10%	0.47%	Unrated	10%	4.17%

Market Value by Security Rating Group (Short Term)



Market Value by Security Rating Group (Long Term)



10. Term to Maturity

Maturity Profile	Actual % Portfolio	Policy Limits
Less than 365 days	53.70%	Minimum 40%
More than 365 days and less than 3 years	25.04%	Maximum 60%
3 years and less than 5 years	21.26%	Maximum 35%
Total	100.00%	

Market Value by Term Remaining

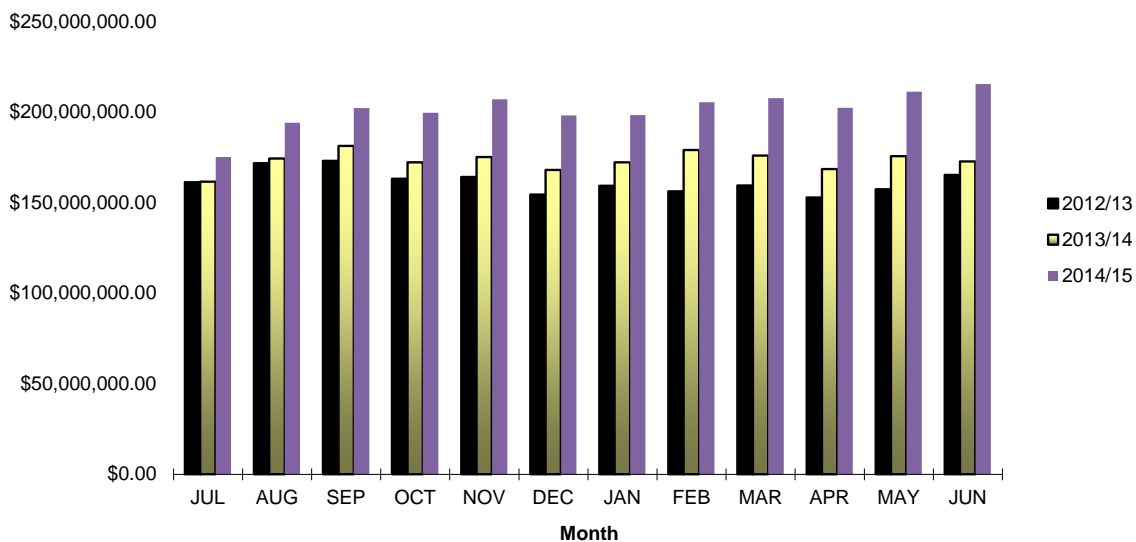


11. Investment Alternatives Explained

Investment Product	Maturity Range	Usual term to maturity	Major Benefits	Major risks
At Call Cash	At Call	Immediate to a few months	Highly liquid - same day access to funds with no impact on capital	Not a capital growth asset
			Highly secure as a bank deposit	Underperforms other asset classes in the long term
Bank Bill	1 - 180 days	Less than 1 year	Highly liquid - same day access to funds, usually with no or minimal impact on capital	Not a growth asset
			Highly secure (bank risk)	Underperforms other asset classes in the long term
				May incur a small loss for early redemption
Term Deposit	Up to 5 years	Less than 2 years	Liquid - same day access to funds	Will incur a small capital loss for early termination
			Highly secure as a bank deposit	Underperforms growth assets in the longer term
Floating Rate Note Bond	1 - 5 years	Greater than 2 years	Increased yield over bank bills	Not a growth asset
			Can accrue capital gain if sold ahead of maturity and market interest rates have fallen	Can incur capital losses if sold ahead of maturity and market interest rates have risen
			Coupon interest rate resets quarterly based on 90 day bank bill swap rate	Credit exposure to company issuing the paper
			Relatively liquid	May not be bank guaranteed
			Less administration than bank bills	Underperforms other asset classes in the long term
Fixed Rate/Bond	1 - 5 years	Greater than 3 years	Can accrue capital gain if sold before maturity and	Can incur capital losses if sold before maturity and market interest

Investment Product	Maturity Range	Usual term to maturity	Major Benefits	Major risks
			market interest rates have fallen	rates have risen
			Fixed return - semi annual coupons	Credit exposure to company issuing paper
			Generally liquid	
			Can be government or corporate issuer	

12. Monthly Comparison of Total Funds Invested



13. Section 94 Developer Contributions - Monthly Balances and Receipts

Contribution Plan	Plan Description	End of Month Balance	Contributions Received for Month
1	DCP3 Open Space	4,236,783	
2	Western Drainage	600,950	
3	DCP3 Community Facilities	1,636	
4	TRCP Road Contributions	10,469,125	224,868
5	Open Space	326,331	2,026
6	Street Trees	187,809	
7	West Kingscliff	454,290	
10	Cobaki Lakes	-1,353	
11	Libraries	2,101,684	2,310
12	Bus Shelters	84,199	128
13	Cemeteries	57,154	339
14	Mebbin Springs	90,452	
15	Community Facilities	995,757	3,833
16	Surf Lifesaving	389,548	
18	Council Administration/Technical Support	1,474,265	5,825
19	Kings Beach	746,592	
20	Seabreeze Estate	755	

Contribution Plan	Plan Description	End of Month Balance	Contributions Received for Month
21	Terranora Village	30,968	
22	Cycleways Shirewide	228,856	478
23	Carparking Shirewide	1,413,294	
25	SALT	1,143,010	
26	Open Space Shire wide	2,607,155	13,582
27	Tweed Heads Masterplan	176,201	
28	Seaside City	258,433	4,268
91	DCP14	108,247	
92	Public Reserve Contributions	128,911	
95	Bilambil Heights	529,337	
	Total	28,840,391	257,656

14. Economic Commentary

Australian and World Economy and Cash Rate

At its 7 July meeting the Reserve Bank of Australia (RBA) is expected to leave the cash rate unchanged at 2 per cent.

Since the RBA met last month, March quarter Gross Domestic Product has held up and the labour market has outperformed cautious expectations, even discounting last month's out-sized employment gain. Also on the positive side, the National Australia Bank Business Survey showed noticeable improvement after the Federal Budget while housing sector data has continued to point to further prospective gains in dwelling investment. As a slight growth dampener, consumer spending has been more variable of late even though consumer confidence has generally been mostly positive since the Budget.

Reflecting the weakness of the resources sector, Australia's trade account has revealed more fully the deflationary impact of falling bulk resource commodity prices on export receipts and the economy. Consistent with the weakness in the resources sector, signs continue to emerge that growth in the mining-heavy states continues to ease, with some signs emerging that growth is picking up in the eastern states of Australia, benefiting from the upturn in property markets and related sectors and industries.

In short, the out-performance of the labour market continues to buy more wait and see time for the RBA, even though the economy's transition remains far from secured, maintaining the RBA's stated policy commitment to ease further, but only if needed and not needed now.

Council's Investment Portfolio

Council's investment portfolio is conservatively structured in accordance with Office of Local Government guidelines with 73.4% of the portfolio held in cash and term deposits. Term deposits and bonds particularly are paying slightly above average margins over the 90 day bank bill rate. These margins have begun to widen as market volatility increases in response to the possible default of Greece and subsequent exit from the European Union.

Banks demand for funds for term deposits increased in the lead up to 30 June but with the new financial year should diminish in conjunction with the low cash rate and new banking capital requirements.

The historic low cash rate is translating to lower total investment yields. This continues to present difficulties obtaining reasonable investment income without risking capital.

All investment categories out-performed the UBS 90 day bank bill benchmark this month. The investment portfolio again benefited this month from higher yielding bonds and term deposits. This was due to higher returns from bonds and term deposits purchased before yields began contracting. Overall, the investment portfolio has returned an average 1.06% pa above the 90 day UBS bank bill index for the last month.

Source: RBA Monetary Policy Decision

15. Investment Summary

GENERAL FUND	CORPORATE FIXED RATE BONDS	12,402,150.00	
	FLOATING RATE NOTES	44,893,504.00	
	TERM DEPOSITS	51,000,000.00	
	CALL ACCOUNT	8,300,000.00	116,595,654.00
WATER FUND	TERM DEPOSITS	39,000,000.00	
	FUND MANAGERS	0.00	39,000,000.00
SEWERAGE FUND	TERM DEPOSITS	60,000,000.00	
	FUND MANAGERS	0.00	60,000,000.00
TOTAL INVESTMENTS			215,595,654.00

It should be noted that the General Fund investments of **\$116 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.

All Water and Sewerage Fund investments can only be expended in accordance with Government regulation and Council resolution.

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.



Responsible Accounting Officer
Manager Financial Services
Tweed Shire Council

OPTIONS:

Not Applicable.

CONCLUSION:

Not Applicable.

COUNCIL IMPLICATIONS:

a. Policy:

Corporate Policy Not Applicable.

b. Budget/Long Term Financial Plan:

Not Applicable.

c. Legal:

Local Government (General) Regulations 2005 - Section 212 - Reports on council investments

"(1) The responsible accounting officer of a council:

(a) must provide the council with a written report (setting out details of all money that the council has invested under section 625 of the Act) to be presented:

(i) if only one ordinary meeting of the council is held in a month, at that meeting, or

(ii) if more than one such meeting is held in a month, at whichever of those meetings the council by resolution determines, and

(b) must include in the report a certificate as to whether or not the investment has been made in accordance with the Act, the regulations and the council's investment policies.

(2) The report must be made up to the last day of the month immediately preceding the meeting."

d. Communication/Engagement:

Inform - We will keep you informed.

UNDER SEPARATE COVER/FURTHER INFORMATION:

Nil.

ORDERS OF THE DAY



Civic Leadership

LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:

- 1 Civic Leadership
 - 1.2.1 Council will be underpinned by good governance and transparency in its decision making processes
-

29 [NOM] Resource Sharing of Policies between Councils

NOTICE OF MOTION:

Councillor K Milne moves that Council writes to the Australian Local Government Association and Local Government NSW to request that they host Local Council policies, strategies, plans of management, etc on their website, in regard to generic issues that may be of interest to other Councils.

Councillor's Background Notes

Recommended Priority:

Nil.

Description of Project:

Nil.

Management Comments:

Delivery Program:

Valid



Civic Leadership

LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:

- 1 Civic Leadership
 - 1.2 Improve decision making by engaging stakeholders and taking into account community input
 - 1.2.1 Council will be underpinned by good governance and transparency in its decision making process
-

Council already produces a Publication Guide that provides advice to members of the community on the type of documents held by council and how they can be accessed. A problem with having a centrally located host is that the titles of documents can vary and searching for like documents could be quite complicated. Within New South Wales local government there currently exist a number of Interest Groups that provide a forum for information sharing and research. This type of proposed repository would place a further administration burden on council in ensuring that any changes to documents are then replicated with the remote host.

Budget/Long Term Financial Plan:

Not applicable to Council, but there may be costs incurred by the possible hosting associations in providing access to this information.

Legal Implications:

Not applicable for Council, unless there are Privacy Issues associated with the hosting of documents.

Policy Implications:

Could be an enhancement to the Publication Guide currently produced by Council in concert with GIPAA requirements.

30 [NOM] Landscaping Improvements Roads and Maritime Authority

NOTICE OF MOTION:

Councillor K Milne moves that Council:

- 1. Writes to the Roads and Maritime Authority to request a review of the adequacy of landscaping along the freeway and highway in the Tweed Shire and significant improvements to landscaping in light of the Tweed Shire being recognized as one Australia's National Iconic Landscapes and the impact these main roads have in this regard.**
- 2. Advises the Roads and Maritime Authority of Council's policy in regard to planting native vegetation and requests that any landscaping is in accordance with this policy.**

Councillor's Background Notes

Recommended Priority:

Nil.

Description of Project:

Nil.

Management Comments:

Delivery Program:

Valid



Supporting Community Life

LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:

- | | |
|-----|-----------------------------------------------------------------------|
| 2 | Supporting Community Life |
| 2.4 | An integrated transport system that services local and regional needs |

Budget/Long Term Financial Plan:

Nil.

Legal Implications:

Nil.

Policy Implications:

The RMS Landscaping Guideline is available to download at <http://www.rms.nsw.gov.au/documents/projects/planning-principles/urban-design/landscape-guideline.pdf> . This document addresses the “quality, safety and cost effectiveness of road corridor planting and seeding”. It specifies the current RMS direction regarding native species and what is “adequate” in terms of roadside landscaping, which as a roads authority is likely to differ to the subjective expectations of various road users.

31 [NOM] Parking Requirements for Small Businesses

NOTICE OF MOTION:

Councillor K Milne moves that Council brings forward a report on the issue of Council's requirements for parking for development approvals for new small business and intensified use of existing, or change of use, small business approvals, including but not limited to:

- a) Council's current requirements and the justification for these requirements,
- b) The potential for these requirements to act as a disincentive for new or expanding small businesses,
- b) Comparison of Council's requirements with other similar growth Councils requirements,
- c) Options to alleviate the impost on small businesses such as eliminating, reducing or providing deferred payments,
- d) Options to address the implications for Council or the community from the above.

Councillor's Background Notes

Recommended Priority:

Nil.

Description of Project:

Nil.

Management Comments:

Delivery Program:

Valid



Supporting Community Life

LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:

- 2 Supporting Community Life
 - 2.5 Provide vibrant and accessible town, community and business centres
-

Budget/Long Term Financial Plan:

Nil.

Legal Implications:

Nil.

Policy Implications:

Development Control Plan DCP A2 – Site Access and Parking Code is the basis for parking policy for new development or redevelopment/change of use of existing sites.

This plan was last amended in June 2014. That amendment included a review of various business definitions to align with the current LEP, and a review of parking rates against Roads and Maritime Service, Vic Roads and Gold Coast City Council specifications. As part of the review process Council's Development Assessment Unit provided feedback on the application of the DCP A2 and where problems or barriers to development were known to arise so that they could be addressed. This resulted in new concessions for parking rates in various Tweed villages, and an across the board 20% parking reduction to promote ecologically sustainable development principles (i.e. active transport and reduced car dependency). The revised DCP also clarified the requirements for traffic studies that applicants may submit in order to achieve a relaxation in the standard parking rates provided by the DCP. DCP A2 also offers 10% parking concessions for commercial premises and health facilities in CBD areas.

Contributions Plan CP23 Offsite Parking provides a mechanism whereby development projects in nominated CBD areas that are unable to provide the required number of car parking spaces on site, can make a financial contribution towards the cost of an equivalent number of public car parking spaces in the locality. The plan allows for deferred or periodic payments plans for eligible business enterprises, which include many that would be considered to be "small business" (i.e. retail, commercial, light industrial activities in rented premises with GFA less than 1000m²).

A further comprehensive review of DCP A2 will need to be prioritised against other current reviews including but not limited to the DCP A5 Subdivision Manual, and town/village entry statement signage.

32 [NOM] Murwillumbah Planning Reforms and Revitalisation Plans

NOTICE OF MOTION:

Councillor K Milne moves that Council brings forward a report on establishing a coordinated approach for planning reforms and revitalization plans for Murwillumbah.

Councillor's Background Notes

Recommended Priority:

Nil.

Description of Project:

Nil.

Management Comments:

Delivery Program:

Valid



Supporting Community Life

LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:

2	Supporting Community Life
2.6	Improve urban design

The Tweed Development Control Plan 2008, Section B22 Murwillumbah Town Centre locality plan, is the overarching land-use policy for Murwillumbah. The DCP is not scheduled within a current Work Plan for review, and when this does occur would need to take into account those areas of Prospero Street that were previously deferred. This review would also need to take into account emerging work in the heritage space and respond to the recommendations of the Council's Tweed Valley Floodplain Risk Management Plan (April 2014). Within this body of work is the ability to explore, in partnership with local business and community, opportunities for revitalisation. A comprehensive review of the DCP would fulfil the needs and scope of the proposed Notion of Motion.

A comprehensive review of the DCP will require significant resourcing and financial commitment, and will need to be programmed into the Strategic Planning & Urban Design Unit's Work Plan.

Budget/Long Term Financial Plan:

Preparing a policy response or action plan detailing a strategy for coordinating a review of the adopted B22 Murwillumbah Town Centre Locality Plan, which takes into account broader strategies for Prospero Street precinct and other revitalisation

options for the locality, will not have an appreciable impact on the long term financial plan or budget. Policy or other work or study arising out of the coordinated strategy will need to have resourcing programmed and will likely require a substantial financial commitment. The range of resourcing and cost implications could be addressed in the Strategy. As recommended in the Management Comment section above, a coordinated planning response addressing planning reforms and revitalisation actions can be readily accommodated within a comprehensive review of the DCP – Section B22.

Legal Implications:

There are no legal implications arising from the development of a coordinated strategy.

Policy Implications:

Developing a coordinated strategy will have an immediate impact on current resourcing of projects and will impact on the delivery of those projects. Developing a strategy over an extended period, as resources permit, would limit the impact on the delivery of other key policy development. This would lessen the impact on the broader policy of channelling resources to those projects that have previously been identified as a priority. The preferred alternative is to programme the comprehensive review and funding of DCP – Section B22.

33 [NOM] Murwillumbah CBD

NOTICE OF MOTION:

Councillor B Longland moves that Council staff prepare an estimate of the cost and any other likely constraints to the undergrounding of the power supply to the Murwillumbah central business district with a brief report to a future Council meeting.

Councillor's Background Notes

Recommended Priority:

From street level the architectural and heritage value of the built environment of the Murwillumbah CBD is dominated by the network of electricity poles and wires. Other regional towns in NSW have benefited from the undergrounding of power supply (eg Byron Bay) and such a measure would enhance our ability to showcase the Murwillumbah CBD.

Description of Project:

Nil.

Management Comments:

Delivery Program:

Valid



Supporting Community Life

LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:

- 2 Supporting Community Life
- 2.6 Improve urban design
- 2.6.2 Ensure the highest design standards for sustainability are used for buildings, streetscapes and the provision of public and open spaces

Budget/Long Term Financial Plan:

Based on previous estimates for undergrounding of electrical services in Kennedy Drive and Minjungbal Drive, a preliminary estimate of \$1 million would appear likely. Retrofitting underground power in established areas such as town CBDs is complicated by likely service conflicts, relocation of multiple property connections along the street, and the need to keep the roadway, footpath and shop accesses open to the public throughout the project.

This magnitude of expense is not foreshadowed in the long term financial plan. A strong focus of the Fit for The Future exercise was the allocation of adequate spending to maintaining existing assets, such as roads, drainage, footpaths, buildings and open space facilities, at an appropriate standard to achieve desired

service levels. This will also be the focus of the ongoing Tweed the Future Is Ours program of community consultation into service delivery.

Legal Implications:

Council is not the owner of electricity infrastructure, so agreements would need to be entered into with Essential Energy to undertake such a program.

Policy Implications:

Nil.

REPORTS FROM SUB-COMMITTEES/WORKING GROUPS

34 [SUB-FMC] Minutes of the Floodplain Management Committee Meeting held Friday 5 June 2015

SUBMITTED BY: Roads and Stormwater

Valid



Supporting Community Life

LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:

2	Supporting Community Life
2.3	Provide well serviced neighbourhoods
2.3.5	Ensure adequate stormwater drainage, flood management and evacuation systems are in place to protect people and property from flooding

SUMMARY OF REPORT:

The Minutes of the Floodplain Management Committee Meeting held Friday 5 June 2015 are reproduced in the body of this report for the information of Councillors.

RECOMMENDATION:

That:

1. The Minutes of the Floodplain Management Committee Meeting held Friday 5 June 2015 be received and noted; and
2. The Executive Management Team's recommendations be adopted as follows:

Item 2 (Business Arising 5/2/14)

Review of Flood Controls for Short Term Caravan Park Accommodation

That as part of the Planning and Regulation Division's review of caravan park controls, Council engages a risk management consultant to assess and make recommendations regarding Council's risk exposure around flood prone caravan parks.

Item 1 (Agenda)

Coastal Creeks Floodplain Risk Management Study and Plan Update

That Council writes to ABC North Coast Radio expressing concerns about their information service for Tweed Shire during flood emergencies, and invites their representatives to a briefing of issues with Council officers.

Item 4. (General Business)

Tweed Cane Grower's Submission - Bruce Chick Park

That due to the impacts of the narrowing of Stott's Channel, Council invites all relevant State Government Ministers to inspect the site and provide advice with a view to re-establishing a reasonable channel for drainage and environmental outcomes.

REPORT:

The Minutes of the Floodplain Management Committee Meeting held Friday 5 June 2015 are reproduced as follows for the information of Councillors.

Venue:

Mt Warning Meeting Room, Tweed Shire Council, Murwillumbah Civic Centre

Time:

9.00am

Present:

Cr Katie Milne, Danny Rose, Steve Twohill (TSC), Phil Buchanan (OEH), Brian Sheahan (SES), Felicia Cecil, Andy Yeomans, Max Boyd.

Guest:

David McNicholl, Manager Building and Environmental Health, TSC.

Apologies:

David Oxenham (TSC), Chad Ellis (SES), Robert Quirk, Paul Taylor,

Minutes of Previous Meeting:

The meeting noted a correction to the Business Arising comments of the previous minutes of 6 March 2015 as follows. Note: Items underlined are additions and items appearing as 'strike through' are deletions:

The Committee acknowledged that Council subsequently adopted the Tweed Valley Floodplain Risk Management Study and Plan (TVFRMS&P). However, individual committee members registered concerns about the cumulative impacts of development:

Cr Milne and Andy Yeomans remained concerned about the large number of properties affected, and that even if these impacts were small, there should have been individual consultation with these property owners so that this was understood, as these individuals may not consider even small impacts due to development to be acceptable.

~~Andy Yeomans remained concerned about the increase of fill coverage in the Chinderah industrial land from 50-65%, as adopted by Council.~~

Moved: K. Milne

Seconded: B. Sheahan

RESOLVED that subject to amendment to the Business Arising comments, the Minutes of the Floodplain Management Committee meeting held Friday 6 March 2015 be accepted as a true and accurate record of the proceedings of that meeting.

Business Arising:

Item from Meeting held 5 December 2014

2. Review of Flood Controls for Short Term Caravan Park Accommodation

At the previous meeting the committee requested that *"further review of legislation and liability be undertaken to determine whether caravans need to remain in a mobile state for*

emergency response purposes". Council's Team Leader - Environmental Health has provided advice in this regard.

As discussed last meeting the legislation governing caravan parks (*Local Government (Caravan Parks, Camping Grounds and Moveable Dwellings) Regulation*) was introduced in 1987, and was not retrospective. All structures erected prior, which includes the majority of Tweed caravan parks, are "deemed to comply" under the legislation.

Council enforces the provisions of the legislation through issuing approvals for the installation, operation and maintenance of caravan parks, and for installation of structures within caravan parks.

Division 5 Subdivision 1 Clause 165 of the Regulation requires the following:

165 Running gear

In the case of a caravan that is situated on flood liable land, the wheels, axles and draw bar of the caravan must not be removed, but must be maintained in proper working order.

When inspecting caravan parks, Council must consider certain criteria set out in the Regulation (Division 3, Subdivisions 1-8) e.g. setbacks, road access, utilities, facilities, services. This does not include the above provision for running gear.

Therefore at the time of the inspection of the caravan park in relation to the issuing of an approval to operate the park, Council officers are not required under the provisions of the legislation to assess the running gear of caravans on individual sites. Rather it is incumbent upon the owner of the caravan to ensure that the running gear is maintained in a proper working order if the caravan is located on flood liable land.

At the request of the Committee, David McNicholl attended the meeting to describe the current environment within which Council and Caravan Park owners are operating.

The Committee generally discussed aspects of the caravan park industry and affected residents. It was acknowledged that increased enforcement could lead to displacement of residents, that there was a great deal of variation between different park operators, and that it was important that park owners and individuals be provided with and understand information on their flood risk.

It was recommended that the Committee defers further consideration of caravan park issues due to a number of related processes already underway, including:

Pending court cases. David described a number of recent decisions made by courts that are apparently inconsistent with the legislation, making enforcement and further court action problematic. The outcomes of these court cases will have a bearing on Council's ability in the future to continue to pursue such matters through the court system.

On 1 April, the Department of Planning and Environment and the Office of Local Government advised of a review of the Regulation, recognising a number of key changes in the industry, such as its role in affordable housing and increasing use of manufactured homes. The review will look at approval mechanisms, standards for caravan parks, and the role of caravan parks in short term, long term and affordable accommodation. Tweed Shire Council will be providing submissions to the review.

Council's Planning and Regulation Division is conducting a broad review of caravan park controls, and is currently formulating a project plan and working group of stakeholders. David is project managing this process and will be happy to report progress back to the Committee at a later date.

The Committee was advised that it could provide input to these review processes.

Moved: M. Boyd

Seconded: B. Sheahan

RECOMMENDATION TO COUNCIL:

That as part of the Planning and Regulation Division's review of caravan park controls, Council engages a risk management consultant to assess and make recommendations regarding Council's risk exposure around flood prone caravan parks.

Item from Meeting held 27 October 2014

2. Tweed Valley Floodplain Risk Management Study and Plan - Adoption

Steve Twohill advised that the deadline was missed to submit the personalised flood information project under the 2015/16 Floodplain Management Grant Program. Office of Environment & Heritage (OEH) has requested that Council concentrate on expending funds on current projects.

The Committee acknowledged the work already done by State Emergency Service and Council in providing flood information to caravan parks. Flood insurance and town planning processes also raise flood awareness for property owners. Tools such as WaterRIDE provide powerful tools to produce useful flood information, and Council has engaged a new media officer to provide assistance to the Engineering Division, who can be utilised to promote flood issues.

Agenda Items:

1. Coastal Creeks Floodplain Risk Management Study and Plan update

Steve Twohill provided a PowerPoint presentation (copy attached to minutes) on the Coastal Creeks Floodplain Risk Management Study and Plan (CCFRMS&P). Grant funding was obtained several years ago for this project, but it was held over while various issues were resolved through the TVFRMS&P. This project has now been re-programmed by the consultants, BMT WBM, with a target completion date by December 2015.

The Committee discussed in detail the emergency response limitations that the villages of Burringbar and Mooball will experience in major flash flooding. Alternate measures to the normal evacuation planning from the SES will be explored through the CCFRMS&P.

Community education will be important, and an improved community engagement approach will be adopted, having learned lessons from the TVFRMS&P process and "local champions" will be sought to help engage community members and verify the validity of the process.

There was general concern raised amongst the Committee regarding the service that ABC Radio provides to the Tweed during flood emergencies.

Moved: M. Boyd

Seconded: A. Yeomans

RECOMMENDATION TO COUNCIL:

That Council writes to ABC North Coast Radio expressing concerns about their information service for Tweed Shire during flood emergencies, and invites their representatives to a briefing of issues with Council officers.

2. Murwillumbah CBD Flood Study update

Steve Twohill updated the Committee on the scope of the proposed study. Tender documents are currently being finalised in conjunction with OEH. The Committee will be updated on progress of this project at future meetings.

3. Flood insurance update

At the recent Floodplain Management Association (FMA) National Conference in Brisbane, there was a great deal of discussion on the issue of flood insurance, including a panel session featuring the head of the Insurance Council of Australia (ICA), Karl Sullivan.

The FMA and ICA have recently released 3 fact sheets (attached), which Council will promote to inform Tweed landholders of various aspects of flood insurance. These fact sheets cover "Insurer Flood Data Requirements", "Sharing Flood Risk Information", and "Flood Insurance Pricing".

Further, the ICA has developed a portal on its website www.globe.icadataglobe.com where insurance customers can ask a question about their premium. Again this will be promoted by Council as it may divert many of the insurance queries Council receives each week.

This information is provided to committee members to assist should they be approached with insurance based questions.

General Business:

4. Tweed Cane Grower's submission - Bruce Chick Park

Robert Quirk (an apology for this meeting) provided a submission for the Committee's consideration expressing concern with ongoing use rights for canegrowers to access and maintain the channel and various drainage outlets between Stott's Island and the mainland (Stott's Channel).

Based on conversations with Recreation Services, the draft management plan for Bruce Chick Park does not address or impact upon channel maintenance, so there are no further actions in this regard.

However the Committee was generally concerned about the ongoing viability of the sugar cane industry, and recognised the importance of well maintained drainage systems to

ensure this. It was agreed that Stott's Channel, which once supported river boats, has reduced considerably in width and depth over time, however there were differing opinions as to how this was impacting on drainage of adjacent lands, and how to restore such functions. Neither Council nor the Drainage Unions have the authority or resources to address the problem, and it was important that State Agencies be involved. Phil Buchanan will provide a list of the relevant agencies.

Moved: M. Boyd
Seconded: F. Cecil

RECOMMENDATION TO COUNCIL:

That due to the impacts of the narrowing of Stott's Channel, Council invites all relevant State Government Ministers to inspect the site and provide advice with a view to re-establishing a reasonable channel for drainage and environmental outcomes.

Cr Milne abstained from voting on this item.

5. Phillip St Chinderah

Felicia Cecil reports that the owner of 51 Phillip Street Chinderah continues to fill flood prone environmental land, despite previous meetings with Council's planning unit.

The Committee noted the concerns, and Danny Rose will raise these with the Manager Development Assessment and Compliance.

6. Tweed Valley Floodplain Risk Management Plan

Phil Buchanan requested that Council reports on the progress of priority actions in the TVFRMS&P as a standing item on this Committee's agenda. The Committee was in agreement and this will be provided to the next meeting.

Next Meeting:

The next meeting of the Floodplain Management Committee will be held in late July 2015, based on the progress of the Coastal Creeks Floodplain Risk Management Study (date to be confirmed).

The meeting closed at 12.00pm.

EXECUTIVE MANAGEMENT TEAM'S COMMENTS:

Item 2. (Business Arising from 5/12/14)
Review of Flood Controls for Short Term Caravan Park Accommodation
Nil.

Item 1. (Agenda)
Coastal Creeks Floodplain Risk Management Study and Plan Update
Nil.

Item 4. (General Business)

Tweed Cane Grower's Submission - Bruce Chick Park

Nil.

EXECUTIVE MANAGEMENT TEAM'S RECOMMENDATIONS:

Item 2. (Business Arising from 5/12/14)

Review of Flood Controls for Short Term Caravan Park Accommodation

That as part of the Planning and Regulation Division's review of caravan park controls, Council engages a risk management consultant to assess and make recommendations regarding Council's risk exposure around flood prone caravan parks.

Item 1 (Agenda)

Coastal Creeks Floodplain Risk Management Study and Plan Update

That Council writes to ABC North Coast Radio expressing concerns about their information service for Tweed Shire during flood emergencies, and invites their representatives to a briefing of issues with Council officers.

Item 4. (General Business)

Tweed Cane Grower's Submission - Bruce Chick Park

That due to the impacts of the narrowing of Stott's Channel, Council invites all relevant State Government Ministers to inspect the site and provide advice with a view to re-establishing a reasonable channel for drainage and environmental outcomes.

COUNCIL IMPLICATIONS:

a. Policy:

Code of Meeting Practice v2.4.2

Terms of Reference - Reviewed by Council 21 August 2013.

b. Budget/Long Term Financial Plan:

Not Applicable.

c. Legal:

Not Applicable.

d. Communication/Engagement:

Inform - We will keep you informed.

UNDER SEPARATE COVER/FURTHER INFORMATION:

Nil.

35 [SUB-TRC] Minutes of the Tweed River Committee Meeting held Wednesday 10 June 2015

SUBMITTED BY: Natural Resource Management

Valid



Caring for the Environment

LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:

4	Caring for the Environment
4.3	Maintain and enhance Tweed's waterways and its catchments
4.3.1	Manage water resources sustainably and minimise impact on the environment by achieving more integration of water supply, wastewater and stormwater services

SUMMARY OF REPORT:

The Minutes of the Tweed River Committee Meeting held are reproduced in the body of this report for the information of Councillors.

RECOMMENDATION:

That:

1. The Minutes of the Tweed River Committee Meeting held Wednesday 10 June 2015 be received and noted; and
2. The Executive Management Team's recommendations be adopted as follows:
 - A1. Gold Coast Airport Instrument Landing System (ILS)
 1. *That in view of the numerous and significant potential adverse impacts on species, sensitive habitats, fauna and waterways, Council take all possible steps available to it to have the matter suspended, and that Council makes its view known to the relevant Federal Minister.*
 2. *That the Tweed River Committee's concerns regarding the high probability of acid sulfate soil runoff from this development affecting/contaminating the Cobaki Broadwater be noted.*
 3. *That Lindy Smith and representatives from Southern Cross University be invited to address Council in a workshop on the potential impacts of the proposed development.*

A2. Draft Plan of Management – Bruce Chick Conservation Park

That Council notes that the Tweed River Committee strongly supports Option 2 of the Management Plan which is to retain all existing facilities at the park but only for casual recreational activities (no camping).

REPORT:

The Minutes of the Tweed River Committee Meeting held Wednesday 10 June 2015 are reproduced as follows for the information of Councillors.

Venue:

Murwillumbah Auditorium

Time:

9.00am

Present:

Rhonda James (Restoration Industry); (Chair); Cr Katie Milne; Cr Gary Bagnall; Pat Dwyer (Department of Primary Industries - Fisheries NSW); Robert Quirk (NSW Cane Growers' Association); Claire Masters (Tweed Landcare Inc); Sam Dawson (Caldera Environment Centre); Max Boyd (Community Representative); Bob Modystack (Community Representative); Lindy Smith (Community Representative); Jane Lofthouse, Tom Alletson, Eli Szandala, Scott Hetherington (Tweed Shire Council).

Informal:

Cathey Philip (Minutes Secretary).

Apologies:

Tracey Stinson (Tweed Shire Council); Ben Fitzgibbon (Office of Environment and Heritage); Eddie Norris (Community Representative); Carl Cormack (Roads and Maritime Services); Scott Petersen (Tweed River Charter Operators).

Not in Attendance:

Eddie Norris (Community Representative); Carl Cormack (Roads and Maritime Services); Scott Petersen (Tweed River Charter Operators).

Minutes of Previous Meeting:

Moved: Max Boyd

Seconded: Lindy Smith

RESOLVED that the Minutes of the Tweed River Committee meeting held Wednesday 15 April 2015 be accepted as a true and accurate record of the proceedings of that meeting.

Business Arising:

BA1. Upper Catchment Riparian Vegetation and Water Quality Investigations

Tom provided a presentation on the status of the investigation. Hydrosphere Consultancy from Ballina has been awarded the consultancy and work has commenced. An interim report on water quality, based on the data currently collected by Council, will be presented at the August meeting.

BA2. Tweed Riverbank Erosion Management Plan

Tom advised that a report on the Management Plan will be submitted to Council on 18 June.

Tom also advised steps undertaken to research alternatives to rock revetment for river bank erosion stabilisation; this included a field trip to other sites in the mid-north coast, in

consultation with OEH, Local Land Services, DPI Fisheries and the Soil Conservation Service.

BA3. Expenditure on Riverbank Erosion Stabilisation

Tom provided details on expenditure from 2008 to present being \$2,073,506. This amount does not include money spent privately by landowners.

Max thanked Tom for the time taken in extracting this information and stated it is useful knowledge in making the case for investment in the problem.

Cr Bagnall left the meeting at 9.40am

BA4. Clarrie Hall Dam - Mangrove Jack Fish Stocking

Cr Milne asked if any monitoring is being undertaken regarding the survival of Mangrove Jack fish stocking in Clarrie Hall Dam.

Tom noted that Ken Cowden advised that recapture would be undertaken to try and establish the survival rate of the Mangrove Jack released, but that there was not a high degree of confidence that any mangrove jack would be re-captured through a monitoring program. Fisheries advised through the documentation submitted for the REF, that research into the potential impact of the release was a priority for Fisheries, however it was not confirmed that a program was funded and being implemented.

Agenda Items:

A1. Gold Coast Airport Instrument Landing System (ILS)

Lindy provided information on the plan for development of an Instrument Landing System by Gold Coast Airport on the Crown Reserve at Cobaki, and noted a number of concerns relating to its impact on saltmarsh and water quality, particular in the disturbance of acid sulfate soils (ASS). Lindy also advised of concerns relating to the appropriateness of the technology, suggesting that an alternative device could meet navigational needs whilst significantly reducing the impact on the natural environment, including significant intertidal and flood inundated areas.

Lindy showed several slides of the area concerned.

There was lengthy discussion regarding the impacts of this development on the habitats on the Crown reserve and Cobaki Broadwater.

RECOMMENDATION:

Moved: Max Boyd

Seconded: Lindy Smith

That in view of the numerous and significant potential adverse impacts on species, sensitive habitats, fauna and waterways, Council take all possible steps available to it to have the matter suspended, and that Council makes its view known to the relevant Federal Minister.

RECOMMENDATION:

Moved: Robert Quirk

Seconded: Max Boyd

That Council notes the Tweed River Committee's concerns regarding the high probability of acid sulfate soil runoff from this development affecting/contaminating the Cobaki Broadwater.

RECOMMENDATION:

Moved: Max Boyd

Seconded: Robert Quirk

That Lindy Smith and representatives from Southern Cross University be invited to address Council in a workshop on the potential impacts of the proposed development.

Tom noted that the Gold Coast Airport Environment Officer had offered to attend the August Tweed River Committee meeting to provide a presentation on the ILS proposal. It was agreed that a representative from Gold Coast Airport would be invited to attend the August meeting to present information on the ILS proposal and its potential impacts.

A2. Draft Plan of Management - Bruce Chick Conservation Park

Tom provided an update on the Bruce chick Park draft POM. Costs associated with the interpretive structure, toilets, road surface and arboretum bridge were summarised.

There was a general discussion on the current condition of the area and its original purpose.

Robert declared an interest in this item as it relates to drainage of adjacent agricultural land.

RECOMMENDATION:

Moved: Max Boyd

Seconded: Sam Dawson

That Council notes that the Tweed River Committee strongly supports Option 2 of the Management Plan which is to retain all existing facilities at the park but only for casual recreational activities (no camping).

Cr Milne, Jane and Robert abstained from voting.

Claire voted against the recommendation.

A2. Stotts Channel Management Plan

Robert tabled a letter from Tweed River Classic Boat Regatta requesting that Stotts Channel be retained as a navigable waterway.

General discussion.

Tom will advise at the next meeting the status of the permit issued under the Fisheries Management Act 1994.

A3. Update on Sustainable Agriculture Program

Eli provided an update on the status of the Sustainable Agriculture Program.

A general discussion was held with members asking various questions.

A4. Biodiversity Program

Scott provided an update on the status of the Biodiversity Program.

A general discussion was held with members asking various questions.

Sam congratulated Scott on the Biodiversity team being nominated for United Nations World Environment Day.

General Business:

GB1. Condong Boat Ramp

Tom provided a rationale for the design of the river bank stabilisation works proposed near the Condong boat ramp. Earth works are proposed to be minimised so that ASS disturbance is minimised. While it was noted that excavated material could potentially be treated and exported from site, best practice ASS management is to minimise disturbance.

Next Meeting:

The next meeting of the Tweed River Committee will be held Wednesday 12 August 2015.

The meeting closed at 12.45pm.

EXECUTIVE MANAGEMENT TEAM COMMENTS:

A1. Gold Coast Airport Instrument Landing System (ILS)

That it be noted that a report recommending a submission on the ILS proposal was determined at the Planning Committee meeting held 2 July 2015, outlining Council's views of this proposal. Lindy Smith is scheduled to present on this matter at a Councillors Workshop to be held on 9 July 2015.

A2. Draft Plan of Management – Bruce Chick Conservation Park

That the Committee's decision be incorporated into the upcoming report to Council on the public exhibition of the Draft Plan of Management.

EXECUTIVE MANAGEMENT TEAM'S RECOMMENDATIONS:

A1. Gold Coast Airport Instrument Landing System (ILS)

- 1. That in view of the numerous and significant potential adverse impacts on species, sensitive habitats, fauna and waterways, Council take all possible steps available to it to have the matter suspended, and that Council makes its view known to the relevant Federal Minister.**
- 2. That the Tweed River Committee's concerns regarding the high probability of acid sulfate soil runoff from this development affecting/contaminating the Cobaki Broadwater be noted.**

3. That Lindy Smith and representatives from Southern Cross University be invited to address Council in a workshop on the potential impacts of the proposed development.

A2. Draft Plan of Management – Bruce Chick Conservation Park

That Council notes that the Tweed River Committee strongly supports Option 2 of the Management Plan which is to retain all existing facilities at the park but only for casual recreational activities (no camping).

COUNCIL IMPLICATIONS:

a. Policy:

Code of Meeting Practice.

Terms of Reference - Adopted by Council 24 January 2013 (ECM2939677)

b. Budget/Long Term Financial Plan:

Not applicable.

c. Legal:

Not Applicable.

d. Communication/Engagement:

Inform - We will keep you informed.

UNDER SEPARATE COVER/FURTHER INFORMATION:

Nil.

36 [SUB-TRMAC] Minutes of the Tweed Regional Museum Advisory Committee Meeting held Thursday 11 June 2015

SUBMITTED BY: Community and Cultural Services



Supporting Community Life

LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:

- 2 Supporting Community Life
 - 2.1 Foster strong, cohesive, cooperative, healthy and safe communities
 - 2.1.3 Provide opportunities for residents to enjoy access to the arts, festivals, sporting activities, recreation, community and cultural facilities
-

SUMMARY OF REPORT:

The Minutes of the Tweed Regional Museum Advisory Committee Meeting held Thursday 11 June 2015 are reproduced in the body of this report for the information of Councillors.

RECOMMENDATION:

That the Minutes of the Tweed Regional Museum Advisory Committee Meeting held Thursday 11 June 2015 be received and noted.

REPORT:

The Minutes of the Tweed Regional Museum Advisory Committee Meeting held Thursday 11 June 2015 are reproduced as follows for the information of Councillors.

Venue:

Tweed Regional Museum Tweed Heads

Time:

2:00pm

Present:

Cr Barry Longland; Robyn Grigg (Manager Community & Cultural Services); Judy Kean (Museum Director); Sandra Flannery (Community); Fay O'Keeffe (Community); Janet Swift (Community); Peter Budd (Community); Debbie Campbell (Tweed Heads Historical Society); Denise Garrick (Tweed Heads Historical Society); Helena Duckworth (Uki & South Arm Historical Society); Esma Thompson (Uki & South Arm Historical Society); Max Boyd (Murwillumbah Historical Society); Tony Clark (Murwillumbah Historical Society); Jim Sachs (Tweed Heads Historical Society) - Observer.

Apologies:

Cr Michael Armstrong; Tracey Stinson (Director Community & Natural Resources); Gary Fidler (Community); Jayne Parrott (Uki & South Arm Historical Society).

Minutes of Previous Meeting:

Moved: Peter Budd

Seconded: Tony Clark

RESOLVED that the Minutes of the Tweed Regional Museum Advisory Committee meeting held Thursday 9 April 2015 be accepted as a true and accurate record of the proceedings of that meeting.

The Motion was Carried.
FOR VOTE - Unanimous.

Business Arising:

Item from Meeting held 9 April 2015

6. Tweed Regional Museum Deductible Gift Recipient Fund Report

The TRM DGR Report was circulated prior to the meeting.

As per the requirements of the Tweed Regional Museum Deductible Gift Recipient Fund Policy Version 1.0, a Subcommittee of the Tweed Regional Museum Advisory Committee (MAC) is to be set up, with two representatives of the MAC to be nominated by Committee members. This Subcommittee will then meet prior to the next MAC meeting and provide a Report to the MAC at its June meeting.

Museum Director, Judy Kean, tabled and discussed the TRM Deductible Gift Recipient Fund Report.

Judy advised that a summary of DGR finances are presented in the report, however the Sub-Committee is still working with Tweed Shire Council's finance department to fine tune the formatting of the data.

Judy advised that the Sub-Committee had created a schedule of meetings for 2015 that would fit in with the Advisory Committee meetings, so that DGR Fund Reports can be presented to the Committee. When possible, DGR Fund Reports will be sent with the Agenda, however if time does not allow this, they will be tabled at the meeting.

Fay O'Keeffe queried how the sale of de-accessioned items was arranged; Judy Kean advised that they were sold via auction in Brisbane, in accordance with the TRM Collection Policy and Tweed Shire Council's Disposal of Assets policy.

Moved: Sandra Flannery

Seconded: Tony Clark

RESOLVED that the Tweed Regional Museum Deductible Gift Recipient Fund Sub-Committee Report be received and adopted by the Tweed Regional Museum Advisory Committee.

The Motion was Carried.

FOR VOTE - Unanimous.

Agenda Items:

1. Museum Director's Report

Report was circulated prior to the meeting.

Judy Kean added that as a result of approaches by various groups, the parking in front of, and on-site, at TRM Murwillumbah has been changed to two hour parking.

Judy Kean also advised that the Museum is further requesting that a bus drop-off space be allocated in front of the Museum.

Chairperson, Max Boyd, thanked Tweed Shire Council on behalf of the Committee for responding so promptly to the requests for changes to parking at TRM Murwillumbah.

Denise Garrick asked Judy to expand on the details in her Report on the grant funding received by the Museum, for the Contemporary Voices project.

Judy Kean advised that the project will be run over two years and will focus on contemporary collecting and community collaboration, and provided more details of the anticipated results of the project. Judy advised that the Museum will be working with other Council officers to access specific sectors of the community, however, as Museum Director, Judy is the first point of contact for any queries regarding the project.

Denise Garrick queried who Barry Waters is. Judy advised that the Barry Waters collection was first offered through Tweed Heads Historical Society volunteers, and is a vast and interesting collection of fishing reels and rods. Barry Waters is a local amateur fisherman living in the southern part of the Gold Coast, and the collection has cross-border provenance.

Moved: Judy Kean

Seconded: Barry Longland

RESOLVED that the Museum Director's Report be endorsed by the Tweed Regional Museum Advisory Committee.

The Motion was Carried.
FOR VOTE - Unanimous.

Acquisitions:

Proposed acquisitions list was circulated prior to the meeting.

Moved: Janet Swift

Seconded: Tony Clark

RESOLVED that the proposed acquisitions be endorsed by the Tweed Regional Museum Advisory Committee, with a correction being made to object number 39806: Burger should be spelt Berger.

The Motion was Carried.
FOR VOTE - Unanimous.

De-accessions:

Fay O'Keefe queried the de-accession of the SS Alberta anchor, and asked for further details.

Judy Kean supplied the background to the request by the TS Vindicatrix MN Association to include the anchor in a local monument. Judy advised that by including the anchor in the monument, it will be part of local history on display and its story will be appropriately told.

Judy advised the Committee of the process to be followed according to heritage legislation, and asked the Committee to waive the usual 90 day cooling off period at the discretion of the Museum Director. The Committee agreed.

Judy Kean advised that she would write to Warren Keats, who is facilitating the donation on behalf of the TS Vindicatrix MN Association, outlining the results of the Committee meeting and the next part of the process.

The Committee was asked to vote on the de-accession of this item. Max Boyd abstained from voting due to a conflict of interest.

Moved: Denise Garrick

Seconded: Barry Longland

RESOLVED that the Tweed Regional Museum Advisory Committee endorse the de-accession of object number TH2002.96, the SS Alberta anchor, for the purpose of changing ownership to the TS Vindicatrix MN Association, who will feature the anchor in a monument.

The Motion was Carried.

The Committee discussed the balance of the proposed de-accessions:

Debbie Campbell queried whether the digitised image of an item is retained after it is de-accessioned, for example the banana box stencils.

Judy Kean advised that if an item is de-accessioned, the record remains in the Collection Management System.

Moved: Tony Clark

Seconded: Max Boyd

RESOLVED that the proposed de-accessions be endorsed by the Tweed Regional Museum Advisory Committee

2. Murwillumbah Historical Society Report

Report was circulated prior to the meeting.

Fay O'Keeffe offered thanks to Murwillumbah Historical Society for their recent event with guest speaker Ian Fox.

Moved: Tony Clark

Seconded: Fay O'Keeffe

RESOLVED that the Murwillumbah Historical Society Report be noted by the Tweed Regional Museum Advisory Committee.

3. Tweed Heads Historical Society Report

Report was circulated prior to the meeting.

Debbie Campbell enquired about the progress of the DA for building at TRM Tweed Heads. Tracey Stinson Director Community and Natural Resources was not present to answer this query.

Robyn Grigg Manager Community and Cultural Services advised that a Report to Council regarding the RSL Hall demolition had been deferred, awaiting the results of the review of the Memorandum of Understanding.

Judy Kean advised that the DA for demolition of the RSL Hall and the DA for the new building are connected.

Moved: Debbie Campbell

Seconded: Denise Garrick

RESOLVED that the Tweed Heads Historical Society Report be noted by the Tweed Regional Museum Advisory Committee.

4. Uki & South Arm Historical Society Report

Report was circulated prior to the meeting.

Fay O'Keeffe noted the good news regarding the receipt of the Conservation Plan for the Norco butter churn. President Helena Duckworth advised that the Society is working with

the Uki Residents Association to erect an adequate roof over the churn so that conservation can commence.

Moved: Helena Duckworth

Seconded: Fay O'Keeffe

RESOLVED that the Uki & South Arm Historical Society Report Report be noted by the Tweed Regional Museum Advisory Committee.

General Business:

5. Trove

Debbie Campbell thanked all those who lobbied to have the Daily News digitised on Trove.

6. Collection Policy

Debbie Campbell advised that the incorrect version of the Tweed Regional Museum Collection Policy is on the Tweed Shire Council website.

7. Rock walls at Dungay

Max Boyd advised that he is talking to one of the people who constructed the rock walls at Upper Dungay with a view to getting photographs and information on the history of the walls.

Fay O'Keeffe advised that Tweed Heads Historical Society member, Immy McKiernan, researched the rock walls as part of the Heritage Study.

8. Government officials

Max Boyd advised the Committee that he thought that a list should be made of all those who have represented the local area in all levels of government, as well all General Managers and senior staff of Tweed Shire Council.

9. Life Members

Denise Garrick congratulated Max Boyd on attaining life membership of Murwillumbah Historical Society, and advised that Joan Smith had been made a life member of Tweed Heads Historical Society.

Next Meeting:

The next meeting of the Tweed Regional Museum Advisory Committee will be held Thursday 13 August at 2pm.

The meeting closed at 3:15pm.

EXECUTIVE MANAGEMENT TEAM'S COMMENTS:

Nil.

EXECUTIVE MANAGEMENT TEAM'S RECOMMENDATIONS:

Nil.

COUNCIL IMPLICATIONS:

a. Policy:

Code of Meeting Practice.

Terms of Reference - reviewed 21 August 2012 (ECM3283132).

b. Budget/Long Term Financial Plan:

Not applicable.

c. Legal:

Not Applicable.

d. Communication/Engagement:

Inform - We will keep you informed.

UNDER SEPARATE COVER/FURTHER INFORMATION:

Nil.

37 [SUB-EAC] Minutes of the Equal Access Advisory Committee Meeting held Wednesday 17 June 2015

SUBMITTED BY: Community and Cultural Services

Valid



Civic Leadership

LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:

- 1 Civic Leadership
 - 1.3 Delivering the objectives of this plan
 - 1.3.3 Existing and future community assets will be properly managed and maintained based on principles of equity and sustainability
-

SUMMARY OF REPORT:

The Minutes of the Equal Access Advisory Committee Meeting held Wednesday 17 June 2015 are reproduced in the body of this report for the information of Councillors.

RECOMMENDATION:

That:

- 1. The Minutes of the Equal Access Advisory Committee Meeting held Wednesday 17 June 2015 be received and noted; and**
- 2. The Executive Management Team's recommendations be adopted as follows:**

O5. Round Table on Information Access for People with Print Disabilities

That Council writes to the Stamford Plaza and congratulate management and staff on providing a high standard in access and inclusion for delegates, in particular for the delegate Suzi Hudson who is President of Blind Citizens Australia, Tweed Valley and a member of the Equal Access Advisory Committee.

O6. Celebrating Success and Facing the Future Together Conference

That Council writes to Tweed Byron Ballina Community Transport thanking them for their support by making a wheelchair accessible vehicle (WAV) available at low cost enabling community representatives from the Equal Access Advisory Committee to be involved in the review.

A1. Access and Inclusion Policy and Action Plan

That Council sends a letter to peak body and or managers of clubs explaining the purpose of the review of public toilets. The letter will explain the importance of providing, maintaining and upgrading public toilets to facilitate access and inclusion with reference to the Convention on the Rights of Persons with Disability and Council's Access and Inclusion Policy and Action Plan.

GB1.Business Excellence Awards Tweed Shire (BEATS)

That Council determines if it supports the Committee's recommendation for the silver sponsorship option at \$1,100 funded from the Access Budget.

REPORT:

The Minutes of the Equal Access Advisory Committee Meeting held Wednesday 17 June 2015 are reproduced as follows for the information of Councillors.

Venue:

Banora Point Community Centre

Time:

10.00am

Present:

Milena Morrow (Chair), Wendy Gilbett, Cr Phil Youngblutt, Karen Collins, Bev Kelso, Suzanne Hudson, Una Cowdroy, Lee Clark, Faye Druett.

Apologies:

Chris Vannucci, Rob Noakes, Cr Michael Armstrong.

Minutes of Previous Meeting:

Moved: Phil Youngblutt

Seconded: Suzi Hudson

RESOLVED that the Minutes of the Equal Access Advisory Committee meeting held Wednesday 15 April 2015 are accepted as a true and accurate record of the proceedings of that meeting.

Outstanding Matters Report

1. Hi-Lo Change Table for Hydro Therapy Pool at Murwillumbah Aquatic Centre

RECOMMENDATION

Moved: Lee Clark

Second: Milena Morrow

That Council approves the purchase of a wall mounted adult change table for Murwillumbah pool funded from the Access budget.

Pending for June Council meeting.

2. Designated Accessible Parking Bays (DAPBs) at Tweed Centro Shopping Centre
Issue: DAPBs in car park on Minjungbal Drive entry flood when it rains. Bev Kelso has made contact with Centre Management who have given an undertaking that they will look into the situation.

3. Rampassist - new temporary ramp design

Action: Provide more information to committee on different types of ramps available and cost. Responsibility: Karen Collins.

This investigation has been included in the search for accessible temporary stage and ramped access for the Access and Inclusion Awards at Tweed Auditorium on 3 December. Karen will report back to the committee.

4. Bus stop outside Kingscliff TAFE

A meeting has been held with Council, TAFE and Surfside Bus Company staff and management. Further information on student demand is being collected as part of the negotiation to move the bus stop inside TAFE grounds.

5. Round Table on Information Access for People with Print Disabilities

Suzi Hudson provided an update on the conference which was held at Stamford Plaza in Adelaide. Suzi reported that as a conference attendee and guest at the venue that both access and service were of a high standard. This included Braille labels on toiletries and accommodating the needs of Guide Dogs. The biggest issue raised at the conference was the urgent need for training and education for people with vision impairment in the use of new and existing technology to enable great access to services, information and social inclusion.

RECOMMENDATION

Moved: Una Cowdroy

Second: Lee Clark

That Council writes to the Stamford Plaza and congratulate management and staff on providing a high standard in access and inclusion for delegates, in particular for the delegate Suzi Hudson who is President of Blind Citizens Australia, Tweed Valley and a member of the Equal Access Advisory Committee.

6. Celebrating Success and Facing the Future Together Conference

Karen Collins, Una Cowdroy and Suzi Hudson reported on the presentation they provided at the conference on the review of accessible toilets in Tweed Shire. The presentation was about the partnership between Council staff, Equal Access Advisory Committee community representatives and Tweed Byron Ballina Community Transport that enabled this extensive review to occur. The toilet review is part of the Access and Inclusion Plan and also supported a campaign by Spinal Cord Injuries Australia to add to the National Public Toilet Map.

RECOMMENDATION

Moved: Lee Clark

Second: Milena Morrow

That Council writes to Tweed Byron Ballina Community Transport thanking them for their support by making a wheelchair accessible vehicle (WAV) available at low cost enabling community representatives from the Equal Access Advisory Committee to be involved in the review.

7. Footpath between Coolamon Centre and Tweed Library, Tumbulgum Road

A meeting was held between the Director Community and Natural Resources (DCNR) and Council staff to discuss actions to improve safety of pedestrians along the footpath. The DCNR has called for an investigation to be carried out so that solutions can be put forward for consideration.

Agenda items:

1. Access and Inclusion Policy and Action Plan

Update provided by Karen Collins includes the completion of the accessible public toilet review with a report being finalised for presentation to Manager of Recreation Services. The Committee providing an access review of toilets in private premises (mainly services clubs and shopping centres) to the owners/managers.

RECOMMENDATION

Moved: Milena Morrow

Second: Faye Druett

That Council sends a letter to peak body and or managers of clubs explaining the purpose of the review of public toilets. The letter will explain the importance of providing, maintaining and upgrading public toilets to facilitate access and inclusion with reference to the Convention on the Rights of Persons with Disability and Council's Access and Inclusion Policy and Action Plan.

2. All Access Playground update

A tender for the development of a concept design for the playground has been awarded to Plummer and Smith. A draft Concept Design will be presented to the Committee in August for consideration.

3. Tweed Link monthly access news

Nothing to update.

4. 2015 Access and Inclusion Awards

Graeme Innes, Attitude Foundation and former Human Rights and Disability Discrimination Commissioner has been confirmed as the guest speaker for this year's awards ceremony.

5. Access Funds

Nothing to update.

General business:

1. Business Excellence Awards Tweed Shire (BEATS)

The award organisers, Murwillumbah District Business Chamber, approached Council to propose that a new award *Most Accessible and Inclusive Business* is included in 2015. A reciprocal arrangement was also proposed with the BEATS nominees to be included in Council's Access and Inclusion Awards for 2015. The BEATS seek sponsorship for their new award. The Committee decided to provide the silver sponsorship option for the award.

RECOMMENDATION

Moved: Phil Youngblutt

Second: Bev Kelso

That Council supports the BEATS *Most Accessible and Inclusive Business Award* with the silver sponsorship option at \$1,100 funded from the access budget.

2. Regional Access Committees forum 13 April 2015

A meeting of Northern Rivers Council Officers responsible for supporting Equal Access Advisory Committees and Reference Groups has been convened for 13 July to discuss the future of the regional forums. The Committee wishes the following issues to be raised at the meeting: lack of continuity in individuals attending makes consistent planning difficult; diminishing attendance by community representatives from other Council's committees and reference groups.

3. Kingscliff Pool

Update provided by Karen Collins on progress of Sport and Recreation Disability grant application to construct and fit out a Changing Places facility at the pool. There have been no announcements from the funding body as yet.

4. Kingscliff Festival Proposal

Advice was sought from a resident of Kingscliff to hold a "Festival of Silly Walks" with the stated aim of among other things to "encouraging the community generally and the school aged in particular, to engage with and include people with disabilities." The Committee felt quite strongly that the title and activities proposed for the festival were inappropriate and likely to have the opposite result. The Committee does not support this idea.

Next Meeting:

The next meeting of the Equal Access Advisory Committee will be held on Wednesday 19 August 2015

The meeting closed at 11.45pm.

EXECUTIVE MANAGEMENT TEAM COMMENTS:

O5. Round Table on Information Access for People with Print Disabilities

Nil.

O6. Celebrating Success and Facing the Future Together Conference

Nil.

A1. Access and Inclusion Policy and Action Plan

Nil.

GB1. Business Excellence Awards Tweed Shire (BEATS)

It is worth noting that the Murwillumbah and District Business Chamber applied for funding for the BEATS Awards through the Festival and Events Funding for 2015/2016 and Council on 21 May 2015 resolved not to fund these awards or to waive the hire fee for the use of the Murwillumbah Civic Centre.

EXECUTIVE MANAGEMENT TEAM'S RECOMMENDATIONS:

O5. Round Table on Information Access for People with Print Disabilities

That Council writes to the Stamford Plaza and congratulate management and staff on providing a high standard in access and inclusion for delegates, in particular for the delegate Suzi Hudson who is President of Blind Citizens Australia, Tweed Valley and a member of the Equal Access Advisory Committee.

O6. Celebrating Success and Facing the Future Together Conference

That Council writes to Tweed Byron Ballina Community Transport thanking them for their support by making a wheelchair accessible vehicle (WAV) available at low cost enabling community representatives from the Equal Access Advisory Committee to be involved in the review.

A1. Access and Inclusion Policy and Action Plan

That Council sends a letter to peak body and or managers of clubs explaining the purpose of the review of public toilets. The letter will explain the importance of providing, maintaining and upgrading public toilets to facilitate access and inclusion with reference to the Convention on the Rights of Persons with Disability and Council's Access and Inclusion Policy and Action Plan.

GB1. Business Excellence Awards Tweed Shire (BEATS)

That Council determines if it supports the Committee's recommendation for the silver sponsorship option at \$1,100 funded from the Access Budget.

COUNCIL IMPLICATIONS:

a. Policy:

Code of Meeting Practice.

Terms of Reference - adopted 12 December 2014 (ECM2847116)

b. Budget/Long Term Financial Plan:

Not applicable.

c. Legal:

Not Applicable.

d. Communication/Engagement:

Inform - We will keep you informed.

UNDER SEPARATE COVER/FURTHER INFORMATION:

Nil.

38 [SUB-LTC] Minutes of the Local Traffic Committee Meeting held Thursday 18 June 2015

SUBMITTED BY: Roads and Stormwater

Valid



Supporting Community Life

LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:

- 2 Supporting Community Life
 - 2.4 An integrated transport system that services local and regional needs
 - 2.4.1 Provide a safe and efficient network of arterial roads connecting neighbourhoods to town centres, employment, shopping, health, commercial and education facilities
-

SUMMARY OF REPORT:

The Minutes of the Local Traffic Committee Meeting held Thursday 18 June 2015 are reproduced in the body of this report for the information of Councillors.

RECOMMENDATION:

That:

- 1. The Minutes of the Local Traffic Committee Meeting held Thursday 18 June 2015 be received and noted; and**
- 2. The Executive Management Team's recommendations be adopted as follows:**

SCH1 [LTC] Tyalgum Road, Murwillumbah (B13)

That the RMS speed review of Tyalgum Road, Bray Park to Tyalgum, including the existing 60km/h speed limit in the village of Tyalgum be accepted and recommended to Council as follows:

That:

- 1. The existing speed limit of 100km/h on Tyalgum Road from the junction of Kyogle Road to 0.35km west of Old Lismore Road, Bray Park will be reduced to 80km/h, a total distance of 1.25km.**
 - 2. Tyalgum Road from 0.35km west of Old Lismore Road, Bray Park to 0.99km west of Kellys Road, Eungella will be speed zoned at 100km/h, a total distance of 3.42km.**
-

3. **Tyalgum Road from 0.99km west of Kellys Road, Eungella to 0.37km east of Coodgie Street, Tyalgum will be reduced to 80km/h, a total distance of 12.42km.**
4. **Tyalgum Road from 100m west of Swifts Road, Tyalgum to 55m east of Swifts Road, Tyalgum will be reduced to 50km/h, a total distance of 155m.**
5. **Wollumbin Street from 100m west of Swifts Road, Tyalgum to Coodgie Street, Tyalgum will be reduced to 50km/h, a total distance of 220m.**
6. **Brays Creek Road from 60m north of Short Street, Tyalgum to 60m south of Short Street, Tyalgum will be reduced to 50km/h, a total distance of 120m.**
7. **Coodgie Street from Coolman Street, Tyalgum to 50m south of Cougal Street, Tyalgum will be reduced to 50km/h, a total distance of 300m.**
8. **Limpinwood Road from 20m north of Coolman Street, Tyalgum to Coolman Street, Tyalgum will be reduced to 50km/h, a total distance of 280m.**
9. **Coolman Street from Coodgie Street to 25m west of Coodgie Street, Tyalgum will be reduced to 50km/h, a total distance of 25m.**

REPORT:

The Minutes of the Local Traffic Committee Meeting held Thursday 18 June 2015 are reproduced as follows for the information of Councillors.

VENUE:

Mt Warning Meeting Room

TIME:

Commencing at 10.00am

PRESENT:

Committee Members: Cr Barry Longland, Snr Constable Tony Darby, NSW Police, Mr Rod Bates on behalf of Mr Geoff Provest MP, Member for Tweed.

Informal: Mr Ray Clark (Chairman), Mr Stephen Sharp, Mr Nick Tzannes, Ms Judith Finch (Minutes Secretary).

APOLOGIES:

Mr Thomas George MP, Member for Lismore, Mr Col Brooks, Mr Geoff Provest MP, Member for Tweed, Miss Jessica Healey Roads and Maritime Services of NSW.

CONFIRMATION OF MINUTES OF PREVIOUS MEETING

MIN1 [LTC] Minutes of the Local Traffic Committee Meeting held 21 May 2015

RESOLVED that the Minutes of the Local Traffic Committee Meeting held 21 May 2015 be adopted as a true and accurate record of proceedings of that meeting.

FOR VOTE - Unanimous

SCHEDULE OF OUTSTANDING RESOLUTIONS

SCH1 [LTC] Schedule of Outstanding Resolutions - 18 June 2015

ORIGIN:

Roads & Stormwater

FILE NO: Traffic - Committee

SUMMARY OF REPORT:

From Meeting held 16 April 2015

1. [LTC] Tyalgum Road Murwillumbah (B13)

FILE NO: ECM 3282718; 3692826; Traffic - Committee; Traffic - Speed Zones; Traffic - Safety; Bus - Stops; Bus - Routes; Tyalgum Road

SUMMARY OF REPORT:

This report has been listed on the Schedule of Outstanding Resolutions since the meeting held 13 February 2014. The item is reproduced below and advice received by RMS is that further data is available and ready for discussion.

"Request received for a reduction in the speed limit on Tyalgum Road, Murwillumbah.

"....I would like I strongly believe it is a matter of pedestrian and motorists safety. I also asked that this limit be reduced as young children are regularly waiting for their school bus on this road next to an electric fence and waterway having to keep safe from traffic travelling at 100klms per hour and are also having to cross this road. This road directly passes a residential estate and street facing houses. Another concern is the location of a childrens park which is not much more than 100metres away from this road. From this estate there is no path for pedestrians to walk along if wishing to access local shops meaning that pedestrians have to walk along a 100 klm per hour road. There is also no public bus that comes through this estate, only bus available is on Tyalgum road. I have spoken to bus company requesting they pick up school children on Sovereign heights estate, they say this is not possible as there is nowhere to turn and the only other road they can exit Sovereign Heights estate is Old Lismore Road which is even more dangerous as not only does it come out onto Tyalgum Road (100klm per hour road) but at this point there is no visibility for the bus to safely pull out. I have spoken to other residents who would also like the road speed reduced from the Old Lismore Road to the Tyalgum/Kyogle road intersection, reasons being for pedestrian safety, their childrens safety, motorists safety. I do not believe that a reduction in speed to a residential area speed should affect motorists speed in which they get to their destination as it is only an area of less than 1klm. On this stretch of road if travelling from Old Lismore road to Tyalgum/Kyogle road intersection you have to slow down towards the intersection so I don't believe it will delay travellers by more than 1 minute, but the safety to me far out ways how fast someone gets to work, home or to the shops. Perhaps drivers should allow 1 extra minute in their daily drive along this road."

Sovereign Heights Estate is a comparatively new subdivision where access off Tyalgum Road has been constructed to the appropriate standard for a 100kph road. Sight distance for motorists exiting the estate is approximately 200 metres to the west. It is not unusual for children to wait for a bus on rural roads, however this is a decision for parents and bus operators. Reducing the speed limit on Tyalgum Road in this vicinity is unlikely to result in a change in driver operating speeds unless the reduced speed limit is heavily enforced.

A number of driveways directly access Tyalgum Road west of Sovereign Way. Speed surveys should be undertaken in this vicinity and forwarded to the RMS for speed zone reviews.

COMMITTEE ADVICE:

That the speed limit on Tyalgum Road be considered for a review by the Roads and Maritime Services according to the speed zoning guidelines.

From Meeting held 25 September 2014:

The RMS Representative tabled proposed changes to the speed limit and based on the Committee's advice will provide direction to Council on speed zone changes for Tyalgum Road, Murwillumbah."

COMMITTEE ADVICE:

That the speed review of Tyalgum Road, Murwillumbah be placed on the Schedule of Outstanding Resolutions.

From meeting held 18 June 2015:

Current Status: *Advice has been received from RMS dated 28 May 2015 and Committee Advice is shown below:*

COMMITTEE ADVICE:

That the RMS speed review of Tyalgum Road, Bray Park to Tyalgum, including the existing 60km/h speed limit in the village of Tyalgum be accepted and recommended to Council as follows:

That:

1. The existing speed limit of 100km/h on Tyalgum Road from the junction of Kyogle Road to 0.35km west of Old Lismore Road, Bray Park will be reduced to 80km/h, a total distance of 1.25km.
2. Tyalgum Road from 0.35km west of Old Lismore Road, Bray Park to 0.99km west of Kellys Road, Eungella will be speed zoned at 100km/h, a total distance of 3.42km.
3. Tyalgum Road from 0.99km west of Kellys Road, Eungella to 0.37km east of Coodgie Street, Tyalgum will be reduced to 80km/h, a total distance of 12.42km.
4. Tyalgum Road from 100m west of Swifts Road, Tyalgum to 55m east of Swifts Road, Tyalgum will be reduced to 50km/h, a total distance of 155m.
5. Wollumbin Street from 100m west of Swifts Road, Tyalgum to Coodgie Street, Tyalgum will be reduced to 50km/h, a total distance of 220m.
6. Brays Creek Road from 60m north of Short Street, Tyalgum to 60m south of Short Street, Tyalgum will be reduced to 50km/h, a total distance of 120m.
7. Coodgie Street from Coolman Street, Tyalgum to 50m south of Cougal Street, Tyalgum will be reduced to 50km/h, a total distance of 300m.
8. Limpinwood Road from 20m north of Coolman Street, Tyalgum to Coolman Street, Tyalgum will be reduced to 50km/h, a total distance of 280m.
9. Coolman Street from Coodgie Street to 25m west of Coodgie Street, Tyalgum will be reduced to 50km/h, a total distance of 25m.

RMS ADVICE:

- Speed limit reduction approved
- Advice sent to council 28 May 2015 for outcome of review and Speed Zone Authorisation issued to council
- Council to advise if funding assistance is required by submitting a quote to RMS
- Proposed installation date to be coordinated with RMS for community consultation purposes i.e. Media Release & E-Blast (customer email notification)

RMS Representative - voted via email 17/6/15 - refer to Item 5.3.1, Meeting Formats, "A guide to the delegation to councils for the regulation of traffic".

RECOMMENDATION TO COUNCIL:

That the RMS speed review of Tyalgum Road, Bray Park to Tyalgum, including the existing 60km/h speed limit in the village of Tyalgum be accepted and recommended to Council as follows:

That:

1. The existing speed limit of 100km/h on Tyalgum Road from the junction of Kyogle Road to 0.35km west of Old Lismore Road, Bray Park will be reduced to 80km/h, a total distance of 1.25km.
2. Tyalgum Road from 0.35km west of Old Lismore Road, Bray Park to 0.99km west of Kellys Road, Eungella will be speed zoned at 100km/h, a total distance of 3.42km.
3. Tyalgum Road from 0.99km west of Kellys Road, Eungella to 0.37km east of Coodgie Street, Tyalgum will be reduced to 80km/h, a total distance of 12.42km.
4. Tyalgum Road from 100m west of Swifts Road, Tyalgum to 55m east of Swifts Road, Tyalgum will be reduced to 50km/h, a total distance of 155m.
5. Wollumbin Street from 100m west of Swifts Road, Tyalgum to Coodgie Street, Tyalgum will be reduced to 50km/h, a total distance of 220m.
6. Brays Creek Road from 60m north of Short Street, Tyalgum to 60m south of Short Street, Tyalgum will be reduced to 50km/h, a total distance of 120m.
7. Coodgie Street from Coolman Street, Tyalgum to 50m south of Cougal Street, Tyalgum will be reduced to 50km/h, a total distance of 300m.
8. Limpinwood Road from 20m north of Coolman Street, Tyalgum to Coolman Street, Tyalgum will be reduced to 50km/h, a total distance of 280m.
9. Coolman Street from Coodgie Street to 25m west of Coodgie Street, Tyalgum will be reduced to 50km/h, a total distance of 25m.

FOR VOTE - Cr B Longland, Ms Jessica Healey, Roads & Maritime Services, Sgt Tony Darby

BUSINESS ARISING

Nil.

A. FORMAL ITEMS SECTION

DELEGATIONS FOR REGULATORY DEVICES - MURWILLUMBAH

A1 [LTC] Murwillumbah Cycle Club Events - 5 July 2015

The Chairperson requested that this item be moved to Section B - Item B5.

DELEGATIONS FOR REGULATORY DEVICES - TWEED HEADS

Nil.

B. INFORMAL ITEMS SECTION

GENERAL TRAFFIC ADVICE - MURWILLUMBAH

B1 [LTC] Queensland Road, Waterloo Street, Bent Street, Murwillumbah

ORIGIN:

Roads & Stormwater

FILE NO: ECM 3632131; 3698337; Traffic - Committee; Traffic - Parking Zones; Museum - Murwillumbah; Queensland Road; Waterloo Street; Bent Street

SUMMARY OF REPORT:

A request was received for timed 2 hour parking limits in and around the Tweed Regional Museum, which was discussed at the LTC meeting held 16 April 2015 and the following recommendation was endorsed by Council at its meeting on 21 May 2015:

"That a 2 hour parking limit Monday to Friday and Saturday morning (business hours) be applied to Queensland Road, between Waterloo Street and Murwillumbah Street and also on the on-site parking for the Museum, excluding the existing 'No Stopping' space near Waterloo Street."

A request has now been received for the provision of a:

"five minute drop off zone directly in front of the Museum in Queensland Road (from the corner of Bent St, back toward Waterloo Street) to accommodate large buses unloading visitors."

I am aware that there is an existing bus drop zone across the road. However, this request to the Committee to create an additional zone outside the Museum is based on:

- *the increasing number of bus tours coming to the Museum, typically bringing older age groups, often on aged care outings;*
- *the fact that the existing bus zone outside Mt St Pats requires Museum visitors to climb an incline, cross a road adjacent to two corners without the benefit of a pedestrian crossing, and navigate through parked cars to the footpath outside the Museum.*
- *Museum's launch of a school education program in the second half of 2015 that will attract a increasing number of school visits which are likely to involve bus drop off;*
- *recognition that the risk associated with visitors crossing the road, and potentially falling, tripping (and in the case of aged visitors, finding the exertion challenging) is, from experience to date, significant.*

Hours for such a zone could reflect Museum week day opening hours:

- *Tuesday - Friday 10am - 4pm;*
- *If possible, an earlier start time for the zone - say 9am - would be beneficial to ensure there isn't an issue with overlap as tour buses sometimes arrive first thing.*

It would not be necessary to have the zone in place on Saturday when the Museum is open as demand from school students and staff, and CBD workers, is not a pressure on parking availability in Queensland Rd around the Museum at that time."

RMS ADVICE:

Nil.

The Committee noted that the proposed frequency of the use of the spaces is limited. There is a suitable bus lay-by located within close proximity to the Museum and crossing facilities are located at the intersection of Queensland and Murwillumbah Street.

COMMITTEE ADVICE:

That the request for designated parking on Queensland Road adjacent to the Museum to cater for occasional bus use is not supported.

B2 [LTC] Peaks Challenge Gold Coast - 8 August 2015

ORIGIN:

Roads & Stormwater

FILE NO: ECM 3694012; 3694024; 3694043; 3698530; Traffic - Committee; Traffic - Control; Traffic - Safety; Festivals/Events - Other

SUMMARY OF REPORT:

Request received for Local Traffic Committee advice in relation to the Peaks Challenge Gold Coast to be held on Saturday 8 August 2015. The ride starts in Queensland and finishes in Queensland, it is not a race and is expected to have 1,200 to 1,500 riders with associated support vehicles. The applicant is proposing to reduce the speed limit on

Tomewin and Numinbah Road to 60 km/h for the duration of the event, for NSW being first rider into NSW at 11.30am and last rider leaving NSW at 4.20pm.

Roads involved in Tweed Shire are Numinbah Road, Tomewin Road.

"There are no road closures or traffic controller presence on any roads within Tweed Shire.

Riders are travelling west on Numinbah Road, turning left on Tomewin Road and continuing north towards the NSW border, so they will not be turning across traffic at any stage within Tweed Shire.

Regarding Numinbah-Tomewin intersection: we will have static signage and two x VMS in this area one week in advance. Additionally, we plan on having a marshal on this corner on the day, to direct the riders and to be a visual cue for cars. As this is a flat area and riders are turning left, we had not planned any traffic control or speed restrictions at that intersection, so they are not covered in the TCPs. The speed differential between riders and cars won't be as great as on the inclines, riders will be obeying all normal road rules, and are all very experienced road riders - but if you still have concerns about this intersection then we can certainly consider additional treatments in this area."

RMS ADVICE:

- Noted that the event organiser called RMS for advice on VMS placement and was referred to the Guidelines for Bicycle Races for signposting consistency. RMS agree with Committee advice of the Agenda.

The Committee considered that the proposed TCP reducing the speed limit on Numinbah Road be supported however additional signage should be installed as described in their Traffic Management Plan's, TCP 1506738.

COMMITTEE ADVICE:

That the proposed Peaks Challenge cycling event on Saturday 8 August 2015 be supported, subject to:

1. NSW Police approval being obtained
2. Conformance with a Traffic Management Plan and associated Traffic Control Plans implemented and controlled by Roads & Maritime Services accredited persons
3. Community and affected business consultation
4. The event organiser notifies Tweed residents of the impact of their event by advertising in the Tweed Link at their expense a minimum of one week prior to the operational impacts taking effect. The advertising must include the event name, specifics of any traffic impacts or road closures and times, alternative route arrangements, event organiser, a personal contact name and a telephone number for all event related enquiries or complaints
5. Adequate public liability insurance being held by the event organiser
6. All signage erected for the event to not cause a hazard for motorists or pedestrians and be removed immediately following the completion of the event
7. Consultation with emergency services and any identified issues addressed

8. That the applicant organise for the event to be listed on Council's Calendar of Events web page. Go to www.tweed.nsw.gov.au Our Community/Festivals Events and Filming/Calendar of Events and access the Calendar of Events site to upload the event details

B3 [LTC] 2015 Australian University Games Cycling Championships Event

ORIGIN:

Roads & Stormwater

FILE NO: ECM 3676904; 3687684; Traffic - Committee; Festivals Events - Other; Bicycle Matters - General; Traffic - Control; Roads - General; Dulguigan Road, Murwillumbah; Tomewin Road; Numinbah Road; Brookers Road; McAuleys Road; Rayes Lane

SUMMARY OF REPORT:

Request received for Local Traffic Committee advice for the 2015 Australian Uni Games Cycling Championship to be held Monday 28 September to Wednesday 30 September 2015.

"The Cycling event includes men's and women's categories in Road Race, Individual Time Trial and Team Trial. The Cycling competition is one of 32 sports held; the remainder of the competitions will be held in and around the Gold Coast region.

The cycling routes proposed were used in the 2011 and 2013 events and are those used regularly by the Murwillumbah Cycling Club.

Hours of operation are 06:00 - 13:00 daily

(includes bump in and out)

Race times will be between 09:00 and 12:00

Event format:

28 September 2015: Road race event (men and women)

29 September 2015: Team Time Trial (men and women)

30 September 2015: Individual Time Trial (men and women)

Estimated number of participants:

Up to 80 participants per day with no spectators.

Approximately 30 - 40 participants per race.

Competition Format:

<p><i>Day 1 Monday 28 September 2015</i></p>	<p><i>Road race</i></p> <p><i>Distance: Approximately 80km (2 laps of the course)</i></p> <p><i>Course: Heading west from Dulguigan and Urliup Roads and turning at Upper Crystal Creek Rd (men) and Brookers Rd (women).</i></p> <p><i>Time: 09:00 – 12:00</i></p> <p><i>Participants: Approximately 60 men and 25 women, to be confirmed when registrations close at the end of August</i></p>
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<p>Day 2 Tuesday 29 September 2015</p>	<p><i>Team time trial</i> <i>Distance: Approximately 30km</i> <i>Course: Heading east from Dulguigan and Urliup Roads and turning at McAuleys Rd (women) and Rayes Ln (men).</i> <i>Time: 09:00 – 12:00</i> <i>Participants: Approximately 60 men and 25 women, to be confirmed when registrations close at the end of August</i></p>
<p>Day 3 Wednesday 30 September 2015</p>	<p><i>Individual time trial</i> <i>Distance: Approximately 30km</i> <i>Course: Heading east from Dulguigan and Urliup Roads and turning at McAuleys Rd (women) and Rayes Ln (men).</i> <i>Time: 09:00 – 12:00</i> <i>Participants: Approximately 60 men and 25 women, to be confirmed when registrations close at the end of August</i></p>

Traffic Management Plan:

	<ul style="list-style-type: none"> • <i>A separate traffic management plan is being formulated with a reputable traffic management company who will manage the operations each day in accordance with Australian Standards. [TMP to be submitted in June)</i> • <i>A minimum of 3-4 traffic control points are expected however will be confirmed through the traffic management plan:</i> <ol style="list-style-type: none"> 1. <i>Corner Tomewin Rd and Dulguigan Rd</i> 2. <i>Corner Tomewin Rd and Numinbah Rd</i> 3. <i>Corner of Numinbah Rd and Upper Crystal Rd</i> 4. <i>At the exit of the Quarry</i> 5. <i>On the finishing straight on Dulguigan Rd</i> • <i>The roads will remain open to traffic during the event, with signage and traffic management personnel managing key intersections each morning. Additional marshals will be in place to assist cyclists safely along the route and to highlight turnaround points.</i> • <i>Lead and tail vehicles will be used for each event and will operate flashing orange lights and warning signs to notify vehicles that a cycle event is in progress.</i>
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Communications:

	<ul style="list-style-type: none"> • <i>Communication with affected stakeholders along the route will be conducted to ensure they are well aware of the event (in particular the management of the Dulguigan Rd quarry who we will work with closely to ensure all drivers are extra vigilant on the road during the event).</i> • <i>Notification of the event will also be advertised in local papers and on community notice boards.</i> • <i>As the event will be in school holidays, there will be no impact on school buses or school traffic.</i> • <i>Lead and tail vehicles will be in communication with the traffic management and sports medicine personnel via two-way radio.</i>
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Site/Map Plans

<p>Start/finish location</p>	<p>Please see <u>attached site map</u>.</p> <p>Pat Smith Park near the corner of Dulguigan and Urliup Roads is being requested for the start/finish site. This site will contain a simple setup with one to two 3x3m pop-up marquees brought in to operate as race control and sport medicine respectively. Event organisers will provide back-up drinking water and 2 portable toilets and rubbish bins will be provided for participants. The marquees will be fitted out simply with tables and chairs.</p> <p>There will be no food provision on site.</p> <p>Cleaning and waste will be undertaken daily and regularly by event staff. Toilets will be delivered and removed daily.</p> <p>Students and their bicycles will be dropped off by bus/truck to the start location.</p> <p>"Uni Games" banners will be placed around the site to provide atmosphere for the event.</p>
<p>Road courses</p>	<p>Please see <u>attached cycling routes</u> for the Road Race and Time Trial courses.</p>

Signage

	<p>In addition to traffic management signage and AUG banners at the start/finish site, AUS will use A3 laminated directional signs to direct vehicles to the start/finish area. These will be placed along Dulguigan Rd near to Pat Smith Park. Bus and truck transport will be advised to drive via Murwillumbah for easier entry into Pat Smith Park.</p>
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Transport (participants and officials)

	<p>A dedicated bus will be provided to transport participants from Surfers Paradise daily. A trailer or truck will be used to transport bicycles. (Note: two buses may be required depending on final entries and the number who book to travel by bus to the venue).</p> <p>Any participants or officials who arrive by car will be requested to park along Urliup Rd (a significant way back from the intersection). "</p>
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RMS ADVICE:

- As with Item A1, could the advice include reference to Guidelines for Bicycle Races to ensure consistent application of TMP's / signposting etc.

COMMITTEE ADVICE:

That the proposed Australian University Games Cycling Championships on Monday 28 September to Wednesday 30 September 2015 be supported, subject to:

1. NSW Police approval being obtained
2. Conformance with a Traffic Management Plan and associated Traffic Control Plans implemented and controlled by Roads & Maritime Services accredited persons
3. Community and affected business consultation, including specific consultation with management of the quarry located on Dulguigan Road and the Condong Sugar Mill
4. The event organiser notifies Tweed residents of the impact of their event by advertising in the Tweed Link at their expense a minimum of one week prior to the

operational impacts taking effect. The advertising must include the event name, specifics of any traffic impacts or road closures and times, alternative route arrangements, event organiser, a personal contact name and a telephone number for all event related enquiries or complaints

5. Adequate public liability insurance being held by the event organiser
6. All signage erected for the event to not cause a hazard for motorists or pedestrians and be removed immediately following the completion of the event
7. Consultation with emergency services and any identified issues addressed
8. Arrangements made for private property access and egress affected by the event
9. That the applicant organise for the event to be listed on Council's Calendar of Events web page. Go to www.tweed.nsw.gov.au Our Community/Festivals Events and Filming/Calendar of Events and access the Calendar of Events site to upload the event details
10. The submission and approval of a Community Event application/Major Event application and compliance with any conditions imposed therein
11. The event be conducted in accordance with the current RMS Guidelines for Bicycle Road Races to ensure consistency across the network.

B4 [LTC-LATE] Bakers Road, Byangum

ORIGIN:

Roads & Stormwater

FILE NO: ECM 3680772; Traffic - Committee; Traffic - Speed Zones; Mistral Road; Bakers Road; Amarillo Drive; Kyogle Road; Bridges - General; Road Closures - Temporary

SUMMARY OF REPORT:

Request received in relation to the temporary closure of Mistral Road from 1 June 2015 for bridge works. Review of the speed limit is suggested for Bakers Road from the bridge to Uki Road as it will become very busy during this time.

"The speed limit indicated on this road is 80kms per hour, at about two places. I would suggest that these indicators be changed to 60Kms per hour for the duration of the time taken to renew Anthony's bridge.

This road is very windey (sic), and with the additional traffic it will take, the chances of accidents will be increased.

The present speed limit on Baker's Road from Anthony's bridge to Amarillo Drive is 50 Kms per hour, admittedly through a built up area.

This suggestion has the concurrence of other residents in this area."

The request is a result of the closure and replacement of "Anthony's Bridge" which is scheduled for completion in December 2015.

RMS ADVICE:

Nil.

The Committee considered that the expected increase in traffic and type of road user, as a result of the traffic diversion into Bakers Road, necessitated a reduction in the speed limit whilst the bridge works are under way.

COMMITTEE ADVICE:

That a temporary 60km/h speed limit be approved for Bakers Road 100m west of Amarillo Drive to Kyogle Road.

RECOMMENDATION TO COUNCIL:

That a temporary 60km/h Roadwork speed zone be approved for Bakers Road 100m west of Amarillo Drive to Kyogle Road.

FOR VOTE - Cr B Longland, Sgt Tony Darby

B5 [LTC] Murwillumbah Cycle Club Events - 5 July and 10 July 2015

ORIGIN:

Roads & Stormwater

FILE NO: ECM 3698597; Traffic - Committee; Traffic - Control; Traffic - Safety; Festivals/Events - Other; Bicycle Matters - General; Parks - Pat Smith

SUMMARY OF REPORT:

Request received for Local Traffic Committee approval of two events:

5 July 2015:

"The Queensland Elite, Under 19 and Masters Individual Time Trial Championships will be held on 5 July 2015. The time trial will start and finish close to Pat Smith Park located on Dulguigan Road in Dungay, NSW.

The starting point will be on Urliup Road approximately 30m from the Dulguigan Road intersection where riders will follow an out and back course along Dulguigan Road. There will be three different turning points on the course – North Tumbulgum (for the 14.4km, 36.4km and 41.6km courses), the McAuleys Road and Dulguigan Road intersection (for the 21.8km and 36.4km course) and at the end of McAuleys Road (for the 27km and 41.6km courses). The finish point will be on Dulguigan Road approximately 150m before the Urliup Road intersection.

For further information on the event, please visit www.qld.cycling.org.au

*Starting Point – Urliup Road, approximately 30m from the Dulguigan Road intersection
Finishing Point – Dulguigan Road approximately 150m before the Urliup Road intersection"*

10 July 2015:

"The Under 19 National Time Trial Championship is the first event in the National Championships for U19 junior cyclists (17 and 18 years) featuring the three disciplines

of time trial, criterium (circuit) and road race. The event will attract the leading junior riders from throughout Australia (all states/territories have representatives) as they strive for the prestigious National title and the right to earn selection in the Australian team for the World Titles in September.

The time trial will start and finish close to Pat Smith Park located on Dulguigan Road in Dungay, NSW. The starting point will be on Urliup Road approximately 30m from the Dulguigan Road intersection where riders will follow an out and back course along Dulguigan Road. The turning point for the 22km Men's event will be located at the intersection of Dulguigan Road and McAuleys Road, with the Women's 14.6km event turning approximately 1km before the Hogans Road intersection. The finish point will be on Dulguigan Road approximately 150m before the Urliup Road intersection. For further information on the event, please visit www.qld.cycling.org.au

*Starting Point – Urliup Road, approximately 30m from the Dulguigan Road intersection
Finishing Point – Dulguigan Road approximately 150m before the Urliup Road intersection"*

The events involve the total road closure of Dulguigan Road with limited access provided for residents within the affected area. For both events it is proposed that an inflatable gantry finish line will be erected across Dulguigan Road (6m wide x 4.6m high).

Proposed parking for both events for spectators and participants is at Pat Smith Park.

On Sunday 5 July the event is scheduled to commence at 7.30am with set up scheduled to commence at 6.00am with the last ride finishing at 12.30pm and presentations at approximately 12.45pm with 180 competitors. Dismantling should commence at 12.45pm and finish by 2.00pm.

On Sunday 5 July the road closure is proposed for Dulguigan Road, Urliup Road intersection to McAuleys Road intersection from 6.30am to 1.00pm.

On Friday 10 July (school holidays) the event is scheduled to commence at 7.00am with set up scheduled to commence at 1.00pm and conclude by 3.00pm. It is expected that there will be 100 competitors in the mens event and 30 competitors for the womens event.

On Friday 10 July the road closure is proposed for Dulguigan Road, Urliup Road intersection to McAuleys Road intersection from 8.30am to 12.30pm.

RMS ADVICE:

- Could committee advice include a reference to the Guidelines for Bicycle Races? RMS recommends all bicycle races in NSW are conducted in accordance with these guidelines for consistency across the network. Guidelines attached for the information of the committee. No further comments on item, RMS concur with the committee advice of the agenda.

The Chairperson advised that new advice has been received that road closures will not be required for this event and requested that this item be moved to Section B of the Minutes.

COMMITTEE ADVICE:

That the proposed cycling races on Sunday 5 July and Friday 10 July 2015 be supported, subject to:

1. NSW Police approval being obtained
2. Conformance with a Traffic Management Plan and associated Traffic Control Plans implemented and controlled by Roads & Maritime Services accredited persons
3. Community and affected business consultation, including specific consultation with management of the quarry located on Dulguigan Road and the Condong Sugar Mill
4. The event organiser notifies Tweed residents of the impact of their event by advertising in the Tweed Link at their expense a minimum of one week prior to the operational impacts taking effect. The advertising must include the event name, specifics of any traffic impacts or road closures and times, alternative route arrangements, event organiser, a personal contact name and a telephone number for all event related enquiries or complaints
5. Adequate public liability insurance being held by the event organiser
6. All signage erected for the event to not cause a hazard for motorists or pedestrians and be removed immediately following the completion of the event
7. Consultation with emergency services and any identified issues addressed
8. Arrangements made for private property access and egress affected by the event
9. That the applicant organise for the event to be listed on Council's Calendar of Events web page. Go to www.tweed.nsw.gov.au Our Community/Festivals Events and Filming/Calendar of Events and access the Calendar of Events site to upload the event details
10. The submission and approval of a Community Event application/Major Event application and compliance with any conditions imposed therein
11. The event be conducted in accordance with the current RMS Guidelines for Bicycle Road Races to ensure consistency across the network.

GENERAL TRAFFIC ADVICE - TWEED HEADS

Nil.

NEXT MEETING:

The next meeting of the Local Traffic Committee will be held 23 July 2015 in the Mt Warning Meeting Room commencing at 10.00am.

There being no further business the Meeting terminated at 11:30am.

SECTION A - FORMAL ITEMS SECTION - DELEGATIONS FOR REGULATORY DEVICES FOR ENDORSEMENT BY COUNCIL:

SCH1 [LTC] Schedule of Outstanding Resolutions - 18 June 2015

1. [LTC] Tyalgum Road Murwillumbah (B13)

That the RMS speed review of Tyalgum Road, Bray Park to Tyalgum, including the existing 60km/h speed limit in the village of Tyalgum be accepted and recommended to Council as follows:

That:

1. The existing speed limit of 100km/h on Tyalgum Road from the junction of Kyogle Road to 0.35km west of Old Lismore Road, Bray Park will be reduced to 80km/h, a total distance of 1.25km.
2. Tyalgum Road from 0.35km west of Old Lismore Road, Bray Park to 0.99km west of Kellys Road, Eungella will be speed zoned at 100km/h, a total distance of 3.42km.
3. Tyalgum Road from 0.99km west of Kellys Road, Eungella to 0.37km east of Coodgie Street, Tyalgum will be reduced to 80km/h, a total distance of 12.42km.
4. Tyalgum Road from 100m west of Swifts Road, Tyalgum to 55m east of Swifts Road, Tyalgum will be reduced to 50km/h, a total distance of 155m.
5. Wollumbin Street from 100m west of Swifts Road, Tyalgum to Coodgie Street, Tyalgum will be reduced to 50km/h, a total distance of 220m.
6. Brays Creek Road from 60m north of Short Street, Tyalgum to 60m south of Short Street, Tyalgum will be reduced to 50km/h, a total distance of 120m.
7. Coodgie Street from Coolman Street, Tyalgum to 50m south of Cougal Street, Tyalgum will be reduced to 50km/h, a total distance of 300m.
8. Limpinwood Road from 20m north of Coolman Street, Tyalgum to Coolman Street, Tyalgum will be reduced to 50km/h, a total distance of 280m.
9. Coolman Street from Coodgie Street to 25m west of Coodgie Street, Tyalgum will be reduced to 50km/h, a total distance of 25m.

FOR VOTE - Cr B Longland, Ms Jessica Healey, Roads & Maritime Services, Sgt Tony Darby

EXECUTIVE MANAGEMENT TEAM COMMENTS:

SCH1 [LTC] Tyalgum Road, Murwillumbah (B13)

Nil.

EXECUTIVE MANAGEMENT TEAM RECOMMENDATIONS:

SCH1 [LTC] Tyalgum Road, Murwillumbah (B13)

That the Roads and Maritime Services speed review of Tyalgum Road, Bray Park to Tyalgum, including the existing 60km/h speed limit in the village of Tyalgum be accepted and recommended to Council as follows:

"That:

1. *The existing speed limit of 100km/h on Tyalgum Road from the junction of Kyogle Road to 0.35km west of Old Lismore Road, Bray Park will be reduced to 80km/h, a total distance of 1.25km.*
2. *Tyalgum Road from 0.35km west of Old Lismore Road, Bray Park to 0.99km west of Kellys Road, Eungella will be speed zoned at 100km/h, a total distance of 3.42km.*
3. *Tyalgum Road from 0.99km west of Kellys Road, Eungella to 0.37km east of Coodgie Street, Tyalgum will be reduced to 80km/h, a total distance of 12.42km.*
4. *Tyalgum Road from 100m west of Swifts Road, Tyalgum to 55m east of Swifts Road, Tyalgum will be reduced to 50km/h, a total distance of 155m.*
5. *Wollumbin Street from 100m west of Swifts Road, Tyalgum to Coodgie Street, Tyalgum will be reduced to 50km/h, a total distance of 220m.*
6. *Brays Creek Road from 60m north of Short Street, Tyalgum to 60m south of Short Street, Tyalgum will be reduced to 50km/h, a total distance of 120m.*
7. *Coodgie Street from Coolman Street, Tyalgum to 50m south of Cougal Street, Tyalgum will be reduced to 50km/h, a total distance of 300m.*
8. *Limpinwood Road from 20m north of Coolman Street, Tyalgum to Coolman Street, Tyalgum will be reduced to 50km/h, a total distance of 280m.*
9. *Coolman Street from Coodgie Street to 25m west of Coodgie Street, Tyalgum will be reduced to 50km/h, a total distance of 25m."*

EXECUTIVE MANAGEMENT TEAM RECOMMENDATIONS:

COUNCIL IMPLICATIONS:

a. Policy:

Code of Meeting Practice.

b. Budget/Long Term Financial Plan:

Not applicable.

c. Legal:

Not Applicable.

d. Communication/Engagement:

Inform - We will keep you informed.

UNDER SEPARATE COVER/FURTHER INFORMATION:

Nil.

CONFIDENTIAL ITEMS FOR CONSIDERATION

REPORTS THROUGH THE ACTING GENERAL MANAGER IN COMMITTEE

REPORTS FROM THE ACTING GENERAL MANAGER IN COMMITTEE

C1 [GM-CM] Independent Chair - Council and LEDA

REASON FOR CONFIDENTIALITY:

Disclosure and discussion of this report could affect the relationship between all parties. The Independent Chair has also operated under a Confidentiality Agreement.

Local Government Act

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

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

Valid



Civic Leadership

LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:

- 1 Civic Leadership
 - 1.2 Improve decision making by engaging stakeholders and taking into account community input
 - 1.2.1 Council will be underpinned by good governance and transparency in its decision making process
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REPORTS FROM THE DIRECTOR COMMUNITY AND NATURAL RESOURCES IN COMMITTEE

C2 [CNR-CM] 1-3 Bay Street Tweed Heads

REASON FOR CONFIDENTIALITY:

This report discusses commercial opportunities and obstacles relating to the potential disposal of Council land.

Local Government Act

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

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

Valid



Civic Leadership

LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:

- 1 Civic Leadership
 - 1.3 Delivering the objectives of this plan
-
-

C3 [CNR-CM] Tweed Heads Cultural Precinct

REASON FOR CONFIDENTIALITY:

As this report is considering the future use of land and possible purchases, to avoid any conflict or divulging of sensitive information, the report should be considered in Confidential Committee.

Local Government Act

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

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

Valid



Supporting Community Life

LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:

- 2 Supporting Community Life
 - 2.5 Provide vibrant and accessible town, community and business centres
-
-

REPORTS FROM THE DIRECTOR ENGINEERING IN COMMITTEE

C4 [E-CM] 751 Eviron Road and Council Quarry and Landfill

REASON FOR CONFIDENTIALITY:

The report deals with the purchase of property and release of the information may affect the property dealings.

Local Government Act

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

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

Valid



Civic Leadership

LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:

- 1 Civic Leadership
 - 1.3 Delivering the objectives of this plan
 - 1.3.1 Council's organisation will be resourced to provide the essential services and support functions to deliver the objectives of this Plan
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C5 [E-CM] Water and Sewerage Developer Charges/Excess Use Charges

REASON FOR CONFIDENTIALITY:

Disclosure of the information in this report may allow developers to construe or alter their developments such that Council is disadvantaged in the collection of s64 Developer Charges.

Further as the report is a proposal only, the publication of the report prior to Council consideration may cause developers to undertake lobbying to seek advantage at Council's expense or the expense disadvantage of other developers.

Local Government Act

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

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

Valid



Supporting Community Life

LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:

- 2 Supporting Community Life
 - 2.3 Provide well serviced neighbourhoods
 - 2.3.2 Provision of a secure, high quality and reliable drinking water supply service which meets health and environmental requirements and projected demand
 - 2.3.3 Provision of high quality and reliable wastewater services which meets health and environmental requirements and projected demand
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