



TWEED
SHIRE COUNCIL

Mayor: Cr G Bagnall

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

Agenda

Ordinary Council Meeting Thursday 19 February 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 Ordinary and Confidential Council Meeting held Thursday 22 January 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 22 January 2015 are attached for information and adoption by Council.

RECOMMENDATION:

That:

1. **The Minutes of the Ordinary and Confidential Council Meetings held Thursday 22 January 2015 be adopted as a true and accurate record of proceedings of that meeting.**
2. **ATTACHMENTS 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 2.4.1.

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 22 January 2015 (ECM 3572761)

(Confidential) Attachment 2 Minutes of the Confidential Council Meeting held Thursday 22 January 2015 (ECM 3572766).

2 [CONMIN-CM] Confirmation of Minutes of Ordinary Council Meeting held on Thursday 5 February 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 5 February 2015 are attached for information and adoption by Council.

RECOMMENDATION:

That the Minutes of the Ordinary Council Meeting held Thursday 5 February 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 2.4.1.

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
5 February 2015 (ECM 3583910)

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.

18 APRIL 2013

13 [NOM-Cr K Milne] Climate Change Priority

NOTICE OF MOTION:

197

Cr K Milne
Cr G Bagnall

RESOLVED that Council prioritises climate change as an urgent and high priority in all relevant areas of Council policy and operations, and brings forward to a future Workshop, policy options to implement this approach.

Current Status: Workshop conducted 12 September 2013 and is dealt with through the Environmental Sustainability Strategy which was presented to Council at 22 January 2015 Council meeting and is currently on exhibition.

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.

It is worth noting that of Council's total workforce, 2.78% of staff are indigenous, with this percentage being greater than the state average.

17 OCTOBER 2013

ORDERS OF THE DAY

6 [NOM-Cr M Armstrong] Graffiti Management Plan

634

Cr M Armstrong
Cr G Bagnall

RESOLVED that, in addition to investigating the feasibility of specified locations for graffiti walls and/or street art, Council brings forward a report outlining:

1. Strategies to engage with local youth to educate them on the costs arising from the damage caused by graffiti; and
2. The feasibility of developing a response team to assist local small businesses and landowners to clean up graffiti.

Current Status: This resolution will be addressed in the Graffiti Management Plan which is scheduled for delivery in 2014/2015.

12 DECEMBER 2013

REPORTS FROM THE DIRECTOR ENGINEERING AND OPERATIONS

54 [EO-CM] Response to Notice of Motion - Future Use of Murwillumbah Railway Station Building

866

**Cr M Armstrong
Cr G Bagnall**

RESOLVED that:

1. Council brings forward a report considering ways for incorporating the proposed community and cultural precinct at the Murwillumbah Railway Station into the proposed Rail Trail Network as originally envisioned in Council's motion.
2. This report be presented to Council after release of the Casino to Murwillumbah Rail Trail Feasibility Study.

Current Status: Following the release of the feasibility study Council officers are reviewing the opportunity as detailed in item 1 of the resolution.

Investigation is in progress.

The site could be considered as an option for future community and/or cultural facilities/activities/precinct through the Shire wide Community and Cultural Facilities Network Plan (scheduled to commence preparation in early 2015) subject to:

- consideration of existing leases/uses
- discussion with the land owner
- consideration of best use of the site
- assessment against the criteria for site options analysis and related requirements in the TSC Community Infrastructure Framework.

23 JANUARY 2014

10 [NOM-Cr K Milne] New Year's Sustainable Resolution

NOTICE OF MOTION:

12

**Cr C Byrne
Cr P Youngblutt**

RESOLVED to defer this matter until the report relating to Item 13 of Council's Meeting of 18 April 2013 has been brought back to Council.

Current Status: Workshop conducted 12 September 2013 and is dealt with through the Environmental Sustainability Strategy which was presented to Council at 22 January 2015 Council meeting and is currently on exhibition.

11 [NOM-Cr G Bagnall] Tweed Valley Way/Tweed River Corridor

NOTICE OF MOTION:

15

Cr W Polglase
Cr M Armstrong

RESOLVED that:

1. Staff prepares an estimate of costs for preparation of the plan of management in (2) below to inform consideration of this item in the 2014/15 budget
2. Council considers the following item in the 2014/15 budget:

"Prepare a Plan of Management for the Tweed Valley Way/Tweed River Corridor. This Plan of Management is to be a guiding document to coordinate activities and ensure consistency for planned and future works along the corridor. Activities to be addressed by the plan will include, but not be limited to: signage, roadside plantings, river bank stabilisation, riverbank plantings and town entry statements."

3. A report be prepared that:
 - (a) Assesses the adequacy of existing town/village entry statements in Tweed Shire in regards to the functions of informing the travelling public, promoting the towns and villages and providing an attractive, culturally and environmentally appropriate village/town entries.
 - (b) Provides a detailed, prioritised and costed works program to upgrade the entry statements to an appropriate current standard over a suitable number of years.
 - (c) The Rural Villages Strategy be considered in preparing the Tweed Valley Way/Tweed River Corridor Plan of Management.

Current Status:

| | |
|-------------------|--|
| 20 February 2014 | Estimate to be prepared for Item 2. |
| 20 March 2014 | Preliminary estimate of \$40,000 has been included for consideration in the 2014/2015 Draft Budget. Detailed estimate still to be determined. |
| 15 May 2014 | Preliminary estimate of \$40,000 was considered for inclusion in the 2014/2015 Draft Budget, but has been excluded from the balanced budget currently on exhibition. |
| 18 September 2014 | Item 26 Notice of Motion "Welcome to Tweed Shire Signs" also linked to this motion (Minute No 549 refers). |

26 October 2014 Deputy Premier announced \$10,000 for the provision of entry gateway signage on the Gold Coast Highway.

In regard to Item 3 an assessment is being undertaken of Town entry statements.

10 APRIL 2014

37 [NOM] Impacts of Cats on Native Fauna

NOTICE OF MOTION:

241

**Cr G Bagnall
Cr M Armstrong**

RESOLVED that Council bring forth a report on the negative impacts of cats on native fauna, and recommendations for management.

This report to include, but not be limited to:

- a summary of current research on the interactions between cats (domestic, free-living strays and feral) and native wildlife on the eastern seaboard;
- what measures have been successfully employed by other Australian Councils to reduce the impacts of cats on native wildlife;
- recommendations as to possible measures Tweed Shire Council can adopt to reduce the impacts of cats on native wildlife; and
- suggestions on where these measures will fit into the organisational structure, and the resourcing implications of adopting such measures.

Current Status: Report to be prepared.

15 MAY 2014

ORDERS OF THE DAY

30 [NOM] Camphor Laurel Management - Condong Co-generation Plant Feedback

NOTICE OF MOTION:

289

**Cr P Youngblutt
Cr G Bagnall**

RESOLVED that Council reports on options for appropriate camphor laurel removal for the Condong co-generation plant, in consultation with Cape Byron Power, the Environment Protection Authority, and Far North Coast Weeds, and in light of the decision of Far North Coast Weeds to withdraw from the approval process, changes to Council's Local Environmental Plan and the Protection of the Environment Operations Regulation.

Current Status: Refer overleaf to letter dated 24 June 2014 to State Member for Lismore, Thomas George MP and copy to Minister for Environment, Hon Kevin Humphries MP. Further to the letter, Director Engineering provided hard copy and discussed with the Minister on Tuesday 22 July 2014. Awaiting response from State Government to letter of 24 June 2014.

Meeting with Cape Byron Management occurred on 4 September 2014 to discuss fuel sources and the new owner's philosophy and management approach to the long term operation of the cogeneration facility.

At the General Manager's meeting of December 2014, it was resolved, following additional meetings with Minister Humphries, Cape Byron Management and Far North Coast Weeds, that a regional approach to camphor laurel harvesting be explored with the Environment Protection Authority being the preferred consent authority. Accordingly NOROC considered this as an agenda item at its meeting held 6 February 2015 and will pursue this issue regionally with Mr Rob Stokes MP, Minister for the Environment; Ms Pru Goward MP, Minister for Planning; and Mr Kevin Humphries MP, Minister for Natural Resources, Lands and Water through the General Managers' Group.

Council Reference: Noxious - Weeds and Plants (Incl Camphor Laurel)



24 June 2014

Customer Service | 1300 292 872 | (02) 6670 2400

tsc@tweed.nsw.gov.au
www.tweed.nsw.gov.au

Fax (02) 6670 2429
PO Box 816
Murwillumbah NSW 2484

Please address all communications
to the General Manager

ABN: 80 179 732 496

Mr Thomas George, MP
Member for Lismore
PO Box 52
LISMORE NSW 2480

Email: thomas.george@parliament.nsw.gov.au

Dear Sir

Camphor Laurel Harvesting for the Condong Cogeneration Plant

Further to the discussions held with representatives of the camphor laurel harvesting industry and yourself and the Minister Kevin Humphries on 22 May 2014 at Council offices and your email to me of 11 June 2014, enclosing an email to you from Mr Mick Mitchell of Biofuel Harvesters Australia Pty Ltd I provide the following advice:

1. The Condong cogeneration plant operates under an Environment Protection Licence (no. 170) issued by the NSW Environment Protection Authority (EPA). The Licence includes the following condition which was to be overseen by Far North Coast Weeds (FNCW) through the completion of individual Management Agreements and associated Harvest Plans:
The licensee must not accept camphor laurel biomaterial onto the premises which has not been harvested in accordance with the document "Selective Harvesting of Camphor Laurel and other Non-Native Environmental Weeds - Voluntary Code of Practice (SEJV, 2010).
2. In an effort to facilitate this approach, Council had previously supported an exemption from the lodgement of a development application under the Tweed Council Exempt and Complying Development Control Plan, subject to an agreed process between Council, the EPA, FNCW and NSW Sugar, requiring camphor removal contractors to comply with the Camphor Harvesting Code of Practice, necessitating a Weed Control Management Plan signed off by the FNCW (who were to provide a copy to Council) before any works were commenced.
3. Despite this process there has been a history of poor compliance with the Voluntary Code of Practice. Many contractors have ignored it completely and there have been major issues with soil erosion, noise, processing in close proximity to residential areas, impacts on threatened species, damage to public roads and waterways and widespread failure to rehabilitate, poison the stumps or prevent reinfestation. This has raised considerable community concern and Council has inevitably been called upon to help resolve the issues.
4. Due to the difficulties encountered in managing the process, in early 2013 FNCW advised that they would no longer be resourcing any environmental assessment of plans of management for camphor removal jobs relating to the Condong Mill. Subsequently, the Environmental Protection Authority (Grafton office – Mr Graeme Budd) who are responsible for the licensing condition advised that the condition could not be satisfied, therefore no more camphor laurel material could be accepted by the cogeneration plant (copy of email correspondence attached).

Page 1 of 2





5. With the introduction of the Standard Instrument LEP (Tweed LEP 2014) it became clear that the Tweed Council Exempt and Complying Development Control Plan no longer apply and that Camphor Laurel harvesting for the co-generation plant would likely fall under the definition of "Forestry" and therefore require development consent.
6. With respect to the point above, there is a difference between Camphor Laurel harvesting and noxious weed control. Camphor Laurel harvesting is a relatively large scale operation (many hectares) involving the stockpiling, construction of access roads, processing, removal and transport of large volumes of "forest product". The harvester and the Mill seek a product as opposed to weed control. Under the current arrangements weed control and management is the responsibility of the land owner and not the harvester. If the intent were also to manage camphor as a weed and the contractor assumed responsibility for this and if the size and scale were of a smaller nature, the product may be a 'bi-product of weed control' as opposed to a 'forest product'.

Regardless of whether the activity is forestry or weed control, the size and scale requires some form of regulation to ensure that environmental impacts are mitigated. The previous process which included Far North Coast Weeds approval provided this. This is particularly important in the Tweed where stands of camphor laurel tend to occur on steep slopes, in conjunction with threatened species, along waterways, or in close proximity to residential and rural residential areas. By contrast, noxious weed control is much smaller in scale, is usually carried out *in situ* does not generally involve large machinery, forest products or adverse environmental impacts and would not trigger development consent or other approval.

7. In a further effort to progress the issue of using camphor laurel as a source of fuel for the Condong cogeneration plant, Council initiated a meeting (14 May 2014) with the new managers of the Condong cogeneration plant, Cape Byron Power and NSW Sugar. At the meeting, Council staff explained the regulatory and management issues of concern and it was agreed that any future harvesting needed to be carried out in an environmentally sustainable manner. The main outcome of the meeting was that Cape Byron Power was to seek formal legal advice on the planning issues as detailed above. Council is awaiting this advice.

Condong Cogeneration Plant, when operating, can provide up to 50% of the Tweed Valley's electricity. Council is committed to working collaboratively with Cape Byron Power and NSW Sugar to enable increased use of appropriate biomass sources that can enable more renewable energy production for the Tweed.

The Government's consideration and views of these matters would be greatly appreciated. Council will forward a copy of the advice from Cape Byron Power once it is received.

Yours faithfully

A handwritten signature in blue ink, appearing to read "Troy Green".

24 Jun 2014 3:50 PM

Troy Green

General Manager

Enclosure

Copy: The Hon. Kevin Humphries, MP Minister for Natural Resources, Lands and Water, and Minister for Western NSW: office@humphries.minister.nsw.gov.au

19 JUNE 2014

ORDERS OF THE DAY

53 [NOM] Holiday Rentals

NOTICE OF MOTION:

370

Cr C Byrne

Cr K Milne

RESOLVED that:

1. A report be submitted to a future Council meeting which provides the scope for the preparation of a holiday letting strategy paper suitable for public exhibition, similar to that recently prepared for Byron Shire Council, which identifies suitable holiday letting areas in the Tweed Shire, as well as a range of appropriate planning mechanisms needed to support this strategy.
2. The report also includes areas that are not suitable for holiday letting in those areas which holiday letting is permitted.
3. This project be afforded a Priority 1 status along with other projects within the Planning Reforms Works Program.
4. Holiday Rentals be submitted as an issue for consideration at the Local Government NSW State Conference in October 2014.

Current Status: Action completed on items 3 and 4. Report to be prepared on items 1 and 2.

17 JULY 2014

ORDERS OF THE DAY

34 [NOM] Bruce Chick Conservation Park

NOTICE OF MOTION:

428

Cr G Bagnall

Cr P Youngblutt

RESOLVED 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.

Current Status: Item 5 - poultry has been re-homed.
November 2014 timeline on other items not able to be met due to the complexity of the review to be undertaken and resourcing constraints.
Workshop to be held 12 March 2015.

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.

28 [E-CM] Minjungbal Drive Tweed Heads South Streetscape Review

481

Cr M Armstrong
Cr K Milne

RESOLVED that the item be deferred to allow Council the opportunity to prepare alternate options for the streetscape of Minjungbal Drive, Tweed Heads South.

Current Status: Additional options currently being assessed and a report is expected for consideration at the March 2015 Council meeting.

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 being prepared.

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: Also linked to Item 11 - Notice of Motion "Tweed Valley Way/Tweed River Corridor" from Council Meeting of 23 January 2014 (Minute No 15 refers).
Report to be prepared.

16 OCTOBER 2014

REPORTS FROM THE DIRECTOR COMMUNITY AND NATURAL RESOURCES

11 [CNR-CM] Community Infrastructure Framework

576

**Cr M Armstrong
Cr K Milne**

RESOLVED that Council:

1. Endorses the revised Community Infrastructure Framework.
2. Notes an internal community infrastructure planning and delivery group is proposed to support implementation of the Community Infrastructure Framework as outlined in this report.
3. Brings forward an interim progress report to a future Council meeting.

Current Status: Report to be prepared for consideration at March 2015 Council meeting.

ORDERS OF THE DAY

37 [NOM] Seniors Exercise Equipment

NOTICE OF MOTION:

608

**Cr K Milne
Cr M Armstrong**

RESOLVED that Council:

1. Notes the popularity of the Seniors Exercise Equipment installed in Kingscliff.
2. Provides a report to a future meeting that considers:
 - a) a review of the merits of the Kingscliff Seniors Exercise equipment, and
 - b) provision of seniors exercise equipment of a similar standard in the other main population centres of the Shire, and simplified levels of seniors exercise equipment in the smaller population centres.

Current Status: Report to be prepared for consideration at March 2015 Council meeting.

20 NOVEMBER 2014

URGENCY MOTION:

[UM] Painted Handrails - Kyogle Road Bridge, Uki

627

**Cr B Longland
Cr M Armstrong**

RESOLVED that:

1. Council take no action in relation to the unauthorised painting of the handrail on Smiths Creek Bridge on Kyogle Road.
2. The paintwork remains pending advice from the Uki Village & District Residents Association regarding community opinion on the paintwork.
3. An article on the need for Council approval for works of this nature be included in a future Tweed Link edition.
4. A report be brought back to the February 2015 Council meeting.

Current Status: Consultation has commenced and due to the process of consultation through the Uki District & Residents Association the report has been delayed until March 2015 Council meeting.

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: Report to be prepared.

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: Report to be prepared following Council Workshop of 12 February 2015.

44 [NOM] Greening the Shire

NOTICE OF MOTION:

678

Cr B Longland
Cr C Byrne

RESOLVED that Council holds a workshop on possible participation in 2020 Vision and Greening the Shire.

Current Status: Workshop to be scheduled.

REPORTS FROM THE DIRECTOR COMMUNITY AND NATURAL RESOURCES IN COMMITTEE

C1 [CNR-CM] Community Services - Department of Social Services Regional Assessment Services Tender

REASON FOR CONFIDENTIALITY:

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.
- (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.

C 47

That Council supports:

1. Staff to continue discussions with the proposed Northern Community Care/Support Alliance.
 2. A proposed subcontractor arrangement for the Department of Social Services Regional Assessment Service tender through Community Options Australia and/or the proposed Northern Community Care Alliance subject to a risk assessment and a satisfactory
-

mitigation of identified risks once the model of delivery and governance has been agreed.

3. A further report will be presented to Council as soon as practicable on the Memorandum of Understanding and the results of the risk assessment.

Current Status: Action on items 1 and 2 in progress. Item 3 will be actioned following the determination of the lead agency.

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: A report to be prepared.

22 JANUARY 2015

REPORTS FROM THE DIRECTOR COMMUNITY AND NATURAL RESOURCES

- 16 **[CNR-CM] Update on Lease Arrangements with Tweed Valley Junior Motorcycle Club regarding Establishment of a Motorcycle Track on the Old Murwillumbah Landfill**

16

Cr G Bagnall
Cr M Armstrong

RESOLVED that Council:

1. Receives and notes the report on lease arrangements with Tweed Valley Junior Motorcycle Club regarding the establishment of a Motorcycle Track on the Old Murwillumbah Landfill; and
-

2. Endorses that a Councillors Workshop be held to discuss options for the future use of the site, taking into account the proposed Council industrial subdivision development for a broader, surrounding area within DA10/0704, which was approved by Council at its meeting of 26 June, 2012.

Current Status: Workshop is tentatively scheduled for 26 February 2015.

ORDERS OF THE DAY

9 [NOM] Jack Evans Boat Harbour - Artificial Reef Construction Using Reef Balls

NOTICE OF MOTION:

27

**Cr G Bagnall
Cr K Milne**

RESOLVED 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.

Current Status: Report to be prepared.

31 [NOM] Roadside Clean Up

NOTICE OF MOTION:

29

**Cr G Bagnall
Cr M Armstrong**

RESOLVED that Council officers prepare an options report outlining ways in which Tweed Shire Council can assist residents of the Shire to provide for bulky good disposal from household, including the strengths and weaknesses of the proposed options and any preliminary costing available. The report is to be provided for Council's consideration in dealing with the issues being experienced in providing the current biannual kerbside bulk waste collection service.

Current Status: Report to be prepared.

32 [NOM] Future of Fossil Fuels - Workshop

NOTICE OF MOTION:

30

Cr K Milne
Cr G Bagnall

RESOLVED that Council invites Dr Simon Michaux, Senior Research Fellow at the University of Queensland, to address a workshop with Councillors, the executive Management Team and relevant staff on:

- a) The future of fossil fuels;
- b) Potential impacts for Council and the Shire; and
- c) Recommendations for Council.

Current Status: Workshop to be scheduled.

34 [NOM] Water Extraction

NOTICE OF MOTION:

32

Cr K Milne
Cr G Bagnall

RESOLVED that Council requests the Office of Water to attend a workshop to advise on water extraction in the Tweed Shire.

Current Status: Workshop scheduled for 23 April 2015.

35 [NOM] Agricultural Development

NOTICE OF MOTION:

33

Cr K Milne
Cr M Armstrong

RESOLVED that Council invites Mr Tim Bennett, Principal of Red Primary, to a workshop to discuss opportunities for advancing agriculture and food security in the Shire.

Current Status: Workshop to be scheduled.

MAYORAL MINUTE

4 [MM-CM] Mayoral Minute for January 2015

SUBMITTED BY: Cr G Bagnall, Mayor



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

COMMITTEE MEETINGS

Attended by the Mayor

- 8 January Cabarita Economic Development Committee - Cabarita SLSC, Cabarita
-

INVITATIONS / MAYORAL REPRESENTATION:

Attended by the Mayor

- 8 January Pottsville Men's Shed Association - Tri-Care Retirement Village, Tweed Coast Road, Hastings Point
- 16 January Pottsville Lion's Club - Knox Park, Murwillumbah
- 26 January Australia Day Awards and Citizenship Ceremony - Bogangar Public School, Tweed Coast Road, Bogangar
- 26 January Australia Day Events at Kingscliff, Tumbulgum, Pottsville, and Burringbar

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

Nothing to report

Inability to Attend by or on behalf of the Mayor

Nothing to report

REQUESTS FOR WORKSHOPS:

Councillors did not request any additional workshops during January 2015.

CONFERENCES:

Conferences attended by the Mayor and/or Councillors

Councillors did not attend any conferences during January 2015.

Information on Conferences to be held

There was no information received on pending conferences during January 2015.

SIGNING OF DOCUMENTS BY THE MAYOR:

- 9 January Transfer - Sale of land - Lot 6 DP 868345 - Burringbar
 - 14 January Withdrawal of Caveat - Lot 2 DP 1019196 - Brett Street, Tweed Heads
 - 28 January Release of Positive Covenant Lot 5 DP 1185359
-

COUNCIL IMPLICATIONS:

a. Policy:

Code of Meeting Practice Version 2.4.2.

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 the Mayoral Minute for the month of January be received and noted.

UNDER SEPARATE COVER/FURTHER INFORMATION:

Nil.

RECEIPT OF PETITIONS

5 [ROP] 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 2.4.1, *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 2.4.1:

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 2.4.

COUNCIL IMPLICATIONS:

a. Policy:

Code of Meeting Practice Version 2.4.1.

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 GENERAL MANAGER

REPORTS FROM THE GENERAL MANAGER

6 [GM-CM] Internal Reporting (Public Interest Disclosure) Policy, Version 1.1

SUBMITTED BY: 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:

The *Public Interest Disclosures Act 1994* (the Act) sets out the system under which people working within Council can make complaints about the functioning of Council in a way that minimises the risk of reprisal. People can make disclosures about serious maladministration, corrupt conduct, serious and substantial waste and a failure to properly fulfil functions under the *Government Information (Public Access) Act 2009*.

Disclosures made in accordance with the Act are known as protected disclosures. Pursuant to section 6d of the Act, Council is required to have a policy and procedures for receiving, assessing and dealing with protected disclosures. To comply with the Act Council adopted at its meeting on 15 November 2011 the Internal Reporting (Public Interest Disclosure) policy.

The policy as it currently stands lists only one 'Disclosure Coordinator' being the Manager Corporate Governance and one 'Disclosures Officer' being the Corporate Compliance Officer. The suggested amendment will identify an additional officer for the two positions to facilitate the dealing with reports made under the Act.

RECOMMENDATION:

That Council adopts the amendments to the Internal Reporting (Public Interest Disclosure) Policy, Version 1.1 and in accordance with section 161 (2) of the Local Government Act 1993, dispenses with the requirement of publicly advertising the policy.

REPORT:

Council's Internal Reporting (Public Interest Disclosure) policy was first adopted by Council at its meeting on 15 November 2011 and sets out how public interest disclosures are to be dealt with.

The purpose of the Act is to encourage and facilitate the disclosure, in the public interest, of corrupt conduct, maladministration and serious and substantial waste in the public sector and contravention of Local Government pecuniary interest and Government information. Further it is to ensure that any public official who wishes to make a disclosure receives legal protection from reprisals, and that the matters raised in any disclosure are properly investigated.

By having alternate persons available to deal with disclosures will strengthen the systems and strategies Council has in place which in turn will also minimise the risk of detrimental action in reprisal for a report being made by a staff member if one of the nominated officers presently prescribed is absent.

Accordingly the policy has been amended to include the Executive Officer as an additional Disclosures Coordinator and the Director Corporate Services as an additional Disclosures Officer.

OPTIONS:

That Council:

1. Adopts the amendments to the Internal Reporting (Public Interest Disclosure) Policy, Version 1.0. This will enable Council staff to deal with disclosures promptly and in accordance with the Act.
2. Not adopt amendments to the Internal Reporting (Public Interest Disclosure) Policy, Version 1.0. This has the potential to delay the dealing with disclosures under the Act if the current nominated person is not available which in turn may increase the risk of reprisals against the person making the disclosure.

CONCLUSION:

The Internal Reporting (Public Interest Disclosure) Policy addresses Council's obligation to deal with disclosures made by staff about serious maladministration, corrupt conduct, serious and substantial waste and a failure to properly fulfil functions under the *Government Information (Public Access) Act 2009*.

The amendment to the policy is minor in its nature but will significantly assist Council staff. It will ensure disclosures received pursuant to the Act are dealt with in a timely manner.

COUNCIL IMPLICATIONS:

a. Policy:

Internal Reporting (Public Interest Disclosures) Policy, Version 1.0

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.

Internal Reporting (Public Interest Disclosure) Policy, Version 1.1 (ECM 3582671).

7 [GM-CM] Modification of Fee - Aerial Spraying Operations

SUBMITTED BY: Holiday Parks and Economic Development



Strengthening the Economy

LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:

- 3 Strengthening the Economy
 - 3.1 Expand employment, tourism and education opportunities
-

SUMMARY OF REPORT:

On 18 November 2014 Council advertised a proposed change to a fee in the 2014/15 Fees and Charges. This was an annual access fee for aerial spraying operations to be conducted at the Murwillumbah Airfield. The proposed fee variation was publically exhibited for a period of 28 days.

This report recommends that the proposed fee be amended in the 2014/15 Fees and Charges.

RECOMMENDATION:

That Council endorse the fee variation for crop dusting fees for in the 2014/15 Fees and Charges from \$1,561.90 to \$800 per annum (incl GST), in accordance with Section 610E of the Local Government Act, this reduction to take effect from 1 July 2014.

REPORT:

At its meeting on 16 October 2014 Council resolved to modify a fee for access to the Murwillumbah Airfield specific to aerial spraying operators in the 2014/14 Fees and Charges.

"that Council advertises the proposed reduction of crop dusting fees for Tapp's Aviation Pty Ltd for a period of 28 days, from \$1,561.90 to \$800 per annum (incl GST) in accordance with Section 610E of the Local Government Act, this reduction to take effect from 1 July 2014."

The proposed fee modification was placed on public exhibition for 28 days from 18 November 2014. A public notice of the exhibition period was published in the Tweed Link 18 November 2014 edition (inset below).

PUBLIC EXHIBITION 2014/15 AIRFIELD FEES - MURWILLUMBAH

Notice is given of the following proposed decrease in Council's annual access and landing fee for crop dusting aircraft at Bob Whittle Murwillumbah Airfield: Fee 2014/15 - Original Fee 2014/15. New Airfield Fees, Murwillumbah Crop Dusting p.a. \$1561.90 (inc GST) \$800.00 (inc GST). This new fee will be retrospectively effective 1 July 2014. This fee forms part of Council's statutory fees and charges which are exhibited and adopted in accordance with Part 10 of the Local Government Act.

Council has not received any submissions resulting from the exhibition.

OPTIONS:

1. Adopt the modified fee as exhibited; or
2. Do not proceed with the fee variation as exhibited.

CONCLUSION:

This report recommends that Council adopt the modified fee as advertised.

COUNCIL IMPLICATIONS:

a. 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:

Nil.

8 [GM-CM] Murwillumbah Visitors Information Centre - Alma Street, Murwillumbah

SUBMITTED BY: Holiday Parks and Economic Development

Valid



Strengthening the Economy

LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:

- 3 Strengthening the Economy
 - 3.1 Expand employment, tourism and education opportunities
-

SUMMARY OF REPORT:

Destination Tweed Inc has been operating under a lease with Council for its offices at the World Heritage Centre on Alma Street Murwillumbah for four years. The lease had an option for a further four years and this term coincides with the term of the services contract Council holds with Destination Tweed Inc.

The first term of the lease has expired and the second term of the lease will coincide with the expiry date of the services contract with Destination Tweed, so it is recommended that Council approves granting a further term of four years terminating on 30 September 2018 to Destination Tweed Inc with the rental to be increased annually by CPI.

RECOMMENDATION:

That Council:

- 1. Approves entering into a lease with Destination Tweed Inc for a term of four years with annual rental increasing by CPI for the Visitors Information Centre comprised in Lots 1 & 2 in DP 779813, Lots 1 & 2 in DP 779815, Auto Consol 1258-99 and Auto Consol 1076-110, located on Alma Street, Murwillumbah;**
- 2. Grants consent to Destination Tweed Inc for the subleasing of the premises and the General Manager be granted delegation to approve or refuse the subleasing as and when details of the subleasing entities are given by Destination Tweed; and**
- 3. All documentation be executed under the Common Seal of Council.**

REPORT:

Destination Tweed Inc has been operating under a lease with Council for its offices at the World Heritage Centre on Alma Street Murwillumbah for four years. The lease had an option for a further four years and this term coincides with the term of the services contract Council holds with Destination Tweed Inc.

The first term of the lease has expired and the second term of the lease will coincide with the expiry date of the services contract with Destination Tweed, so it is recommended that Council approves granting a further term of four years terminating on 30 September 2018 to Destination Tweed Inc with the rental to be increased annually by CPI.

Destination Tweed has also requested Council's consent to sublease part of the premises to other tourism entities during the term. Clause 10.7 provides that Council, as Lessor can approve or refuse a request to sub-lease at its discretion. A copy of their letter is attached to this report.

It is also recommended that Council approves the granting of consent to sublease and that the General Manager be granted delegation to approve or refuse the subleasing as and when details of the subleasing entities are given by Destination Tweed to Council.

OPTIONS:

1. That Council approves entering into a second term of four years with Destination Tweed for the Murwillumbah Visitors Information Centre as well as consent to sublease; or
2. That Council does not approve entering into a second term of four years with Destination Tweed for the Murwillumbah Visitors Information Centre.

CONCLUSION:

Destination Tweed Inc has operated the Murwillumbah Visitors Information Centre satisfactorily without issues and has provided a service to the Murwillumbah community and its visitors and it is recommended that Council approves entering into a lease for the second term to expire on 30 September 2018.

The subleasing of the premises to aligned tourism entities will support Destination Tweed to fulfil their obligations under their services contract with Council.

COUNCIL IMPLICATIONS:

a. Policy:

Corporate Policy Not Applicable

b. Budget/Long Term Financial Plan:

There is no budget implication arising from this report, rent will continue to be paid as the first term of the lease with annual CPI increases.

c. Legal:

Not Applicable.

d. Communication/Engagement:

Not Applicable.

UNDER SEPARATE COVER/FURTHER INFORMATION:

Attachment 1.

Letter from Destination Tweed seeking to sublease space at the Murwillumbah Visitors information Centre (ECM 3584374).

9 [GM-CM] Expression of Interest 2015 NSW IRB Surf Life Saving Championships on the Tweed Coast

SUBMITTED BY: Holiday Parks and Economic Development

Valid



Strengthening the Economy

LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:

- 3 Strengthening the Economy
 - 3.1 Expand employment, tourism and education opportunities
 - 3.1.2 Attract major events to the Tweed
-

SUMMARY OF REPORT:

Surf Life Saving New South Wales is seeking expressions of interest from Clubs who may be interested in hosting the 2015 NSW IRB Championships. Cudgen Headland SLSC is leading the application and seeking partnerships with the other SLSCs on the Tweed Coast. In submitting a combined submission to host the event, in this way they will pool their resources and provide greater flexibility on the venue for races depending on the surf conditions.

Council is being asked to support and endorse the Expression of Interest, which does not seek a cash contribution but an "in kind" contribution similar to the Australian IRB Championships to a maximum of \$8,000. Given that there are 500 participants, team officials, competitors and support crew coming from around NSW with accommodation required for the period of the championships (2 days) this major sports event is a worthy investment in sports tourism in our area.

Tweed Coast has firmly established itself as an excellent place to operate large scale surf competitions as demonstrated in the very successful Surf Life Saving Championships held at Kingscliff Beach in 2011 and 2012 and the 2014 Australian IRB Championship. The Expression of Interest to host the 2015 NSW IRB Championships is attached.

RECOMMENDATION:

That Council supports and endorses the submission of the Expression of Interest for the conducting of the 2015 NSW IRB Championships, and provides in kind funding support to a maximum of \$8,000.

REPORT:

As per Summary.

OPTIONS:

Ni.

CONCLUSION:

Council provides its endorsement and support to the Surf Life Saving Clubs on the Tweed Coast to submit their Expression of Interest to host the 2015 NSW IRB Championships.

COUNCIL IMPLICATIONS:

a. Policy:

Event Strategy 2011-2016

b. Budget/Long Term Financial Plan:

\$8,000 for Major Event Attraction 2014/2015 Budget, to fund any internal Council in kind support provided to a maximum of \$8,000.

c. Legal:

Not Applicable.

d. Communication/Engagement:

Inform - We will keep you informed.

UNDER SEPARATE COVER/FURTHER INFORMATION:

Attachment 1.

2015 NSW IRB Championships Expression of Interest to host
(ECM 3582083)

REPORTS FROM THE DIRECTOR COMMUNITY AND NATURAL RESOURCES

10 [CNR-CM] Tweed Coast Comprehensive Koala Plan of Management

SUBMITTED BY: Natural Resource Management

Valid



Civic Leadership



Caring for the Environment

LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:

- 1 Civic Leadership
- 1.5 Manage and plan for a balance between population growth, urban development and environmental protection and the retention of economical viable agriculture land
- 1.5.2 Land use plans and development controls will be applied and regulated rigorously and consistently and consider the requirements of development proponents, the natural environment and those in the community affected by the proposed development
- 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:

Council resolved on 19 January 2010 to prepare a draft Comprehensive Koala Plan of Management (CKPoM) for the Tweed Coast. The first stage of this process involved the preparation of the Tweed Coast Koala Habitat Study (TCKHS) which was completed in 2011 by Biolink Ecological Consultants with assistance from the Tweed Coast Koala Advisory Group (TCKAG).

The second stage of the process involved the preparation of the draft CKPoM which has been prepared based on extensive consultation with the community, key stakeholders, state agencies and the TCKAG.

The draft plan was prepared in accordance with State Environmental Planning Policy 44 (Koala Habitat Protection; SEPP 44) which aims to "encourage the proper conservation and management of areas of natural vegetation that provide habitat for koalas to ensure a permanent free-living population over their present range and reverse the current trend of koala population decline".

Consistent with the SEPP 44 guidelines, the draft plan contains both regulatory and non-regulatory provisions. The regulatory provisions include development control and statutory planning functions of Council. The non-regulatory provisions rely on the voluntary participation of the community to contribute to koala recovery and conservation such as measures to increase and improve habitat, better management of fire, reducing road mortality and dog attack.

A comprehensive public exhibition of the draft plan has been undertaken in accordance with Council's resolution of 18 September 2014. 52 submissions were received from lead environmental organisations, community associations, internal Council stakeholders and individuals throughout the Shire. Analysis of the submissions has resulted in some minor amendments which have been incorporated to the finalised plan.

The purpose of this report is to present the outcomes of the public exhibition and recommend the plan for adoption and implementation by Council.

RECOMMENDATION:

That Council:

- 1. Adopts the Tweed Coast Comprehensive Koala Plan of Management as a strategy of Council.**
- 2. Amends Tweed DCP 2008 to require consideration of the relevant sections of the Tweed Coast Comprehensive Koala Plan of Management for development proposals on the Tweed Coast.**
- 3. Prepares planning proposals to include a clause and overlay in LEP 2014 and LEP 2000 to reinforce the need for development to be consistent with the Tweed Coast Comprehensive Koala Plan of Management.**
- 4. Submits the Tweed Coast Comprehensive Koala Plan of Management to the NSW Department of Planning and Environment for approval under State Environmental Planning Policy No. 44.**

REPORT:

Council resolved on 19 January 2010 to prepare a draft Comprehensive Koala Plan of Management (CKPoM) for the Tweed Coast. The first stage of this process involved the preparation of the Tweed Coast Koala Habitat Study (TCKHS) which was completed by Biolink Ecological Consultants with assistance from the Tweed Coast Koala Advisory Group (TCKAG).

The TCKHS, adopted by Council in February 2011, provides the scientific background necessary to develop the CKPoM, specifically:

1. Survey and analysis of current (and past) koala distribution, population size and dynamics
2. Analysis of preferred koala food trees
3. Mapping of vegetation considered to be koala habitat
4. Mapping and assessment of key threats to koalas and their habitat
5. Investigation of regional and local habitat corridors
6. Assessment of areas suitable for habitat restoration and revegetation
7. Assessment of local population viability

The Tweed Coast Koala Habitat Study revealed that the Tweed Coast koala population has declined by approximately 50% within the last decade. The extent of the decline means that the remaining koala numbers are now so low (less than 150 animals) that mortalities due to fire, cars and domestic dog attack are no longer sustainable by the population over the long-term. If nothing is done, there is a very real risk that koalas could disappear from the Tweed Coast within the next 15 – 20 years. The study concluded that the Tweed Coast koala population is not viable without intervention and provided recommendations, many of which were designed to inform the preparation of the CKPoM.

In consultation with the TCKAG, Tweed Shire Council (TSC) engaged the services of Biolink Ecological Consultants to prepare a Comprehensive Koala Plan of Management for the Tweed Coast. To this end, Biolink convened a number of workshops with key stakeholders and provided a draft of this plan which was subsequently refined by Council's Natural Resource Management (NRM) and Planning staff in close consultation with the TCKAG.

The preparation of the plan (Attachment 1) has benefited from extensive consultation with the community, key stakeholders and the Department of Planning and Environment (DPE). This included detailed review by regional officers of DPE to ensure consistency with the relevant legislation - State Environmental Planning Policy 44 (Koala Habitat Protection; SEPP 44) which aims to:

encourage the proper conservation and management of areas of natural vegetation that provide habitat for koalas to ensure a permanent free-living population over their present range and reverse the current trend of koala population decline:

- (a) *by requiring the preparation of plans of management before development consent can be granted in relation to areas of core koala habitat, and*
- (b) *by encouraging the identification of areas of core koala habitat, and*
- (c) *by encouraging the inclusion of areas of core koala habitat in environment protection zones.*

Development of the draft plan has also benefited from engagement with other north coast councils including Byron Shire and Lismore City who have recently prepared CKPoMs.

Consistent with the SEPP 44 guidelines, the draft plan contains both regulatory and non-regulatory provisions. The regulatory provisions include development control and statutory planning functions of Council. The non-regulatory provisions rely on the voluntary participation of the community to contribute to koala recovery and conservation such as measures to increase and improve habitat, better manage fire and reducing road mortality and dog attack.

Council resolved on 18 September 2014 to place the draft Tweed Coast Comprehensive Koala Plan of Management on public exhibition for 28 days with a further 14 days for acceptance of submissions.

Public exhibition

A comprehensive public exhibition was undertaken in accordance with the resolution. To ensure the Tweed community was given an opportunity to review and comment on the draft plan before its adoption by Council, a detailed communications plan was prepared in line with Council's Community Engagement Strategy.

The exhibition, which commenced on Tuesday 21 October 2014, included a Council workshop, preparation and distribution of fact sheets, information stalls at local markets, web based information, presentations to key stakeholder groups, written notification to all key stakeholders including community and ratepayer associations and individual consultations on request. The public exhibition period closed on 2 December 2014.

Outcomes of exhibition

52 submissions were received as a result of the public exhibition. This included submissions from lead environmental organisations, community associations, internal Council stakeholders and individuals throughout the Shire. During the consultation period, feedback was invited and received in a variety of forms. The Communications Report presents the full detail and analysis of the submissions received at Attachment 2.

Of the submissions received, 88 per cent (46) gave qualified or unqualified support for the draft plan. No submissions were received from individuals or groups representing development interests. All issues that were raised in the submissions, together with the planning response and resulting recommendations are presented in full at Attachment 3, *Draft Tweed Coast Comprehensive Koala Plan of Management submissions analysis*.

Specific support was expressed for key aspects of the plan including Council taking a lead role with implementation, establishment of a Council Koala Management Advisory Committee, the definition of Core Koala Habitat and the development control provisions. Support for the strategic planning and habitat restoration provisions, together with the sections of the plan that detail strategies to manage the impacts of dogs, fire and roads, was also offered through the submissions. The presentation and structure of the plan, mapping and the aims and objectives were also supported.

Many constructive suggestions to improve the plan were received covering a range of issues such as dog management, fencing, Koala Management Committee composition, development controls, traffic mitigation and review of the plan.

Specific concerns were raised with regard to the direct ability of the plan to effect recovery of the Tweed Coast koala population, including the lack of detail on works to be carried out and

possible impacts on the delivery of public infrastructure works. The current Koala Connections project has commenced implementation of many actions addressing the full range of key threats and thus provides a unique opportunity with regard to demonstrating successful implementation of the plan. In addition, the planning response provides certainty for proponents and Council alike with regard to anticipated future development which will significantly improve outcomes. Concerns regarding the lack of detail were juxtaposed with some comments suggesting that the plan be made simpler.

Offsetting impacts from development generated submissions both in support and critical of the provisions included in the draft plan. Those concerned about offsetting were of the view that no removal of preferred koala food trees should be allowed and thus there should be no requirement for offsetting. The offset provisions of the plan are based on contemporary best practice, including offset ratios derived from those applied in the Commonwealth Governments offset calculator and others used by nearby Councils such as Lismore City. It should also be noted that contrary to the perceptions of some submissions the plan provides only very limited opportunity for offsetting and does not allow the removal of any koala feed tree where there is evidence of use by koalas, or any large koala feed tree (>250mm diameter) or preferred koala habitat in Koala Activity or Linkage precincts. This indicates the need for further communication and awareness raising with stakeholders about the details contained in the Plan.

Numerous points of clarification and minor amendments to improve readability were made and have been addressed accordingly as detailed in Attachment 3.

Plan amendments

All issues raised through submissions were analysed, a response prepared and recommendations relating to any subsequent amendments to the plan detailed (Attachment 3). These amendments have been fully incorporated into the Tweed Coast Comprehensive Koala Plan of Management (Attachment 1) as recommended for adoption.

Koala Advisory Group endorsement

The TCKAG have reviewed a summary of the exhibition outcomes including the planning responses and the subsequent plan amendments. The TCKAG has made an out of session resolution to recommend the plan to Council for adoption (See Attachment 4).

Next steps

Once the plan is adopted by Council, the following actions will be undertaken:

1. Notify stakeholders and make the final plan available on Council's website.
2. Submit the plan to the Department of Planning and Environment (DP&E) for approval under SEPP 44. Note, any further amendments suggested by DP&E will be considered by the Koala Management Committee who will subsequently make recommendations to Council.
3. Commence work on making relevant amendments to Tweed DCP 2008, LEP 2014 and LEP 2000. Note, although the plan will commence operation from the date of its adoption, these amendments will help to ensure that the plan is properly recognised within Council's planning framework. Importantly, inclusion in Council's LEPs will enable the conservation incentives for development in the future urban footprint (see Section 5.11 of the plan).
4. Establish the Koala Management Committee.

5. Prepare a detailed works program based on Section 14 of the draft plan and workshop with Council. This will include discussion of any implementation and resourcing issues and high priority actions including the preparation of a habitat restoration plan to direct restoration works and completion of a habitat study consistent with methods applied in 2009 to update data on koala population status.

OPTIONS:

1. That Council adopts the plan as a strategy of Council and submit to Department of Planning and Environment for approval under SEPP 44.
2. That Council does adopt the plan as a strategy of Council and submit to Department of Planning and Environment for approval under SEPP 44.
3. That Council makes further amendments to the plan prior to adopting as a strategy of Council and submitting to Department of Planning and Environment for approval under SEPP 44.

CONCLUSION:

The public exhibition of the draft plan has resulted in significant community support for the plan and its role in the conservation of the Tweed Coast koala population. The plan has been developed based on extensive scientific information and community consultation and responds to the full range of key threats faced by koalas on the Tweed Coast.

COUNCIL IMPLICATIONS:

a. Policy:

Once finalised and adopted by Council, the Tweed Coast Koala Plan of Management will represent an overarching strategy of Council. Additionally, the development controls contained in Part 5 of the plan will be incorporated into Council's Development Control Plan.

b. Budget/Long Term Financial Plan:

Council currently allocates approximately \$160,000 per year under the long term financial plan to implement the Tweed Coast Koala Plan of Management. It is anticipated that this sum can be increased by obtaining grant funding, however it is expected that there will be a shortfall in funding availability for the full range of projects recommended in the plan. Compliance with the plan may also increase the costs of some public infrastructure projects where they affect koalas or their habitat.

c. Legal:

Not Applicable.

d. Communication/Engagement:

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.

UNDER SEPARATE COVER/FURTHER INFORMATION:

Attachment 1. Tweed Coast Comprehensive Koala Plan of Management (ECM 3585835)

Attachment 2. Communications Report - Tweed Coast Comprehensive Koala Plan of Management (ECM 3580708)

Attachment 3. Draft Tweed Coast Comprehensive Koala Plan of Management submissions analysis (ECM 3580535)

11 [CNR-CM] Alternate Water Options Assessment - Seabreeze Pond

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 23 January 2014, Council considered a report regarding the Seabreeze Estate entry pond (the pond) located on the eastern side of Seabreeze Boulevard at Seabreeze Estate, Pottsville. One element of the resulting resolution was that Council:

Investigates the feasibility of other alternatives for recharging the pond with non-potable water, and should it be determined that it is not feasible, provide a report outlining the reasons to a future Council meeting.

This report details the investigations and results.

RECOMMENDATION:

That:

1. **The existing stormwater network be monitored for suitability to fill the pond (until end of May 2015).**
2. **The adjacent larger stormwater catchment to the east of the entry pond be connected to the system to augment the pond water levels if typical rainfall has not generated sufficient pond water levels.**
3. **That information signage as proposed in this report be erected at the pond.**

REPORT:

Introduction and Background

A Council meeting on 15 November 2012 considered a report about the Seabreeze Estate entry pond (the pond) located on the eastern side of Seabreeze Boulevard at Seabreeze Estate, Pottsville. The land is zoned RE1 (Public Recreation) under the Tweed Local Environment Plan 2014 and utilised for passive recreation. The meeting discussed the need for the use of large quantities of town water to sustain the pond levels, particularly in extended dry periods. Given Council's commitment to water conservation and its own Demand Management Program, Council decided that it could not continue to recharge the pond with town water and that it would rely solely on rain to fill the pond.

Following a period of community consultation, a report was prepared recommending stormwater be diverted from the surrounding streets into the pond to supplement rainfall. Council officers were also directed to explore other ways to recharge the pond's water levels.

The pond is currently receiving water from diverted stormwater to the south east of the pond and rainfall. This report provides further consideration into additional supplementary water options being:

1. The use of groundwater.
2. Returning stormwater from the large detention basins to the north of the estate; or
3. Additional water harvesting from a larger section of the stormwater network to the east of the pond.

Précis

The following is a précis of the findings of the technical report included in this report.

Groundwater: The report identifies that use of groundwater to supplement pond water would be constrained by water chemistry, the presence of acid sulphate soils (ASS), aquifer recharge rates in drier periods and potential drawdown impacts to adjacent structures. Further detailed assessment including testing and analysis and the development of a detailed dewatering management plan and an Acid Sulfate Soils Management Plan would be required with an application to the NSW Office of Water (NOW). Even if the application is approved, the extraction limit may be such that the cost of attaining the licence, monitoring long term impacts, and maintenance costs associated with iron staining of surfaces would restrict the feasibility of using groundwater as a supplementary water source for the pond.

Storm Water Retention Basins: Although water from the stormwater basins could be used to supplement the pond, there is considered to be only a small operational range of suitable water to draw from. Below this, there are potential issues with mobilising sediments and other pollutants (potentially causing odour and other amenity issues at the pond) and impacts to macrophytes (aquatic plants) within the basins affecting wetland functioning.

Additionally, the infrastructure and maintenance requirements for the pump, float switches and pipeline would need to be factored into Council's maintenance budget.

Additional water harvesting from the existing stormwater network: The redirection of stormwater to the pond was undertaken in 2014. A water balance assessment was undertaken prior to redirection works and it was considered that once full, the pond could be sustained with water from the diverted catchment. However, given the extended dry period during spring/early summer of 2014, the diverted network has not been sufficient to maintain water levels in the pond.

There is the potential for a larger section of the stormwater network to the east of the entry pond to be connected to the existing stormwater pipes currently directing stormwater to the pond. If the catchment as connected is deemed insufficient following a period of typical rainfall, a relatively simple and inexpensive option could be to add the nearby larger eastern catchment to the diverted stormwater network. This would be a low maintenance alternative as it would be a gravity connection.

Additional Information:

In response to concerns raised by the community after observations of apparent water loss through the overflow pit within the pond after heavy rain, Council officers met with community representatives on site on 27 January 2015.

A number of issues were discussed and actions agreed to as outlined below:

Issue:

- Pond overflow (for when it rains and overflows into stormwater) appears to have water leaking into it from the pond even when it is not overflowing - ie. it is leaking into the base of the overflow pit.
- Flow rate has been observed to increase with higher pond levels and decrease when pond level drops below pit base level.
- Rocks have been dumped into the overflow pit.

Actions:

- Investigate water leak issue and devise possible solutions.
- Add a grate to the vertical face of the pit to prevent people being able to throw rocks into the pit.
- Remove rocks during above actions.

Issue:

- Residents believe the water flow being pumped into the creek appear to be higher than the previous pumping system.

Action:

- Reduce flow rate by reducing valve opening, this will also reduce energy requirements.

Issue:

- Concern at the high rate of water loss through evaporation.

Action:

- Following above actions, community to monitor loss rate and advise Council if further actions are required.
- Investigate possibility of increasing water catchment options by diverting more of the stormwater system into the pond (this would need to be costed and approved by Council prior to implementation).

Issue:

- Concern over vegetation die back and general appearance (Mainly die back in Lomandra).

Action:

- All park maintenance resources focused on grass maintenance during peak growing season. Garden bed maintenance will be addressed during low growth season (winter).

Issue:

- Residents have proposed the use of a Polymer Sealer that is used to seal farm dams.

Action:

- Resident to forward additional information on Polymer Sealer to Council for further investigations.

Issue:

- The community would like to explore options to contribute to in pond/park maintenance.

Action:

- Council to liaise with community on requirements to establish a community volunteer group.

Community Education


The pond and creek bed have been designed to imitate the natural creeks of this region and water levels are dependent on the prevailing weather conditions. The pond is of a shallow nature and water levels may vary rapidly due to two main factors - natural soakage and evaporation at the pond, and over the length of the creek bed.

The pond provides stormwater retention and treatment for water directed from the road system in the immediate area. The water is then circulated by pumping to the top of the creek bed in two three hour cycles during the day, (6am to 9am) and (3pm to 6pm). Circulation provides aeration as water flows back to the pond over the rocks in the creek bed. This maintains water quality to meet environmental requirements.


Providing information on the design and function of the pond to the community and visitors to the pond may assist in their understanding of the reasons why the levels in the pond fluctuate over time. This may be achieved through the installation of information signage as proposed below:

Seabreeze Pond

This pond and creek bed have been designed to imitate the natural creeks of this region and water levels are dependent on the prevailing weather conditions.



This pond provides stormwater retention and treatment for water directed from the road system in the immediate area. This water is then circulated by pumping to the top of the creek bed in two three hour cycles during the day, (6am to 9am) and (3pm to 6pm). Circulation provides aeration as water flows back to the pond over the rocks in the creek bed. This maintains water quality to meet environmental requirements.



The pond is of a shallow nature and water levels may vary rapidly due to two main factors - natural soakage and evaporation at the pond and over the length of the creek bed.

Please do not feed the ducks. A healthy environment will provide them with all the food they need. Supplementary feeding of Ducks will make them sick and will contribute to poor water quality in the pond.

For information contact Tweed Shire Council (02) 6670 2400

TWEED SHIRE COUNCIL | TOGETHER FORWARD

OPTIONS:

1. The existing stormwater network be monitored for suitability to fill the pond (until the end of May 2015).
2. If typical rainfall has not generated sufficient pond water levels, then the adjacent larger stormwater catchment to the east of the Entry Pond to be connected to the system to augment the pond water levels (estimated cost is \$12,000).
3. The report is received and noted and no further action taken.
4. That information signage as included in this report be erected at the pond.

CONCLUSION:

Groundwater - The use of groundwater is not considered feasible given the significant environmental constraints and subsequent management measures that would be required to extract groundwater from the coastal aquifer on an ongoing basis. In addition, the level of groundwater assessment and long term management planning and monitoring could result in significant resourcing constraints. These studies and management plans would be required for an application to NOW. Even then, there is a likelihood that the NOW would not consider an application given the presence of acid sulphate soils and high metal content in groundwater.

As a consequence, a proposal to utilise groundwater as a supplementary source of water for the pond is unlikely to be feasible.

Stormwater Basins - In regards to drawing down water from the various wetland basins in the Estate, although a proportion of the water column could be recycled back to the ponds, the volume of water may not be enough to justify the cost associated with construction of a

new pipe network, pumps, and the ongoing maintenance of these. Given water is mostly required during dry times, it is likely that the basins in these periods would have low water volumes and therefore could not be used as a supplementary source.

As a consequence, a proposal to use stormwater from various stormwater basins within the estate is also considered unlikely to be feasible.

Additional water harvesting from the existing stormwater network

The as-constructed diverted stormwater system could facilitate the addition of a larger nearby catchment being connected to it. Given the current dry period, additional time (such as to the end of May 2015) is recommended to allow the pond to generate a sustainable water level. If the existing diverted catchment is deemed insufficient, the adjacent larger eastern catchment could be added to the system.

COUNCIL IMPLICATIONS:

a. Policy:

Not Applicable.

b. Budget/Long Term Financial Plan:

Cost to connecting adjacent stormwater catchment to the existing system is approximately \$12,000.

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. Department of Water and Energy Water Licenses and Acid Sulfate Soils Brochure (ECM 3553093)

Attachment 2. Technical Report (ECM 3582717)

12 [CNR-CM] Youth Strategy and Action Plan Progress Report 1

SUBMITTED BY: Community and Cultural 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
 - 2.1.1 Work closely with government and community organisations to improve services to children and families, youth, elderly, Indigenous people, disadvantaged and minority groups and to build stronger and more cohesive communities
-

SUMMARY OF REPORT:

The *Tweed Youth Strategy and Action Plan 2013-2017* (the Strategy) is Council's four-year integrated strategic plan which links to Council's Community Strategic Plan, the four-year Delivery Program, the annual Operational Plan and associated Budget. The Strategy addresses the many detailed issues and aspirations of Tweed's young people, and identifies shared solutions and strategic priorities that will help Council to deliver its vision for a strong community. The purpose of this report is to provide a progress update on the implementation of the Strategy since its adoption on 21 November 2013.

RECOMMENDATION:

That Council receives and notes the Youth Strategy and Action Plan progress report.

REPORT:

The *Youth Strategy and Action Plan* was adopted on 21 November 2013 and it was resolved in part to:

3. *Bring a status report and update to a future Council meeting after 12 months of operation.*

The *Youth Strategy and Action Plan* is based on the concepts of capacity building, partnership and empowerment to ensure that young people feel more connected to where they live and will be able to be involved in the planning and delivery of decisions that affect them. It identifies various sections of Council responsible for the implementation of the strategy and plan to ensure a whole-of-Council response to identified needs. Attachment 1 provides a summarised version of the *Youth Strategy and Action Plan* with a status update for each action provided by the Unit of Council identified as 'Leader'.

The *Youth Strategy and Action Plan* contains six strategic outcomes to address the issues raised during the engagement campaign. Some actions identified in the Strategy were dependent on access to grant funding and have not proceeded (at this stage) where funding was unavailable. It should be noted that in general there have been sweeping changes to the funding landscape making it far more difficult to source grants to support initiatives like transport, even though it remains a key issue for young people.

Highlights from the first year of implementation include:

Strategic Outcome 1 - Young People are Valued Members of the Community and Engaged in Decisions That Affect Them

Action 2: Partnering with public high schools to establish a Youth Council. Consultation with schools on the most appropriate model is continuing; agreement is likely to be reached before the end of Term 1, early April 2015. The proposed model will be presented to Council for endorsement.

Strategic Outcome 2 - Young People Feel Proud of Where They Live With Access to Quality Places and Spaces

Action 2: Construction of an accessible multi-purpose youth plaza at Knox Park. Planning is completed and funding secured. Construction is scheduled to commence before the end of the financial year.

Action 17: Engagement with local stakeholders to improve the Tyalgum Skate Park to make it a more usable informal youth recreation space. The project will be funded from the Youth Strategy budget allocation.

Strategic Outcome 3 - Young People are Involved in Local Events and a Range of Creative, Sporting and Social Activities

Action 6: Continuing to create opportunities for young people to be involved in local community events such as Battle of the Bands, Skateboarding clinics, Youth Week etc.

Strategic Outcome 4 - Young People Have Access to a Range of Local Education, Employment and Career Opportunities

Action 4: Direct support provided to schools for young people to participate in leadership and mentoring opportunities. The Community Development Officer-Youth (CDO-Youth) and three other Council staff acted as mentors in the 2014 Max Potential Program. The CDO-Youth also supports the Kids in Community initiative.

Strategic Outcome 5 - Young People Feel Safe and Protected from Drugs, Alcohol and Violence

Action 7: Direct support of \$5,000 for the 2013-2014 financial year to 'CoolHeads' outreach and activity program to identified hotspot public spaces ie. Knox Park, Cabarita Headland, and South Tweed Skate Park.

Strategic Outcome 6 - Young People Can Get Around, Have Access to Services and Have Affordable Places to Live

Action 3: Continuing to facilitate the Tweed Shire Housing and Homelessness Network and Tweed Shire Youth Network, addressing issues of youth homelessness, mental health and anti-social activity.

OPTIONS:

1. That Council receives and notes the Youth Strategy and Action Plan progress report.
2. That Council seeks further information on the Youth Strategy and Action Plan progress report.

CONCLUSION:

The *Youth Strategy and Action Plan* is an important strategic document that informs the way Council engages with and responds to the expressed and researched needs young people. The Community and Cultural Services Team are on track to deliver all funded actions as scheduled.

COUNCIL IMPLICATIONS:

a. Policy:

Youth v1.0.

b. Budget/Long Term Financial Plan:

Youth Strategy and Action Plan funding sources are drawn from the Long Term Financial Plan (LTFP) which provides the budget for the *Community Strategic Plan 2013-2023* (CSP) and includes:

- Youth Strategy Funding - the Long Term Financial Plan allocates \$40,103 in 2014-2015, with an annual CPI increase of 3%;
- Improved Services for Shire Youth - the Long Term Financial Plan allocates an annual salary for the CDO-Youth, responsible for the implementation of the *Youth Strategy and Action Plan* across Council;
- Section 94 Contribution Plans - various contribution plans provide funding for public open spaces and community facilities that will be accessed by young people;
- External funding - to be sought via application as grants become available, is another potential source of funding.

c. Legal:

Not Applicable.

d. Communication/Engagement:

Inform - We will keep you informed.

UNDER SEPARATE COVER/FURTHER INFORMATION:

Attachment 1. Youth Strategy Action Tables Update for 19.2.15 Progress Report 1 (ECM 3580101)

13 [CNR-CM] Affordable Entry to Tweed Aquatic Centres for People with Permanent or Temporary Disabilities - Trial 2

SUBMITTED BY: Community and Cultural 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
 - 2.1.1 Work closely with government and community organisations to improve services to children and families, youth, elderly, Indigenous people, disadvantaged and minority groups and to build stronger and more cohesive communities
-

SUMMARY OF REPORT:

This is a report on the second trial of affordable entry to Tweed Aquatic Centres for people with permanent or temporary disability carried out between 1 June 2014 and 30 November 2014. The second trial was a result of a recommendation by Tweed Shire Equal Access Advisory Committee following the success of the first trial. The purpose of the second trial was to gather a full twelve months of data in order to make recommendations about the viability of providing a permanent subsidy. The trial involved a fifty percent subsidy on individual and family six month Bronze Membership fees. The trial subsidies were funded from the Access Reserve. This report provides information on participation in the trial and associated costs funded through the Access Reserve.

RECOMMENDATION:

1. That Council notes the report on the results of the second trial of affordable entry to Tweed Aquatic Centres for people with permanent or temporary disability.
 2. That the subsidy available under the trial be implemented as a permanent subsidy and amend fees and charges with the following conditions:
 - a) Adults who receive the Disability Support Pension.
 - b) Children with a permanent disability confirmed by a letter from a Medical Practitioner or Medical Specialist such as a Paediatrician.
 - c) People with a chronic illness with a letter from a Medical Practitioner or Medical Specialist that clearly states the need for access to aquatic exercise or therapy as part of the ongoing treatment for the condition.
-

- d) **People with a temporary disability with a letter from a Medical Practitioner, Medical Specialist or Allied Therapist that clearly states the need for access to aquatic exercise or therapy as part of their treatment. Renewal of membership will require updated advice from the Medical Practitioner, Medical Specialist or Allied Therapist.**

REPORT:

Affordable entry to Tweed Aquatic Centres was included on the agenda of the Equal Access Advisory Committee in February 2013. This was a response to concerns from community members about the affordability of entry to the pools particularly where frequent and regular access to aquatic centres assists health and wellbeing.

At the 13 April 2013 Council meeting a Notice of Motion by Councillor Youngblutt requested that Council staff provide a report with recommendations on methods to investigate demand for affordable entry to the Tweed Aquatic Centres for people with permanent and temporary disabilities. A Report was presented to Council at the 15 August 2013 meeting and recommendation for a trial of subsidised entry under certain conditions between 21 September 2013 and 20 March 2014 was approved.

At the 15 May 2014 Council meeting a second six month trial under the same conditions as the first trial was approved following a recommendation from the April 2014 meeting of the Equal Access Advisory Committee. The Committee recommended a second trial in order to gather more comprehensive data on the longer term viability of the subsidy. The second trial was carried out between 1 June and 30 November 2014.

The subsidised cost of the six month Family Bronze Membership was \$215.00 (full membership \$430.00). The subsidised cost of the six month Individual Bronze Membership was \$132.50 (full membership \$265.00). Conditions applied for participation in the trial.

Trial Results

First Trial

A total of 108 subsidised six month Bronze Memberships were purchased during the first trial. A total of 81 individual and 27 family memberships were purchased (Table 1).

Table 1. First Trial

| | | | | | |
|-------------------------------------|---------|-------|------------|-----------|-------------|
| | Mur'bah | Tweed | Kingscliff | All Pools | Subsidy |
| 6 Months Individual | 48 | 27 | 6 | 81 | \$10732.50 |
| New Income (estimated 70% of sales) | | | | | \$7421.00 |
| | Mur'bah | Tweed | Kingscliff | All Pools | Subsidy |
| 6 Months Family | 24 | 2 | 1 | 27 | \$5805.00 |
| New Income | | | | | \$5590.00 |
| Overall Total | 72 | 29 | 7 | 108 | \$16537.50 |
| | | | | | Total Sales |
| | | | | | \$16537.50 |
| | | | | | New Income |
| | | | | | \$13011.00 |

Second Trial

A total of 128 subsidised six month Bronze Memberships were purchased during the second trial. A total of 94 individual and 34 family memberships were purchased (Table 2).

Table 2. Second Trial

| | | | | | | |
|-------------------|---------|-------|------------|-------------|---------|---------|
| 6 Months Individ. | Mur'bah | Tweed | Kingscliff | All Pools | Subsidy | |
| All Memberships | 54 | 32 | 8 | 94 | Total | \$12455 |
| New Memberships | 44 | 27 | 5 | 76 | New | \$10070 |
| 6 Months Family | Mur'bah | Tweed | Kingscliff | All Pools | Subsidy | |
| All Memberships | 32 | 1 | 1 | 34 | Total | \$7310 |
| New Memberships | 18 | 1 | 1 | 20 | New | \$4300 |
| | | | | Total Sales | | \$19765 |
| | | | | New Income | | \$14370 |

The total number of subsidised 6 month Bronze memberships purchased over the two trials was 236 including 175 individual and 61 family. In dollar terms this is a total of \$36,302.50 and new business making up \$27,381.

During the trial the Access Reserve contributed the 50% of full membership cost for each membership purchased. The access reserve could not be used to fund the subsidy on an ongoing basis. The trial proved that new income can be generated by offering subsidised entry in the two categories of six month Bronze Individual and Family memberships. There would be further beneficial outcomes for the aquatic centres considering the additional business from families and friends of the new members and the goodwill generated in the community towards Council as a result of the subsidy program.

Changed Conditions for Eligibility

It is proposed that the ongoing subsidy be available to adults who receive the Disability Support Pension and children with a permanent disability confirmed by a letter from a Medical Practitioner or Medical Specialist such as a Paediatrician. The parent of a child with a disability can choose to purchase an Individual or Family Bronze membership as Carers enter free of charge when accompanying the person with a disability.

People with a chronic illness will require a letter from a Medical Practitioner or Medical Specialist that clearly states the need for access to aquatic exercise or therapy as part of their ongoing treatment for the condition.

People with a temporary disability will require a letter from a Medical Practitioner, Medical Specialist or Allied Therapist that clearly states the need for access to aquatic exercise or therapy as part of their treatment. Renewal of membership will require updated advice from the Medical Practitioner, Medical Specialist or Allied Therapist.

OPTIONS:

1. To continue subsidised entry to Tweed Aquatic Centres in line with the conditions in the trial on a permanent basis and amend fees and charges accordingly.
2. Discontinue subsidised entry to Tweed Aquatic Centres.

CONCLUSION:

The trial investigating demand for affordable entry to Tweed Aquatic Centres for Tweed residents who have permanent or temporary disabilities resulted in increased sales of pool memberships over the two trial periods. The trial demonstrated that there is demand for subsidised pool memberships from people with permanent or temporary disability or chronic illness.

A total of 236 memberships were purchased during the trial including 147 new memberships. This would also have resulted in additional people accessing the aquatic centres. Many of the people purchasing the subsidised memberships visit the pools in the company of family, carers and friends. This was a timely and well received response to an expressed need by the community. Through this trial Council has demonstrated commitment to an accessible and inclusive community in line with its recently adopted Access and Inclusion Policy and Action Plan.

COUNCIL IMPLICATIONS:

a. Policy:

Access and Inclusion Policy v1.0.

b. Budget/Long Term Financial Plan:

During the trial periods the fee of \$36,302.50 was subsidised from the Access Reserve which cannot continue on a permanent basis as there are insufficient funds available in this reserve which is being utilised to implement initiatives of the Access and Inclusion Plan. It is noted that during the trial periods, new business of \$27,381 generated at the Tweed Aquatic Centres is not enough to cover the subsidy. Over the period of a year, the shortfall between new business generated and the subsidy is \$8,921.50 if the same pattern of usage continues. Nonetheless, it is recommended that the subsidy arrangement is put in place in accordance with Council's Access and Inclusion Policy to provide "universal access and social inclusion in its provision of services, facilities, programs, planning and regulatory processes" and permanently covered by general revenue.

c. Legal:

Not Applicable.

d. Communication/Engagement:

Inform - We will keep you informed.

UNDER SEPARATE COVER/FURTHER INFORMATION:

Nil.

14 [CNR-CM] Approval of International Travel for Gallery Director

SUBMITTED BY: Community and Cultural 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:

Approval of receipt of financial contribution towards international travel to attend 2015 Art Basel - Hong Kong Art Fair for Gallery Director, Susi Muddiman OAM.

RECOMMENDATION:

That Council accepts a financial contribution from the Friends of the Tweed Regional Gallery and Margaret Olley Art Centre to be used to acquire airfares for Gallery Director, Susi Muddiman OAM, to attend the 2015 Art Basel - Hong Kong Art Fair.

REPORT:

Art Basel - Hong Kong is the established platform for networking for the international art community, bringing together collectors, curators, artists and galleries from all over the world. Members of the arts industry increasingly recognise the importance of Art Basel - Hong Kong as part of their long term strategy as the economic and political balance of power shifts ever eastwards. In addition to the affluent and internationally-minded local and expatriate population from Hong Kong, Art Basel - Hong Kong attracts collectors from the constituencies of the region: Taiwan, Korea, Japan, Southeast Asia, Australasia and mainland China. International collectors are drawn by an opportunity to see a quality and geographical diversity of art not presented anywhere else in the world. The geographical location of Hong Kong offers the best of the international art scene within the Australasian context. Given the longevity and success of Queensland Art Gallery's Asia Pacific Triennial program, Art Basel - Hong Kong is often regarded as more relevant to Australia's arts industry.

The Gallery Director has previously attended Art Basel - Hong Kong (then known as ART HK) on two occasions; in 2011 approved and supported by Council, and in 2014 through private means. Both experiences proved to provide the Gallery Director with undeniable professional development opportunities.

Of major significance to the Gallery Director's professional development are Art Basel - Hong Kong's education and talks program featuring a world class line-up of speakers. These talks are complemented by artist and curator's talks hosted by the leading commercial galleries of the region. The Art Basel group assumed ownership and coordination of the former ART HK group in 2014. The Art Basel conglomerate attracted a line-up of some of the world's most influential museum directors and curators, and as a result the program for 2015 Art Basel - Hong Kong has built on those successes. The networking possibilities of attending this international art fair for both the Tweed Regional Gallery and the Gallery Director are significant. The opportunities to meet with leading gallery directors, both commercial and public in their operation, and artists, offers many possibilities for the Tweed Regional Gallery and its Director, from enhancing the Gallery's profile to networking with key collectors for future exhibitions and donations of artwork and capital. This trip will also provide new opportunities for the Gallery and help to promote it around the world.

The approximate cost of the travel component of this international travel, including insurances and return airfares is \$1,500. These expenses will be covered by the Friends of Tweed Regional Gallery and Margaret Olley Art Centre Inc. (the Friends). The Gallery Director has been offered private accommodation for the duration of her stay should this proposal be endorsed.

Attendance at Art Basel - Hong Kong offers the Gallery Director a unique learning experience and valuable career development. During previous attendance at the 2011 and 2014 Hong Kong art fairs the Gallery Director established contacts with a number of leading gallery directors and found their interest in Australian art and our cultural institutions to be very high. As a result of establishing these networks, the Gallery Director has previously worked on an international profile exhibition staged at a leading Hong Kong commercial gallery, Cat Street Gallery, and curated an exhibition showcasing the international contemporary art collection of two Australian collectors now residing in Hong Kong for the Tweed Regional Gallery. This exhibition coincided with the official opening of the Margaret

Olley Art Centre in 2015, and received excellent media coverage and acclaim within the arts industry.

Attendance at this significant international art event enhances the Tweed Regional Gallery's profile and reputation, offering many opportunities for Council. If endorsed, the travel would cover the period Friday 13 March - Friday 20 March 2015, incorporating the period Saturday 14 March - Tuesday 17 March for the art fair. Time in addition to the art fair and travel would be claimed as annual leave.

OPTIONS:

1. That Council endorses the approval of senior management and the acceptance of a financial contribution from the Friends of the Tweed Regional Gallery and Margaret Olley Art Centre for airfares for the Gallery Director Susi Muddiman OAM to attend 2015 Art Basel - Hong Kong Art Fair.
2. That Council does not endorse the approval of senior management and the acceptance of a financial contribution from the Friends of the Tweed Regional Gallery and Margaret Olley Art Centre for airfares for the Gallery Director Susi Muddiman OAM to attend 2015 Art Basel - Hong Kong Art Fair.

CONCLUSION:

That Council approves the receipt of funds from the Friends of the Tweed Regional Gallery and Margaret Olley Art Centre as a contribution towards the international travel request for the Gallery Director to attend 2015 Art Basel - Hong Kong Art Fair as outlined above.

COUNCIL IMPLICATIONS:

a. Policy:

Corporate Policy Not Applicable.

b. Budget/Long Term Financial Plan:

Return airfare to be funded by the Friends of Tweed Regional Gallery and Margaret Olley Art Centre Inc., and private contribution to accommodation. Travel expenses and registration from Council's training budget.

c. Legal:

Not Applicable.

d. Communication/Engagement:

Not Applicable.

UNDER SEPARATE COVER/FURTHER INFORMATION:

Nil.

15 [CNR-CM] Environmental Trust Education Grant - 2014/EG/0076 - Sustainable Grazing in the Tweed Valley

SUBMITTED BY: Natural Resource Management

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
 - 4.5.1 Promote and encourage sustainable and innovative agricultural practices
-

SUMMARY OF REPORT:

The Sustainable Agriculture Program has been successful in obtaining a grant of \$14,900 from the NSW Environmental Trust for an environmental education project titled "*Sustainable Grazing in the Tweed Valley*".

RECOMMENDATION:

That Council accepts the grant of \$14,900 from the NSW Environmental Trust for an environmental education project titled *Sustainable Grazing in the Tweed Valley* and votes the expenditure.

REPORT:

The Sustainable Agriculture Program has been successful in obtaining a grant of \$14,900 from the NSW Environmental Trust for an environmental education project titled "*Sustainable Grazing in the Tweed Valley*". The project will target key cattle producers in the Tweed Shire and provide them with the necessary information and advice to enable more sustainable use of land resources whilst increasing productivity and business viability.

Council will collaborate with other agencies including the North Coast Local Land Services and consultant expertise to develop and deliver the education program from March 2015 - December 2015.

COUNCIL IMPLICATIONS:

a. Policy:

Corporate Policy Not Applicable.

b. Budget/Long Term Financial Plan:

Receipt of grant and appropriate expenditure to be included in March Quarterly Budget Review.

c. Legal:

Not Applicable.

d. Communication/Engagement:

Inform - We will keep you informed.

UNDER SEPARATE COVER/FURTHER INFORMATION:

Nil.

16 [CNR-CM] Pest Management Report - May to December 2014

SUBMITTED BY: Entomology

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
-

SUMMARY OF REPORT:

This report outlines the works undertaken by Council's Pest Management Program Area to control the impacts of nuisance biting insects and vermin in the Tweed Shire for the period May - December 2014 (inclusive).

RECOMMENDATION:

That Council notes the May - December 2014 Pest Management report and continues the scheduled works.

REPORT:

MOSQUITOES

Enquiries

There were 27 enquiries relating to mosquitoes during the reporting period.

Seasonal abundance

The most frequently caught mosquitoes in carbon dioxide baited traps were *Aedes vigilax*, *Culex sitiens*, and *Aedes notoscriptus*.

During the last two mosquito seasons, Council's Pest Management Unit has been responding to an extension of warm weather and abnormal rainfall events. Historically the mosquito control season has been initiated in October and completed by April. In 2013/2014 the control season was initiated in September and extended through until June. This season (2014/2015), control works were required to be initiated in August.

See Figures 1 and 2 below for numbers of mosquitoes trapped at each of the three carbon dioxide trapping sites.

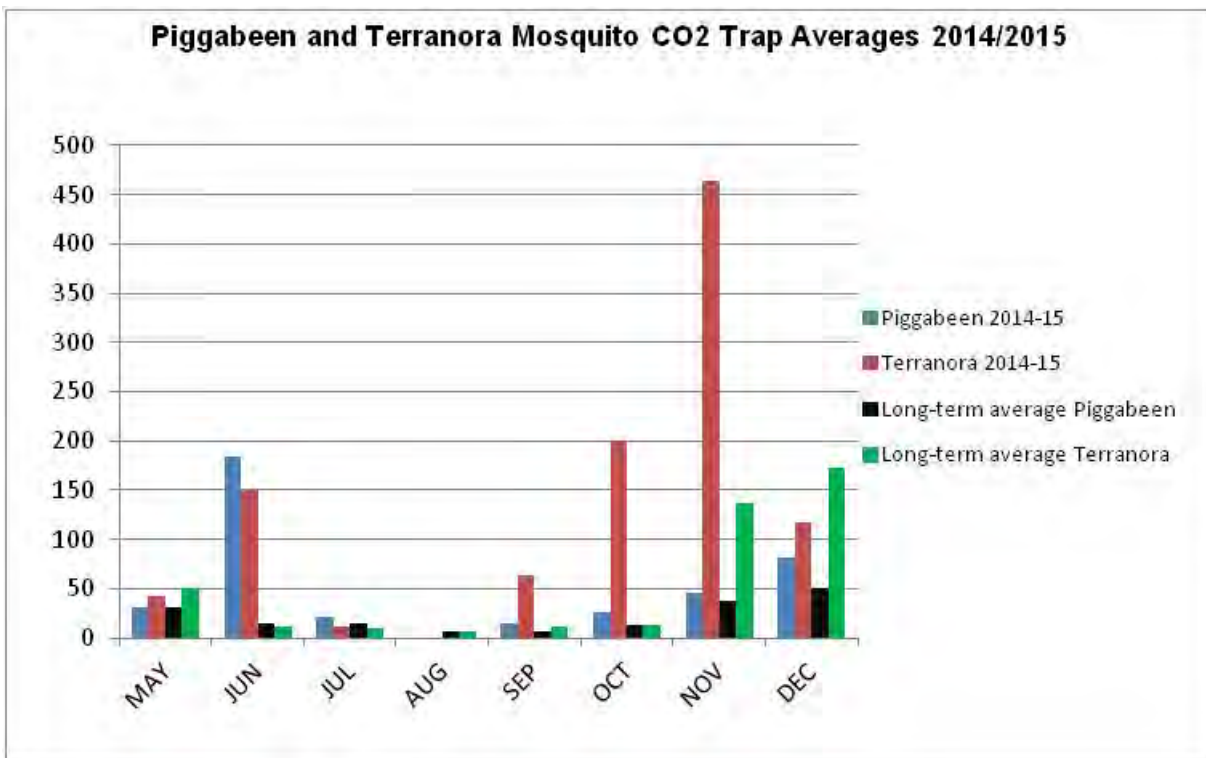


Figure 1: Results of mosquito trapping at Piggabeen and Terranora

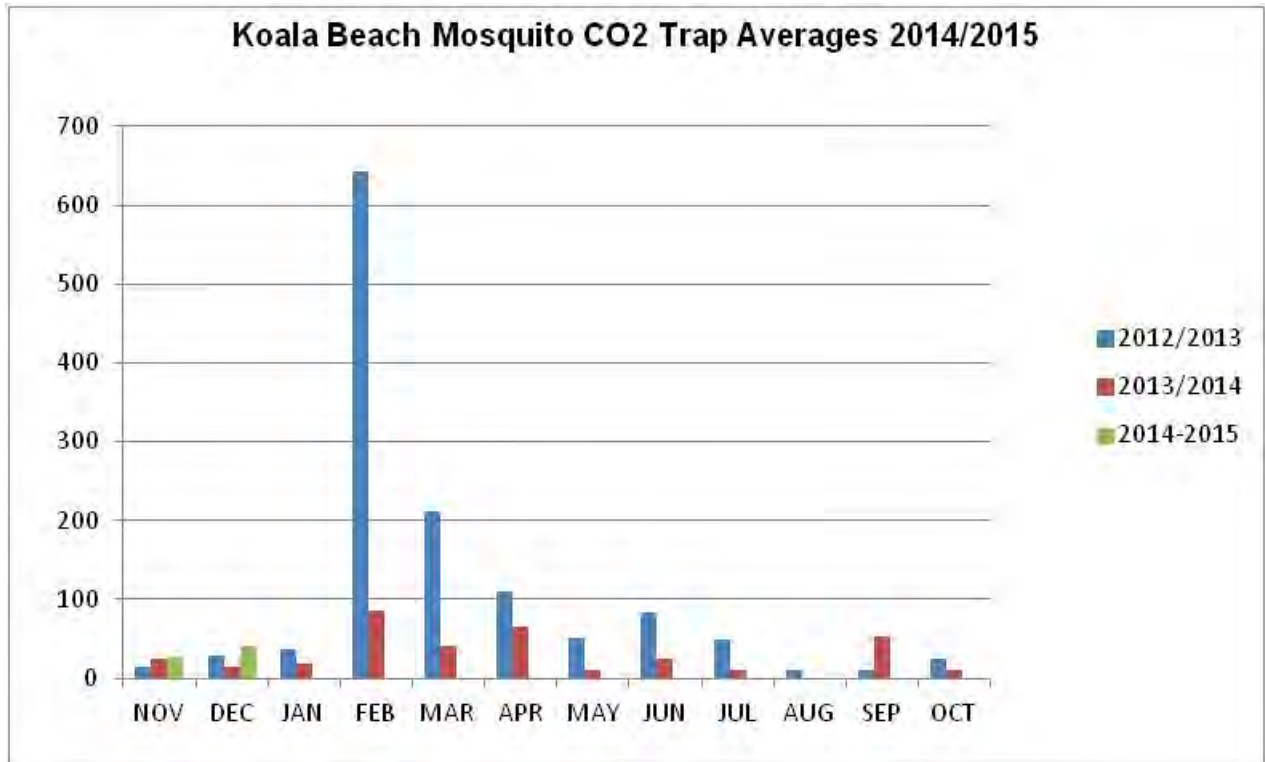


Figure 2: Results of mosquito trapping at Koala Beach Estate

Control Program

Council's Mosquito control program focuses on controlling the larvae stage of the Mosquito lifecycle. Council uses two target specific products, one a biological larvicide, and the other an insect growth regulator.

Bacillus thuringiensis subsp. israelensis (Bti) - Bti is ingested by the mosquito larvae, causing death within 24 hours. This larvicide is specific to mosquitoes and several other closely related flies. Bti poses no harm to other aquatic non-target organisms.

Methoprene is an insect growth regulator. Methoprene treated larvae are unable to successfully change from a pupa to the adult insect breaking the biological life cycle of the insect. Methoprene is also quite specific in its action, posing no risk to fish, crabs, amphibians and water birds.

There were three aerial mosquito larvicide treatments carried out over the report period, using 936kg of ProLink Prosand and 49.2 litres Vectobac AS.

See Table 1 below for dates and areas at which control was undertaken.

Table 1: Dates and area for aerial control

| Date | Site |
|------------|--|
| 11/09/2014 | Smiths Cobaki Broadwater Village Charles Bay Reserve Mahers Lane |
| 11/12/2014 | Smiths Cobaki Broadwater Village Charles Bay Reserve Mahers Lane Bolsters |
| 24/12/2014 | Smiths Cobaki Broadwater Village Charles Bay Reserve Mahers Lane Bolsters South Tumbulgum |

The aerial treatments were carried out in response to mosquito hatches stimulated by both rainfall and tidal events. All aerial treatment works successfully reduced mosquito larvae numbers to an acceptable level.

One scheduled treatment was unable to be carried out on 20 August 2014 due to unsuitable weather conditions. This mosquito larval hatching had been triggered by a significant rainfall event.

Ground-based mosquito larval control was carried out utilising sustained release methoprene over the report period. Areas with *Ae. vigilax* and *Ve. funerea* breeding were treated around Tweed Heads, Terranora, Banora Point, Bilambil, Tumbulgum, Chinderah, Pottsville, Koala Beach and Fingal.

Chemical applied to these areas included 52kg of Prolink pellets and 843 Prolink briquettes.

Arbovirus

Arboviruses are a class of viruses transmitted to humans by arthropods such as mosquitoes and ticks. The first two letters of the words 'arthropod' and 'borne', make up the 'arbo' that now designates this group of viruses as arthropod-borne.

There were 44 arbovirus notifications from Tweed Shire during the report period. These reports were from both coastal and hinterland localities.

Figure 3 (below) shows that Tweed Shire received 39 Ross River and 5 Barmah Forest virus cases.

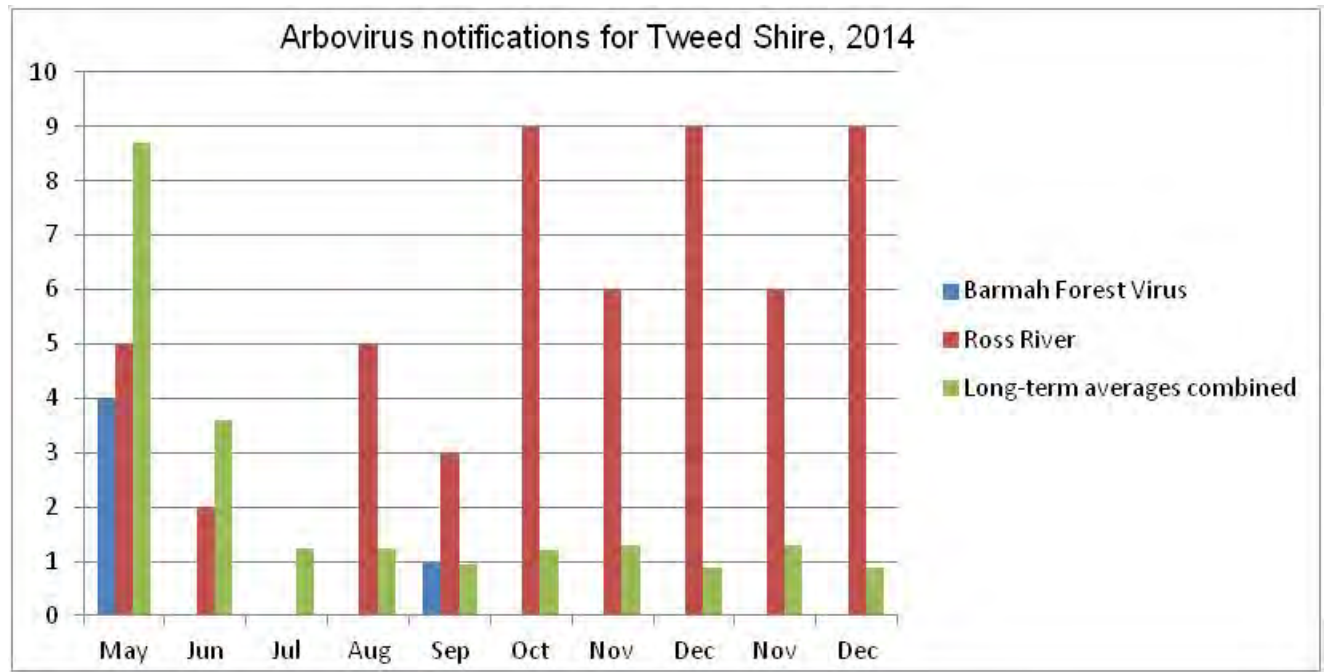


Figure 3: Arbovirus notifications from May 2014 – December 2014

Terranora Mangrove breeding mosquito research project

Monitoring of the Mahers Lane site has been ongoing during the reporting period.

BITING MIDGE

Seasonal activity

Canal breeding midge larval numbers at test sites were primarily below the seasonal average during the report period. See Figure 4. Larvae numbers were low due to disruption of the breeding cycle from canal dredging activities.

Enquiries

There were 10 enquiries relating to biting midges during the reporting period. Each enquiry prompted a visit by Council staff to the households affected. Householders were provided with an explanation as to the areas at which control measures can be applied for biting midge, and provided with information on how to alleviate biting midge problems at their property.

Control

No control has been implemented during the report period.

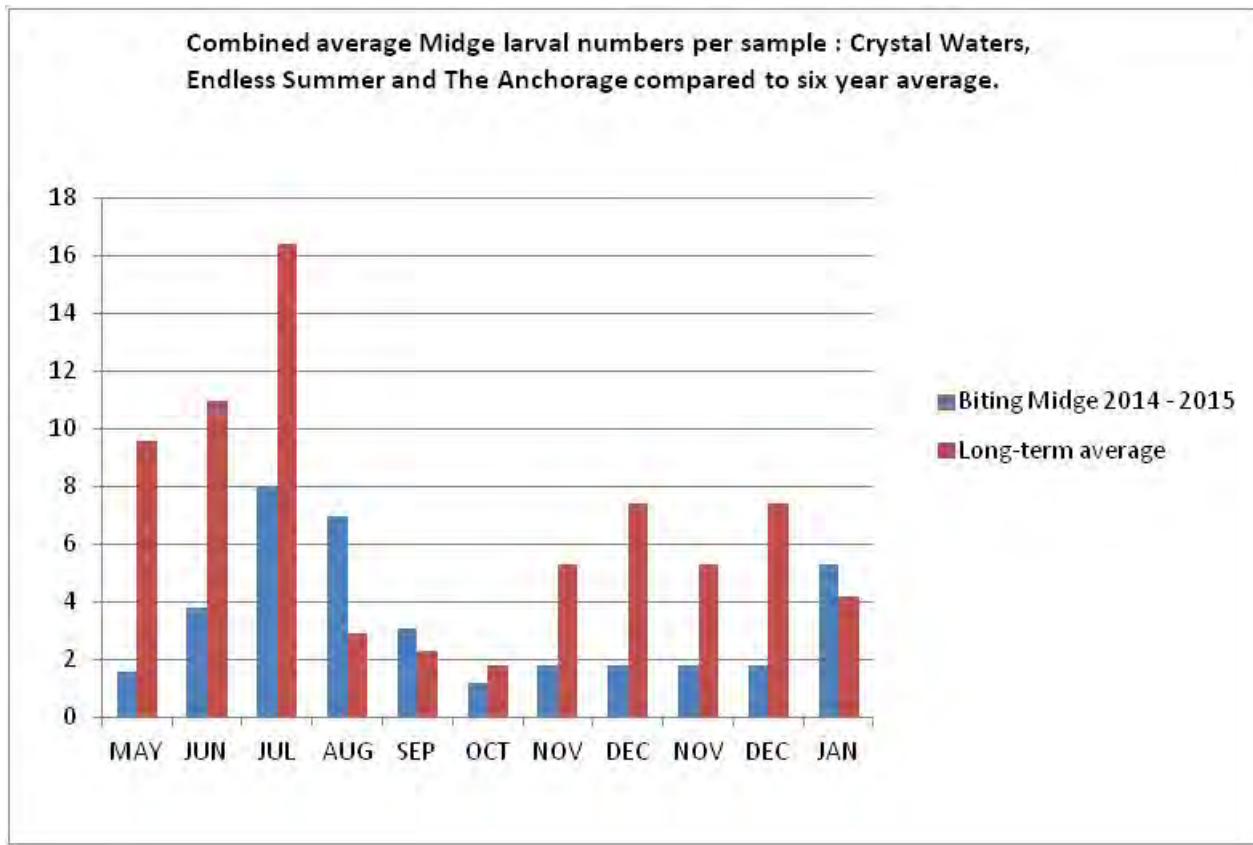


Figure 4: Biting midge larvae seasonal activity 2014 - 2015

OTHER PESTS

Enquiries from Community

There were 70 miscellaneous enquiries/service requests during the report period. The most common enquiries related to rabbits, ants, and pandanus plant-hopper.

Council Rodent Control

Rodent baiting and trapping has been carried out over the report period in Council buildings, around coastal holiday parks, sewerage treatment plants, adjacent to several drainage reserves and infested sections of Tweed River rock walls.

Pandanus Plant-hoppers

Monitoring of Pandanus trees in coastal areas for plant-hopper related dieback is continuing with some activity recorded in the Tweed Heads and Tweed Coast areas. A total of 68 Pandanus trees have been treated during the reporting period. Treatment is ongoing in these areas.

Termites

Inspection of 311 in-ground termite bait stations was carried out around Council owned buildings. No termite activity was detected in the stations.

CONCLUSION:

Overall, on-ground works undertaken achieved the objectives of controlling the impacts of nuisance invertebrate species and vermin to an acceptable level within known areas of occurrence within Tweed Shire.

COUNCIL IMPLICATIONS:

a. Policy:

Corporate Policy Not Applicable.

b. Budget/Long Term Financial Plan:

Due to the extension of warm weather and high rainfall events, almost 75% of the Pest Management budget has been expended in this financial year to date. The percentage of the financial year elapsed is 59%. Seasonal variations in conditions and increasing areas requiring treatment following development of additional coastal areas requires consideration of additional budget allocations in the long term financial plan.

c. Legal:

Not Applicable.

d. Communication/Engagement:

Inform - We will keep you informed.

UNDER SEPARATE COVER/FURTHER INFORMATION:

Nil.

17 [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.

RECOMMENDATION:

That Council approves the proposed Biodiversity Grants listed below:

| <i>Name</i> | <i>Area</i> | <i>Estimate (\$)</i> | <i>Description</i> |
|-------------------|----------------------|----------------------|--|
| Eggin | Uki | \$2,400 | Six person days of ecological restoration |
| Duncalfe | Carool | \$2,400 | Five person days of ecological restoration |
| McGuinness | Mount Warning | \$5,000 | Twelve person days of ecological restoration as an in-kind contribution to the Mid Tweed Environmental Trust project managed by Tweed Landcare. |
| | Total | \$9,800 | |

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 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> |
|-------------|---------------|----------------------|---|
| Eggins | Uki | \$2,400 | Six person days of ecological restoration |
| Duncalfe | Carool | \$2,400 | Five person days of ecological restoration |
| McGuinness | Mount Warning | \$5,000 | Twelve person days of ecological restoration as an in-kind contribution to the Mid Tweed Environmental Trust project managed by Tweed Landcare. |
| | Total | \$9,800 | |

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:

\$9,800 from existing Biodiversity Program budget.

c. Legal:

Not Applicable.

d. Communication/Engagement:

Inform - We will keep you informed.

UNDER SEPARATE COVER/FURTHER INFORMATION:

Nil.

18 [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 revegetation, weed control and provision of off stream water for cattle. The source of funding for this program is the Water Unit mandatory dividend for water and sewerage.

RECOMMENDATION:

That Council approves the proposed River Health Grants listed below:

| <i>Property Owner</i> | <i>Locality</i> | <i>Stream frontage (m)</i> | <i>Objective of works</i> | <i>Council contribution</i> |
|-----------------------|-----------------|----------------------------|--|-----------------------------|
| Jewry | Pinnacle | 1,300 | Fence riparian zone on property to restrict cattle, combined with revegetation to improve water quality. | \$12,000 |
| Kershaw | Eungella | 250 | Extend previous grant to allow for further weed control works. | \$1,000 |
| Smith | Chowan Creek | 2,000 | Provide plants to landowners to revegetate sections of Chowan Creek. | \$3,000 |
| Spitzkowski | Burringbar | 60 | Provide plants to landowners to revegetate section of Burringbar Creek. | \$320 |

REPORT:

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

The River Health Grants Program has been successful in attracting a diverse range of landholders, from traditional farmers to rural lifestyle property owners and has made an immediate improvement in the riparian conditions of treated areas.

In each case of funding, an agreement with land holders will be signed that details Council's contribution to the project and the commitments and responsibilities of the land holder. 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.

A significant project included in this report is the riparian fencing on the Jewry property at Pinnacle. The property is in the headwaters of South Pumpenbil Creek and the landowner has undertaken significant restoration works on the property including fencing off most riparian areas with the assistance of a previous river health grant. This project will see the completion of fencing of all riparian areas on the property, combined with revegetation of a small landslip area. The other projects are fairly minor, however the Smith property at Chowan Creek has the potential to be a very good riparian restoration project. The first stage will be to provide riparian plants to the Smith property where they will undertake staged plantings when time and human resources are available.

The proposed projects under this round of funding are listed below.

| <i>Property Owner</i> | <i>Locality</i> | <i>Stream frontage (m)</i> | <i>Objective of works</i> | <i>Council contribution</i> |
|-----------------------|-----------------|----------------------------|--|-----------------------------|
| Jewry | Pinnacle | 1,300 | Fence riparian zone on property to restrict cattle, combined with revegetation to improve water quality. | \$12,000 |
| Kershaw | Eungella | 250 | Extend previous grant to allow for further weed control works. | \$1,000 |
| Smith | Chowan Creek | 2,000 | Provide plants to landowners to revegetate sections of Chowan Creek. | \$3,000 |
| Spitzkowski | Burringbar | 60 | Provide plants to landowners to revegetate section of Burringbar Creek. | \$320 |

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 for approval in this round of river health grant agreements all include significant in-kind contributions from the property owners. Projects 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.

c. Legal:

Not applicable.

d. Communication/Engagement:

Inform - We will keep you informed.

UNDER SEPARATE COVER/FURTHER INFORMATION:

Nil.

19 [CNR-CM] Request to Upgrade Easement for Access through Council Owned Lot 1 DP 590220, Stotts Creek Resource Recovery Centre, Eviron

SUBMITTED BY: Waste Management

Valid



Supporting Community Life



Strengthening the Economy

LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:

- 2 Supporting Community Life
- 2.3 Provide well serviced neighbourhoods
- 2.3.4 Provision of high quality, best practice, solid waste disposal with energy recovery, and improving resource recovery practices and infrastructure which meets health and environmental requirements and projected demand
- 3 Strengthening the Economy
- 3.4 Provide land and infrastructure to underpin economic development and employment
- 3.4.3 Manage Council business enterprises to provide economic stimulus and maximise returns to the community

SUMMARY OF REPORT:

Council has received a request from the neighbours to the Stotts Creek Resource Recovery Centre, GR and KD O'Keefe Pty Ltd, to realign and widen the right of carriageway they have over Council's property to allow them to upgrade the access road to their property. This will allow them to submit a Development Application to develop a hard waste processing and sorting facility on their property.

The realignment will require some minor works at the landfill to move a fence which currently sits on the easement. The negotiation process will also allow Council to sort out some additional boundary issues between the two sites.

A processing and sorting facility for demolition waste adjacent to the landfill could be advantageous to Council and is consistent with both the Tweed Shire Waste Strategy and in line with the NSW Government's Waste and Resource Recovery Strategy in providing additional opportunities to divert waste from disposal.

The proposed facility will offer an alternative option for Council customers when it comes to disposal. This is likely to have an impact on Council's operations and should the O'Keefe's place a focus on operating as a transfer station at some stage in the future, the impact may become significant.

RECOMMENDATION:

That Council:

- 1. Agrees to widen the right of carriageway as requested on Lot 1 DP 9586423 and execute all documents under the Common Seal of Council, subject to the successful determination of boundary issues and costs.**
- 2. Seeks to resolve the boundary issues as part of this negotiation to resolve any issues with the location of infrastructure on Council's property.**
- 3. Delegates to the General Manager, Owner's Consent to sign the Development Application form to undertake the upgrades to the access road within the widened right of carriageway.**

REPORT:

Council has received a request from GR and KD O'Keefe Pty Ltd seeking Council's approval as the owner, to widen the right of carriageway they currently hold over Council's property at 298 Bartletts Road (Lot 1 DP 590220). They are proposing to upgrade the access road to their adjacent property, being Lot 2 DP 590220. The property over which they have the right of carriageway is the land in front of the Stotts Creek Resource Recovery Centre and the Pound.

GR and KD O'Keefe wish to upgrade the access road to their property to allow them to submit a Development Application for the construction of a demolition waste sorting and processing facility on their property.

Widening the access road will require Council to move the front fence and gate at the Stotts Creek Resource Recovery Centre back by approximately five metres as it currently encroaches on the easement. Council has the ability to request that any costs associated with this work be borne by the O'Keefe's, however the realignment of this fence would be required to facilitate other works proposed by Council at the landfill and therefore Council would have likely incurred those costs in the near future despite this proposal.

The section of road on Council's property that provides access to the O'Keefe property also provides access to the Council Pound. Council would need to ensure that any upgrade to this road will not impede access to the pound during these works.

The proposed development of a demolition waste sorting and processing facility aligns with the waste strategy that Council adopted in 2014 by providing opportunities to recover waste that is currently being disposed of into landfill.

The upgrade to the access road provides Council with the opportunity to move the gate for the tip shop to the front of the facility which will mean that visitors to the tip shop no longer need to travel through the waste site to enter the tip shop. This will increase security and safety at the landfill by limiting the unnecessary interface between site operations traffic and the public that are only visiting the tip shop. This will reduce weighbridge traffic by approximately 80 customers per day.

There is also a leachate storage pond constructed on Council land adjacent to O'Keefe property with batters that infringe on a small section of the O'Keefe property. It is recommended that as part of these negotiations Council seek a realignment of the boundaries to ensure the pond is wholly within Council's land.

The establishment of a demolition processing facility adjacent to the landfill is likely to take some business away from Council with customers electing to dispose of waste there. This will impact on Council's operating cost at the landfill which remains largely a fixed cost.

OPTIONS:

1. Support the proposed widening of the carriageway that GR and KD O'Keefe Pty Ltd have requested.
2. Negotiate with the O'Keefe's seeking to have the realignment of the property boundary to fully incorporate the leachate pond into Council's holdings as part of this negotiation.

3. Negotiate on the disbursement of costs associated with this project to minimise the impact on Council.
4. Refuse to allow the upgrade to the easement as likely to impact on our operations.

CONCLUSION:

Council has received a request from GR and KD O'Keefe Pty Ltd seeking to widen and realign the right of carriageway they current have through Council's property at 298 Bartletts Road (Lot 1 DP 590220) to allow them to modify the access road to their property, being Lot 2 DP 590220.

The modification to this easement will have minimal impact on Councils facilities, and the negotiations offer an opportunity to Council to sort out boundary alignment issues during this process.

The establishment of a demolition waste processing facility that can be used as a transfer station will provide competition for Council that will likely take away some of the customers using the Stotts Creek Resource Recovery Centre currently. This will likely have an impact on Councils operational costs.

COUNCIL IMPLICATIONS:

a. Policy:

Corporate Policy Not Applicable.

b. Budget/Long Term Financial Plan:

There will be a cost associated with the works proposed. It is the intent of Council to seek that any costs that Council will be likely to incur that are in addition to costs associated with our own development plans at the Stotts Creek Resource Recovery Centre will be met by the O'Keefe's.

Costs associated with any boundary realignment associated with the leachate pond would need to be met by Council.

c. Legal:

Not Applicable.

d. Communication/Engagement:

Not Applicable.

UNDER SEPARATE COVER/FURTHER INFORMATION:

Nil.

REPORTS FROM THE DIRECTOR ENGINEERING

20 [E-CM] Variation of Restriction on Use in SP 79995 - Tweed Ultima, Wharf Street, Tweed Heads

SUBMITTED BY: Design

FILE REFERENCE: DA14/0722

Valid



Civic Leadership

LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:

- 1 Civic Leadership
- 1.5 Manage and plan for a balance between population growth, urban development and environmental protection and the retention of economical viable agriculture land
- 1.5.2 Land use plans and development controls will be applied and regulated rigorously and consistently and consider the requirements of development proponents, the natural environment and those in the community affected by the proposed development

Tweed Ultima in Wharf Street, Tweed Heads was originally approved as a mixed residential, tourist accommodation two tower development in 2004 by the Department of Planning. There have been multiple s96 applications since that time, effecting changes to the use of the units within the towers.

DA13/0294 changed the use of nineteen (19) tourist accommodation units in the complex to dual use, shop top housing and serviced apartments. Council approved a variation and release of the restriction to reflect the change of use and car parking arrangements in April 2014.

A recent approval, DA14/0722, was issued on 24 November 2014 approved the change of use of a further seven (7) units to dual use shop top housing and serviced apartments.

The affected units are Lots 49, 90, 95, 101, 113, 114 and 120 in SP 79995.

The change of use is to be implemented by the variation of a Restriction on Use that was registered on SP 79995 on the lots specified, which limited the use of the lots burdened to tourist accommodation. Council has the right to vary, release or modify the restriction.

Condition 5(b) of DA14/0722 requires a clear nomination of the lawful development nature of each unit, and in accordance with the Restriction on Use, this must be varied to reflect the current approval.

The relevant documentation has been received and approved, and now requires execution by Council under the Common Seal.

RECOMMENDATION:

That Council:

- 1. Approves the Variation of Restriction on Use of Land ninthly referred to in SP 79995 affecting Lots 49, 90, 95, 101, 113, 114 and 120 in SP 79995; and**
- 2. Executes all documentation under the Common Seal of Council.**

REPORT:

Tweed Ultima in Wharf Street, Tweed Heads was originally approved as a mixed residential, tourist accommodation two tower development in 2004 by the Department of Planning. There have been multiple s96 applications and development applications lodged since that time, seeking to effect changes to the use of the units within the towers.

DA13/0294 changed the use of nineteen (19) tourist accommodation units in the complex to dual use, shop top housing and serviced apartments. Council approved a variation and release of the restriction to reflect the change of use and car parking arrangements in April 2014.

A recent approval, DA14/0722, was issued on 24 November 2014 approved the change of use of a further seven (7) units to dual use shop top housing and serviced apartments. This is a separate application and different lots to those of another report to be considered by Council.

The affected units are Lots 49, 90, 95, 101, 113, 114 and 120 in SP 79995.

The change of use is to be implemented by the variation of a Restriction on Use on the lots specified which was registered on SP 79995. The restriction limited the use of all of the lots burdened to tourist accommodation. Council has the right to vary, release or modify the restriction.

Condition 5(b) of DA14/0722 requires a clear nomination of the lawful development nature of each unit, and in accordance with the Restriction on Use, this must be varied to reflect the current approval.

The relevant documentation has been received and approved, and it is necessary for Council to sign the documentation under the Common Seal.

OPTIONS:

As the variation of the Restriction on Use is required to implement Council's condition of consent, there is no option but to approve the variation of the Restriction on Use and execute all documentation under the Common Seal.

CONCLUSION:

All documentation effecting the change of use has been approved, it is recommended that Council approves the variation of the Restriction on Use over Lots 49, 90, 95, 101, 113, 114 and 120 in SP 79995 and to execute all documentation under the Common Seal of Council.

COUNCIL IMPLICATIONS:

a. Policy:

Corporate Policy Not Applicable

b. Budget/Long Term Financial Plan:

No financial or budget implications arise from this report

c. Legal:

Required to enable development consent conditions approved by Council to be implemented.

d. Communication/Engagement:

Not Applicable.

UNDER SEPARATE COVER/FURTHER INFORMATION:

Nil.

21 [E-CM] Proposed Easement for Electricity Purposes over Council Land affecting Lots 350, 384, 385 and 394 in DP 1162588 - Seaside City, Kingscliff

SUBMITTED BY: Design

FILE REFERENCE: DA13/0174

Valid



Civic Leadership

LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:

- 1 Civic Leadership
 - 1.5 Manage and plan for a balance between population growth, urban development and environmental protection and the retention of economical viable agriculture land
 - 1.5.2 Land use plans and development controls will be applied and regulated rigorously and consistently and consider the requirements of development proponents, the natural environment and those in the community affected by the proposed development
-

SUMMARY OF REPORT:

Council granted development consent for the subdivision of several lots within DP1162588 at Seaside City, Kingscliff which includes a consent condition requiring the creation of Easements for Electricity Purposes affecting Lots 350, 384, 385 and 394, being Council Land, in favour of Essential Energy.

The plan of subdivision and creation of the easements have been submitted to Council and approved by Council's Development Engineer.

The Easements for Electricity purposes are proposed to be created by Transfer Granting Easement which is required to be signed by Council under Common Seal as the land owner. All associated costs for registration of the Transfer are to be borne by the applicant.

RECOMMENDATION:

That

- 1. Council approves the creation of proposed easements for electricity purposes affecting Lots 350, 384, 385 and 394 in DP1162588, Kingscliff for the benefit of Essential Energy; and**
 - 2. All documentation be executed under the Common Seal of Council.**
-

REPORT:

Council granted development consent for the subdivision of several lots within DP1162588 at Seaside City, Kingscliff which includes a consent condition requiring the creation of Easements for Electricity Purposes affecting Lots 350, 384, 385 and 394, being Council Land, in favour of Essential Energy.

Consent Condition 56 of DA13/0174 states:

"56. The creation of easements for services, rights of carriageway and restrictions as to user (including restrictions associated with planning for bushfire) as may be applicable under Section 88B of the Conveyancing Act including (but not limited to) the following:

- (a) Easements for sewer, water supply and drainage over ALL public services/infrastructure on private property.*
- (b) Identify all allotments to be created as dual occupancies.*
- (c) Positive Covenant over the subject land (as applicable) to ensure that the required provisions of the "Planning for Bushfire Protection 2006" Guidelines and the General Terms of Approval of the Consent as imposed under Section 100B of the Rural Fires Act 1997 are enforced in perpetuity.*
- (d) Extinguishment of superfluous Right Of Carriageways that were previously created to provide temporary turning areas for refuse vehicles and the general public, but are now no longer required.*
- (e) A Restriction As To User requiring that all roofwater from houses, buildings or structures shall be discharged to an approved infiltration pit located on the subject property. The infiltration pit shall be approved by the Principle Certifying Authority.*

Pursuant to Section 88BA of the Conveyancing Act (as amended) the Instrument creating the right of carriageway/easement to drain water shall make provision for maintenance of the right of carriageway / easement by the owners from time to time of the land benefited and burdened and are to share costs equally or proportionally on an equitable basis.

Any Section 88B Instrument creating restrictions as to user, rights of carriageway or easements which benefit Council shall contain a provision enabling such restrictions, easements or rights of way to be revoked, varied or modified only with the consent of Council.

Privately owned infrastructure on community land may be subject to the creation of statutory restrictions, easements etc in accordance with the Community Land Development Act, Strata Titles Act, Conveyancing Act, or other applicable legislation."

The plan of subdivision and creation of the easements has now been submitted to Council and approved by Council's Development Engineer. Please refer to the plans over the page

showing the location of the easements within Lot 350 (Diagram 1), Lot 394 (Diagram 2) and Lots 384 and 385 (Diagram 3).

Diagram 1 - Plan of Easement for Electricity Purposes within Lot 350 DP1162588 at Seaside City Development.

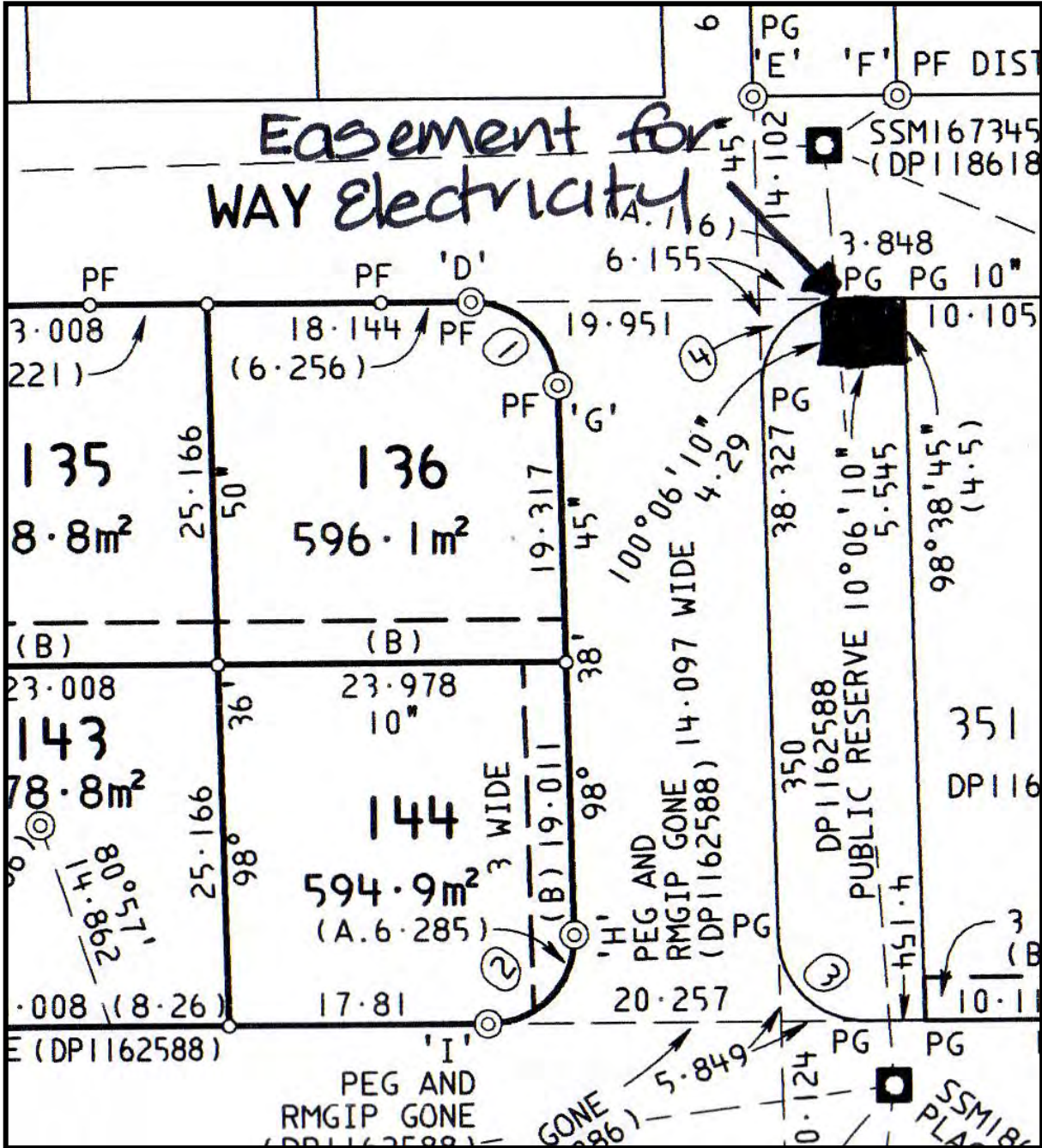


Diagram 2 - Plan of Easement for Electricity Purposes within Lot 394 DP1162588 at Seaside City Development.

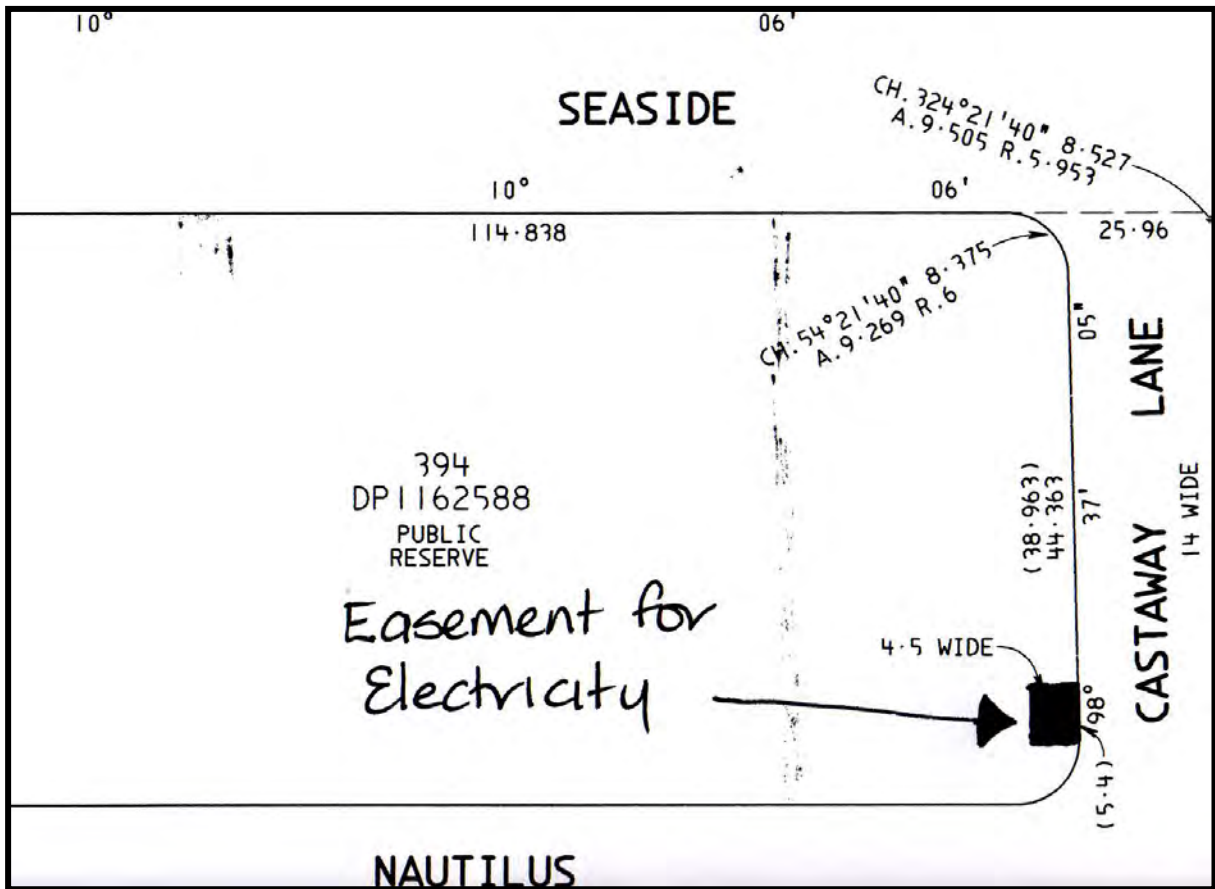
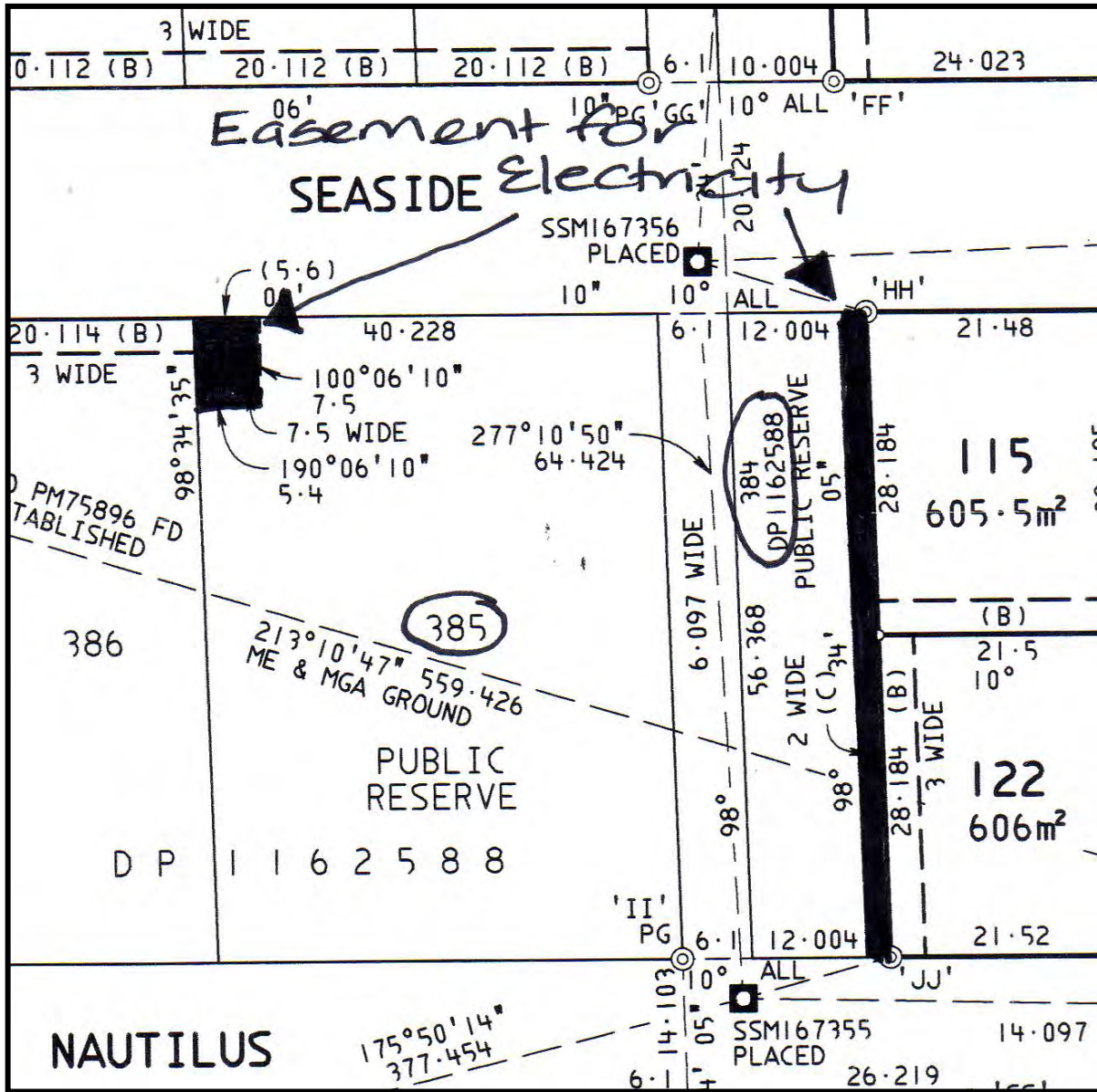


Diagram 3 - Plan of Easement for Electricity Purposes within Lot 384 and 385 DP1162588 at Seaside City Development.



Lots 350, 384, 385 and 394 in DP1162588 are public reserves and classified as community land, there is no Council infrastructure within the proposed easement areas.

The *Local Government Act 1993*, enables Council to approve the creation of easements within community land pursuant to section 46(1)(a), whereby Council can grant an estate in the land, for the provision of public utilities and works associated with or ancillary to public utilities.

An “estate or interest” in this context is an “interest, right or encumbrance”. An easement, by definition is a “right enjoyed by the owner of one piece of land to carry out some limited activity (short of taking possession) on another piece of land”.

OPTIONS:

1. That Council approves the creation of Easements for Electricity Purposes affecting Lots 350, 384, 385 and 394 in DP1162588; or
2. That Council does not approve the creation of Easements for Electricity Purposes affecting Lots 350, 384, 385 and 394 in DP1162588.

CONCLUSION:

The plan of subdivision and creation of the easements has been submitted to Council and approved by Council's Development Engineer.

The Easement for Electricity Purposes is proposed to be created by Transfer Granting Easement which is required to be signed by Council under Common Seal as the land owner. All associated costs for registration of the Transfer are to be borne by the applicant.

It is recommended that Council approves the registration of Easements for Electricity Purposes affecting Lots 350, 384, 385 and 394 in DP1162588.

COUNCIL IMPLICATIONS:

a. Policy:

Corporate Policy Not Applicable.

b. Budget/Long Term Financial Plan:

No Future Budget Implications.

c. Legal:

Creates legally binding Easements for Electricity Purposes.

d. Communication/Engagement:

Inform - We will keep you informed.

UNDER SEPARATE COVER/FURTHER INFORMATION:

Nil.

22 [E-CM] EC2014-172 Slope Stabilisation of Tomewin Road and Numinbah Road

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
 - 2.4.3 Ensure local streets, footpaths and cycleways are provided, interconnected and maintained
-

SUMMARY OF REPORT:

Tender EC2014-172 Slope Stabilisation of Tomewin Road & Numinbah Road was called to engage a suitably qualified and experienced service provider to construct slope stabilisations and pavement restorations to slope failure sites at each road. The slopes failed during the Natural Disaster declared flood event in January 2013.

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 14 January 2015 in the Tender Box located in the foyer at the Tweed Shire Council Civic and Cultural Centre, Murwillumbah NSW 2484.

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

RECOMMENDATION:

In respect to Contract EC2014-172 Slope Stabilisation of Tomewin Road and Numinbah Road:

- 1. Council awards the contract to Geo Stabilise Pty Ltd for their alternate offer for the amount of \$257,329.32 (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 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:-**
- (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 EC2014-172 Slope Stabilisation of Tomewin Road & Numinbah Road was called to engage a suitably qualified and experienced service provider to construct slope stabilisations and pavement restorations to slope failure sites at each road. The slopes failed during the Natural Disaster declared flood event in January 2013.

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 14 January 2015 in the Tender Box located in the foyer at the Tweed Shire Council Civic and Cultural Centre, Murwillumbah NSW 2484.

Tender Advertising

As per the requirements of the Local Government Regulation 2005, tenders were officially advertised for EC2014-172 Slope Stabilisation of Tomewin Road & Numinbah Road on 9 December 2014 in the Sydney Morning Herald. The tender was also advertised in Council's website and Tweed Link from 8 December 2014.

Tender Addendums

There were no Notice to Tenderers or Addendums issued before the close of tender.

Tender Submissions

As per the requirements of the Local Government Regulation 2005, tender submissions closed at 4.00pm (local time) on 14 January 2015 in the Tender box located in the foyer of the Tweed Shire Council Civic and Cultural Centre, Murwillumbah NSW 2484. Eight (8) tender submissions were recorded at the Tender Box opening and their details are as follows:

| Tenderer | ABN |
|--|----------------|
| Piling & Concreting Australia Pty Ltd | 79 137 273 682 |
| Pan Civil | 37 001 992 963 |
| Geo Stabilise Pty Ltd - Conforming offer | 47 166 054 842 |
| Geo Stabilise Pty Ltd - Alternate offer | 47 166 054 842 |
| Fusion Civil | 50 160 078 222 |
| Crosana Pty Ltd | 45 943 696 462 |
| Civil Team Engineering Pty Ltd | 34 118 683 186 |
| Elite Retaining Systems Pty Ltd | 66 601 876 680 |

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

| Criterion | Document Reference | Weighting (%) |
|---|---------------------------|----------------------|
| Value for Money (Normalised Tender Price) | Schedule 2 & 3 | 50 |
| Previous and Current Works (Experience) | Schedule 4 | 10 |
| Methodology and Work Program (Time) | Schedule 6 | 10 |
| WHS and Risk Management | Schedule 7 | 10 |
| Environmental Management | Schedule 7 | 5 |

| Criterion | Document Reference | Weighting (%) |
|---|--------------------|---------------|
| Quality Management | Schedule 7 | 5 |
| Local Content (Development of Local Business/Industry) (Mandatory 10% assessment as per Policy) | Schedule 11 | 10 |
| Sustainable Procurement | Schedule 10 | No |
| | Total | 100 |

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 Manager Roads and Stormwater, Senior Engineer - Assets and Maintenance and Senior Engineer - Contracts conducted the tender assessment.

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

- (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.

The alternate offer from Geo Stabilise Pty Ltd achieved the highest overall assessment score and is therefore deemed as the most advantageous option for Council. This offer is based on installing geosynthetically confined soil walls at both sites using soil nails and micropiles. These walls have the benefit of improved visual appearance from vegetated faces and clear drainage through the structures.

Below are example photographs of the solution proposed by the tenderer (Geo Stabilise Pty Ltd). This product has not previously been utilised by Council and provides an environmentally engineered solution to stabilisation of the road embankment.



OPTIONS:

1. Award the contract to the recommended tenderer.
2. Not award the contract to the recommended tenderer.

CONCLUSION:

Based on the Tender Evaluation, it is recommended that Council awards the contract EC2014-172 Slope Stabilisation of Tomewin Road & Numinbah Road to Geo Stabilise Pty Ltd for their alternate offer.

COUNCIL IMPLICATIONS:

a. Policy:

Procurement Policy v1.5.

b. Budget/Long Term Financial Plan:

Natural Disaster Relief and Recovery Arrangements grant assistance.

c. Legal:

Not Applicable.

d. Communication/Engagement:

Inform - We will keep you informed.

UNDER SEPARATE COVER/FURTHER INFORMATION:

(Confidential) Attachment 1. EC2014-172 Slope Stabilisation of Tomewin Road and Numinbah Road - Tender Evaluation Report (ECM 3581955).

(Confidential) Attachment 2. EC2014-172 Slope Stabilisation of Tomewin Road and Numinbah Road - Tender Evaluation Scoring Sheet (ECM 3579786).

23 [E-CM] Sealing of Gravel Roads

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 |
| 2.4.3 | Ensure local streets, footpaths and cycleways are provided, interconnected and maintained |

SUMMARY OF REPORT:

On 20 February 2014 Council considered a report that responded to a previous notice of motion concerning the prioritisation of sealing gravel roads generally, and Round Mountain Road more specifically.

The 2014 report outlined the capital and ongoing costs of road upgrading, an assessment of relative priority of road projects and programs competing for funding allocations, including the role of Council's road asset management system.

Council resolved that the priority for upgrading gravel roads be assessed by a multi-criteria analysis including:

- Road safety
- Road alignment and width
- Traffic count
- Network hierarchy
- Transport task
- Cost benefit and environmental

This report details the outcomes of the above prioritisation process for the 130 gravel roads in Tweed Shire, in order to assist Council with the upcoming budget and Infrastructure Program deliberations for 2015/2016.

RECOMMENDATION:

That Council endorses the ranking system and prioritisation list for sealing of gravel roads.

REPORT:

Background

On 20 February 2014 Council considered a report that responded to a previous notice of motion (17 October 2013) concerning the prioritisation of sealing gravel roads generally, and Round Mountain Road more specifically.

The 2014 report outlined the capital and ongoing costs of road upgrading, an assessment of relative priority of road projects and programs competing for funding allocations, including the role of Council's road asset management system, and recommended multi-criteria analysis for the assessment of priority for upgrading gravel roads.

Council resolved the following:

"RESOLVED that the priority for upgrading gravel roads be assessed by a multi-criteria analysis, including:

1. *The priority for upgrading gravel roads be assessed by a multi-criteria analysis, including:*
 - *Road safety – gives higher priority to roads with a poor accident history.*
 - *Road alignment and width – give higher priority to roads where the alignment or width is below standard and/or inappropriate for the road function.*
 - *Traffic count – give higher priority to higher traffic volume.*
 - *Network hierarchy – give higher priority for higher functional class. Give higher priority to network linkages that provide connectivity around the Tweed Valley, and lower priority to no-through roads.*
 - *Transport task – give higher priority to roads that provide for the movement of traffic in support of the economy, or that are bus routes.*
 - *Cost benefit and environmental impacts.*
2. *Prioritised recommendations for sealing of gravel roads be included in the Infrastructure Program when it is reported to Council as part of its budget deliberations."*

This report details the outcomes of the above prioritisation process for the 130 gravel roads in Tweed Shire, in order to assist Council with the upcoming budget and Infrastructure Program deliberations for 2015/2016.

Gravel Road Assessment

The Council resolution requires a cost benefit analysis of the gravel road network in order to prioritise a potential future sealing program (which is currently unfunded).

The costs and benefits outlined in the Council resolution can be broadly grouped into the following categories:

| | CRITERIA | ASSESSMENT |
|-----------------|------------------|--|
| BENEFITS | 1. Safety | Accident data on gravel roads. Sealing may reduce recurrence of accidents. Alignment and width. Where gravel roads have substandard design, sealing may reduce the likelihood of accidents. |
| | 2. Network | Road hierarchy. Higher order roads will generally provide a higher level of service if sealed. Road connectivity. Sealing of through roads has the capacity to benefit other lower order roads as they connect access roads to main arterials. Transport task. Sealing of roads servicing local industry, facilities or public transport routes provide economic and social benefits, through safer, more efficient transport. |
| COSTS | 3. Economic | Unit rates of construction. Costs to seal gravel roads vary throughout the shire due to proximity to materials and plant, and variations in terrain and ground conditions. |
| | 4. Environmental | Ecological sensitivity. Potential costs to environment are based on sensitivity of adjoining ecological communities. |

Each gravel road has been scored against these criteria to establish a Benefit Score (B) and a Cost Score (C) to create a benefit/cost ratio (B/C). As the overall impact of these benefits and costs is proportional to the overall traffic volumes on a road, a Traffic Multiplier (T) is then applied to obtain a Sealing Index:

$$S = (B/C) \times T$$

While there are many possible ways to assess gravel roads against the criteria outlined in the Council resolution, the intent of this proposed prioritisation system is that it can be applied consistently, is reproducible, and can be improved at a later date if new or improved data becomes available.

Scoring

CRITERIA 1 - Safety

Council receives road accident data from Roads and Maritime Services. This has been interrogated for fatality, casualty and tow away crashes for the 5 year period 2008-2013. There are limitations in this data as it only reflects reported road accidents - unreported accidents, which are common in rural areas, are not included in the analysis.

Tow away = 1 per incident
Casualty = 3 per incident
Fatality = 5 per incident

Road alignment and width is a more subjective score, unless an intensive (and costly) evaluation is done. Those roads with good alignment / width would generally benefit less from sealing than a road with a narrow, steep and winding alignment in terms of safety and sight and stopping distances. Assessment is provided by Roads and Stormwater Unit staff.

Generally good alignment / width = 1
Isolated sections with poor alignment/width = 3
Overall poor alignment = 5

CRITERIA 2 - Network

Two rural road hierarchy classifications have been considered in this analysis - "local roads" being those rural roads that provide access to properties in that immediate area, and "collector roads" being those higher order rural roads that connect multiple local roads back to the arterial road network. Council also maintains some gravel roads in urban areas, which are generally rear access laneways, in low speed environments.

Local Road = 1
Urban Laneway = 1
Collector Road = 5

Of these roads, those that provide through road connectivity between higher order roads around the Tweed Shire have been provided a higher ranking.

No Through Road = 0
Through Road = 5

The primary rural industry task in Tweed Shire is the transportation of sugar cane to Condong Mill. These routes are generally identifiable by their location on the floodplain. The main transportation services utilising rural roads are school buses. These are more difficult to determine as they change from year to year based on demographics and demand across sparsely populated areas. Local bus providers have been contacted to identify their current school bus routes. Other public facilities, such as the Stotts Creek Waste Facility, or the Tweed River Sand Bypass also create a traffic demand on gravel roads, and this has also been factored into the assessment as identified.

Cane Haulage Route = 2
School Bus Route = 3
Facility Access = 5

CRITERIA 3 - Economic

The major cost in sealing gravel roads is obviously the construction cost. For this exercise, it is assumed that unit rates for sealing are equal throughout the Shire. While those more remote sites will have higher establishment costs, this can usually be offset by other factors such as reduced traffic control costs. Economic cost is therefore determined primarily by the standard of the road and the extent of work required, ranging from minimal where the existing formation generally meets the necessary standard, to major, where significant works are required to attain an appropriate standard (e.g. extensive earthworks for widening).

Minimal Cost - 1
Moderate Cost - 3
Major Cost - 5

Another cost consideration for upgrading of rural roads is whether or not that road is located within the gazetted road reserve. Those roads that appear to be outside of the road reserve have been assumed to require significant additional cost for road acquisition.

Within Road Reserve = 0
Private Land Encroachment = 3

CRITERIA 4 - Environmental

In consideration of the environmental costs and benefits of sealing gravel roads, many of the possible assessment criteria are contradictory. For example, gravel roads carry a high sediment and dust load that impact on downstream waterways and adjoining vegetation, so sealing could be assessed as being beneficial. Counter to that, vehicle speeds tend to be higher on sealed roads, which may lead to increased road kill if in habitat areas. Similarly, sealed road construction involves petrochemical components and other non-renewable resources. Counter to that, sealed roads provide increased travel efficiency, reducing petrol consumption and vehicle wear. On balance, these issues were considered to be generally equivalent to all gravel roads under assessment so could not be used in the prioritisation exercise. Rather, ecological values specific to the roadside environment were assessed against the various mapping layers available in Council's GIS, such as roadside vegetation classification, koala habitat, and fauna corridors. It was then assumed that the higher the environmental score for a road, the higher the potential risk, or cost, of upgrading that road.

Roadside Vegetation Zone 3 (low) = 0
Roadside Vegetation Zone 2 (medium) = 1
Roadside Vegetation Zone 1 (high) = 2
Koala Habitat = 3
Regional / Sub Regional Fauna Corridor = 2
SEPP14 Coastal Wetland = 3
SEPP26 Littoral Rainforest = 3

TRAFFIC MULTIPLIER

Where actual traffic count data is available this has been considered, however this data is very limited for gravel roads (due to difficulties in fixing traffic counters to unsealed surfaces, and relative low priority for data collection). Therefore assumed traffic counts have been calculated for each road based on the number of dwellings serviced, and applying a traffic generation rate of 6.5 trips per day used in the Tweed Road Contribution Plan (Note: the rate of 9 trips per day used in the Roads and Maritime Services "*Guide to Traffic Generating Development*" was considered too high for remote rural properties, and more applicable to urban situations). Where assumed counts are higher than actual counts, the higher assumed count has been used, as the actual counts are dated in many cases. As gravel urban laneways are not generally a property's primary access point, their traffic multiplier has been reduced by a factor of 10.

Filters

Those roads with gravel segments less than 300m, and with traffic less than 50 vehicles per day have been filtered out of the raw results of the assessment, as these can be subjectively assessed as being low priority. Their inclusion otherwise skews some of the results.

Results

Based on the scoring system above, the 20 highest ranking gravel roads for sealing priority are as follows:

| Ranking | Road Name |
|----------------|--------------------|
| 1 | Bartletts Road |
| 2 | Letitia Road |
| 3 | Reserve Creek Road |
| 4 | Cudgera Creek Road |

| Ranking | Road Name |
|----------------|--------------------------|
| 5 | McAuleys Road |
| 6 | Byrrell Creek Road |
| 7 | Rowlands Creek Road |
| 8 | Commissioners Creek Road |
| 9 | Round Mountain Road |
| 10 | Keilys Road |
| 11 | Mount Burrell Road |
| 12 | Kunghur Creek Road |
| 13 | Chilcotts Road |
| 14 | Crabbes Creek Road |
| 15 | Urliup Road |
| 16 | Palmvale Road |
| 17 | Chowan Creek Road |
| 18 | Richards Deviation |
| 19 | Hopkins Creek Road |
| 20 | Robinsons Road |

The above ranking is a "raw score" only and there are many more project specific considerations that need to be taken into account before undertaking works in many of these areas, including stakeholder consultation. For example, Letitia Road has long been identified as a candidate for sealing, however an upgrade has not been supported by the local community. These considerations will be explored in more detail as part of the Infrastructure Program recommendations.

OPTIONS:

1. Endorse the Council officer's ranking system and prioritisation list for sealing of gravel roads;
2. Seek to amend the ranking system;
3. Reject the multi-criteria assessment approach previously adopted, and request a workshop on gravel road upgrades as part of the 2015/2016 Infrastructure Program deliberations.

CONCLUSION:

The multi-criteria approach previously adopted by Council has been applied to the gravel road network and enables informed decisions to be made regarding the relative priority of possible sealing works, subject to budget considerations.

COUNCIL IMPLICATIONS:

a. Policy:

Not Applicable

b. Budget/Long Term Financial Plan:

Currently the Long Term Financial Plan and Infrastructure Program make no specific budget allocation towards the sealing of gravel roads.

As discussed in the February 2014 report, each additional kilometre of sealed road adds to annual maintenance requirements - sealed roads cost more than twice as much annually to maintain than gravel roads on a per kilometre basis. Adoption of a gravel road upgrade program will reallocate resources away from maintaining the existing sealed network, increasing future costs due to premature and accelerated surface deterioration of the road network. Given the high level of customer requests for road maintenance each year, Council needs to be careful in reallocating scarce resources towards sealing gravel roads.

The relative priority of cyclical road maintenance activities versus upgrading projects will be discussed at Councillor workshops as part of the 2015/2016 budget deliberations.

c. Legal:

Not Applicable.

d. Communication/Engagement:

Inform - We will keep you informed.

UNDER SEPARATE COVER/FURTHER INFORMATION:

Attachment 1.

Gravel Road Prioritisation Spreadsheet (ECM 3582651).

24 [E-CM] Rail Trail - Community Consultation

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 |
| 2.4.3 | Ensure local streets, footpaths and cycleways are provided, interconnected and maintained |

SUMMARY OF REPORT:

Council's May 2013 meeting resolved to support the establishment of a rail trail on the Casino to Murwillumbah rail corridor. Since this resolution, Council officers have conducted various planning, design and community consultation activities to advance the establishment of a Northern Rivers Rail Trail on the Casino to Murwillumbah rail corridor and to encourage community feedback on the proposal.

Following a resolution from the October 2014 Council meeting, concept designs for Council's proposed pilot project, from Murwillumbah to the Tweed Regional Gallery, were placed on exhibition for a period of 42 days

Other community consultation activities that have been undertaken include:

- Doorknocking South Murwillumbah residences adjacent to the rail corridor
- Doorknocking business around Murwillumbah Station and Prospero St precinct
- Meeting with rural landowners adjacent the proposed Pilot Project
- Creating web pages, including 'frequently asked questions', to provide information on the pilot project and the regional rail trail proposal
- Contacting all landowners sharing a boundary with the rail corridor in Tweed Shire
- Personal, onsite briefings with landowners adjacent the rail corridor
- Various media releases

The State Government recently announced funding is now available to establish rail trails in New South Wales and the Northern Rivers Rail Trail proposal is well positioned to receive funding. Tweed Shire Council officers are co-operating with neighbouring Councils and community groups to compile an Expression of Interest for this funding.

RECOMMENDATION:

That Council:

- 1. Notes the various community consultation activities completed so far and continues to support the rail trail proposal and pilot project.**
- 2. Delegates the General Manager to liaise with Northern Rivers Rail Trail Inc. in the preparation of an Expression of Interest for the Murwillumbah to Casino Rail Trail under the Restart New South Wales Regional Tourism Infrastructure Fund.**
- 3. ATTACHMENTS 1, 2 and 3 are CONFIDENTIAL in accordance with Section 10A(2) of the Local Government Act 1993, because it contains:-**
 - (a) personnel matters concerning particular individuals (other than councillors).**

REPORT:

1. INTRODUCTION

Council's May 2013 meeting resolved to support the establishment of a rail trail on the Casino to Murwillumbah rail corridor. Since this resolution, Council officers have conducted various planning, design and community consultation activities to advance the establishment of a Northern Rivers Rail Trail on the Casino to Murwillumbah rail corridor and to encourage community feedback on the proposal.

Community consultation activities, specific to the pilot project, undertaken include:

- Exhibition of concept plans for the Murwillumbah to Art Gallery Rail Trail Pilot (the pilot project)
- Doorknocking South Murwillumbah residences adjacent to the rail corridor
- Doorknocking business around Murwillumbah Station and Prospero St precinct
- Meeting with rural landowners adjacent the proposed Pilot Project
- Creating a webpage, including 'frequently asked questions', to provide information on the pilot project

Council officers have also conducted community consultation activities about future stages of a Northern Rivers Rail Trail, including:

- Contacting all landowners sharing a boundary with the rail corridor in Tweed Shire
- Personal, onsite briefings of adjacent landowners where appropriate
- Creation of a webpage, including 'frequently asked questions', to provide information on the rail trail proposal
- Various media releases

The State Government has announced funding is available for Rail Trails in NSW. Tweed Shire's active support of the rail trail proposal has it very well placed to have the first sections of rail trail in the state.

This report outlines Council's community consultation so far on the rail trail proposal.

2. PILOT PROJECT CONSULTATION

Concept Design Exhibition

At the October 2014 meeting, Council resolved to place the Pilot Project concept design on exhibition. The plans were exhibited publically from 27 October to 9 December and a total of 18 submissions were received (see confidential attachment 1). Generally, the comments received were directed at the overall rail trail proposal and not specifically the Pilot Project.

Nine submissions were supportive of the rail trail, eight were opposed and one was impartial. Six of the submissions were not from people in Tweed Shire.

The low number of submissions and the likelihood that a large proportion of the submissions were from special interest groups (pro-trains or pro-rail trail) mean it is questionable whether the feedback received is an accurate representation of public sentiment about the project.

1. Objectors raised a number of issues including:
Land contamination within rail corridor
Council's Environmental Scientists have conducted preliminary investigations into this issue, including acquiring contamination reports from the Rail Authority, and have concluded the risk of contamination is low and can be easily managed through appropriate construction methods and work practices.
2. Multi-modal corridor options
Extensive 'multi-modal' corridor sharing is not feasible because of narrow tunnels, cuttings, high embankments and bridges along the route.
3. Transport Administration Act 1988
Section 99A of the Transport Administration Act 1988 remains a barrier to the establishment of rail trails in NSW. State Government removal of this barrier will be required before a rail trail can go ahead.
4. Maintenance responsibility and funding
It is widely recognised that Councils do not have the resources to maintain a rail trail. In the long term the rail trail is not proposed to be a Council asset. It is intended that a rail trail central governance body (i.e. a trust) would be established and would manage maintenance using non-Council funding sources.
5. Stokers Siding tunnel glow worm colony
Council officers (and Northern Rivers Rail Trail representatives) are aware of the glow worm colony and see it as a potential highlight and attraction of the rail trail. At this early stage, no detailed plan has been developed, though it is intended to retain the glow worm colony.
6. Return of trains/connection to Queensland
These issues were addressed in the 2013 Casino to Murwillumbah Transport Study and will not be revisited here.

Residential Doorknock

On 17 September 2014, Council officers conducted a doorknock of South Murwillumbah properties adjacent the pilot project rail corridor, to inform the residents of the rail trail proposal, how it might affect them, and to hear their comments/opinions on the issue. Properties visited are outlined in Figure 1 below.

All properties, including those that were unattended at the time, were left with a letter inviting them to visit Council's rail trail web pages, make submissions and contact Council if any further information was needed.

A brief file note compiled to record the day's activities is included in Confidential Attachment 2.

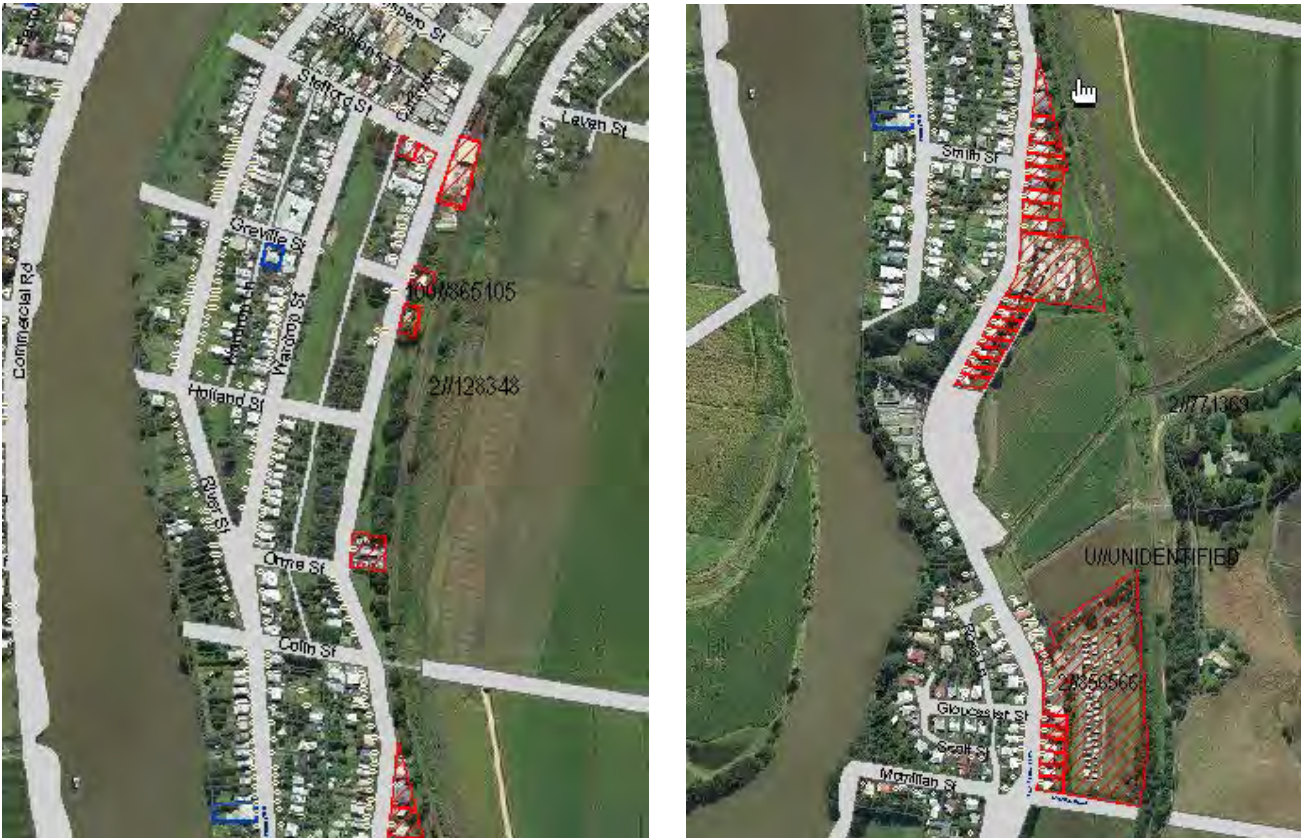


Figure 1: Properties Visited During 17 September Residential Door Knock

Business Doorknock

On 18 November 2014, Council officers conducted a doorknock of South Murwillumbah businesses around the Murwillumbah Station and Prospero Street precinct. Council officers informed business owners of the pilot project and rail trail proposals, how it might affect them, and to hear their comments/opinions on the issue. Businesses visited are outlined in Figure 2 below. All businesses were left with a letter inviting them to visit Council's rail trail web pages, make submissions on the exhibited design, and contact Council if any further information was needed. A brief file note was compiled to record the day's activities, which is included in Confidential Attachment 2.

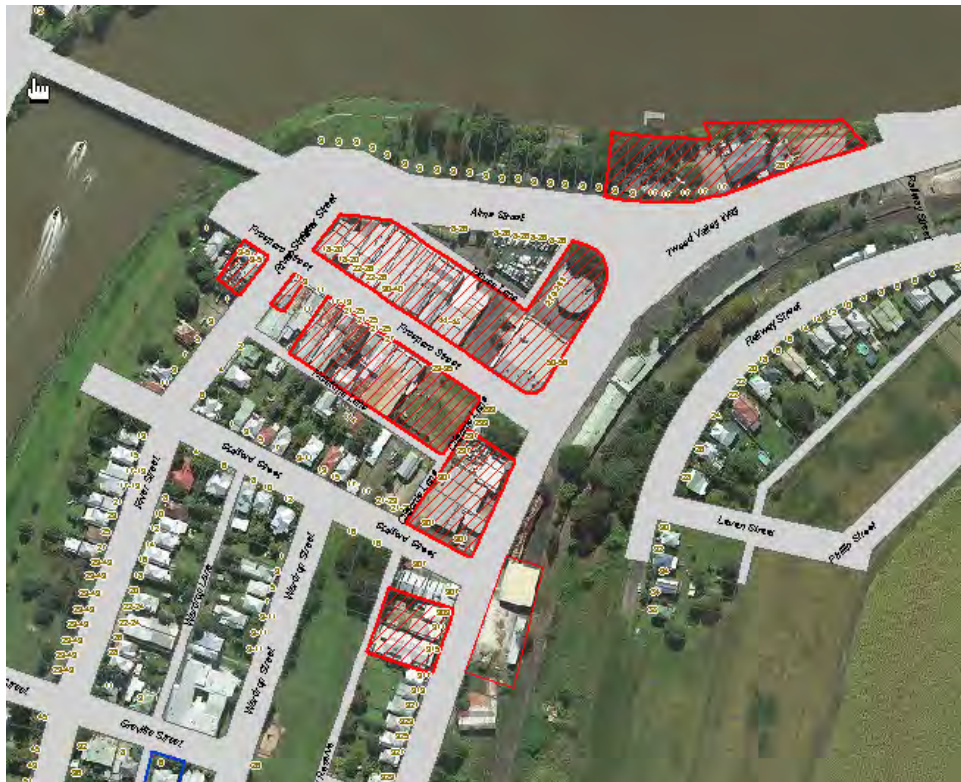


Figure 2: Businesses visited during 18 November business doorknock

Rural Landowner Personal Briefings

There are two major rural landholders along the pilot project corridor. Council officers have held meetings with both owners. Preliminary agreements regarding construction access and fencing have been reached.

3. OVERALL RAIL TRAIL CONSULTATION

Future Stages Consultation

During the latter half of 2014, Council officers attempted to contact all of the owners of properties sharing a boundary with the rail corridor in Tweed Shire. A phone call was made to most rural landowners to discuss potential implications (positive and negative) of a rail trail. Where appropriate, an onsite meeting was offered to landowners to discuss any perceived issues specific to their property.

A total of nine rural landowners have had personal briefings onsite by Council officers. Urban landowners and any landowners that could not be reached by phone were sent a letter inviting them to visit Council's rail trail web pages, make submissions and contact Council if any further information was needed. A summary of the adjacent landowner consultation completed is included in Confidential Attachment 3.

Media Releases

Council officers have issued a number of media releases pertaining to the overall rail trail proposal to keep residents fully informed on developments.

Council media releases include:

- 30 April 2013 - Mayor backs rail trail
- 30 August 2013 - On track to investigate feasibility of Murwillumbah to Casino rail trail
- 25 November 2013 - National rail trail leader excited for local rail's potential

- 24 March 2014 - Tweed leaders head to launch of rail trails peak body
- 31 March 2014 - Peak body launch boosts confidence for Northern Rivers Rail Trail
- 16 June 2014 - Rail trail campaign boosted by viability study findings
- 6 August 2014 - Significant donation for rail trail
- 2 December 2014 - Last week for submissions on pilot rail trail

Other media releases have been provided by State MPs and generally not have been reproduced by Council, such as:

- 23 August 2013 - Don Page MP: NSW Government to Fund Study into a Northern Rivers Rail Trail
- 22 November 2013 - Don Page MP: Casino to Murwillumbah Rail Trail Feasibility Study Successful Tenderer Announced
- 26 February 2014 - Don Page: Support For Northern Rivers Rail Trail Tabled In Parliament
- 13 June 2014 - Andrew Stoner MP: Rail trail possibility for North Coast (Release of Feasibility Study)
- 17 June 2014 - Don Page: Investment In Regional Tourism Could Fund Casino To Murwillumbah Rail Trail
- 6 January 2015 - John Barilaro MP: Infrastructure Boost for Regional Tourism

Web Pages and FAQs

Council officers developed two web pages, each with a series of 'frequently asked questions', to communicate information relating to the rail trail proposal and the pilot project.

The web pages went live on Council's website on 3 June 2014. The web pages and FAQs can be found at:

- www.tweed.nsw.gov.au/NorthernRiversRailTrail
- www.tweed.nsw.gov.au/MurwillumbahRailTrail

4. CURRENT STATUS OF RAIL TRAIL PROPOSAL

On 6 January 2015, the Minister for Regional Tourism, John Barilaro, announced that up to \$50 million is available for the development of rail trails in NSW under the Restart NSW Regional Tourism Infrastructure Fund. The Minister also said the Government would be accepting expressions of interest (EOI) from only the Casino to Murwillumbah corridor and the Tumbarumba to Rosewood corridor.

The Northern Rivers Rail Trail (NRRT) Inc., and officers from the four Councils, are co-operating to compile a detailed EOI. EOIs are due by 31 March 2015, with an announcement on shortlisted projects due by 31 May 2015. It is recommended that the General Manager be given delegated authority to liaise with NRRT Inc. on the preparation of the EOI.

OPTIONS:

1. Continue to support the rail trail proposal and pilot project; or
2. Withdraw support for the rail trail.

Council officers recommend option 1.

CONCLUSION:

Council officers have undertaken extensive community consultation activities since Council's May 2013 resolution to support the establishment of a rail trail. This report has outlined these activities.

The State Government has announced that funding is now available for the establishment of rail trails and the Northern Rivers Rail Trail proposal is well positioned to receive funding.

With Council's ongoing support, the Tweed portions are likely to be among the first sections of the Northern Rivers Rail Trail established.

COUNCIL IMPLICATIONS:

a. Policy:

Corporate Policy. Not applicable.

Council has resolved to actively support and promote establishment of a rail trail on the Casino to Murwillumbah rail corridor.

b. Budget/Long Term Financial Plan:

\$275,000 has been allocated to the pilot project in the current budget, which is adequate to fund all current activities. No further allocation is proposed at this time. Funding for construction of the rail trail is anticipated to come from the State and Federal Governments.

c. Legal:

Transport for New South Wales has ownership of the Casino to Murwillumbah rail corridor.

d. Communication/Engagement:

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

UNDER SEPARATE COVER/FURTHER INFORMATION:

- | | |
|-------------------------------------|--|
| <i>(Confidential)</i> Attachment 1. | Rail Trail - Community Consultation - Pilot Project Concept Design Exhibition Submissions (ECM 3580379). |
| <i>(Confidential)</i> Attachment 2. | Rail Trail - Community Consultation - File Notes (ECM 3580477). |
| <i>(Confidential)</i> Attachment 3. | Rail Trail - Community Consultation - Records (ECM 3580378). |
-

REPORTS FROM THE DIRECTOR CORPORATE SERVICES

25 [CS-CM] Code of Meeting Practice - Receipt of Electronic Petitions

SUBMITTED BY: Corporate Governance

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:

At Council's meeting of 20 November 2014 it was resolved that:

- "1. Council's Code of Meeting Practice 1.5.4 - Receipt of Petitions be amended as described in the draft Code of Meeting Practice Version 2.5.
2. In accordance with Section 361 of the Local Government Act 1993, the draft Code of Meeting Practice Version 2.5 be placed on public exhibition for 28 days with receipt of submissions for 42 days."

The Code of Meeting Practice, Version 2.5 was placed on public exhibition from 3 December 2014 with submissions closing on Tuesday 13 January 2015. During this period Council received no written submission.

RECOMMENDATION:

That Council adopts the Code of Meeting Practice, Version 2.5.

REPORT:

At Council's meeting of 20 November 2014 it was resolved that:

- "1. *Council's Code of Meeting Practice 1.5.4 - Receipt of Petitions be amended as described in the draft Code of Meeting Practice Version 2.5.*
2. *In accordance with Section 361 of the Local Government Act 1993, the draft Code of Meeting Practice Version 2.5 be placed on public exhibition for 28 days with receipt of submissions for 42 days."*

The Code of Meeting Practice, Version 2.5 was placed on public exhibition from 3 December 2014 with submissions closing on Tuesday 13 January 2015. During this period Council received no written submission.

The Code of Meeting Practice contained the following amendment:

- 1.5.4 ***Receipt of Petitions***, which will now include written and electronic forms.

OPTIONS:

1. That Council adopt the amendment to Code of Meeting Practice, Version 2.5.
2. That Council does not adopt the amendment to Code of Meeting Practice, Version 2.5

CONCLUSION:

That Council adopts the Code of Meeting Practice, Version 2.5.

COUNCIL IMPLICATIONS:

a. Policy:

Code of Meeting Practice v2.4.2

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. Draft Code of Meeting Practice, Version 2.5 (ECM 3508431)

26 [CS-CM] Legal Services Register for the period 1 October to 31 December 2014

SUBMITTED BY: Corporate Governance

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:

The Legal Services Report 1 October to 31 December 2014 provides the status of legal instructions for the current or recently completed matters which have been issued to legal panel providers. This Report includes payments to various legal providers, as well as payments for barristers and consultants where applicable.

The net amount for legal instructions for the period 1 October to 31 December 2014 is \$151,689 as compared to \$88,662 for the previous quarter.

The principal legal instructions that relate to this quarter include:

- 2689 - Oakvale Capital Ltd \$24,228
- 2763 - Hacienda Caravan Park \$9,033
- 2764 - Tyalgum unauthorised excavation \$1,712
- 2769 - DA13/06782/1 Beatrice Court \$1,566
- 2771 - CSG advice \$4,067
- 2772 - Tweed LEP 2014 \$17,598
- 2773 - Prospero/Colin Street Murwillumbah \$11,274
- 2774 - DA13/0591 & DA13/0594 Enid Street \$1,134
- 2775 - DA13/0201 Depot Road, Kings Forest \$29,973
- 2776 - DA13/0654 40 Queen Street Fingal \$10,672
- 2777 - Use of waterways and public land \$6,350
- 2779 - DA13/0618 Willow Avenue Bogangar \$2,926
- Floodplain Risk Management Plan \$3,122
- 136-150 Dry Dock Road, Tweed Heads \$3,030
- Dealing with unregistered vehicles \$2,444
- Local and District Court \$2,790
- Recovery of assessed costs \$13,775

RECOMMENDATION:

That Council receives and notes the Legal Services Report as at 31 December 2014.

REPORT:

Expenditure incurred on legal instructions for the period 1 October to 31 December 2014 follows:

| Category 1 Planning and Environmental Law | Category 2 Local Government Law | Category 3 Commercial/Property Law | Category 4 District/Local Court |
|---|---------------------------------------|--|---------------------------------------|
| \$98,072 | \$47,613 | \$1,850 | \$4,154 |

A summary of payments to each of the Legal Service Providers including barristers and consultants where applicable, for current or recently completed matters is as follows:

| Category 1 Planning and Environmental Law | Year to Date | Current Period 1 October to 31 December 2014 |
|---|------------------|--|
| DLA Piper Australia | \$31,625 | \$18,732 |
| HWL Ebsworth Lawyers | \$26,795 | \$33,234* |
| Lindsay Taylor Lawyers | \$31,939 | \$ 7,916 |
| Maddocks Lawyers | \$3,098 | \$1,549 |
| Marsdens Law Group | \$14,714 | \$12,384 |
| Sparke Helmore Lawyers | \$44,166 | \$14,304 |
| Wilshire Webb Staunton Beattie Lawyers | \$8,509 | \$920 |
| Other | | |
| SK Partners Legal & Strategic Solutions | \$2,625 | \$0 |
| Stacks/The Law Firm | \$12,533 | \$9,033 |
| Sub Total | \$176,004 | \$98,072 |

* Refer 2742 and 2746 - credit for overpayment

| Category 2 Local Government Law (litigation and advice) | Year to Date | Current Period 1 October to 31 December 2014 |
|---|-----------------|--|
| DLA Piper Australia | \$4,494 | \$0 |
| Lindsay Taylor Lawyers | \$0 | \$0 |
| Local Government Legal | \$725 | \$0 |
| Maddocks Lawyers | \$6,653 | \$6,653 |
| Marsdens Law Group | \$0 | \$0 |
| Prevention Partners NSW | \$696 | \$513 |
| Other | | |
| Piper Alderman Lawyers | \$26,358 | \$24,228 |
| SINC Solutions Pty Ltd | \$3,198 | \$0 |
| Sparke Helmore Lawyers | \$2,444 | \$2,444 |
| Australian Financial Securities Authority | \$13,775 | \$13,775 |
| Sub Total | \$58,343 | \$47,613 |

| Category 3 Commercial/Property Law | Year to Date | Current Period 1 October to 31 December 2014 |
|---|---------------------|---|
| HWL Ebsworth Lawyers | \$0 | \$0 |
| Local Government Legal | \$0 | \$0 |
| Maddocks Lawyers | \$0 | \$0 |
| Marsdens Law Group | \$0 | \$0 |
| Sparke Helmore Lawyers | \$0 | \$0 |
| Stacks /The Law Firm | \$1,850 | \$1,850 |
| Wilshire Webb Staunton Beattie Lawyers | \$0 | \$0 |
| Sub Total | \$1,850 | \$1,850 |

| Category 4 District/Local Court | Year to Date | Current Period 1 October to 31 December 2014 |
|--|---------------------|---|
| DLA Piper Australia | \$0 | \$0 |
| Stacks /The Law Firm | \$1,364 | \$1,364 |
| Other | | |
| Russell Baxter Solicitor | \$2,790 | \$2,790 |
| Sub Total | \$4,154 | \$4,154 |
| Total | \$240,351 | \$151,689 |

LEGAL SERVICES REGISTER as at 31 December 2014

| Category 1 - Planning and Environmental Law | | | | | |
|--|--|--|---|--|------------------------------|
| Provider (reference) | Description | General instructions | Costs | Comments | Status as at 06/02/15 |
| HWL Ebsworth Lawyers (2719) | DA10/0160 Tamarind Avenue Bogangar | Review development consent and seek appropriate advice on section charges. | <i>Prev. Years</i> \$11,715 14/15 335 Total 12,050 | Completed. Information received pertaining to development consent and section charges. Information sent to all owners regarding status of development consent. | Completed |
| Lindsay Taylor Lawyers (2735) | Voluntary Planning Agreement, Area E Altitude Aspire | Prepare a Voluntary Planning Agreement for the Altitude Aspire Part 3 Major Application by Metricon. | <i>Prev. Years</i> \$27,111 | Completed. Council, at its meeting of 18 September 2014 accepted the Altitude Aspire Voluntary Planning Agreement. | Completed |
| HWL Ebsworth Lawyers (2742) (2746) | DA11/0456 Noble Lakeside | Council resolved on 21 March 2013 to defend Class 1 Appeal in the Land and Environment Court. | <i>Prev. Years</i> \$361,087 14/15 (\$9,529) Total \$351,558 | Completed. Appeal dismissed 17 December 2013. Agreed costs of \$30,000 accepted. Payment of costs made in accordance with Agreement. Specialist consultant overpaid, credit received. | Completed |
| Sparke Helmore Lawyers (2758) | DA12/0527 Gollan Drive Tweed Heads (IGA / Seagulls) | Council resolved on 12 December 2013 to defend Class 1 Appeal in Land and Environment Court. | <i>Prev. Years</i> \$283,457 14/15 \$21,341 Total \$304,798 | Completed. Class 1 Appeal heard in Land and Environment Court. Judgement was handed down on 16 July 2014, when the Class 1 Appeal was dismissed with no order as per costs. | Completed |
| Wilshire Webb Staunton Beattie Lawyers (2762) | DA13/0397 Pearl Street Kingscliff | Council resolved on 6 March 2014 to defend Class 1 Appeal in Land and Environment Court | <i>Prev. Years</i> \$3,291 14/15 \$8,495 Total \$11,786 | Completed. Matter adjourned in Land and Environment Court for draft conditions to be provided by Council. Judgement was handed down on 21 July 2014 when the Class 1 Appeal was upheld with amended consent with no order as to costs. | Completed |

| | | | | | |
|-------------------------------|--|--|--|---|---|
| Stacks/The Law Firm (2763) | Hacienda Caravan Park | Land and Environment Court - prosecution of van owner for ignoring Notice of Intention to issue Order. Subsequent Order. | 14/15 \$12,533 | In Progress. Judgement was handed down on 30 September 2014 when the prosecution was dismissed on the basis of a technicality in how the Order was served. New civil proceedings against van owner have now commenced in the Land and Environment Court. | Current - listed for mention on 6 February 2015. |
| Marsdens Law Group (2764) | Unauthorised excavation Tyalgum Road Tyalgum | Seek appropriate legal advice to support legal action. | <i>Prev. Years</i> \$6,312 14/15 \$4,042 Total \$10,354 | In Progress. Council information forwarded to Solicitors. Detailed advice received from Solicitors. | Current - Reported to Planning Committee meetings of 6 November, 4 December 2014 and 5 February 2015. |
| Maddocks Lawyers (2767) | Boyds Bay Caravan Park | Review conditions of Development Consent. | 14/15 \$3,098 | Completed. Advice received. | Completed |
| Lindsay Taylor Lawyers (2769) | 2/1 Beatrice Court, Pottsville DA13/0678 | Council resolved on 3 July 2014 to defend a Class 1 Appeal in Land and Environment Court. | 14/15 \$25,589 | Completed. Conciliation conference conducted on site on 28 & 29 August 2014 resulting in amendments to the Development Application, which then resulted in application being granted consent, subject to conditions. | Completed |
| DLA Piper Australia (2772) | Tweed LEP 2014 | Challenge in Land and Environment Court - amendment to LEP - made in error. | 14/15 \$19,018 | Completed Court matter adjourned for a directions hearing on 19 December 2014. LEP changes approved on 24 October 2014. | Completed - Notice of Discontinuance filed with the Land and Environment Court on 5 January 2015. |
| Sparke Helmore Lawyers (2773) | Prospero/Colin Streets, Murwillumbah | Class 4 Civil Enforcement action initiated against owners. | 14/15 \$19,795 | In Progress. Notice of Intention to issue an order served on the property owners. Summons filed with Land and Environment Court and served upon owners. | Current - First direction held on 6 February 2015. Listed for further mention 17 April 2015. |

| | | | | | |
|---|---|---|--------------------------|---|--|
| DLA Piper Australia (2774) | DA13/05914 and DA13/0594 Enid Street, Tweed Heads. | Council resolved on 7 August 2014 to defend Class 1 Appeal in Land and Environment Court. | 14/15 \$12,607 | In Progress. Directions Hearing and conciliation conference conducted. Statement of Facts and contentions filed with Court for both properties. Amended plans filed with court on 13 October 2014, which have been assessed and considered, report prepared which has been lodged with the court. | Current - Appeal heard on 5 and 6 February 2015. Decision reserved by the Judge. |
| HWL Ebsworth Lawyers (2775) | DA13/0201 Depot Road, Kings Forest - Telstra Corporation. | Council resolved on 4 September 2014 to defend the Class 1 Appeal in the Land and Environment Court | 14/15 \$33,063 | Completed. Advice provided to Council. Considered at Planning Committee meeting 2 October 2014. Council has now withdrawn its contention. Case determined on 20 November 2014, appeal was upheld, granted consent for the application, subject to conditions. | Completed |
| Marsdens Law Group (2776) | DA13/0654 40 Queen Street, Fingal | Defend Class 1 Appeal in the Land and Environment Court | 14/15 \$10,672 | In Progress. Final statement of facts and contentions forwarded to solicitors. S34 Conciliation Conference held on 28 November 2014. Amended plans lodged with court, reviewed with comments by Council's external consultants. | Current - Directions hearing held 29 January 2015 to set hearing date. The Applicant is to file and serve a Notice of Motion seeking leave of the Court to amend the development application by 9 February 2015. |
| Lindsay Taylor Lawyers (2777) | Use of waterways and public land. | Provide advice on the use of waterways and public land. | 14/15 \$6,350 | In Progress. Draft advice sent to council, awaiting further instructions. | Current |
| HWL Ebsworth Lawyers (2779) | DA13/0618 Willow Avenue Bogangar | Seek information in compliance with DA approval for restaurant | 14/15 \$2,926 | Completed. Information received regarding compliance with DA approval. | Completed |
| Wilshire Webb Staunton Beattie Lawyers (2780) | DA13/0383 120-126 Chinderah Bay Drive Chinderah | Council resolved on 6 November 2014 to negotiate consent orders or enter into Section 34 agreement. | 14/15 \$14 | In Progress Statement of facts prepared and served upon applicants solicitors. Draft conditions have been prepared. Applicants amended draft conditions being assessed. | Current - Hearing date 10 February 2015. |

| | | | | | |
|--|--|---|---|--|---|
| Sparke Helmore Lawyers (883763) | 136-150 Dry Dock Road Tweed Heads | Provide advice on the proposed development of a general store | 14/15 \$3,030 | Completed Detailed planning advice received. Reported to Council's meeting of 4 December 2014. | Completed. Development Application approved at Planning Committee meeting of 5 February 2015. |
| SK Partners Legal & Strategic Solutions (140804) | Cobaki Development | Provide general advice on the conditions of relevant consents | 14/15 \$2,625 | Completed. Detailed advice received. | Completed |
| Lindsay Taylor Lawyers | New Voluntary Planning Agreement - Pottsville employment land. | Prepare new Voluntary Planning Agreement for 39 Kudgerie Avenue, Cudgera Creek. | <i>Prev. Years</i> \$10,054 14/15 \$0 | Completed. Updated version of Voluntary Planning Agreement provided to council for review (to be funded by landowner). | Completed. Final draft copy agreed anticipated to be placed on public exhibition from 17 February. |
| HWL Ebsworth Lawyers | LEDA seeking copy of advice provided to council re: Land and Environment Court proceedings, 80 Depot Road, Kings Forest. | Provide advice on the question of whether LEDA could be provided with a copy of solicitor's advice. | 14/15 \$0 | Completed. Advice received and considered by Council at its meeting held 16 October 2014. | Completed |
| Maddocks | DA14/0164 Bells Boulevard, Kingscliff | Provide advice on the Notice of Rescission | 14/15 \$0 | Completed. Detailed planning advice provided. | Completed. Reported to Planning Committee meeting of 5 February 2015 |

| Category 2 - Local Government Law | | | | | |
|-----------------------------------|---|---|--|---|--|
| Provider (Reference) | Description of Matter | General Instructions | Costs to date | Comments | Status as at 06/02/15 |
| DLA Piper Australia (713071078) | Local Government | General advice. | 14/15 \$1,372 | Completed. Advice received. | Completed |
| Piper Alderman Lawyers (2689) | Appeal against Oakvale Capital Ltd ACN 009 070 884 | Commence proceedings in Federal Court in claim against security bond. | <i>Prev. Years</i> \$63,933 14/15 \$26,358 Total \$90,291 | In Progress. Appeal currently being implemented. Mediation in respect of the Appeal is to be conducted on 21 November 2014. Mediation conducted, settlement agreed in council's favour. | Current. - Deed of settlement signed, awaiting finalisation. |
| Maddocks (2771) | Provide advice relating to legal options available to Council to respond to CSG | Provide appropriate advice | 14/15 \$4,067 | Completed Advice received and considered by Council at its meeting held on 11 December 2014. | Completed |
| DLA Piper Australia | Provide advice on GIPAA Applications. | Provide appropriate advice. | <i>Prev. Years</i> \$8,822 | In Progress. Advice received and information supplied to NCAT, awaiting a determination. | Current |
| Prevention Partners NSW | Local Government Act | General advice. | 14/15 \$698 | Completed. Advices received. | Completed |
| DLA Piper Australia (713093748) | Flood Plain Risk Management Plan | Provide appropriate advice. | 14/15 \$3,122 | Completed. Advice received on the Plan. | Completed |
| Local Government Legal (796) | Local Government Act | General advice. | 14/15 \$725 | Completed. Advice received. | Completed |
| SINC Solutions Pty Ltd (1408008) | NCAT/GIPAA and Independent Chair Panel Review matters. | Prepare/review documents and associated activities. | 14/15 \$3,198 | Completed. Advice received | Completed |
| Sparke Helmore Lawyers (880278) | Council power in dealing with unregistered vehicles | Provide appropriate advice with particular reference to the Impounding Act | 14/15 \$2,444 | Completed Detailed advice received on Council's legislative powers in dealing with unregistered vehicles | Completed |
| Maddocks Lawyers (818400) | Boyd's Bay Caravan Park | Provide appropriate advice with particular reference to SEP21 & L.G. (Caravan Park) Regulation 2005 | 14/15 \$1,500 | Completed Detailed advice received. | Completed |

| | | | | | |
|---|--------------------------------|--|---------------------------------|--|-----------|
| Maddocks Lawyers (823868) | Local Government Act | Provide appropriate advice on the matter | 14/15 \$1,085 | Completed Advice received. | Completed |
| Marsdens Law Group | 7 Year Special Rate Variation. | Class 4 Appeal Land and Environment Court. | <i>Prev. Years</i> \$493,120 | In Progress. Appeal dismissed by Land and Environment Court 30/12/08. Court of Appeal dismissed 5/2/10 part costs awarded. Application to High Court for special leave dismissed with costs, not assessed. Recovery of assessed costs of \$134,058 being pursued. | Current |
| Australian Financial Securities Authority | 7 Year Special Rate Variation | Recovery of assessed costs | 14/15 \$13,775 | In Progress. Action to recover assessed costs. | Current |

Category 3 - Commercial/Property Law

| Provider (Reference) | Description of Matter | General Instructions | Costs to Date | Comments | Status as at 06/02/15 |
|----------------------------|-------------------------------------|-------------------------|-------------------------|--|--|
| Stacks/The Law Firm (2766) | The Anchorage Lease with Lend Lease | Review Lease Conditions | 14/15 \$1,850 | In Progress Interim advice received. Currently being reviewed in preparation of a response to Council's solicitor. | Current. Response forwarded to Council's solicitor. |

Category 4 - District/Local Court

| Provider (Reference) | Description of Matter | General Instructions | Costs to Date | Comments | Status as at 06/02/15 |
|-------------------------------------|---|---|---|---|---|
| Stacks/The Law Firm (2698) (130331) | Hacienda Caravan Park compliance matters. | Council resolved on 24 January 2012 to seek legal advice on breach of legislation to operate the Homestead Caravan Parks. | <i>Prev. Years</i> \$40,818 | In Progress. Local court found against Council on 18 June 2013. Council appealed to Land and Environment Court. Matter held on 26 November 2013 and awaiting decision. | Completed. Land and Environment Court decision of 30 January 2015 dismissed Council's 2 Appeals and costs were awarded in favour of the appellant with 28 days to pay. |
| Russell Baxter Solicitor | Local and District Court Appeals | Defend Appeal issues in Local and District Court. | <i>Prev. Years</i> \$3,360 14/15 \$2,790 Total \$6,090 | Completed. Case on hold - appeal in the District Court can only be actioned by applicant. | Completed. |
| Stacks/The Law Firm (2760) | 2 Willow Avenue, Bogangar | Prosecution for offence of "development without consent" | 14/15 \$1,364 | Completed. Judgement was handed down on 2 October 2014 where the Defendant was convicted of the offence "development without consent", fined and ordered to pay professional costs. | Completed |

OPTIONS:

Not Applicable

CONCLUSION:

Legal expenses for the quarter related primarily to actions instigated in previous periods.

COUNCIL IMPLICATIONS:

a. Policy:

Corporate Policy Not Applicable

b. Budget/Long Term Financial Plan:

Total legal services budget \$379,254.

Total legal expenditure \$240,351.

c. Legal:

Not Applicable.

d. Communication/Engagement:

Inform - We will keep you informed.

UNDER SEPARATE COVER/FURTHER INFORMATION:

Nil.

27 [CS-CM] Monthly Investment and Section 94 Developer Contribution Report for Period Ending 31 January 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 **\$198,389,950** invested as at **31 January 2015** and the accrued net return on these funds was **\$658,178** or **3.98%** 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 31 January 2015 totalling \$198,389,950 be received and noted.

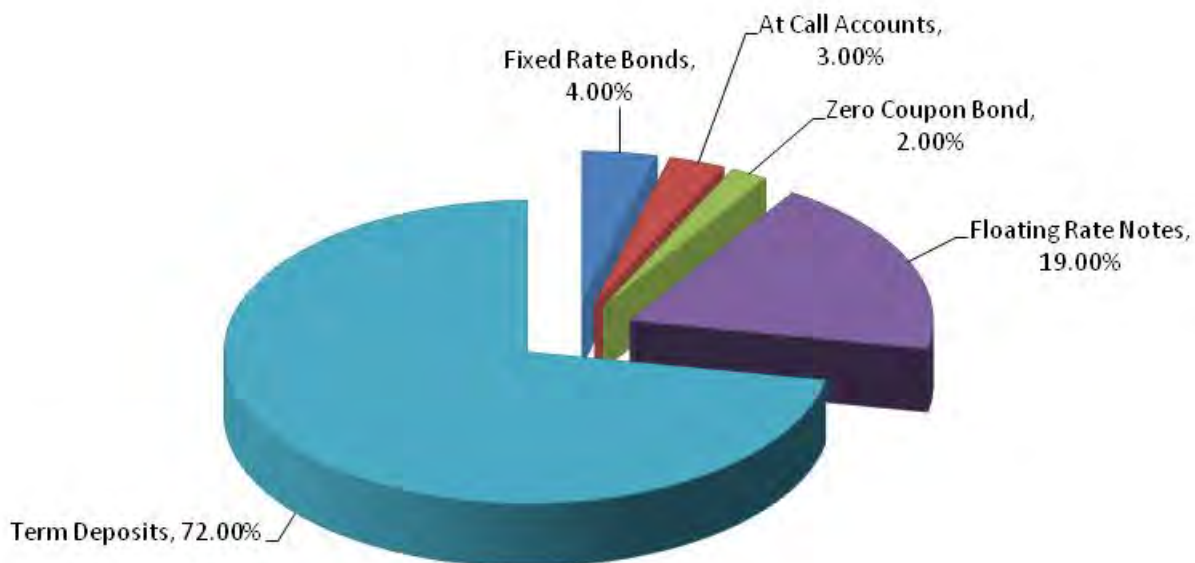
REPORT:

1. Restricted Funds as at 1 July 2014

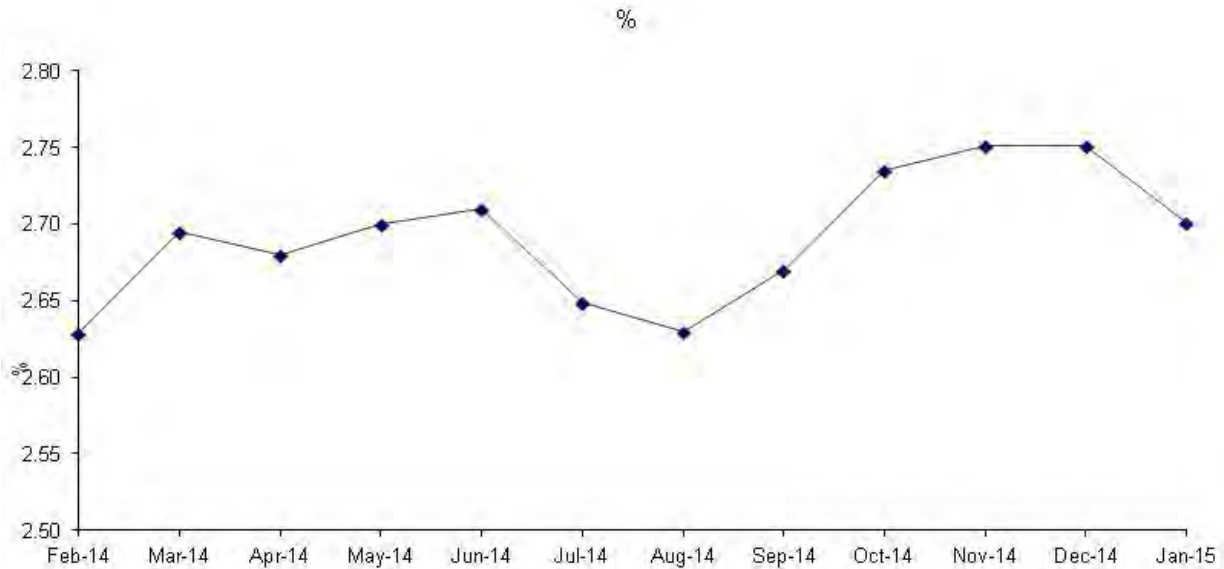
| Description | (\$'000) | | | |
|--------------------------------------|----------------|---------------|---------------|----------------|
| | General Fund | Water Fund | Sewer Fund | Total |
| Externally Restricted (Other) | 11,504 | 18,795 | 47,006 | 77,305 |
| Crown Caravan Parks | 18,338 | | | 18,338 |
| 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. Direct Securities

| Counterparty | Face Value | Market Value | % Return on Face Value | Investment Type | Maturity Date |
|--|--------------|---------------------|------------------------|-----------------|---------------|
| AMP (6/18) | 1,000,000.00 | 1,009,920.00 | 5.59 | FRN | 06/06/2018 |
| AMP (RIM) (05/17) | 2,500,000.00 | 2,545,850.00 | 3.85 | FRN | 29/05/2017 |
| ANZ (11/18) | 1,000,000.00 | 1,016,030.00 | 3.63 | FRN | 06/11/2018 |
| Bendigo (FIIG) (11/15) +1.25% | 1,000,000.00 | 1,017,050.00 | 4.18 | FRN | 02/11/2015 |
| Bendigo (RBS) (05/17) | 3,000,000.00 | 3,057,390.00 | 3.98 | FRN | 17/05/2017 |
| Bendigo (RBS) (11/18) | 1,000,000.00 | 1,023,710.00 | 4.05 | FRN | 14/11/2018 |
| BOQ (06/18) | 1,000,000.00 | 1,011,120.00 | 3.76 | FRN | 12/06/2018 |
| BOQ Bond (06/18) | 1,000,000.00 | 1,034,230.00 | 4.00 | Fixed Rate Bond | 12/06/2018 |
| BOQ (11/19) | 2,000,000.00 | 2,020,680.00 | 3.82 | FRN | 06/11/2019 |
| CBA (04/19) | 1,000,000.00 | 1,005,710.00 | 3.53 | FRN | 24/04/2019 |
| CBA (08/16) 1.17% | 3,000,000.00 | 3,064,740.00 | 3.90 | FRN | 02/08/2016 |
| CBA (10/19) | 2,000,000.00 | 2,004,820.00 | 3.58 | FRN | 18/10/2019 |
| CBA Bond (04/19) | 1,000,000.00 | 1,059,090.00 | 4.25 | Fixed Rate Bond | 24/04/2019 |
| CBA/Merrill Lynch Zero Coupon Bond (01/18) | 4,000,000.00 | 3,518,400.00 | 7.17 | Fixed Rate Bond | 22/01/2018 |
| CUA (Dec 2017) ANZ | 1,000,000.00 | 1,004,680.00 | 3.98 | FRN | 22/12/2017 |

| Counterparty | Face Value | Market Value | % Return on Face Value | Investment Type | Maturity Date |
|----------------------------------|---|----------------------|------------------------|-----------------|---------------|
| CUA (Mar 2017) (CBA) | 1,000,000.00 | 1,007,030.00 | 4.08 | FRN | 20/03/2017 |
| CUA (Mar 2017) (Morgans) | 2,000,000.00 | 2,014,060.00 | 4.08 | FRN | 20/03/2017 |
| Heritage (RBS) (06/17) | 1,000,000.00 | 1,067,200.00 | 7.25 | Fixed Rate Bond | 20/06/2017 |
| ING Bond (RBS) (09/15) | 2,000,000.00 | 2,075,980.00 | 5.50 | Fixed Rate Bond | 03/09/2015 |
| ING Bond(RBS) (08/16) | 1,000,000.00 | 1,039,180.00 | 4.25 | Fixed Rate Bond | 23/08/2016 |
| ME Bank (ANZ) (11/17) | 1,000,000.00 | 1,007,610.00 | 3.78 | FRN | 17/11/2017 |
| ME Bank (CBA) (09/15) | 1,400,000.00 | 1,414,560.00 | 4.00 | FRN | 03/09/2015 |
| ME Bank (CBA) (11/16) | 1,000,000.00 | 1,015,130.00 | 4.00 | FRN | 28/11/2016 |
| ME Bank (Morgans) (11/16) | 1,000,000.00 | 1,015,130.00 | 4.00 | FRN | 28/11/2016 |
| NAB (06/16) | 2,000,000.00 | 2,031,880.00 | 3.95 | FRN | 21/06/2016 |
| Rabo (RBS) (09/18) | 1,000,000.00 | 1,015,190.00 | 3.85 | FRN | 25/09/2018 |
| Suncorp (04/19) | 2,000,000.00 | 2,023,300.00 | 3.84 | FRN | 23/04/2019 |
| Suncorp (11/19) | 1,000,000.00 | 1,008,680.00 | 3.44 | FRN | 05/11/2019 |
| Suncorp (CBA) (08/19) | 1,000,000.00 | 1,009,080.00 | 3.69 | FRN | 20/08/2019 |
| Suncorp Covered (RIMSEC) (12/16) | 2,000,000.00 | 2,087,900.00 | 4.75 | Fixed Rate Bond | 06/12/2016 |
| Westpac (JP Morgans) (02/19) | 2,000,000.00 | 2,030,500.00 | 3.67 | FRN | 25/02/2019 |
| Westpac (RBS) (02/17) | 1,000,000.00 | 1,034,120.00 | 4.40 | FRN | 20/02/2017 |
| Total | 48,900,000.00 | 49,289,950.00 | 4.24 | | |
| LEGEND | ABS = Asset Backed Security Bond = Fixed Rate Bond FRN = Floating Rate Note | | | | |
| Investment Type | | | | | |
| Counterparty | BB = Bendigo Bank Heritage = Heritage Bank ING = ING Bank Investec = Investec Bank Macquarie = Macquarie Bank NAB = National Australia Bank ME = Members Equity Bank RaboDirect = Rabo Bank Rural = Rural Bank (previously Elders Bank) Suncorp = Suncorp Metway Bank WBC = WBC Banking Corporation | | | | |
| AMP = AMP Bank | | | | | |
| ANZ = ANZ Bank | | | | | |
| BOQ = Bank of Queensland | | | | | |
| CBA = Commonwealth Bank | | | | | |

5. Term Deposits

| Counterparty | Lodged or Rolled | DUE | PRINCIPAL | TERM | % Yield |
|--|------------------|------------------|--------------|------|---------|
| AMP (Curve) annual interest (Jul 2015) | 27-Jan-15 | 28-Jul-15 | 1,000,000.00 | 182 | 3.40 |
| AMP Bank (RIMSEC) | 02-Sep-14 | 02-Jun-15 | 2,000,000.00 | 273 | 3.50 |
| Bankwest | 27-Jan-15 | 28-Apr-15 | 1,000,000.00 | 91 | 3.45 |
| Bankwest (Mar 2015) | 15-Dec-14 | 17-Mar-15 | 2,000,000.00 | 92 | 3.50 |
| Bendigo (May 2015) | 28-May-14 | 26-May-15 | 2,000,000.00 | 363 | 3.63 |
| Bendigo Bank (Dec 2014) | 09-Dec-14 | 15-Dec-15 | 2,000,000.00 | 371 | 3.45 |
| Bendigo Bank (RIMSEC) (Nov 2014) | 11-Nov-14 | 12-May-15 | 1,000,000.00 | 182 | 3.48 |
| Bendigo Bank (Sept 2019) | 01-Sep-14 | 03-Sep-19 | 1,000,000.00 | 1828 | 4.15 |
| Beyond Bank (Mar 2015) | 21-Jan-15 | 24-Mar-15 | 1,000,000.00 | 62 | 3.34 |
| BOQ (Feb 2016) | 24-Nov-14 | 23-Feb-15 | 1,000,000.00 | 90 | 4.33 |
| BOQ (Feb 2016) | 25-Feb-14 | 23-Feb-15 | 3,000,000.00 | 365 | 4.05 |
| BOQ (Mar 2016) | 03-Sep-14 | 03-Sep-15 | 3,000,000.00 | 365 | 4.05 |
| BOQ (Sept 2015) annual interest | 20-Sep-14 | 21-Sep-15 | 2,000,000.00 | 365 | 4.20 |
| BOQ (Sept 2016) quarterly interest | 22-Dec-14 | 20-Mar-15 | 2,000,000.00 | 91 | 3.96 |
| CBA (Oct 2015) annual interest | 11-Oct-14 | 11-Oct-15 | 1,000,000.00 | 365 | 4.85 |
| CUA (Mar 2015) (Curve) | 04-Mar-14 | 03-Mar-15 | 2,000,000.00 | 364 | 3.80 |
| CUA (Oct 2015) (Curve) | 09-Oct-14 | 06-Oct-15 | 1,000,000.00 | 362 | 3.60 |
| Heritage Bank (Dec 2014) | 16-Dec-14 | 24-Mar-15 | 2,000,000.00 | 98 | 3.50 |
| IMB | 06-Jan-15 | 06-Apr-15 | 1,000,000.00 | 90 | 3.74 |
| IMB (Nov 2014) | 05-Nov-14 | 05-Feb-15 | 1,000,000.00 | 92 | 3.59 |
| ING (Curve) (Feb 2015) | 12-Aug-14 | 10-Feb-15 | 1,000,000.00 | 182 | 3.55 |
| ING (Curve) (March 2013) | 15-Oct-14 | 13-Oct-15 | 2,000,000.00 | 365 | 4.01 |

| Counterparty | Lodged or Rolled | DUE | PRINCIPAL | TERM | % Yield |
|---|------------------|------------------|--------------|------|---------|
| ING (FIIG) (Feb 2015) | 19-Aug-14 | 17-Feb-15 | 1,000,000.00 | 182 | 3.75 |
| ING (RIMSEC) (Feb 2015) | 20-Nov-14 | 20-Feb-15 | 1,000,000.00 | 92 | 4.15 |
| ING (RIMSEC) (Feb 2015) | 12-Aug-14 | 17-Feb-15 | 1,000,000.00 | 189 | 3.55 |
| ING (RIMSEC) (Jan 2019) | 27-Jan-15 | 29-Apr-15 | 2,000,000.00 | 92 | 3.50 |
| ING (RIMSEC) (Sept 2015) | 02-Sep-14 | 02-Sep-15 | 1,000,000.00 | 364 | 4.14 |
| Investec (July 2016) | 27-Jan-15 | 24-Apr-15 | 2,000,000.00 | 95 | 3.75 |
| Investec (RIMSEC) (Aug 2015) | 11-Aug-15 | 11-Feb-15 | 1,000,000.00 | 92 | 4.32 |
| Investec (RIMSEC) (Jun 2014) | 10-Dec-14 | 10-Mar-15 | 1,000,000.00 | 90 | 3.83 |
| Investec (RIMSEC) (Sept 2015) annual interest | 03-Sep-14 | 03-Sep-15 | 1,000,000.00 | 365 | 4.14 |
| Investec (Sept 2015) annual interest | 11-Sep-14 | 15-Sep-15 | 2,000,000.00 | 365 | 4.37 |
| MEB | 19-May-14 | 12-May-15 | 2,000,000.00 | 365 | 3.90 |
| MEB (Curve) (Mar 2016) | 25-Feb-14 | 25-Feb-15 | 2,000,000.00 | 365 | 4.07 |
| MEB (Apr 2015) | 15-Apr-14 | 14-Apr-15 | 2,000,000.00 | 364 | 3.90 |
| MEB (Jul 2016) | 29-Jan-14 | 29-Apr-15 | 2,000,000.00 | 92 | 3.75 |
| NAB (Feb 2015) | 04-Mar-14 | 03-Feb-15 | 3,000,000.00 | 333 | 3.75 |
| NAB (Feb 2015) annual interest | 12-Aug-14 | 12-Feb-15 | 2,000,000.00 | 92 | 4.03 |
| NAB (Feb 2015) | 18-Feb-14 | 17-Feb-15 | 2,000,000.00 | 364 | 3.80 |
| NAB (Curve) (Aug 2015) | 06-Aug-14 | 04-Aug-15 | 2,000,000.00 | 364 | 4.10 |
| NAB (Aug 2015) | 10-Sep-14 | 11-Aug-15 | 4,000,000.00 | 335 | 3.60 |
| NAB (RBS) (Aug 2015) quarterly interest | 11-Nov-14 | 11-Feb-15 | 2,000,000.00 | 92 | 4.73 |

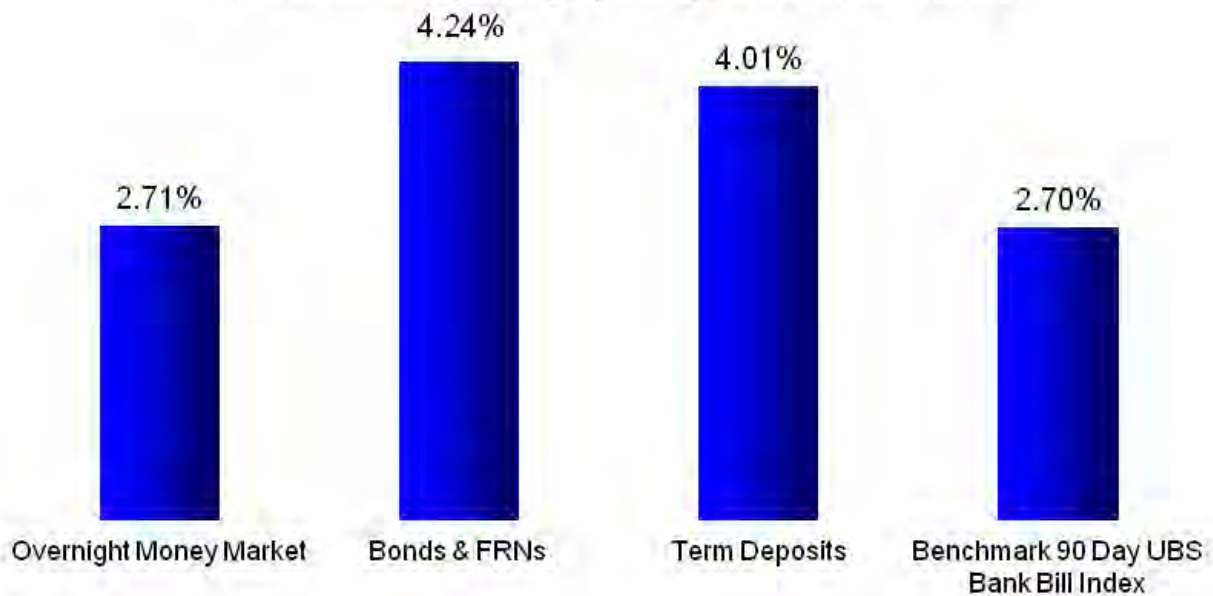
| Counterparty | Lodged or Rolled | DUE | PRINCIPAL | TERM | % Yield |
|--|------------------|------------------|--------------|------|---------|
| NAB (Aug 2015) | 15-Nov-14 | 15-Feb-15 | 1,000,000.00 | 92 | 3.65 |
| NAB (RBS) (Aug 2015) | 27-Nov-14 | 27-Feb-15 | 2,000,000.00 | 92 | 3.95 |
| NAB (Sept 2015) annual interest | 03-Sep-14 | 03-Sep-15 | 4,000,000.00 | 365 | 4.05 |
| NAB (May 2016) | 20-May-14 | 20-May-15 | 3,000,000.00 | 365 | 4.00 |
| NAB (Sept 2016) | 04-Sep-14 | 04-Sep-15 | 4,000,000.00 | 1098 | 4.25 |
| NAB (Oct 2016) | 21-Jan-15 | 23-Feb-15 | 2,000,000.00 | 33 | 3.56 |
| NAB (Dec 2019) | 19-Dec-14 | 19-Mar-15 | 2,000,000.00 | 90 | 3.83 |
| NAB (Jan 2020) | 16-Jan-15 | 16-Apr-15 | 2,000,000.00 | 731 | 3.75 |
| P&N Bank (RIMSEC) (Sept 2017) | 22-Sep-14 | 21-Sep-17 | 1,000,000.00 | 1095 | 4.00 |
| Rabo Bank (Curve) (Aug 2018) | 20-Aug-14 | 20-Aug-15 | 2,000,000.00 | 1462 | 4.10 |
| Rabo Bank (Curve) (Jan 2015) | 01-Sep-14 | 03-Sep-19 | 1,000,000.00 | 1828 | 4.05 |
| Rabo Bank (Mar 2017) (RIMSEC) | 04-Mar-14 | 07-Mar-17 | 2,000,000.00 | 370 | 4.15 |
| RaboDirect (Curve) Aug 2019 | 07-Aug-14 | 07-Aug-15 | 2,000,000.00 | 365 | 4.30 |
| RaboDirect (Curve) (Feb 2015) annual interest | 07-Feb-14 | 10-Feb-15 | 1,000,000.00 | 366 | 6.00 |
| RaboDirect (Curve) (Jan 2015) | 13-Jan-15 | 15-Jan-19 | 1,000,000.00 | 1463 | 4.00 |
| RaboDirect (Curve) (Jul 2015) | 26-Jul-14 | 27-Jul-15 | 1,000,000.00 | 365 | 5.20 |
| RaboDirect (Curve) (Jul 2016) | 26-Jul-14 | 28-Jul-15 | 1,000,000.00 | 365 | 5.40 |
| RaboDirect (Curve) (Nov 2016) annual interest | 11-Nov-14 | 11-Nov-15 | 1,000,000.00 | 366 | 6.30 |
| RaboDirect (RIMSEC) (Mar 2016) annual interest | 22-Mar-14 | 22-Mar-15 | 1,000,000.00 | 364 | 7.15 |

| Counterparty | Lodged or Rolled | DUE | PRINCIPAL | TERM | % Yield |
|---------------------------------------|---------------------|---|-----------------------|-------------------------------|-------------|
| RaboDirect (RIMSEC) annual interest | 24-Jul-14 | 27-Jul-15 | 2,000,000.00 | 364 | 4.25 |
| Suncorp (Feb 2015) | 21-Oct-14 | 24-Feb-15 | 2,000,000.00 | 126 | 3.45 |
| Suncorp (Jul 2015) | 20-Jan-15 | 21-Jul-15 | 2,000,000.00 | 182 | 3.50 |
| Suncorp Metway (Feb 2015) | 14-Aug-14 | 10-Feb-15 | 1,000,000.00 | 180 | 3.50 |
| Suncorp Metway (March 2015) | 10-Sep-14 | 10-Mar-15 | 4,000,000.00 | 181 | 3.45 |
| Westpac (Jan 2016) | 12-Jan-15 | 13-Apr-15 | 8,000,000.00 | 91 | 3.99 |
| Westpac (Apr 2016) quarterly interest | 07-Jan-15 | 07-Apr-15 | 2,000,000.00 | 92 | 4.03 |
| Westpac (Aug 2015) | 19-Aug-14 | 18-Aug-19 | 3,000,000.00 | 364 | 3.75 |
| Westpac (Feb 2016) | 18-Nov-14 | 18-Feb-15 | 2,000,000.00 | 92 | 3.97 |
| Westpac (June 2015) | 24-Jun-14 | 23-Jun-15 | 2,000,000.00 | 364 | 3.84 |
| Westpac (Mar 2014) quarterly interest | 11-Mar-14 | 17-Mar-15 | 2,000,000.00 | 371 | 3.85 |
| Westpac (Sept 2015) | 16-Sep-14 | 15-Sep-15 | 3,000,000.00 | 364 | 3.74 |
| Westpac (Sept 2015) | 10-Sep-14 | 08-Sep-15 | 2,000,000.00 | 363 | 3.82 |
| Widebay Bank (Dec 2016) | 08-Dec-14 | 08-Dec-15 | 3,000,000.00 | 365 | 3.76 |
| | | Total | 143,000,000.00 | | 4.01 |
| LEGEND | Counterparty | ING = ING Bank | | RaboDirect = Rabo Bank | |
| | | Investec = Investec Bank | | Rural = Rural Bank | |
| | | Macquarie = Macquarie Bank | | Suncorp = Suncorp Metway Bank | |
| | | NAB = National Australia Bank | | WBC = Westpac Bank | |
| | | ME = Members Equity Bank | | | |
| | | NPBS = Newcastle Permanent Building Society | | | |

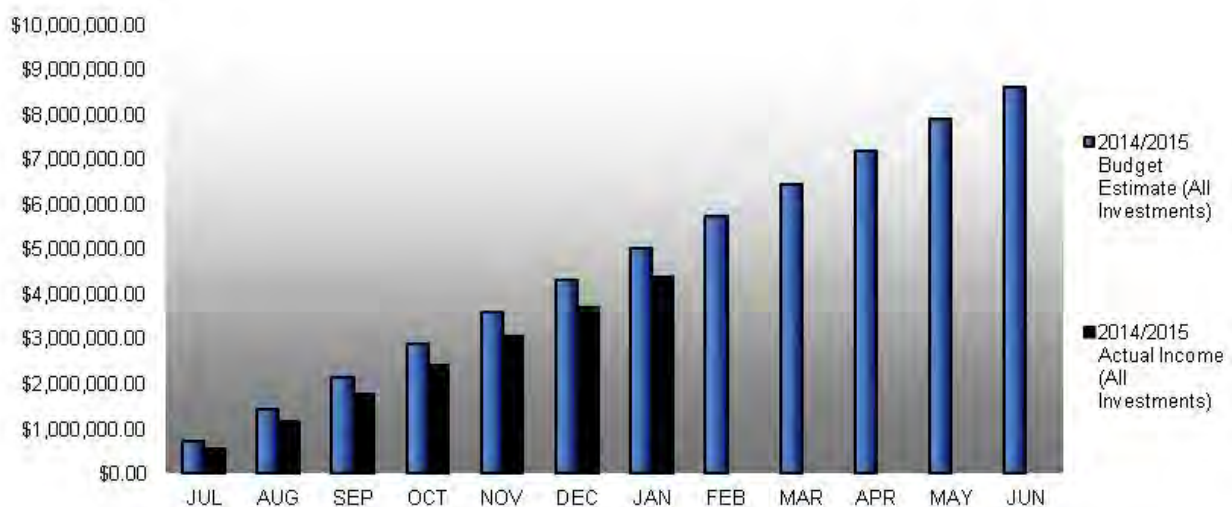
6. Performance by Category

| Category | Face Value | Market Value | Weighted Average Return | Above or (Below) 90 day BBSW Benchmark |
|--------------------------------------|----------------|----------------|-------------------------|--|
| Overnight Money Market | 6,100,000.00 | 6,100,000.00 | 2.71% | 0.01% |
| Bonds & FRNs | 48,900,000.00 | 49,289,950.00 | 4.24% | 1.54% |
| Term Deposits | 143,000,000.00 | 143,000,000.00 | 4.01% | 1.31% |
| Benchmark 90 Day UBS Bank Bill Index | 198,000,000.00 | 198,389,950.00 | 2.70% | 0.96% |

Performance by Category Compared with Benchmark



7. Total Portfolio Income v Budget



8. 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% | 1.04% | A-1+ | 100% | 17.93% |
| AA Category | 100% | 30.18% | A-1 | 100% | 6.96% |
| A Category | 60% | 15.86% | A-2 | 60% | 16.38% |
| BBB Category | 20% | 7.68% | A-3 | 0% | 0.00% |
| Unrated | 10% | 0.00% | Unrated | 10% | 3.97% |

Market Value by Security Rating Group (Long Term)



Market Value by Security Rating Group (Short Term)



9. Term to Maturity

| Maturity Profile | Actual % Portfolio | Policy Limits |
|--|--------------------|---------------|
| Less than 365 days | 50.27% | Minimum 40% |
| More than 365 days and less than 3 years | 34.24% | Maximum 60% |
| 3 years and less than 5 years | 15.49% | Maximum 35% |
| Total | 100.00% | |

Market Value by Term Remaining

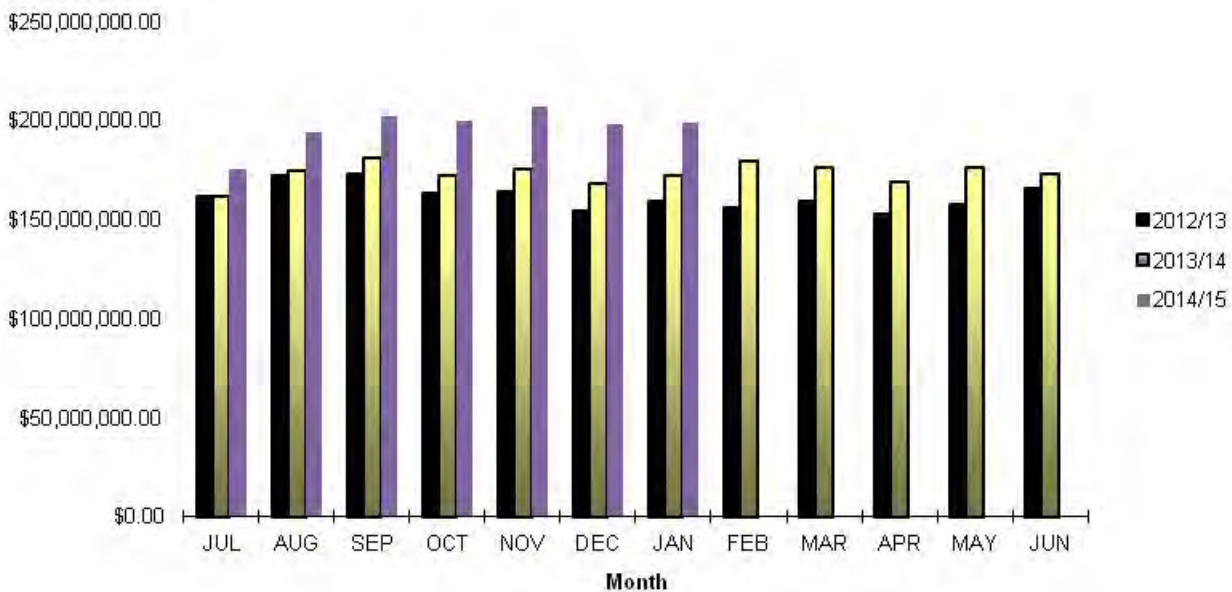


10. Investment Alternatives Explained

| 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 |

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

11. Monthly Comparison of Total Funds Invested



12. Section 94 Developer Contributions - Monthly Balances & Receipts

| Contribution Plan | Plan Description | End of Month Balance | Contributions Received for Month |
|-------------------|--|----------------------|----------------------------------|
| 1 | DCP3 Open Space | 4,139,709 | |
| 2 | Western Drainage | 586,151 | |
| 3 | DCP3 Community Facilities | 1,596 | |
| 4 | TRCP Road Contributions | 9,533,290 | 55,574 |
| 5 | Open Space | 657,518 | 12,615 |
| 6 | Street Trees | 170,478 | 297 |
| 7 | West Kingscliff | 447,272 | |
| 10 | Cobaki Lakes | -1,320 | |
| 11 | Libraries | 1,959,535 | 9,070 |
| 12 | Bus Shelters | 75,738 | 621 |
| 13 | Cemeteries | 42,994 | 1,328 |
| 14 | Mebbin Springs | 88,225 | |
| 15 | Community Facilities | 904,982 | 13,630 |
| 16 | Surf Lifesaving | 379,218 | 113 |
| 18 | Council Administration/Technical Support | 1,228,865 | 18,255 |
| 19 | Kings Beach | 595,642 | |
| 20 | Seabreeze Estate | 736 | |
| 21 | Terranora Village | 30,205 | |
| 22 | Cycleways Shirewide | 194,123 | 5,119 |
| 23 | Carparking Shirewide | 1,407,663 | |
| 25 | SALT | 1,114,864 | |
| 26 | Open Space Shire wide | 2,022,457 | 48,299 |
| 27 | Tweed Heads Masterplan | 171,862 | |
| 28 | Seaside City | 244,396 | |
| 91 | DCP14 | 105,582 | |
| 92 | Public Reserve Contributions | 132,421 | |
| 95 | Bilambil Heights | 516,302 | |
| | Total | 26,750,505 | 164,921 |

13. Economic Commentary

Australian and World Economy and Cash Rate

The Reserve Bank of Australia (RBA) met to set the cash rate on 3 February and decided to lower the cash rate by 25 basis points to 2.25 per cent.

The RBA reasoned that growth in the global economy continued at a moderate pace in 2014. China's growth was in line with policymakers' objectives. The US economy continued to strengthen, but the euro area and Japanese economies were both weaker than expected. Forecasts for global growth in 2015 envisage continued moderate growth.

Commodity prices have continued to decline, in some cases sharply. The price of oil in particular has fallen significantly over the past few months. These trends appear to reflect a combination of lower growth in demand and, more importantly, significant increases in supply. The much lower levels of energy prices will act to strengthen global output and temporarily to lower CPI inflation rates.

In Australia the available information suggests that growth is continuing at a below-trend pace, with domestic demand growth overall quite weak. As a result, the unemployment rate has gradually moved higher over the past year. The fall in energy prices can be expected to offer significant support to consumer spending, but at the same time the decline in the terms of trade is reducing income growth. Overall, the Bank's assessment is that output growth will probably remain a little below trend for somewhat longer, and the rate of unemployment peak a little higher, than earlier expected. The economy is likely to be operating with a degree of spare capacity for some time yet.

The CPI recorded the lowest increase for several years in 2014. This was affected by the sharp decline in oil prices at the end of the year and the removal of the price on carbon. Measures of underlying inflation also declined a little, to around 2¼ per cent over the year. With growth in labour costs subdued, it appears likely that inflation will remain consistent with the target over the next one to two years, even with a lower exchange rate.

Credit growth picked up to moderate rates in 2014, with stronger growth in lending to investors in housing assets. Dwelling prices have continued to rise strongly in Sydney, though trends have been more varied in a number of other cities over recent months. The Bank is working with other regulators to assess and contain economic risks that may arise from the housing market.

The Australian dollar has declined noticeably against a rising US dollar over recent months, though less so against a basket of currencies. It remains above most estimates of its fundamental value, particularly given the significant declines in key commodity prices. A lower exchange rate is likely to be needed to achieve balanced growth in the economy.

For the past year and a half, the cash rate has been stable, as the Board has taken time to assess the effects of the substantial easing in policy that had already been put in place and monitored developments in Australia and abroad. Taking into account the flow of recent information and updated forecasts, the Board judged that, on balance, a further reduction in the cash rate was appropriate. This action is expected to add some further support to demand, so as to foster sustainable growth and inflation outcomes consistent with the target.

Council's Investment Portfolio

Council's investment portfolio is conservatively structured in accordance with Office of Local Government guidelines with 75% 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 but these margins have contracted markedly.

The historic low cash rate is translating to lower total investment yields. This situation will continue 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 was positively impacted during January by higher yielding bonds purchased before yields began contracting. Overall, the investment portfolio has returned an average 0.96% pa above the 90 day UBS bank bill index for the last month.

Source: RBA Monetary Policy Decision

14. Investment Summary

| | | | |
|----------------------|----------------------------|---------------|-----------------------|
| GENERAL FUND | CORPORATE FIXED RATE BONDS | 11,881,980.00 | |
| | FLOATING RATE NOTES | 37,407,970.00 | |
| | TERM DEPOSITS | 50,000,000.00 | |
| WATER FUND | CALL ACCOUNT | 6,100,000.00 | 105,389,950.00 |
| | TERM DEPOSITS | 34,000,000.00 | |
| SEWERAGE FUND | FUND MANAGERS | 0.00 | 34,000,000.00 |
| | TERM DEPOSITS | 59,000,000.00 | |
| | FUND MANAGERS | 0.00 | 59,000,000.00 |
| | TOTAL INVESTMENTS | | 198,389,950.00 |

It should be noted that the General Fund investments of \$105 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.

28 [CS-CM] Quarterly Budget Review - December 2014

SUBMITTED BY: Financial Services

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
- 1.2.3 Financial requirements and the community's capacity to pay will be taken into account when meeting the community's desired levels of service

SUMMARY OF REPORT:

This is the second quarter statutory budget review for this financial year and summarises the estimated expenditure and income changes to the 2014/2015 Budget.

This statutory report is prepared in accordance with the Local Government (General) Regulations 2005, sections 202 and 203. Council will have a balanced budget as at 30 June 2015 in all Funds.

RECOMMENDATION:

That the:

1. Quarterly Budget Review Statement as at 31 December 2014 be adopted.
2. Expenditure and income, as summarised below and detailed within the report, be voted and adjusted in accordance with the revised total expenditure and income for the year ending 30 June 2015.

| Description | Change to Vote | |
|------------------------|----------------|---------|
| | Deficit | Surplus |
| General Fund | | |
| <u>Expenses</u> | | |
| Employee costs | 0 | 114,006 |
| Materials & Contracts | 158,328 | 0 |
| Interest | 0 | 0 |
| Other Operating costs | 10,000 | 0 |
| Capital | 531,829 | 0 |
| Loan Repayments | 0 | 0 |
| Transfers to Reserves | 0 | 0 |
| | 700,157 | 114,006 |

| Description | Change to Vote | |
|------------------------------|------------------|-------------------|
| | Deficit | Surplus |
| Income | | |
| Rates and Annual Charges | 0 | 0 |
| Interest revenue | 0 | 0 |
| Operating Grants & Conts | 0 | 83,846 |
| Capital Grants & Conts | 0 | 232,646 |
| User Charges & Fees | 0 | 20,000 |
| Other Operating Revenue | 0 | 80,000 |
| Loan Funds | 0 | 0 |
| Recoupments | 0 | 60,000 |
| Transfers from Reserves | 0 | 109,659 |
| Asset Sales | 0 | 0 |
| | <u>0</u> | <u>586,151</u> |
| Net Surplus/(Deficit) | | <u>0</u> |
| Sewer Fund | | |
| Expenses | | |
| Employee costs | 0 | 0 |
| Materials & Contracts | 404,532 | 0 |
| Interest | 0 | 0 |
| Other Operating costs | 0 | 0 |
| Capital | 0 | 1,009,150 |
| Loan Repayments | 0 | 0 |
| Transfers to Reserves | 0 | 4,692,505 |
| | <u>404,532</u> | <u>5,701,655</u> |
| Income | | |
| Rates and Annual Charges | 0 | 0 |
| Interest revenue | 493,130 | 0 |
| Operating Grants & Conts | 0 | 0 |
| Capital Grants & Conts | 4,234,843 | 0 |
| User Charges & Fees | 0 | 0 |
| Other Operating Revenue | 0 | 0 |
| Loan Funds | 0 | 0 |
| Recoupments | 0 | 269,925 |
| Transfers from Reserves | 839,075 | 0 |
| Asset Sales | 0 | 0 |
| | <u>5,567,048</u> | <u>269,925</u> |
| Net Surplus/(Deficit) | | <u>0</u> |
| Water Fund | | |
| Expenses | | |
| Employee costs | 0 | 0 |
| Materials & Contracts | 0 | 451,236 |
| Interest | 0 | 0 |
| Other Operating costs | 0 | 0 |
| Capital | 0 | 960,000 |
| Loan Repayments | 0 | 0 |
| Transfers to Reserves | 0 | 10,039,006 |
| | <u>0</u> | <u>11,450,242</u> |

| Description | Change to Vote | |
|------------------------------|-------------------|---------------|
| | Deficit | Surplus |
| <u>Income</u> | | |
| Rates and Annual Charges | 0 | 0 |
| Interest revenue | 156,677 | 0 |
| Operating Grants & Conts | 0 | 0 |
| Capital Grants & Conts | 10,348,187 | 0 |
| User Charges & Fees | 0 | 44,622 |
| Other Operating Revenue | 0 | 0 |
| Loan Funds | 0 | 0 |
| Recoupments | 0 | 5,000 |
| Transfers from Reserves | 995,000 | 0 |
| Asset Sales | 0 | 0 |
| | <u>11,499,864</u> | <u>49,622</u> |
| Net Surplus/(Deficit) | | <u>0</u> |

REPORT:

Budget Review 31 December 2014 (Quarterly Budget Review)

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

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

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

Report by Responsible Accounting Officer – Quarterly Budget Review Statements

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

From the 2011/2012 financial year, councils have been required to prepare a Quarterly Budget Review Statement, which includes the following information:

- The original budget
- Approved changes to the original budget
- Recommendations by Council officers regarding changes to the revised budget
- A projected year end result
- Actual year to date figures
- Key Performance Indicators
- New contracts entered into during the quarter
- Consultancy and legal expenses

This information is presented in the following reports:

- List of changes which will impact on revenue, i.e. will affect the Operational Plan (budget) or Long Term Financial Plan
- Detailed list of recommended changes, including those recommended by officers and those adopted by Council
- Income and Expenses Statement, consolidated and by fund
- Funding Statement, consolidated and by fund, which gives the total budget result
- Capital Budget Review Statement
- Cash & Investments Budget Review Statement
- Budget Review Key Performance Indicators Statement
- Budget Review Contracts (part A) and Other Expenses (part B)

Impacts on the Operational Plan and/or Long Term Financial Plan

Some recommended changes will have no net effect on the Operational Plan (1 year budget). Others will have long term effects and will need to be reflected in the next revision of the Long Term Financial Plan. The changes which will have such an effect are listed below:

| Description | \$ | \$ |
|------------------------------------|---|-------------------------------|
| | Net Effect on 2014/2015 Budget | Net Effect on LTFP |
| General Fund | | |
| Workers Compensation Insurance | -223,665 | |
| Art Gallery - furniture & fittings | 4,000 | |
| Art Gallery - building maintenance | 6,000 | |
| Museum electricity charges | 10,000 | 10,000 |
| Pensioner subsidy | -83,846 | |
| s603 certificates | -20,000 | -13,300 |
| Rates postage - Water | 50,000 | |
| s94 Admin Levy | -60,000 | -60,000 |
| Subscription to LGNSW | -20,000 | -20,000 |
| Insurance miscellaneous | 17,436 | 17,436 |
| Fit for the Future | 155,075 | |
| Human Resources | 15,000 | |
| Anthony's Bridge cycleway | 150,000 | |
| | 0 | (65,864) |

Detailed list of changes

| In/Ex | Item | Category | Description | Current Vote | Change to Vote | Details / Comments |
|-------------------------------|------|--------------|------------------------------------|--------------|----------------|--|
| 1. Proposed Variations | | | | | | |
| General | | | | | | |
| Ex | 1 | Ex-OpEmp | Workers Compensation Insurance | | -223,665 | Adjustment premium for 2013/14 |
| Ex | 2 | Ex-Capital | Chinderah Pontoon | 66,792 | 174,183 | Construction |
| In | 2 | In-CG&C | Better Boating Program RMS grant | | -120,000 | Funding for above |
| Ex | 2 | Ex-Op | Waterways Asset Management | 28,000 | -28,000 | Funding for above |
| Ex | 2 | Ex-Op | Canal Maintenance | 42,283 | -1,183 | Funding for above |
| In | 2 | In-CG&C | Community contribution | | -25,000 | Funding for above |
| Ex | 3 | Ex-Op | Art Gallery - furniture & fittings | | 4,000 | Customer counting equipment |
| Ex | 4 | Ex-Op | Art Gallery - building maintenance | | 6,000 | Café flooring |
| Ex | 5 | Ex-OpOther | Museum electricity charges | 27,500 | 10,000 | Revised consumption estimate |
| Ex | 6 | Ex-Op | Drainage assets | | 210,000 | Survey & condition assessment |
| Ex | 6 | Ex-Op | Stormwater drainage rehabilitation | 864,156 | -210,000 | Funding for above |
| In | 7 | In-CG&C | Roads to Recovery grant | 1,223,354 | -27,646 | Additional funding announced |
| Ex | 7 | Ex-Capital | Inlet Drive Tweed Heads West | 1,240,000 | 27,646 | Allocation of above |
| Ex | 8 | Ex-Capital | Salt to Casuarina cycleway | | 120,000 | Construction |
| In | 8 | In-CG&C | RMS grant funding | | -60,000 | Funding for above |
| Ex | 8 | Ex-Op | Footpaths rehabilitation | 367,508 | -60,000 | Funding for above |
| In | 9 | In-OG&C | Pensioner subsidy | -836,364 | -83,846 | Federal funding cut picked up by State |
| In | 10 | In-Operating | s603 certificates | -149,238 | -20,000 | Increased activity |
| Ex | 11 | Ex-Op | Rates postage - Water | 21,584 | 50,000 | Quarterly billing |

| In/Ex | Item | Category | Description | Current Vote | Change to Vote | Details / Comments |
|-------|------|--------------|---|--------------|-----------------|---|
| In | 12 | In-Recoup | s94 Admin Levy | -96,229 | -60,000 | Increased activity |
| Ex | 13 | Ex-Op | Subscription to LGNSW | 72,100 | -20,000 | Re allocation of funds above subscription |
| Ex | 14 | Ex-Op | Insurance miscellaneous | 11,564 | 17,436 | Premium adjustments |
| Ex | 15 | Ex-OpEmp | Apprentices & Trainees | 10,927 | 109,659 | Rollout and training of LMS |
| In | 15 | In-TFR | Works carried forward | -36,865 | -109,659 | Funding for above |
| Ex | 16 | Ex-Op | Fit for the Future | | 155,075 | Asset management & service planning |
| Ex | 17 | Ex-Op | Human Resources project fund | | 15,000 | Funds from external consulting |
| Ex | 18 | Ex-Capital | Brett Street building acquisition/fitout | 6,169,444 | 60,000 | Equipment purchases etc |
| Ex | 18 | Ex-Op | Brett Street building operating costs | | 20,000 | Electricity, cleaning etc |
| In | 18 | In-OpOther | Brett Street building leasing income | | -80,000 | Rent commencing |
| | | | | | -150,000 | |
| | | | Sewer Fund | | | |
| Ex | 19 | Ex-Op | Operations | | 404,532 | Operational adjustments |
| Ex | 19 | Ex-Capital | Various Capital Works | | -1,009,150 | Deferrals & adjustments |
| In | 19 | In-CG&C | Developer Contributions | | 4,234,843 | Development slower than expected |
| Ex | 19 | Ex-TTR | Transfers to Capital Contributions Res. | | -4,234,843 | Funding adjustment - restricted asset |
| In | 19 | In-Interest | Interest | | 493,130 | Funding adjustment |
| Ex | 19 | Ex-TTR | Transfers to Asset Replacement Res. | | -457,662 | Funding adjustment |
| In | 19 | In-Recoup | Res. | | -269,925 | Funding adjustment |
| In | 19 | In-TFR | Transfers from Asset Replacement Res. | | 839,075 | Funding adjustment |
| | | | | | 0 | |
| | | | Water Fund | | | |
| Ex | 20 | Ex-Op | Operations | | -451,236 | Operational adjustments |
| In | 20 | In-Interest | Interest | | 156,677 | Funding adjustment |
| In | 20 | In-Operating | Operating income | | -44,622 | Operational adjustments |
| Ex | 20 | Ex-Capital | Various Capital Works | | -960,000 | Deferrals & adjustments |
| In | 20 | In-Recoup | Res. | | -5,000 | Funding adjustment |
| In | 20 | In-CG&C | Developer Contributions | | 10,348,187 | Development slower than expected |
| Ex | 20 | Ex-TTR | Transfers to Capital Contributions Res. | | 10,348,187 | Funding adjustment - restricted asset |
| In | 20 | In-TFR | Transfers from Asset Replacement Res. | | 995,000 | Funding adjustment |
| Ex | 20 | Ex-TTR | Transfers to Asset Replacement Res. | | 309,181 | Funding adjustment - restricted asset |
| | | | | | 0 | |
| | | | 2. Variations Arising from Council Resolutions | | | |
| Ex | 21 | Ex-Capital | Anthony's Bridge cycleway | | 150,000 | Council meeting 11 December 2014 |
| | | | | | 150,000 | |
| | | | Summary of Votes by Type | | | |
| | | | 2014/15 Variations | | -150,000 | |
| | | | Council Resolutions | | 150,000 | |
| | | | | | 0 | |
| | | | Key to Category codes | | | |
| | | Ex-OpEmp | Employee costs | | | |
| | | Ex-Op | Materials & contracts | | | |
| | | Ex-Interest | Interest on loans | | | |
| | | Ex-OpOther | Other operating expenses | | | |
| | | Ex-Capital | Capital works | | | |
| | | Ex-Loan | | | | |
| | | Reps | Repayment on principal on loans | | | |

| In/E x | Item | Category | Description | Current Vote | Change to Vote | Details / Comments |
|-----------|------|--------------|---------------------------------------|-----------------|-------------------|--------------------|
| | | Ex-TTR | Transfers to reserves | | | |
| | | In-Rates | Rates & annual charges | | | |
| | | In-Interest | Interest income | | | |
| | | In-OG&C | Operating grants & contributions | | | |
| | | In-CG&C | Capital grants & contributions | | | |
| | | In-Operating | User charges & fees | | | |
| | | In-OpOther | Other operating income | | | |
| | | In-Loan | Loan funds | | | |
| | | In-Recoup | Recoupment from s64 & s94 funds | | | |
| | | In-TFR | Transfers from reserves | | | |
| | | In-Sales | Proceeds from sale of assets | | | |
| | | | <u>Expenses</u> | | | |
| | | | Employee costs | | -114,006 | |
| | | | Materials & Contracts | | 111,624 | |
| | | | Interest | | 0 | |
| | | | Other Operating costs | | 10,000 | |
| | | | Capital | | -1,437,321 | |
| | | | Loan Repayments | | 0 | |
| | | | Transfers to Reserves | | 14,731,511 | |
| | | | | | - | |
| | | | | | 16,161,214 | |
| | | | <u>Income</u> | | | |
| | | | Rates and Annual Charges | | 0 | |
| | | | Interest revenue | | 649,807 | |
| | | | Operating Grants & Conts | | -83,846 | |
| | | | Capital Grants & Conts | | 14,350,384 | |
| | | | User Charges & Fees | | -64,622 | |
| | | | Other Operating Revenue | | -80,000 | |
| | | | Loan Funds | | 0 | |
| | | | Recoupments | | -334,925 | |
| | | | Transfers from Reserves | | 1,724,416 | |
| | | | Asset Sales | | 0 | |
| | | | | | 16,161,214 | |
| | | | Net | | 0 | |
| | | | Summary of Votes - by Division | | | |
| | | | Corporate Services | | -170,000 | |
| | | | Planning & Regulation | | 0 | |
| | | | Community & Natural Resources | | 20,000 | |
| | | | Engineering | | 150,000 | |
| | | | General Manager | | 0 | |
| | | | | | 0 | |

Results by fund:

General Fund

The General Fund is expected to remain as a “balanced budget”.

Water Fund

The Water Fund is expected to remain as a “balanced budget”.

Sewer Fund

The Sewer Fund is expected to remain as a “balanced budget”.

Quarterly Budget Review Statements

Income and Expense - Consolidated Budget Review Statement for the quarter ended 31 December 2014

| | Original Budget (000's) | | | | Recommended changes for Council Resolution (000's) | Projected year end result (000's) | Actual YTD (000's) |
|--|----------------------------|----------------------------|--------------------------|------------------------------|---|--|--------------------------|
| | | Sep Review (000's) * | Dec Review (000's) | Revised Budget (000's) | | | |
| Income | | | | | | | |
| Rates and Annual Charges | 94,362 | - | - | 94,362 | - | 94,362 | 48,165 |
| User Charges and Fees | 37,718 | 30 | - | 37,748 | 65 | 37,813 | 20,371 |
| Interest and Investment Revenue | 9,116 | (101) | - | 9,015 | (650) | 8,365 | 4,075 |
| Other Revenues | 1,622 | - | - | 1,622 | 80 | 1,702 | 969 |
| Grants & Contributions - Operating | 16,147 | 457 | - | 16,604 | 84 | 16,688 | 9,642 |
| Grants and Contributions - Capital | 2,103 | - | - | 2,103 | 232 | 2,335 | 3,720 |
| - Contributions (S94) | 21,121 | - | - | 21,121 | (14,583) | 6,538 | 6,688 |
| Net gain from the disposal of assets | - | - | - | - | - | - | 247 |
| Total Income | 182,189 | 386 | - | 182,575 | (14,772) | 167,803 | 93,877 |
| Expense | | | | | | | |
| Employee costs | 46,514 | 393 | - | 46,907 | (114) | 46,793 | 22,720 |
| Borrowing Costs | 13,042 | - | - | 13,042 | - | 13,042 | 6,546 |
| Materials & Contracts | 52,534 | 15,255 | - | 67,789 | 112 | 67,901 | 18,903 |
| Depreciation | 41,368 | - | - | 41,368 | - | 41,368 | 20,685 |
| Legal Costs | 436 | - | - | 436 | - | 436 | 235 |
| Consultants | 471 | - | - | 471 | - | 471 | 189 |
| Other Expenses | 14,735 | 200 | - | 14,935 | 10 | 14,945 | 6,266 |
| Net Loss from Disposal of Assets | - | - | - | - | - | - | - |
| Total Expenses | 169,100 | 15,848 | - | 184,948 | 8 | 184,956 | 75,544 |
| Net Operating Result | 13,089 | (15,462) | - | (2,373) | (14,780) | (17,153) | 18,333 |
| Net Operating Result before capital items | 10,986 | (15,462) | - | (4,476) | (15,012) | (19,488) | 14,613 |

Funding Statement - Consolidated - Source & Application of Funds

| | Original Budget (000's) | | | | Recommended changes for Council Resolution (000's) | Projected year end result (000's) |
|---|----------------------------|-------------------------|-----------------------|---------------------------|---|--|
| | | Sep Review (000's) * | Dec Review (000's) | Revised Budget (000's) | | |
| Operating Result (Income Statement) | 13,089 | (15,462) | - | (2,373) | (14,780) | (17,153) |
| Add Back non-funded items: | | | | | | |
| Depreciation | 41,368 | - | - | 41,368 | - | 41,368 |
| | | - | - | - | - | - |
| Add non-operating funding sources | | | | | | |
| Transfers from Externally Restricted Cash | 15,142 | 2,524 | - | 17,666 | 335 | 18,001 |
| Transfers from Internally Restricted Cash | 20,514 | 21,583 | - | 42,097 | (1,724) | 40,373 |
| Proceeds from sale of assets | 2,845 | - | - | 2,845 | - | 2,845 |
| Loan Funds Utilised | 4,376 | 8,852 | - | 13,228 | - | 13,228 |
| Repayments from Deferred Debtors | - | - | - | - | - | - |
| Funds Available | 97,334 | 17,497 | - | 114,831 | (16,169) | 98,662 |
| Funds were applied to: | | | | | | |
| Purchase and construction of assets | 48,169 | 14,889 | - | 63,058 | (1,437) | 61,621 |
| Repayment of principal on loans | 7,714 | - | - | 7,714 | - | 7,714 |
| Transfers to Externally Restricted Cash | 21,863 | - | - | 21,863 | - | 21,863 |
| Transfers to Internally Restricted Cash | 19,588 | 2,608 | - | 22,196 | (14,732) | 7,464 |
| Funds Used | 97,334 | 17,497 | - | 114,831 | (16,169) | 98,662 |
| Increase/(Decrease) in Available Working Capital | - | - | - | - | - | - |

* Includes Carried Forward Works revotes

Income and Expense- General Fund Budget Review Statement for the quarter ended 31 December 2014

| | Original Budget (000's) | | | Revised Budget (000's) | Recommended changes for Council Resolution (000's) | Projected year end result (000's) | Actual YTD (000's) |
|--|----------------------------|----------------------------|-----------------------|---------------------------|---|--------------------------------------|-----------------------|
| | | Sep Review (000's) * | Dec Review (000's) | | | | |
| Income | | | | | | | |
| Rates and Annual Charges | 65,338 | | | 65,338 | | 65,338 | 33,552 |
| User Charges and Fees | 17,244 | 30 | | 17,274 | 20 | 17,294 | 9,653 |
| Interest and Investment Revenue | 4,643 | - | | 4,643 | - | 4,643 | 2,553 |
| Other Revenues | 1,364 | - | | 1,364 | 80 | 1,444 | 737 |
| Grants & Contributions - Operating | 15,297 | 457 | | 15,754 | 84 | 15,838 | 8,936 |
| Grants and Contributions - Capital | 2,103 | - | | 2,103 | 232 | 2,335 | 3,685 |
| - Contributions (S64/S94) | 1,677 | | | 1,677 | | 1,677 | 3,109 |
| Net gain from the disposal of assets | | | | - | | - | 247 |
| Total Income | 107,666 | 487 | - | 108,153 | 416 | 108,569 | 62,472 |
| Expense | | | | | | | |
| Employee costs | 38,123 | 393 | | 38,516 | (114) | 38,402 | 17,561 |
| Borrowing Costs | 6,044 | | | 6,044 | - | 6,044 | 3,035 |
| Materials & Contracts | 32,217 | 14,741 | | 46,958 | 158 | 47,116 | 14,917 |
| Depreciation | 25,315 | | | 25,315 | | 25,315 | 12,658 |
| Legal Costs | 436 | | | 436 | | 436 | 235 |
| Consultants | 107 | | | 107 | | 107 | 141 |
| Other Expenses | 10,488 | 200 | | 10,688 | 10 | 10,698 | 4,728 |
| Net Loss from Disposal of Assets | | | | - | | - | |
| Total Expenses | 112,730 | 15,334 | - | 128,064 | 54 | 128,118 | 53,275 |
| Net Operating Result | (5,064) | (14,847) | - | (19,911) | 362 | (19,549) | 9,197 |
| Net Operating Result before capital items | (8,844) | (14,847) | - | (22,014) | 130 | (21,884) | 5,512 |

Funding Statement - General Fund - Source & Application of Funds

| | Original Budget (000's) | | | | Recommended changes for Council Resolution (000's) | Projected year end result (000's) |
|---|----------------------------|-------------------------|-----------------------|---------------------------|--|--------------------------------------|
| | | Sep Review (000's) * | Dec Review (000's) | Revised Budget (000's) | | |
| Operating Result (Income Statement) | (5,064) | (14,847) | - | (19,911) | 362 | (19,549) |
| Add Back non-funded items: | | | | | | |
| Depreciation | 25,315 | | | 25,315 | - | 25,315 |
| Add non-operating funding sources | | | | | | |
| Transfers from Externally Restricted Cash | 3,300 | 3,907 | | 7,207 | 60 | 7,267 |
| Transfers from Internally Restricted Cash | 8,300 | 21,470 | | 29,770 | 110 | 29,880 |
| Proceeds from sale of assets | 2,845 | | | 2,845 | - | 2,845 |
| Loan Funds Utilised | 4,376 | 8,852 | | 13,228 | - | 13,228 |
| Internal charges | | | | - | | - |
| Repayments from Deferred Debtors | | | | - | | - |
| Funds Available | 39,072 | 19,382 | - | 58,454 | 532 | 58,986 |
| Funds were applied to: | | | | | | |
| Purchase and construction of assets | 28,037 | 19,056 | | 47,093 | 532 | 47,625 |
| Repayment of principal on loans | 3,480 | | | 3,480 | | 3,480 |
| Transfers to Externally Restricted Cash | 2,419 | | | 2,419 | | 2,419 |
| Transfers to Internally Restricted Cash | 5,136 | 326 | | 5,462 | - | 5,462 |
| Funds Used | 39,072 | 19,382 | - | 58,454 | 532 | 58,986 |
| Increase/(Decrease) in Available Working Capital | - | - | - | - | - | - |

Income and Expense- Sewer Fund Budget Review Statement for the quarter ended 31 December 2014

| | Original Budget (000's) | Sep Review (000's) | Dec Review (000's) | Revised Budget (000's) | Recommended changes for Council Resolution (000's) | Projected year end result (000's) | Actual YTD (000's) |
|--|----------------------------|-----------------------|-----------------------|---------------------------|--|--------------------------------------|-----------------------|
| Income | | | | | | | |
| Rates and Annual Charges | 24,192 | | | 24,192 | | 24,192 | 12,270 |
| User Charges and Fees | 1,311 | | | 1,311 | | 1,311 | 1,210 |
| Interest and Investment Revenue | 2,838 | 166 | | 3,004 | (493) | 2,511 | 979 |
| Other Revenues | 15 | | | 15 | | 15 | 10 |
| Grants & Contributions - Operating | 464 | | | 464 | - | 464 | 497 |
| Grants and Contributions - Capital | | | | - | | - | 35 |
| - Contributions (S64/S94) | 5,646 | | | 5,646 | (4,235) | 1,411 | 1,206 |
| Net gain from the disposal of assets | | | | - | | - | |
| Total Income | 34,466 | 166 | - | 34,632 | (4,728) | 29,904 | 16,207 |
| Expense | | | | | | | |
| Employee costs | 4,848 | | | 4,848 | | 4,848 | 3,050 |
| Borrowing Costs | 2,389 | | | 2,389 | | 2,389 | 1,206 |
| Materials & Contracts | 9,647 | 444 | | 10,091 | 405 | 10,496 | 1,960 |
| Depreciation | 9,209 | | | 9,209 | | 9,209 | 4,605 |
| Legal Costs | | | | - | | - | |
| Consultants | 141 | | | 141 | | 141 | 9 |
| Other Expenses | 2,327 | | | 2,327 | - | 2,327 | 832 |
| Net Loss from Disposal of Assets | | | | - | | - | |
| Total Expenses | 28,561 | 444 | - | 29,005 | 405 | 29,410 | 11,662 |
| Net Operating Result | 5,905 | (278) | - | 5,627 | (5,133) | 494 | 4,545 |
| Net Operating Result before capital items | 5,905 | (278) | - | 5,627 | (5,133) | 494 | 4,510 |

Funding Statement - Sewer Fund - Source & Application of Funds

| | Original Budget (000's) | | | | Recommended changes for Council Resolution (000's) | Projected year end result (000's) |
|---|----------------------------|----------------------------|--------------------------|------------------------------|---|--|
| | | Sep Review (000's) * | Dec Review (000's) | Revised Budget (000's) | | |
| Operating Result (Income Statement) | 5,905 | (278) | - | 5,627 | (5,133) | 494 |
| Add Back non-funded items: | | | | | | |
| Depreciation | 9,209 | - | - | 9,209 | - | 9,209 |
| Add non-operating funding sources | | | | | | |
| Transfers from Externally Restricted Cash | 5,335 | 360 | | 5,695 | 270 | 5,965 |
| Transfers from Internally Restricted Cash | 8,548 | (659) | | 7,889 | (839) | 7,050 |
| Proceeds from sale of assets | | | | - | | - |
| Loan Funds Utilised | | | | - | - | - |
| Repayments from Deferred Debtors | | | | - | | - |
| Funds Available | 28,997 | (577) | - | 28,420 | (5,702) | 22,718 |
| Funds were applied to: | | | | | | |
| Purchase and construction of assets | 14,433 | (3,149) | | 11,284 | (1,009) | 10,275 |
| Repayment of principal on loans | 3,049 | | | 3,049 | | 3,049 |
| Transfers to Externally Restricted Cash | 5,646 | | | 5,646 | | 5,646 |
| Transfers to Internally Restricted Cash | 5,869 | 2,572 | | 8,441 | (4,693) | 3,748 |
| Internal charges | | | | - | | - |
| Funds Used | 28,997 | (577) | - | 28,420 | (5,702) | 22,718 |
| Increase/(Decrease) in Available Working Capital | - | - | - | - | - | - |

Income and Expense- Water Fund Budget Review Statement for the quarter ended 31 December 2014

| | Original Budget (000's) | Sep Review (000's) | Dec Review (000's) | Revised Budget (000's) | Recommended changes for Council Resolution (000's) | Projected year end result (000's) | Actual YTD (000's) |
|--|------------------------------------|-------------------------------|-------------------------------|-----------------------------------|---|--|-------------------------------|
| Income | | | | | | | |
| Rates and Annual Charges | 4,832 | | | 4,832 | | 4,832 | 2,343 |
| User Charges and Fees | 19,163 | | | 19,163 | 45 | 19,208 | 9,508 |
| Interest and Investment Revenue | 1,635 | (267) | | 1,368 | (157) | 1,211 | 543 |
| Other Revenues | 243 | | | 243 | | 243 | 222 |
| Grants & Contributions - Operating | 386 | | | 386 | - | 386 | 209 |
| Grants and Contributions - Capital | | | | - | | - | |
| - Contributions (S64/S94) | 13,798 | | | 13,798 | (10,348) | 3,450 | 2,373 |
| Net gain from the disposal of assets | | | | - | | - | |
| Total Income | 40,057 | (267) | - | 39,790 | (10,460) | 29,330 | 15,198 |
| Expense | | | | | | | |
| Employee costs | 3,543 | | | 3,543 | | 3,543 | 2,109 |
| Borrowing Costs | 4,609 | | | 4,609 | | 4,609 | 2,305 |
| Materials & Contracts | 10,670 | 70 | | 10,740 | (451) | 10,289 | 2,026 |
| Depreciation | 6,844 | | | 6,844 | | 6,844 | 3,422 |
| Legal Costs | | | | - | | - | |
| Consultants | 223 | | | 223 | | 223 | 39 |
| Other Expenses | 1,920 | | | 1,920 | | 1,920 | 706 |
| Net Loss from Disposal of Assets | | | | - | | - | |
| Total Expenses | 27,809 | 70 | - | 27,879 | (451) | 27,428 | 10,607 |
| Net Operating Result | 12,248 | (337) | - | 11,911 | (10,009) | 1,902 | 4,591 |
| Net Operating Result before capital items | 12,248 | (337) | - | 11,911 | (10,009) | 1,902 | 4,591 |

Funding Statement - Water Fund - Source & Application of Funds

| | Original Budget (000's) | Sep Review (000's) * | Dec Review (000's) | Revised Budget (000's) | Recommended changes for Council Resolution (000's) | Projected year end result (000's) |
|---|------------------------------------|---------------------------------|-------------------------------|-----------------------------------|---|--|
| Operating Result (Income Statement) | 12,248 | (337) | - | 11,911 | (10,009) | 1,902 |
| Add Back non-funded items: | | | | | | |
| Depreciation | 6,844 | - | - | 6,844 | - | 6,844 |
| Add non-operating funding sources | | | | | | |
| Transfers from Externally Restricted Cash | 6,507 | (1,743) | | 4,764 | 5 | 4,769 |
| Transfers from Internally Restricted Cash | 3,666 | 772 | | 4,438 | (995) | 3,443 |
| Proceeds from sale of assets | | | | - | | - |
| Loan Funds Utilised | | | | - | - | - |
| Repayments from Deferred Debtors | | | | - | | - |
| Funds Available | 29,265 | (1,308) | - | 27,957 | (10,999) | 16,958 |
| Funds were applied to: | | | | | | |
| Purchase and construction of assets | 5,699 | (1,018) | | 4,681 | (960) | 3,721 |
| Repayment of principal on loans | 1,185 | | | 1,185 | | 1,185 |
| Transfers to Externally Restricted Cash | 13,798 | | | 13,798 | | 13,798 |
| Transfers to Internally Restricted Cash | 8,583 | (290) | | 8,293 | (10,039) | (1,746) |
| Internal charges | | | | - | | - |
| Funds Used | 29,265 | (1,308) | - | 27,957 | (10,999) | 16,958 |
| Increase/(Decrease) in Available Working Capital | - | - | - | - | - | - |

This document forms part of Tweed Shire Council's Quarterly Budget Review Statement for the quarter ended 31 December 2014 and should be read in conjunction with other documents in the QBRs.

Capital Budget Review Statement - Consolidated - for the quarter ended 31 December 2014

| Original Budget (000's) | Sep Review (000's) * | Dec Review (000's) | Revised Budget (000's) | Recommended changes for Council Resolution (000's) | Projected year end result (000's) | Actual YTD (000's) |
|----------------------------|-------------------------|-----------------------|---------------------------|---|--------------------------------------|-----------------------|
|----------------------------|-------------------------|-----------------------|---------------------------|---|--------------------------------------|-----------------------|

Capital Funding

| | | | | | | | |
|-------------------------------------|---------------|---------------|--|---------------|----------------|---------------|---------------|
| Rates and other untied funding | 16,654 | (209) | | 16,445 | 352 | 16,797 | 3,020 |
| Capital Grants & Contributions | 4,378 | | | 4,378 | 180 | 4,558 | 1,567 |
| Internal Restrictions (Reserves) | 18,723 | 3,041 | | 21,764 | (1,969) | 19,795 | 7,448 |
| External Restrictions | | | | | | | |
| - s64 & s94 funds | 11,555 | 3,204 | | 14,759 | | 14,759 | 6,065 |
| Other Capital Funding Sources | | | | | | | |
| - loans | 6,576 | 8,852 | | 15,428 | | 15,428 | 5,305 |
| Income from sale of assets | | | | | | | |
| - plant and equipment | 2,545 | | | 2,545 | | 2,545 | 875 |
| - Land,Buildings,Furniture,Fittings | | | | | | | |
| Total Capital Funding | 60,431 | 14,888 | | 75,319 | (1,437) | 73,882 | 24,280 |

Capital Expenditure

New Assets

| | | | | | | | |
|-------------------------------------|---------------|---------------|--|---------------|----------------|---------------|---------------|
| - Plant and Equipment | | 200 | | 200 | | 200 | 148 |
| - Land,Buildings,Furniture,Fittings | 7,100 | 3,062 | | 10,162 | 60 | 10,222 | 5,446 |
| - Roads, Bridges, Footpaths | 451 | 364 | | 815 | 270 | 1,085 | 866 |
| - Drainage | | | | | | | |
| - Water & Sewer Infrastructure | 4,778 | | | 4,778 | | 4,778 | 1,197 |
| - Other | 8,875 | 4,686 | | 13,561 | 174 | 13,735 | 1,796 |
| <u>Renewals (Replacement)</u> | | | | | | | |
| - Plant and Equipment | 5,506 | | | 5,506 | | 5,506 | 1,771 |
| - Land,Buildings,Furniture,Fittings | 100 | 230 | | 330 | | 330 | 25 |
| - Roads, Bridges, Footpaths | 6,066 | 5,876 | | 11,942 | 28 | 11,970 | 3,079 |
| - Drainage | 210 | 620 | | 830 | | 830 | 62 |
| - Water & Sewer Infrastructure | 6,968 | (1,023) | | 5,945 | (1,969) | 3,976 | 1,108 |
| - Other | | 2 | | 2 | | 2 | 326 |
| <u>Upgrades</u> | | | | | | | |
| - Plant and Equipment | | | | | | | |
| - Land,Buildings,Furniture,Fittings | | 2 | | 2 | | 2 | 41 |
| - Roads, Bridges, Footpaths | 3,566 | 2,786 | | 6,352 | | 6,352 | 1,795 |
| - Drainage | 890 | 989 | | 1,879 | | 1,879 | 525 |
| - Water & Sewer Infrastructure | 8,207 | (3,145) | | 5,062 | | 5,062 | 1,212 |
| - Other | | 239 | | 239 | | 239 | 235 |
| Loan Repayments (principal) | 7,714 | | | 7,714 | | 7,714 | 4,648 |
| Total Capital Expenditure | 60,431 | 14,888 | | 75,319 | (1,437) | 73,882 | 24,280 |

* Includes Carried Forward Works revotes

Capital Budget Review Statement - General Fund - for the quarter ended 31 December 2014

| Original Budget (000's) | Sep Review (000's) * | Dec Review (000's) | Revised Budget (000's) | Recommended changes for Council Resolution (000's) | Projected year end result (000's) | Actual YTD (000's) |
|----------------------------|-------------------------|-----------------------|---------------------------|---|---|--------------------------|
|----------------------------|-------------------------|-----------------------|---------------------------|---|---|--------------------------|

Capital Funding

| | | | | | | | |
|-------------------------------------|---------------|---------------|--|---------------|------------|---------------|---------------|
| Rates and other untied funding | 11,870 | 70 | | 11,940 | 352 | 12,292 | 3,030 |
| Capital Grants & Contributions | 4,378 | | | 4,378 | 180 | 4,558 | 1,567 |
| Internal Restrictions (Reserves) | 8,175 | 6,272 | | 14,447 | | 14,447 | 4,967 |
| External Restrictions | | | | | | | |
| - s64 & s94 funds | 2,200 | 3,862 | | 6,062 | | 6,062 | 2,084 |
| Other Capital Funding Sources | | | | | | | |
| - loans | 6,576 | 8,852 | | 15,428 | | 15,428 | 5,305 |
| Income from sale of assets | | | | | | | |
| - plant and equipment | 2,545 | | | 2,545 | | 2,545 | 875 |
| - Land,Buildings,Furniture,Fittings | | | | | | | |
| Total Capital Funding | 35,744 | 19,056 | | 54,800 | 532 | 55,332 | 17,828 |

Capital Expenditure

New Assets

| | | | | | | | |
|-------------------------------------|-------|-------|--|--------|-----|--------|-------|
| - Plant and Equipment | | 200 | | 200 | | 200 | 148 |
| - Land,Buildings,Furniture,Fittings | 6,600 | 3,062 | | 9,662 | 60 | 9,722 | 5,446 |
| - Roads, Bridges, Footpaths | 451 | 364 | | 815 | 270 | 1,085 | 866 |
| - Drainage | | | | | | | |
| - Other | 8,875 | 4,686 | | 13,561 | 174 | 13,735 | 1,796 |

Renewals (Replacement)

| | | | | | | | |
|-------------------------------------|-------|-------|--|--------|----|--------|-------|
| - Plant and Equipment | 5,506 | | | 5,506 | | 5,506 | 1,771 |
| - Land,Buildings,Furniture,Fittings | 100 | 230 | | 330 | | 330 | 25 |
| - Roads, Bridges, Footpaths | 6,066 | 5,876 | | 11,942 | 28 | 11,970 | 3,079 |
| - Drainage | 210 | 620 | | 830 | | 830 | 62 |
| - Other | | 2 | | 2 | | 2 | 326 |

Upgrades

| | | | | | | | |
|-------------------------------------|---------------|---------------|--|---------------|------------|---------------|---------------|
| - Plant and Equipment | | | | | | | |
| - Land,Buildings,Furniture,Fittings | | 2 | | 2 | | 2 | 41 |
| - Roads, Bridges, Footpaths | 3,566 | 2,786 | | 6,352 | | 6,352 | 1,795 |
| - Drainage | 890 | 989 | | 1,879 | | 1,879 | 525 |
| - Other | | 239 | | 239 | | 239 | 235 |
| Loan Repayments (principal) | 3,480 | | | 3,480 | | 3,480 | 1,713 |
| Total Capital Expenditure | 35,744 | 19,056 | | 54,800 | 532 | 55,332 | 17,828 |

* Includes Carried Forward Works revotes

Capital Budget Review Statement - Sewer Fund - for the quarter ended 31 December 2014

| Original Budget (000's) | | | | Recommended changes for Council Resolution (000's) | Projected year end result (000's) | Actual YTD (000's) |
|----------------------------|-----------------------|-----------------------|---------------------------|---|--------------------------------------|-----------------------|
| | Sep Review (000's) | Dec Review (000's) | Revised Budget (000's) | | | |

Capital Funding

| | | | | | | | |
|-------------------------------------|---------------|----------------|--|---------------|----------------|---------------|--------------|
| Rates and other untied funding | 3,599 | (279) | | 3,320 | | 3,320 | 134 |
| Capital Grants & Contributions | | | | | | | |
| Internal Restrictions (Reserves) | 8,548 | (3,231) | | 5,317 | (1,009) | 4,308 | 2,126 |
| External Restrictions | | | | | | | |
| - s64 & s94 funds | 5,335 | 360 | | 5,695 | | 5,695 | 2,811 |
| Other Capital Funding Sources | | | | | | | |
| - loans | | | | | | | |
| Income from sale of assets | | | | | | | |
| - plant and equipment | | | | | | | |
| - Land,Buildings,Furniture,Fittings | | | | | | | |
| Total Capital Funding | 17,482 | (3,150) | | 14,332 | (1,009) | 13,323 | 5,071 |

Capital Expenditure

New Assets

| | | | | | | | |
|-------------------------------------|---------------|----------------|--|---------------|----------------|---------------|--------------|
| - Plant and Equipment | | | | | | | |
| - Land,Buildings,Furniture,Fittings | | | | | | | |
| - Water & Sewer Infrastructure | 4,023 | (644) | | 3,379 | | 3,379 | 600 |
| - Other | | | | | | | |
| <u>Renewals (Replacement)</u> | | | | | | | |
| - Plant and Equipment | | | | | | | |
| - Land,Buildings,Furniture,Fittings | | | | | | | |
| - Water & Sewer Infrastructure | 3,783 | (941) | | 2,842 | (1,009) | 1,833 | 931 |
| - Other | | | | | | | |
| <u>Upgrades</u> | | | | | | | |
| - Plant and Equipment | | | | | | | |
| - Land,Buildings,Furniture,Fittings | | | | | | | |
| - Water & Sewer Infrastructure | 6,627 | (1,565) | | 5,062 | | 5,062 | 1,187 |
| - Other | | | | | | | |
| Loan Repayments (principal) | 3,049 | | | 3,049 | | 3,049 | 2,353 |
| Total Capital Expenditure | 17,482 | (3,150) | | 14,332 | (1,009) | 13,323 | 5,071 |

Capital Budget Review Statement - Water Fund - for the quarter ended 31 December 2014

| Original Budget (000's) | Sep Review (000's) | Dec Review (000's) | Revised Budget (000's) | Recommended changes for Council Resolution (000's) | Projected year end result (000's) | Actual YTD (000's) |
|----------------------------|-----------------------|-----------------------|---------------------------|--|--------------------------------------|-----------------------|
|----------------------------|-----------------------|-----------------------|---------------------------|--|--------------------------------------|-----------------------|

Capital Funding

| | | | | | | |
|-------------------------------------|--------------|----------------|--------------|--------------|--------------|--------------|
| Rates and other untied funding | 1,185 | | 1,185 | | 1,185 | (144) |
| Capital Grants & Contributions | | | | | | |
| Internal Restrictions (Reserves) | 2,000 | | 2,000 | (960) | 1,040 | 355 |
| External Restrictions | | | | | | |
| - s64 & s94 funds | 4,020 | (1,018) | 3,002 | | 3,002 | 1,170 |
| Other Capital Funding Sources | | | | | | |
| - loans | | | | | | |
| Income from sale of assets | | | | | | |
| - plant and equipment | | | | | | |
| - Land,Buildings,Furniture,Fittings | | | | | | |
| Total Capital Funding | 7,205 | (1,018) | 6,187 | (960) | 5,227 | 1,381 |

Capital Expenditure

New Assets

| | | | | | | |
|-------------------------------------|-----|-----|-------|--|-------|-----|
| - Plant and Equipment | | | | | | |
| - Land,Buildings,Furniture,Fittings | 500 | | 500 | | 500 | |
| - Water & Sewer Infrastructure | 755 | 644 | 1,399 | | 1,399 | 597 |
| - Other | | | | | | |

Renewals (Replacement)

| | | | | | | |
|-------------------------------------|-------|------|-------|-------|-------|-----|
| - Plant and Equipment | | | | | | |
| - Land,Buildings,Furniture,Fittings | | | | | | |
| - Water & Sewer Infrastructure | 3,185 | (82) | 3,103 | (960) | 2,143 | 177 |
| - Other | | | | | | |

Upgrades

| | | | | | | |
|-------------------------------------|-------|---------|--|--|--|----|
| - Plant and Equipment | | | | | | |
| - Land,Buildings,Furniture,Fittings | | | | | | |
| - Water & Sewer Infrastructure | 1,580 | (1,580) | | | | 25 |
| - Other | | | | | | |

| | | | | | | |
|----------------------------------|--------------|----------------|--------------|--------------|--------------|--------------|
| Loan Repayments (principal) | 1,185 | | 1,185 | | 1,185 | 582 |
| Total Capital Expenditure | 7,205 | (1,018) | 6,187 | (960) | 5,227 | 1,381 |

This document forms part of Tweed Shire Council's Quarterly Budget Review Statement for the quarter ended 31 December 2014 and should be read in conjunction with other documents in the QBRS.

* Note: includes carried forward works revotes

**Note: figures in the Actual YTD column of capital funding are estimates only. Detailed calculations of funding results are performed annually.

Cash and Investments Budget Review Statement for the quarter ended 31 December 2014

| | Original Budget (000's) | Approved Changes | | | Revised Budget (000's) | Recommended changes for Council Resolution (000's) | Projected year end result (000's) | Actual * YTD (000's) |
|--------------------------------------|----------------------------|---------------------------|--------------------------|--------------------------|---------------------------|---|--|-------------------------------|
| | | Roll- Overs (000's) | Sep Review (000's) | Dec Review (000's) | | | | |
| Unrestricted | 5,539 | | | | 5,539 | | 5,539 | 5,574 |
| Externally restricted | | | | | | | | |
| RTA Contributions | 347 | | | | 347 | | 347 | 347 |
| Developer contributions | 22,016 | | | | 22,016 | | 22,016 | 24,107 |
| Domestic waste management | 7,300 | | | | 7,300 | | 7,300 | 7,300 |
| Special Rates | 214 | | | | 214 | | 214 | 214 |
| Special purpose grants | 2,764 | | | | 2,764 | | 2,764 | 2,764 |
| Water Supplies | 31,533 | | | | 31,533 | (10,348) | 21,185 | 27,459 |
| Sewerage Services | 53,510 | | | | 53,510 | (4,235) | 49,275 | 61,484 |
| Other | 21,443 | | | | 21,443 | | 21,443 | 21,443 |
| Total Externally restricted | 139,127 | 0 | 0 | 0 | 139,127 | (14,583) | 124,544 | 145,118 |
| Internally restricted | | | | | | | | |
| Employee Leave entitlements | 10,291 | | | | 10,291 | | 10,291 | 10,291 |
| Unexpended loans | 9,436 | | | | 9,436 | | 9,436 | 9,000 |
| Unexpended grants | 2,753 | | | | 2,753 | | 2,753 | 2,000 |
| 7 Year Plan | 3,094 | | | | 3,094 | | 3,094 | 2,000 |
| Works Carried Forward | 11,777 | | | | 11,777 | | 11,777 | 10,000 |
| Replacement of Plant and Vehicles | 3,039 | | | | 3,039 | | 3,039 | 3,039 |
| Tip improvements | 4,311 | | | | 4,311 | | 4,311 | 4,311 |
| Asset renewals | 2,034 | | | | 2,034 | | 2,034 | 2,034 |
| Other | 5,781 | | | | 5,781 | | 5,781 | 5,781 |
| Total Internally restricted | 52,516 | 0 | 0 | 0 | 52,516 | 0 | 52,516 | 48,456 |
| Total Restricted | 191,643 | 0 | 0 | 0 | 191,643 | (14,583) | 177,060 | 193,574 |
| Total cash and investments | 197,182 | 0 | 0 | 0 | 197,182 | (14,583) | 182,599 | 199,148 |
| Available cash | 5,539 | 0 | 0 | 0 | 5,539 | 0 | 5,539 | 5,574 |

* Note: figures in the Actual YTD are estimates only. Detailed calculations of funding results and cash restrictions are performed annually.

Notes:

The available cash position excludes restricted funds. External restrictions are funds that must be spent for a specific purpose and cannot be used by council for general operations. Internal restrictions are funds that council has determined will be used for a specific purpose.

Statement of compliance with investment policy:

Council's investments have been made in accordance with Council's investment policies.

Reconciliation of restricted funds with current investment report:

| | |
|--|----------------|
| | (000's) |
| Total restricted funds | 193,574 |
| Total invested funds as per December Investment Report | 198,330 |
| Note: some restricted funds are held as cash as they will be utilised in the current period. | |

Statement of bank reconciliation:

Cash has been reconciled with the bank statement. The last bank reconciliation was completed to 30 January 2015.

Reconciliation of cash and investments:

| | |
|-----------------------------------|----------------|
| | (000's) |
| Cash and investments as per above | 199,148 |
| Cash on hand and at bank | 818 |
| Investments | <u>198,330</u> |
| | 199,148 |

This document forms part of Tweed Shire Council's Quarterly Budget Review Statement for the quarter ended 31 December 2014 and should be read in conjunction with other documents in the QBRS.

Key Performance Indicators Budget Review Statement for the quarter ended 31 December 2014

Note that KPIs will be distorted by the short reporting period (3 months), and by the fact that detailed calculations are only prepared on an annual basis.

These ratios should therefore be viewed with caution.

| | Amounts | Indicator |
|--|---------------|-----------|
| 1. Unrestricted Current Ratio | | |
| | (000's) | |
| <u>Current assets less all external restrictions</u> | <u>88,733</u> | 7.4:1 |
| Current liabilities | 12,042 | |

Purpose:

To assess the adequacy of working capital and its ability to satisfy obligations in the short term for the unrestricted activities of Council.

Comment:

Higher than it would be for the annual calculation, as expenditure throughout the year will run down cash and receivables.

| | Amounts | Indicator |
|------------------------------|---------------|-----------|
| 2. Debt Service Ratio | | |
| | (000's) | |
| <u>Debt Service Cost</u> | <u>11,194</u> | 14.43% |
| Selected operating income | 77,598 | |

Purpose:

To assess the impact of loan principal and interest repayments on the discretionary revenue of Council.

This document forms part of Tweed Shire Council's Quarterly Budget Review Statement for the quarter ended 31 December 2014 and should be read in conjunction with other documents in the QBRS.

Budget Review Contracts and Other Expenses for the quarter ended 31 December 2014

| PART A-Contracts Listing | | Contract value | Commencement | Duration of | Budgeted |
|------------------------------------|---|----------------|--------------|-------------|----------|
| Contractor | Contract detail & purpose | \$ | date | contract | (Y/N) |
| Demacs Construction (Aust) Pty Ltd | EC2014-132 Supply, Construction and testing of sewer rising mains and associated works at Overall Drive (SEW 18) and Tweed Coast Road (SEW 32) Pottsville | \$742,921.01 | 10/11/2014 | 16 weeks | y |

| PART B - Consultancy and Legal expenses | | Expenditure | Budgeted |
|---|--|-------------|----------|
| Expense | | YTD \$ | (Y/N) |
| Consultancies | | 263,772 | Y |
| Legal expenses | | 272,153 | Y |

This document forms part of Tweed Shire Council's Quarterly Budget Review Statement for the quarter ended 31 December 2014 and should be read in conjunction with other documents in the QBRs.

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

202 Responsible accounting officer to maintain system for budgetary control

The responsible accounting officer of a council must:

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

203 Budget review statements and revision of estimates

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

Statutory Statement

It is my opinion that the Quarterly Budget Review Statement for Tweed Shire Council for the quarter ended 31/12/2014 indicates that Council's projected financial position at 30/6/2015 will be satisfactory at year end, having regard to the projected estimates of income and expenditure and the original budgeted income and expenditure.



M A Chorlton 31/01/2015
“Responsible Accounting Officer”
Manager Financial Services
Tweed Shire Council

OPTIONS:

Not Applicable

CONCLUSION:

Refer to Statutory Statement above.

COUNCIL IMPLICATIONS:

a. Policy:

Not Applicable

b. Budget/Long Term Financial Plan:

As detailed in the report.

c. Legal:

No-Legal advice has not been received
Attachment of Legal Advice-Not Applicable

d. Communication/Engagement:

Inform - We will keep you informed.

UNDER SEPARATE COVER/FURTHER INFORMATION:

Nil.

29 [CS-CM] Corporate Quarterly Performance Report 1 October to 31 December 2014

SUBMITTED BY: Corporate Governance

Valid



Civic Leadership

LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:

- 1 Civic Leadership
 - 1.3 Delivering the objectives of this plan
 - 1.3.2 Council will seek the best value in delivering services
-

SUMMARY OF REPORT:

The Corporate Quarterly Report for the period 1 October to 31 December 2014 is presented to Council for consideration.

This report and accompanying attachments detail the progress of the 2014/2015 Operational Plan activities up to 31 December 2014.

RECOMMENDATION:

That Council receives and notes the Corporate Quarterly Performance Report as at 31 December 2014.

REPORT:

At the Council meeting held Thursday 19 June 2014 the Operational Plan 2014/2015 was adopted by Council and a reporting structure has been developed which is based upon four themes identified below:



Civic Leadership - Aim: To set the overall direction and long-term goals for the Tweed in accordance with community aspirations.



Supporting Community Life - Aim: To create a place where people are healthy, safe, connected and in harmony with the natural environment, to retain and improve the quality of community life.



Strengthening the Economy- Aim: To strengthen and diversify the region's economic base in a way that complements the environmental and social values of the Tweed.



Caring for the Environment - Aim: For Council and the community to value, respect and actively participate in the care and management of our natural environment for current and future generations.

Some highlights for the quarter to 31 December 2014 are as follows:

| Item | Description |
|-----------|--|
| P1.5.2.11 | Business Park Development Control Plan Section A17 "Business, Enterprise Corridor & General Industrial Zones" of the Tweed Development Control Plan 2008 took effect on 20 August 2014 |
| P1.5.2.15 | Tweed Development Control Plan General Policy Maintenance Project is completed. |
| P1.5.2.20 | Achievement of Major Planning Proposals The adopted Planning Reform Unit's Work Plan prioritising resources resulted in key major planning proposals being identified and exclusively targeted with priority 1 projects progressing more efficiently. |
| P2.1.1.16 | Youth Strategy - Development of Knox Park Youth Precinct Council's engagement with key stakeholders to design a concept plan for the Youth Precinct skate park in Knox Park is complete. |
| CP2.3.2.1 | Clarrie Hall Dam Spillway Upgrade - to pass Probable Maximum Flood (PMF) Project complete. |
| CP2.3.3.6 | Sewerage Rising Main: SRM 1022 Riveroak Drive Murwillumbah - upgrade SPS1022 is now discharging into adjacent gravity sewer network. Construction has not completely rectified hydraulic issues in receiving sewer. Some additional works may be required. |
| CP2.3.3.9 | Sewerage Rising Main: SRM 3018 Fraser Drive Tweed Heads South- upgrade Construction and testing works are complete. Works as executed drawings have been submitted. |
| CP2.3.5.5 | Hartigan Street Project complete. |
| CP2.3.6.3 | Faulks park toilet replacement Kingscliff Project complete. |

| Item | Description |
|------------|--|
| CP2.3.6.9 | Barry Sheppard Sports Facility Capital Works Project complete. |
| CP2.3.2.26 | Water Mains: Barnby Street - Byangum to William Street Murwillumbah - replacement Project complete. |
| CP2.3.2.30 | Water Mains: Flow Meter Installation - Hartigan Hill Murwillumbah, Reservoir outlet Project complete. |
| CP2.4.3.32 | Collier Street Project complete. |
| CP2.3.2.33 | Water Mains: Flow Meter Installation - Water Pump Station 12 corner of Terranora and Bilambil Roads Project complete. |
| CP2.3.2.35 | Water Mains: Hillcrest Ave Reservoir site at Tweed Heads South - upgrade Project complete. |
| CP2.3.3.48 | Sewerage Pumping Stations: SPS Telemetry Upgrades - various sites 2014 financial year allows for 27 pump stations to have telemetry upgraded. Approval has been granted to complete additional 10 sites in 2014/2015. Request has been made to complete an additional 6 sites in 2014/2015. Telemetry Upgrade program is ahead of schedule. |
| CP2.4.3.52 | Numinbah Road repair program Project complete. |

OPTIONS:

Not Applicable.

CONCLUSION:

An undertaking given through the overarching Community Strategic Plan was that the General Manager will report quarterly to Council on the progress in meeting activities and targets of the Operational Plan. This is the second quarterly report on the progress of the 2014/2015 plan and following adoption by Council will be made available via the Integrated Planning and Reporting Framework page on Council's website.

COUNCIL IMPLICATIONS:

a. Policy:

Being reported in accordance with requirements associated with Integrated Planning and Reporting Framework.

b. Budget/Long Term Financial Plan:

Not Applicable

c. Legal:

In line with the impacts of the adopted Operational Plan.

d. Communication/Engagement:

Inform - We will keep you informed.

UNDER SEPARATE COVER/FURTHER INFORMATION:

Attachment 1. Corporate Quarterly Performance Report for the period 1
October to 31 December 2014 (ECM 3585966)

30 [CS-CM] Six Monthly Delivery Program Exception Report to 31 December 2014

SUBMITTED BY: Corporate Governance

Valid



Civic Leadership

LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:

- 1 Civic Leadership
 - 1.3 Delivering the objectives of this plan
 - 1.3.2 Council will seek the best value in delivering services
-

SUMMARY OF REPORT:

As a requirement of section 404(5) of the *Local Government Act 1993* (NSW) and the Integrated Planning and Reporting Framework, council must highlight in a six monthly progress report all principle activities identified in the Delivery Program that are not meeting expected performance targets. The Quarterly Corporate Report, which is reported separately, highlights progress across all activities.

The delivery of key actions in the 2013/2017 Delivery Program are monitored by performance indicators that ensure principle activities are completed within the planned timeframe and allocated budgets. Performance outcomes are reported to Council on a six monthly basis in the form of an exception report.

RECOMMENDATION:

That Council receives and notes the Six Monthly Progress Report detailing principle activities from the 2013/2017 Delivery Program that have not met expected performance targets for the period to 31 December 2014.

REPORT:

At the Council meeting held Thursday 19 June 2014 the Operational Plan 2014/2015 was adopted by Council and a reporting structure has been developed which is based upon four themes identified below:



Civic Leadership - Aim: To set the overall direction and long-term goals for the Tweed in accordance with community aspirations.



Supporting Community Life - Aim: To create a place where people are healthy, safe, connected and in harmony with the natural environment, to retain and improve the quality of community life.



Strengthening the Economy- Aim: To strengthen and diversify the region's economic base in a way that complements the environmental and social values of the Tweed.



Caring for the Environment - Aim: For Council and the community to value, respect and actively participate in the care and management of our natural environment for current and future generations.

OPTIONS:

Not Applicable.

CONCLUSION:

As a requirement of Section 404(5) of the *Local Government Act 1993* (NSW) and the Integrated Planning and Reporting Framework, Council must highlight in a six monthly progress report all principle activities identified in the Delivery Program that are not meeting expected performance targets. Performance outcomes are reported to Council on a six monthly basis in the form of an exception report.

COUNCIL IMPLICATIONS:

a. Policy:

Corporate Policy Not Applicable.

Being reported in accordance with requirements associated with Integrated Planning and Reporting Framework.

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. Six monthly Delivery Program Exception Report to 31
December 2014 (ECM 3585948).

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
-

31 [NOR] Black Rocks Sports Field

NOTICE OF RESCISSION:

Councillor M Armstrong, K Milne and G Bagnall hereby give notice that at the next Ordinary meeting of Council we will move that the resolution from the meeting held on Thursday 22 January 2015 at Minute No 39 Item No 27 titled [NOM] Black Rocks Sports Field being:

" that Council:

1. *Commissions a study using the methodology contained in the currently exhibited Comprehensive Koala Plan of Management to obtain baseline data on koala numbers in the Black Rocks Sports Field precinct.*
2. *Replaces the gates at the entrance to the Black Rocks Sports Field with a koala grid to prevent koalas entering the nearby urban environment.*
3. *Brings a report to a future Council Meeting with recommended options to address the impacts of "hooning" behaviour on the entrance road to the playing fields."*

be rescinded.

32 [NOM] Black Rocks Sports Field Access

NOTICE OF MOTION:

Councillor K Milne moves that

1. Council prepares an options report for a future Council meeting on the most effective method/methods for the protection of the koala population at or near the Black Rock Sports Field, including but not limited to, an option for an automated gate;
2. Pending the preparation of the report the Koala Gates at the Black Rocks Sports Field be closed at 6pm each evening and be reopened at 7am each morning; and
3. Signage indicating the opening and closing hours of the Koala Proof Gate at Black Rocks Sports Field be erected at or near the entrance to the Black Rocks Sports Field and that such signage also indicate the pedestrian access entrance.

Councillor's Background Notes

Recommended Priority:

Nil.

Description of Project:

Nil.

Management Comments:

Delivery Program:

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 |

Budget/Long Term Financial Plan:

The gate has already been constructed from Koala Plan implementation funds so there is no additional budget implication other than ongoing maintenance and repair as required.

Legal Implications:

Not Applicable

Policy Implications:

Draft Tweed Shire Council Sport Fields Strategy.

33 [NOM] State Government Road Disposal

NOTICE OF MOTION:

Councillor K Milne moves that Council seeks support from the State Government in regards to disposal of Crown Roads that are contrary to Council's Road Closures and Private Purchase Policy for roads not eligible for closure.

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 |
| 1.3 | 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 |

Budget/Long Term Financial Plan:

Nil.

Legal Implications:

Nil.

Policy Implications:

Council applies its own Road Closures and Private Purchase Policy, Version 1.2 to roads which it controls and provides advice to the Crown on requests for road closures of Crown Roads.

Crown Roads are the property of the NSW State Government who ultimately decide on the sale or otherwise of these assets.

34 [NOM] Communications Infrastructure

NOTICE OF MOTION:

Councillor K Milne moves that Council seeks support from the State Government to address the concerns raised by the community in regard to NBN and telecommunications infrastructure.

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 |
| 1.3 | 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 |

Budget/Long Term Financial Plan:

Nil

Legal Implications:

An assessment and approval process is in place for Telecommunications Infrastructure. This is legislated by the State Government and includes a SEPP.

Policy Implications:

Nil

REPORTS FROM SUB-COMMITTEES/WORKING GROUPS

35 [SUB-SAC] Minutes of the Sports Advisory Committee Meeting held Monday 20 October 2014

SUBMITTED BY: Recreation Services



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:

The Minutes of the Sports Advisory Committee Meeting held Monday 20 October 2014 are reproduced in the body of this report for the information of Councillors.

RECOMMENDATION:

That:

1. The Minutes of the Sports Advisory Committee Meeting held Monday 20 October 2014 be received and noted; and
2. The Executive Management Team's recommendations be adopted as follows:

A5. Committee Membership

That the Executive Management Team notes the recommendation of the Committee; and that any change to the Committee membership is a matter for Council to determine.

REPORT:

The Minutes of the Sports Advisory Committee Meeting held Monday 20 October 2014 are reproduced as follows for the information of Councillors.

Venue:

Banora Point Community Hall

Time:

5.00pm

Present:

Merve Edwards; Leigh Tynan; Helen Rigney; Linton Alford; Cr Youngblutt; Stewart Brawley.

Apologies:

Gillian Austin; Cr Polglase, Rob Neinhuis, Carolyn Pickering.

Minutes of Previous Meeting:

Moved: Merve Edwards

Seconded: Leigh Tynan

RESOLVED that the Minutes of the Sports Advisory Committee meeting held Monday 14 July 2014 be accepted as a true and accurate record of the proceedings of that meeting.

Business Arising:

Nil.

Agenda Items:

A1. Welcome to new Committee Members

The new committee members were welcomed and provided an outline of the committee's terms of reference and functions.

A2. Sports Field Strategy

The committee was advised that the sports field strategy is currently on exhibition and committee members were encouraged to review the strategy and provide feedback.

A3. Black Rocks Sports Field

At the October Council meeting Council resolved to leave the gate at Black Rocks Sports field open during daylight hours and for Council to proceed to prepare and lodge a development application for a Men's Shed at the fields.

A4. Arkinstall Park

The committee was advised that the Arkinstall Park Stage 1 is approximately 90% complete with the tennis facility to be handed over to Council in the coming weeks. The access road is still to be completed and there will be a delay related to the electrical supply to the site.

Council and Tennis NSW has been in extensive discussions with the Tweed Heads Tennis Club regarding lease and management arrangements for the Tennis facility.

A5. Committee Membership

At the Council Meeting held 21 August 2014 Council resolved "2. Approaches the Sports Advisory Committee to seek their view on increasing their membership by two more members".

The committee discussed the advantages and disadvantages of an expanded committee membership, agreeing the benefits outweigh the disadvantages.

RECOMMENDATION:

That:

1. Council increases the membership of the Sports Advisory Committee by two community representatives (total 9) for the remainder of this committee's term.
2. The community representative numbers to be reviewed when establishing a new committee.

RECOMMENDATION:

That the two applicants received during the recent expressions of interest process be invited to join the committee.

General Business:

GB1. Irrigation Policy

Stewart Brawley advised the committee that Council is currently preparing a Irrigation Strategy that will detail Council's approach to the use of potable water for irrigation of sports fields and parks. This is in response to water use sustainability initiatives and the increasing costs of water.

GB2. Commonwealth Games

Leigh Tynan enquired as to whether Council would be looking to attract overseas teams to the Tweed as a training venue for the Commonwealth Games. It was noted that Destination Tweed primarily manages tourism including sports tourism in the Tweed and attracting teams in association with the Commonwealth Games would be within their responsibility.

GB3. Black Rocks Sports Fields

Cr Youngblutt noted at the internal gate at Black Rock Sports Field there was little opportunity for a vehicle to turn around when leaving. Stewart advised that Council staff will investigate options for addressing this concern.

Next Meeting:

The next meeting of the Sports Advisory Committee will be held Monday 8 December 2014 at Arkinstall Park Tennis Club.

The meeting closed at 6.30pm.

EXECUTIVE MANAGEMENT TEAM COMMENTS:

A5. Committee Membership

Nil.

EXECUTIVE MANAGEMENT TEAM'S RECOMMENDATIONS:

A5. Committee Membership

That:

- 1. Council increases the membership of the Sports Advisory Committee by two community representatives (total 9) for the remainder of this committee's term.*
- 2. The community representative numbers to be reviewed when establishing a new committee.*
- 3. That the two applicants received during the recent expressions of interest process be invited to join the Committee.*

COUNCIL IMPLICATIONS:

a. Policy:

Code of Meeting Practice.

Terms of Reference - reviewed 21 August 2012 (ECM 2846627).

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 27 November 2014

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 27 November 2014 are reproduced in the body of this report for the information of Councillors.

RECOMMENDATION:

That:

- 1. The Minutes of the Tweed Regional Museum Advisory Committee Meeting held Thursday 27 November 2014 be received and noted; and**
- 2. The Executive Management Team's recommendations be adopted as follows:**

A8. Tweed Regional Museum Murwillumbah Opening Hours

That weekend opening hours to be reviewed by management in consultation with the Committee, looking at the possibility of volunteers facilitating increased public access.

REPORT:

The Minutes of the Tweed Regional Museum Advisory Committee Meeting held Thursday 27 November 2014 are reproduced as follows for the information of Councillors.

Venue:

Canvas and Kettle, Murwillumbah Civic & Cultural Centre

Time:

2:00pm

Present:

Robyn Grigg (Manager Community & Cultural Services); Judy Kean (Museum Director); Gary Fidler (Community); Sandra Flannery (Community); Faye O'Keeffe (Community); Janet Swift (Community); Peter Budd (Community); Joan Smith (Tweed Heads Historical Society); Denise Garrick (Tweed Heads Historical Society); Helena Duckworth (Uki & South Arm Historical Society); Jayne Parrott (Uki & South Arm Historical Society); Max Boyd (Murwillumbah Historical Society); Tony Clark (Murwillumbah Historical Society).

Apologies:

Cr Michael Armstrong; Tracey Stinson (Director Community & Natural Resources)

Minutes of Previous Meeting:

Moved: Denise Garrick

Seconded: Joan Smith

RESOLVED that the Minutes of the Tweed Regional Museum Advisory Committee meeting held Thursday 14 August 2014 be accepted as a true and accurate record of the proceedings of that meeting, with the following corrections: Item 1 Museum Director's Report (Discussion arising from) Page 5 "Computers at Tweed Heads branch had reduced from 5 to 2" should read "Computers at Tweed Heads branch had reduced from 5 to 3". Page 5 "Windows 8 rollout" should read "Windows 7 rollout".

Business Arising:

Nil.

Agenda Items:

1. Museum Director's Report

TRM Murwillumbah

Visitor figures for the period since opening (30 August to 19 November) are strong - 4690.

Comments from visitors have been overwhelmingly positive.

A visitor survey is being conducted as part of a collaborative project with Museums and Galleries NSW (mgNSW) and the Wagga Wagga and Newcastle Museums.

Front of House Volunteer program has proved very successful with more than 50 volunteers actively engaged and rostered through to May 2015. The program is making a very positive contribution to visitor experience.

The level of research enquiries to the Murwillumbah Historical Society is also very positive and a growth in membership has also been experienced post-opening.

The 3 month trial of opening seven days per week ends on 30 November. Analysis of numbers indicated no strong patterns in the days visitors preferred to visit the Museum. There did not appear to be any direct flow of visitors to the Museum on those days that the Tweed Regional Gallery is not open (Monday and Tuesday), or on weekends. Limited opening hours based on available resources have been approved from 1 December:

Tuesday - Friday 10am - 4pm

First Saturday of each month - 10am - 4pm

These hours will be reviewed at the end of May 2015.

Christmas/New Year closures for all sites have been resolved and are detailed on the front page of the Museum website.

TRM Tweed Heads, Uki

The process of relocating collections from the RSL Hall to the Museum store is ongoing as are negotiations regarding future facilities on site.

Museum staff are working with Uki volunteers on a range of projects and collection management activities.

Collection Store, Collection Management

Additional shelving and mezzanine space has been installed to accommodate collection items from the RSL Hall.

A significant number of acquisitions are proposed to this meeting. Background information is included in the various lists provided. In summary proposed acquisitions represent items that:

Have been in process for some time;

Arose through past projects but had not been formally acquired;

Were identified through recent sorting of the material in storage with the Murwillumbah Historical Society at Bray Park; and

A number of recently donated items.

The number of enquiries regarding potential donations has increased significantly since reopening of TRM Murwillumbah.

Programs

Grant applications to Arts NSW and mgNSW were not successful.

Work on curriculum education materials for roll out to schools in 2015 is progressing well.

Staff

Erika Taylor has been appointed to the position of Curator Collection and Programs.

Tracey Stinson has commenced work in the Director, Community and Natural Resources position.

Moved: Judy Kean

Seconded: Joan Smith

RESOLVED that the Museum Director's Report be accepted by the Committee.

De-accessions

Items proposed for de-accession were those that were uncovered during the Murwillumbah Historical Society's move from Bray Park to TRM Murwillumbah. They include approximately 43 items that had previously been part of the Library/Research Collection, but had been assigned accession numbers unnecessarily, and four items that were damaged and had no provenance to the Tweed. Full details were provided to Committee Members prior to the meeting.

Moved: Peter Budd

Seconded: Gary Fidler

RESOLVED that the proposed de-accessions be endorsed by the Committee.

Physical Acquisitions

A significant number of physical acquisitions were proposed to this meeting. Background information was included in the various lists provided to Committee members prior to the meeting. Categories of acquisitions are outlined above, in the Museum Director's Report.

Moved: Gary Fidler

Seconded: Tony Clark

RESOLVED that the physical acquisitions be endorsed by the Committee.

Digital Acquisitions

A significant number of digital acquisitions were proposed to this meeting, including groups of photographs from the same donor. Background information was included in the various lists provided to Committee members prior to the meeting.

Moved: Janet Swift

Seconded: Tony Clark

RESOLVED that the digital acquisitions be endorsed by the Committee.

Museum Director, Judy Kean, also informed the committee that Museum staff were working to return all loans currently in the collection, and that one item recently identified, a WWII pedal generator, MUS2005.52, loaned by Mr Frank Shipway, would be returned to Mr Shipway at his request.

Museum director, Judy Kean, requested that all queries regarding the details of proposed acquisitions and de-accessions be addressed prior to the meeting.

2. Friends of Tweed Regional Museum Report

Report was taken as read as it was circulated prior to the meeting.

Moved: Gary Fidler

Seconded: Sandra Flannery

RESOLVED that the Friends of Tweed Regional Museum Report be noted by the Committee.

3. Murwillumbah Historical Society Report

Report was taken as read as it was circulated prior to the meeting.

Discussion followed on the best methods of collecting and preserving archives from community organisations.

Museum Director, Judy Kean, advised that this is a relevant and important discussion to have and that she is happy to discuss with volunteers how they can work within the established governing documents, such as the Collection Policy, in order to take items into the Museum collection.

Moved: Max Boyd

Seconded: Tony Clark

RESOLVED that the Murwillumbah Historical Society Report be noted by the Committee.

4. Uki and South Arm Historical Society Report

Report was taken as read as it was circulated prior to the meeting.

Chairperson, Max Boyd, congratulated Uki and South Arm Historical Society member, Mary Lee Connery, on her recent research on floods. Fellow member Jayne Parrott outlined how the flood research is being used by the SES for mapping, flood management plans and community education.

Moved: Helena Duckworth

Seconded: Jayne Parrott

RESOLVED that the Uki and South Arm Historical Society Report be noted by the Committee.

5. Tweed Heads Historical Society Report

Report was taken as read as it was circulated prior to the meeting.

Moved: Joan Smith

Seconded: Denise Garrick

RESOLVED that the Tweed Heads Historical Society Report be noted by the Committee.

General Business:

6. Election of Chairperson

Museum Director, Judy Kean, read out the Council minute, Item 52 of the Council meeting of 20 February 2014:

Resolved that Council requests the Council Committees, which have not stipulated the length of appointment of the Chairperson, to annually elect a Chairperson, beginning at the end of the current twelve month period (September, 2014).

Judy Kean then advised that this applied to the Museum Advisory Committee.

The Chair was then declared vacant and nominations called for.
Janet Swift nominated Helena Duckworth.

Jayne Parrott seconded the nomination.
Jayne Parrott nominated Janet Swift.
Janet Swift declined the nomination.
Helena Duckworth then declined the nomination.
Jayne Parrott nominated Tony Clark.
Tony Clark declined the nomination.
Jayne Parrott nominated Max Boyd.
Janet Swift seconded the nomination.
Max Boyd accepted the nomination.

No other nominations were received, so Max Boyd was duly declared the Chairperson of the Tweed Regional Museum Advisory Committee for the next twelve months.

7. Meeting schedule for 2015.

Moved: Denise Garrick

Seconded: Joan Smith

RESOLVED that the Tweed Regional Museum Advisory Committee meets every two months, not every three months as was the case in 2014.

AMENDMENT:

Moved: Denise Garrick

Seconded: Joan Smith

RESOLVED that the Tweed Regional Museum Advisory Committee meets 6 times in 2015, commencing in February 2015.

For vote: 9

Against vote: Nil

Abstained: 1

Gary Fidler then requested Committee Members to ensure items for discussion were included in the Agenda circulated prior to the meeting.

Museum Director, Judy Kean will compile a draft meeting schedule for 2015 and circulate it to members for comment.

Helena Duckworth left the meeting at 3:15pm

8. Tweed Regional Museum Murwillumbah opening hours

Committee members discussed the new opening hours at TRM Murwillumbah; Tuesday to Friday 10am - 4pm and the first Saturday of each month 10am - 4pm.

Moved: Peter Budd

Seconded: Gary Fidler

RESOLVED that the following recommendation be made to Council:

RECOMMENDATION:

That Tweed Shire Council reconsiders the issue of weekend opening hours for Tweed Regional Museum Murwillumbah, due to Committee Members' concerns that under the new opening schedule, the museum will be effectively closed three days per week.

Next Meeting:

The next meeting of the Tweed Regional Museum Advisory Committee will be held in February 2015, with the exact date yet to be finalised.

The meeting closed at 3:25pm.

EXECUTIVE MANAGEMENT TEAM COMMENTS:

A8. Tweed Regional Museum Murwillumbah Opening Hours

Opening hours to be reviewed again in May 2015.

EXECUTIVE MANAGEMENT TEAM'S RECOMMENDATIONS:

A8. Tweed Regional Museum Murwillumbah Opening Hours

That Tweed Shire Council reconsiders the issue of weekend opening hours for Tweed Regional Museum Murwillumbah, due to Committee Members' concerns that under the new opening schedule, the museum will be effectively closed three days per week.

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-TRAG] Minutes of the Tweed Regional Gallery Advisory Committee held Wednesday 3 December 2014

SUBMITTED BY: Community and Cultural 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:

The Minutes of the Tweed Regional Gallery Advisory Committee held Wednesday 3 December 2014 are reproduced in the body of this report for the information of Councillors.

RECOMMENDATION:

That:

- 1. The Minutes of the Tweed Regional Gallery Advisory Committee held Wednesday 3 December 2014 be received and noted; and**
- 2. The Executive Management Team's recommendations be adopted as follows:**

Director's Report - Gallery Staffing Levels

- 1 *Additional staffing at the Gallery can be included as part of the 2015/2016 budget deliberations, in context of the demand created by visitor numbers and season peaks.***
- 2. *Council's Work Health and Safety Section to undertake a risk assessment of staff working on a Saturday and that the assessment be provided to the Tweed Regional Gallery Advisory Committee and Council management.***

REPORT:

The Minutes of the Tweed Regional Gallery Advisory Committee held Wednesday 3 December 2014 are reproduced as follows for the information of Councillors.

Venue:

Tweed Regional Gallery and Margaret Olley Art Centre

Time:

5.05pm

Present:

Clr Warren Polglase, Clr Phil Youngblutt, Katrina Primikiri-Mackney, Bob Dagworthy, Jo Nimmo, Shirley Kennedy, Judith Sutton, Louise Devine, Lyn Stewart (Friends President), Susi Muddiman (Gallery Director), Gregory Puch (Gallery Officer),

Apologies:

Robert Appo, Hobie Porter

Minutes of Previous Meeting:

Moved: Warren Polglase

Seconded: Louise Devine

RESOLVED: The Minutes of the Art Gallery Advisory Committee meeting held Wednesday 11 June be accepted as a true and accurate record of the proceedings of that meeting.

Business Arising:

Director Muddiman reported that art sales from the Bernard Ollis and Jenny Kitchener exhibitions exceeded the artists' expectations and those of the Gallery.

Construction of the Gallery car park has begun and is due for completion within the first six months of 2015.

The closure of the Anthony Bridge will not correspond with the construction of the car park.

Director's Report:

Visitor numbers:

Over 100,000 people have visited the Gallery since the opening of the MOAC. The Wolfhagen, Mostert and Hanks exhibitions were very popular with visitors, and art sales for the Mostert and Hanks shows exceeded expectations.

Committee member and local business woman, Jo Nimmo has seen an increase in business due to the opening of the MOAC and believes that the overflow in terms of people attending the Gallery has had a positive impact on businesses in Murwillumbah.

The Foundation cocktail party for the Yellow Room exhibition opening was well attended and all of the speakers at the event were excellent.

In 2017 the Gallery has approximately 3½ months allocated during 2017 to host an international exhibition. Jo Nimmo suggested that the Gallery consider highlighting the 13th

year of Gallery operating on this site with a 13 masterpieces for 13 years exhibition. The exhibition needs to attract a new audience while still appealing to the Gallery's current audience.

The introduction of a \$50.00 Service booking fee has been approved by Council and is now being advertised for 28 days to seek public comment on the proposal. The fee is to be charged to commercial bus tour operators only.

The Gallery Shop has been very successful in generating sales and profits. JHA Casuals have been employed as Cashiers. This service was paid for by the profits generated by the Shop. Cost comparison statistics were to be part of a Business Case to Council requesting a permanent part time staff member to be covered by these profits.

The Gallery has been requested to reduce the reliance on JHA staff. Instead of the current 7.5 hour day shifts, the new arrangement will be 4 hour shifts Wednesday to Friday, 7.5 hours on a Saturday and 4 hours on a Sunday. The Business Case will be presented in the new financial year. The Committee emphasised the need for additional staff to operate the facility effectively and professionally, and at maximum potential.

The Gallery staffing levels are inconsistent with visitor numbers and the subsequent work load. The Gallery would benefit from an additional staff member especially on a Saturday when there is only one staff member on site with four volunteers.

RECOMMENDATION:

Moved: Shirley Kennedy

Seconded: Judith Sutton

The Advisory Committee recommends the appointment of an additional staff member at the Gallery, and that a risk assessment be undertaken to establish if having only one staff member working on a Saturday contravenes safe working practice.

The resolution was supported unanimously.

Chairperson Polglase, Director Muddiman and Mayor, Tweed Shire, Cllr Bagnall attended the IMAGinE Awards in Sydney (Inspiring Museums and Galleries in Excellence). Thirteen other galleries received nominations in the Project Category 3-10 staff, for which the Tweed Regional Gallery & MOAC received the award. The awards provided the Mayor with the opportunity to understand how well regarded the Gallery is within the industry.

Acquisitions: There have been 79 acquisitions to the collection. The Gallery has paid for only one of the acquisitions, a work by James Guppy with the remaining 78 pieces having been donated by artists, Friends of the Gallery and Gallery patrons.

See Acquisitions Report for a complete list of works.

Resolution: That the Committee ratify the 79 acquisitions.

Moved: Lyn Stewart

Seconded: Shirley Kennedy

General Business:

Promotion and Advertising:

Flush Media toilet cubicle door templates were discussed and the template was presented to the Committee. The Flush advertising will promote Gallery exhibitions and the Gallery retail outlet.

The current mail out material was presented to the Committee and committee members were invited to attend the next exhibition opening on Friday 19 December.

Committee Member Lyn Stewart left the meeting at 5.50pm

The circular design for traffic flow in the new car park will allow for caravans to drive through the car park.

Chairperson Polglase closed the meeting at 6.10pm.

Next Meeting:

The next meeting of the Art Gallery Advisory Committee will be held 11 February 2015 at 5.00pm.

EXECUTIVE MANAGEMENT TEAM COMMENTS:

Director's Report - Gallery Staffing Levels

Nil.

EXECUTIVE MANAGEMENT TEAM'S RECOMMENDATIONS:

Director's Report - Gallery Staffing Levels

The Advisory Committee recommends the appointment of an additional staff member at the Gallery, and that a risk assessment be undertaken to establish if having only one staff member working on a Saturday contravenes safe working practice.

COUNCIL IMPLICATIONS:

a. Policy:

Code of Meeting Practice.

Terms of Reference - Reviewed 21 August 2012.

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-SAC] Minutes of the Sports Advisory Committee Meeting held Monday 8 December 2014

SUBMITTED BY: Recreation Services



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:

The Minutes of the Sports Advisory Committee Meeting held Monday 8 December 2014 are reproduced in the body of this report for the information of Councillors.

RECOMMENDATION:

That:

- 1. The Minutes of the Sports Advisory Committee Meeting held Monday 8 December 2014 be received and noted; and**
- 2. The Executive Management Team's recommendations be adopted as follows:**
 - A1. 2015 Queensland State Women's Masters Hockey Championships***
 - 1. Reviews the Donations Policy and the Festival and Events Policy and gives consideration to local sporting clubs and associations hosting significant events being eligible to apply for this funding.***
 - 2. Considers feedback from the Sports Advisory Committee as a part of the assessment process.***
 - 3. Considers greater flexibility in timing of funding requests that fall outside of the scheduled funding application rounds.***

REPORT:

The Minutes of the Sports Advisory Committee Meeting held Monday 8 December 2014 are reproduced as follows for the information of Councillors.

Venue:

Arkininstall Park Tennis Club

Time:

5.00pm

Present:

Merve Edwards; Linton Alford; Cr Phil Youngblutt; Cr Warren Polglase; Stewart Brawley.

Apologies:

Carolyn Pickering; Leigh Tynan; Helen Rigney, Gillian Austin; Rob Neinhuis.

Minutes of Previous Meeting:

Moved: Merve Edwards

Seconded: Linton Alford

RESOLVED that the Minutes of the Sports Advisory Committee meeting held 20 October 2014 be accepted as a true and accurate record of the proceedings of that meeting.

Business Arising:

Nil.

Agenda Items:

1. 2015 Queensland State Women's Masters Hockey Championships

Border Hockey Association advised Council that they were successful in their application to host Queensland State Women's Masters Hockey Championships in May 2015. This is a very large tournament with an estimated 50 teams with each team travelling with a minimum of 18 players and support personnel. While this clearly provides significant economic impact and benefit to Tweed businesses it appears that such events are not eligible for funding through either Council's Festivals and Events Policy or the Donations Policy.

The committee discussed this event and other similar sized (state level) events with respect to the positive impact they have from a number of aspects for the Tweed community and agreed that there is value in Council providing some form of financial support.

RECOMMENDATION:

Moved: Warren Polglase

Seconded: Merve Edwards

That Council considers a policy to provide financial support to clubs and associations hosting significant sporting events.

RECOMMENDATION:

That the responsibility for assessing and approving applications for support for sporting events be delegated to the Sports Advisory Committee.

2. Asset Reserves Fund Applications

Murwillumbah Football Club

Request funding to undertake 5 year strategic plan.

Approved up to \$3,000.

Murwillumbah Junior AFL Club

Request funding contribution of \$10,000 towards concreting a large area underneath the clubhouse to improve access and provide a year round shaded area.

Approved \$10,000.

Tweed Seagulls RLFC Senior

Tweed Heads Senior Rugby League request \$3,000 to engage a consultant to facilitate strategic planning workshops and develop a 3 year plan for the club. The committee expressed concerns with approving funding to a professional organisation that has access to significant levels of income and the development of strategic plan should be something they fund through their own resources. The committee did not approve this request.

Declined funding.

Murwillumbah Netball

Request funding for clubhouse canteen upgrade. Total cost of project \$43,000. Application for \$10,000 from the Asset Reserve Fund. Project includes removal of asbestos sheeting, creation of a dry storeroom and wet area, shelving, gas hot water, domestic oven and hotplate etc.

Approved \$10,000.

3. Sports Field Strategy

Submissions for the Sports Field Strategy has closed and it is anticipated that the final draft be reported to Council at its January meeting. One particular issue that has arisen is a request for Council to postpone the development of the Kingscliff Sports Fields master plan and instead focus efforts on bringing forward the completion of the Depot Road Sportsfields. The committee agree that the finalisation and implementation of a Masterplan for the Kingscliff Sportsfields is critical to address a number of conflicts that have been arising over several years. The finalisation of construction of the Depot Road Sports Fields and facilities is still likely to be several years away and waiting for these fields will result in the issues being experienced at Kingscliff in being exacerbated. The committee support the finalisation and implementation of the master plan as a priority.

4. Arkinstall Park Stage 2

It was anticipated that the draft Masterplan for stage 2 of Arkinstall Park would be available for presenting to the committee, however it was not received prior to the meeting. The Masterplan will be presented to the committee at its February meeting.

5. Resignation of Carolyn Pickering

Carolyn Pickering has notified Council of her resignation from the committee as she has been unable to attend some of the meetings for some time. The committee expressed their appreciation of Carolyn's contribution to the committee.

RECOMMENDATION:

That the vacancy created by Carolyn Pickering's' resignation be filled by one of the two unsuccessful applicants from the recent invitation for nomination to the committee.

General Business:

Nil.

Next Meeting:

The next meeting of the Sports Advisory Committee will be held Monday 9 February 2015.

The meeting closed at 6.15pm.

Executive Management Team Comments:

A1. 2015 Queensland State Women's Masters Hockey Championships

Nil.

Executive Management Team's Recommendations:

A1. 2015 Queensland State Women's Masters Hockey Championships

1. **Reviews the Donations Policy and the Festival and Events Policy and gives consideration to local sporting clubs and associations hosting significant events being eligible to apply for this funding.**
2. **Considers feedback from the Sports Advisory Committee as a part of the assessment process.**
3. **Considers greater flexibility in timing of funding requests that fall outside of the scheduled funding application rounds.**

COUNCIL IMPLICATIONS:

a. Policy:

Code of Meeting Practice.

Terms of Reference - reviewed 21 August 2012 (ECM2846627).

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.

39 [SUB-TCC] Minutes of the Tweed Coastal Committee Meeting held Wednesday 17 December 2014

SUBMITTED BY: Natural Resource Management



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:

The Minutes of the Tweed Coastal Committee Meeting held Wednesday 17 December 2014 are reproduced in the body of this report for the information of Councillors.

RECOMMENDATION:

That the Minutes of the Tweed Coastal Committee Meeting held Wednesday 17 December 2014 be received and noted.

REPORT:

The Minutes of the Tweed Coastal Committee Meeting held Wednesday 17 December 2014 are reproduced as follows for the information of Councillors.

Venue:

Cudgen Headland SLSC.

Time:

1.30pm

Present:

Cr Barry Longland (Chair); John Harbison (Mooball); Michael Munday (Bogangar); Jason Pearson (Kingscliff); Peter Sloan (Hastings Point); Tim Jack Adams (Kingscliff); David Cranwell (Pottsville); Roger Graf (Fingal Head); Jane Lofthouse, Tom Alletson, Marama Hopkins (Tweed Shire Council).

Apologies:

Cr Gary Bagnall; Ben Fitzgibbon (Office of Environment and Heritage); Pat Dwyer (Department of Primary Industries - Fisheries NSW); Rhonda James (Restoration Industry); Terry Kane (Cabarita Beach-Bogangar); Stewart Brawley (Tweed Shire Council).

Minutes of Previous Meeting:

Moved: Jason Pearson

Seconded: David Cranwell

RESOLVED that the Minutes of the Tweed Coastal Committee meeting held Wednesday 8 October 2014 be accepted as a true and accurate record of the proceedings of that meeting with an amendment to GB3 - Walkway - Ambrose Brown Park that "Noted that there had been a letter from Council to the Association advising of the availability of \$160k funding. Jane to investigate" be amended to "*the Association had been advised by Council that the cost would be \$160k for this section of walkway*".

Business Arising:

BA1. Ambrose Brown Park

The Pottsville Residents' Association has forwarded a letter requesting the northern walkway be extended onto the sand. David submitted photos of the end of the walkway.

BA2. Hastings Point Rocky Platform

No word received from Crown Lands on the status of the Marine Reserve.

BA3. Beach Access at Kingscliff

The stairs are in place in front of the surf club and directional signage provided. The other beach accesses will be monitored and reopened when sufficient sand has returned to provide safe access.

BA4. Vegetation Vandalism Policy

Jane advised that the policy has been adopted by Council.

Agenda Items:

A1. Coastal Program Update

Jane gave update on the status of the Coastal Zone Management Plan (CZMP). The Multi Criteria Assessment (MCA) workshops have commenced, the second one to follow this meeting. The draft CZMP is due April 2015.

Peter commented on the sanding up of Cudgera and Mooball Creeks, particularly - - building up around the bridges and asked if there was any information about why this was occurring.

Discussion on the weather conditions that contribute to this including a change in dominant wave direction and limited flooding events helping to flush the estuaries out. Tom commented on the desirability and effectiveness of intervention by Council in response to community concerns.

Tom updated the Committee on the acid sulfate soils remediation grant for works in Cudgera Creek Catchment and noted that a major portion of the project stalled due to landholder not wishing to participate.

Tom noted that erosion management works would be undertaken in Cudgen Creek at Ed Parker Rotary Park. This is a popular recreational access site and there is the need to harden popular access sites in estuaries to reduce erosion.

Tim advised horses in creek and on foreshores creating issues with horse manure.

It was suggested for Council to issue a letter to Pony Clubs and place a story in Tweed Link.

Action Item:

Jane to discuss rules with Rangers to determine potential actions.

A2. NSW Government Coastal Program Grant

The NSW Government's Coastal Program has provided a grant of \$150k to be matched by Council for the completion of the EIS and approvals for foreshore protection at Kingscliff.

A3. DuneCare Minutes

Minutes not yet finalised and will be circulated with minutes of this meeting.

It was noted by the groups that it has been a quiet spell with dry weather.

Noted that a new CSO will be appointed by Tweed LandCare Inc. as Amalia will be going on maternity leave.

There is a new DuneCare group setting up in Wooyung.

Crown Lands has committed funds to weed management on Lot 490 western parcel.

A4. Pest Fish - Tilapia

The Tilapia is a highly adaptive, aggressive fish pest, recently caught in Bogangar canal. This is the first time in NSW this pest fish has been caught.

The Biosecurity section of Fisheries NSW are taking this very seriously and have caught more and breeding nests have been observed.

A story is in the Tweed Link with a contact number for sightings.

A5. Coastguard Kingscliff

The Kingscliff Coastguard has ceased operations. Council is unsure on future use for buildings. There has been some interest from Surf Lifesaving and Marine Rescue Point Danger.

General Business:

GB1. Beach Stone Curlew

Michael advised a single bird has recently been sighted at Hastings Point Service Station.

GB2. Cows on Riverbank at Tumbulgum

Michael advised of cows grazing in the mangroves near Tumbulgum. Tom advised he is aware of site. Discussion on Fisheries regulations.

GB3. Wastewater Treatment Plan at Mooball

John raised concerns about potential water quality issues in Mooball Creek.

Action Item:

Tom to bring data back to next meeting.

Next Meeting:

The next meeting of the Tweed Coastal Committee will be held Wednesday 11 February 2015.

Meeting dates for 2015 are:

8 April

10 June

12 August

14 October

9 December

The meeting closed at 3.00pm.

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 (ECM2947539)

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.

40 [SUB-EAC] Minutes of the Equal Access Advisory Committee Meeting held Wednesday 17 December 2014

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 17 December 2014 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 17 December 2014 be received and noted; and**
- 2. The Executive Management Team's recommendations be adopted as follows:**
 - 5. Kerb Ramp on Powell Street Tweed Heads**

That Council approves the modifications to the pram ramp in Powell Street Tweed Heads as recommended by the Equal Access Advisory Committee to comply with access standards to be funded from the Access Program and Footpath Program for the amount of \$1,500.

- 8. Equal Access Advisory Committee Vice-Chair**

That Christine Vannucci is appointed to the position of Vice-Chair.

REPORT:

The Minutes of the Equal Access Advisory Committee Meeting held 17 December 2014 are reproduced as follows for the information of Councillors.

Venue:

Coolamon Centre

Time:

10.00am

Present:

Karen Collins, Lee Clark, Bev Kelso, Suzanne Hudson, Una Cowdroy, Faye Druett, Chris Vannucci

Apologies:

Milena Morrow (Chair), Wendy Gilbert, Cr Phil Youngblutt,

Minutes of Previous Meeting:

Moved: Bev Kelso

Seconded: Faye Druett

RESOLVED that the Minutes of the Equal Access Advisory Committee meeting held Wednesday 20 August 2014 be accepted as a true and accurate record of the proceedings of that meeting.

Outstanding Matters Report

1. Affordable entry to Murwillumbah, Kingscliff and South Tweed Aquatic Centres for people with permanent or temporary disabilities

The second trial will concluded on 30 November. A report will be prepared for Council.

Action: Report to Committee following Council resolution on the Report's recommendations.

Responsibility: Karen Collins.

2. Accessible toilet with adult change facility at Tweed City Shopping Centre

The Developers have given an undertaking that they will consider the inclusion of such a facility within the proposed extension to the shopping centre.

Action: An update will be provided when a decision has been made by the developers.

Responsibility: Karen Collins.

3. Pedestrian access on Megan Street, Tweed Heads

A recommendation that the Traffic Committee investigates traffic and pedestrian issues on Megan Street between Kirkwood Road and Sandra Street intersections and reports back on options for a solution to the Equal Access Advisory Committee was approved at the May 2014 Council meeting.

The footpath build that has been included in the Pedestrian Access Mobility Plan (PAMP) is 300m footpath made up of 100m off Kirkwood Road and 200m to Sandra Street, and is costed at \$30,000.

Regulatory Services has a role in regulating caravan parking on footpath or verge area.

Action: (Held over to next meeting) Request Regulatory Services to do proactive patrols of the area and issue notices to business owners and residents who are parked illegally. Responsibility: Karen Collins.

4. Tweed Link monthly access news

Due to cost of including two columns per month, *Access All Areas* and *Healthy Ageing Info* and available budget, there will be only one column per month in the 2014/2015 financial year. The columns are currently funded from the Community Services Aged and Disability Project budget. This means *Access All Areas* will appear every second month.

The committee expressed its disappointment that *Access All Areas* will only appear every second month as it has played a very important role raising awareness in the community. Lee Clark found that this project was ineligible for alternative funding from small grants from Northcott.

Action: Investigate other sources of funding from within Council. Responsibility: Karen Collins.

5. Hi-Lo Change Table for Hydro Therapy Pool at Murwillumbah Aquatic Centre

The quote for a replacement for the equipment owned by Lifebridge that was relocated out of the Murwillumbah Pool was \$12,000. The Committee considered that this was too high a figure to be sourced from the Access operational budget and that alternative funds would need to be sourced. Karen Collins advised that the three Council aquatic centres are included in a priority list of buildings for an access audit in the Access and Inclusion Plan and this matter may be raised for improving access following the audit.

Action: The Committee will be updated on this matter following the Access Audit of Council buildings and facilities to be completed in the 2014/2015 implementation year of the Access and Inclusion Plan. Responsibility: Karen Collins.

6. Ability Links program update

As Wendy Gilbert is the newly appointed member of the Equal Access Advisory Committee and one of the two Tweed Shire Ability Linkers, Wendy will be able to provide regular updates on the program.

This matter is now closed.

7. Access matter 144 Main Street, Murwillumbah, Queensland Dental Group

There is a ramp access to this dental business but it is not to accessible standard causing an elderly frail person using a mobility aid great difficulty accessing the dentist. It should also be noted that the other dentist in Murwillumbah on Queen Street is on the first floor and can only be accessed by stairs. There is a section in the Access and Inclusion Plan on working with businesses to improve access. The current *Providing Good Access in Retail Outlets* pamphlet is aimed at shops and may not be specific enough for other kinds of businesses.

Action: Arrange for Council to inspect the premises to see whether the ramp meets the standards. If not, Council to write to the business and provide information on improving access including what is required for ramps etc. and the importance of providing access. Responsibility: Karen Collins.

8. *Community Infrastructure Framework*

Action: Email a copy of *Community Infrastructure Framework* document to committee members. Responsibility: Karen Collins.

Agenda items:

1. Access and Inclusion Policy and Action Plan

The Tweed Shire Access and Inclusion Plan was adopted at the 21 August Council meeting. Karen Collins provided an update on the progress of the projects listed for implementation for the 2014/2015 year. For the item regarding access and inclusion training for identified Council staff Committee members requested the opportunity to participate.

Action: Investigate the possibility for participation in the access and inclusion training. Responsibility: Karen Collins.

2. All Access Playground update

Nothing to update.

3. Tweed Link monthly access news

Covered under Outstanding Items.

4. 2014 Access and Inclusion Awards

The 2014 Awards event was considered a success with increased numbers and a wide range of nominations. The Committee considered the following issues for 2015: greater attention be given to access and inclusion for people with vision impairment as some of the presentations had visual content with no audio description; seating arrangements be designed to be more inclusive of people with vision/mobility impairment; if the event grows an alternative venue may need to be used; the criteria for assessment for awards need to be refined and that additional categories for 'community organisation' and 'government agency' be included along with business; some way of recognising and showcasing Council's achievements needs to be included in the event alongside the awards process.

5. Access Funds

Held over to next meeting.

General business:

1. Membership

Council approved Committee recommendation to appoint Wendy Gilbett as a community representative.

2. Pedestrian Access Mobility Plan update

Adopted by Council.

3. Beach wheelchairs - all terrain wheel chair

Chair has been delivered and is stored at the Coolamon Centre. The new all terrain beach wheel chair was shown to Committee members.

4. Regional Access Committees forum 8 September 2014

Report on September Forum provided.

5. Kerb Ramp on Powell Street Tweed Heads

Faye Druett has been seeking action on kerb ramps on Powell Street Tweed Heads, particularly the kerb ramps on the corner of Powell Street and McGregor Crescent which is the pedestrian path to Tweed Centro Shopping Centre since 2013. This area has a high proportion of older residents and residents with disabilities and connects Tweed Hospital with Centro via Francis Street and Minjungbal Drive.

Action: Check on the inclusion of this area in the recently adopted Pedestrian Access and Mobility Plan (PAMP). Responsibility: Karen Collins.

RECOMMENDATION

Moved: Lee Clark

Second: Suzi Hudson

That if not listed as a priority in the PAMP that these kerb ramps are included in works to comply with current Australian Standards for access within the financial year ending 2015.

6. Coles Liquorland on Frances Street

The footpath across the driveway of these premises includes insets for utilities including Telstra. These insets are a hazard for people with mobility impairments including people who use wheelchairs.

Action: Identify the companies with infrastructure causing the hazard on the footpath and report to next Committee meeting for follow up action or recommendation.
Responsibility: Karen Collins.

7. Venue and Location of Future Committee Meetings

Karen Collins advised that in the latest Council restructure the Community Development Team would be relocating to the Murwillumbah Civic and Cultural Centre. It is not known whether the meeting room at the Coolamon Centre will continue to be available for meetings. To change location for meetings of the EAAC, the Terms of Reference will need to be changed.

Action: Provide an update on future meeting locations to February Committee meeting for discussion. Responsibility: Karen Collins.

8. Equal Access Advisory Committee Vice-Chair

The position of Vice-Chair was vacant. Nominations were sought.

RECOMMENDATION:

Moved: Lee Clark

Second: All remaining members present

That Christine Vannucci is appointed to the position of Vice-Chair.

9. Tradie's Guide to Good Access Booklet

Lee Clark, who sits on all Access Committees across the Northern Rivers has been asked by Lismore Council to approach other Councils to find out if a group reprint of the booklet is required. Karen Collins advised that Tweed Council still has an adequate supply of the booklet and does not need more copies at this stage.

10. Hazard on Footpath on Leisure Drive near Advocate Place
Una Cowdroy alerted the Committee to uneven section of footpath on Leisure Drive.

Action: Refer to Works Unit in the first instance as per Terms of Reference. Responsibility: Karen Collins.

11. Designated Accessible Parking Bays (DAPBs) at Tweed Centro Shopping Centre
The DAPBs at Tweed Centro fill with water when it rains. Bev Kelso has raised this matter before. The parking area is on private land.

Action: Approach the Centre management to discuss redesign of the car park and report back to the Committee. Responsibility: Bev Kelso.

12. New State Legislation on DAPBs
Lee Clark advised the Committee that new legislation applies stronger penalties for unauthorised parking in DAPBs. This includes increased fines and one demerit point from the driver's license.

Action: Bring this new legislation to the attention of Tweed Shire Council Rangers. Responsibility: Karen Collins.

13. PAMP Document
The Committee discussed the adopted PAMP and the need to make the document accessible to the community suggesting that a PAMP Summary would be appropriate.

Action: Investigate the possibility of developing a PAMP Summary for public distribution. Responsibility: Karen Collins.

Next Meeting:

The next meeting of the Equal Access Advisory Committee will be held on Wednesday 19 February 2015.

The meeting closed at 11.50am.

EXECUTIVE MANAGEMENT TEAM COMMENTS:

5. *Kerb Ramp on Powell Street Tweed Heads*

Nil.

8. *Equal Access Advisory Committee Vice-Chair*

Nil.

EXECUTIVE MANAGEMENT TEAM'S RECOMMENDATIONS:

5. *Kerb Ramp on Powell Street Tweed Heads*

That if not listed as a priority in the PAMP that these kerb ramps are included in works to comply with current Australian Standards for access within the financial year ending 2015.

8. Equal Access Advisory Committee Vice-Chair

That Christine Vannucci is appointed to the position of Vice-Chair.

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.

41 [SUB-TCKAG] Minutes of the Tweed Coast Koala Advisory Group Committee Meeting held via email 28-30 January 2015

SUBMITTED BY: Natural Resource Management



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:

The Minutes of the Tweed Coast Koala Advisory Group Committee Meeting held as an out of session meeting via email from 12.00pm on 28 January 2015 to 5.00pm on 30 January 2015, are reproduced in the body of this report for the information of Councillors.

RECOMMENDATION:

That the Minutes of the Tweed Coast Koala Advisory Group Committee Meeting held via email from 28 to 30 January 2015, be received and noted.

REPORT:

The Minutes of the Tweed Coast Koala Advisory Group Committee Meeting held via email from 28-30 January 2015 are reproduced in the body of this report for the information of Councillors.

Venue:

Due to time and availability constraints, this matter was dealt with as an out of session meeting via email.

Time:

12.00pm 28 January 2015 - 5.00pm 30 January 2015.

Present:

Anita Mudge (community rep.), Rhonda James (community rep.), Jenny Hayes (Team Koala Inc.), Lorraine Vass (Friends of the Koala Inc.), John Turbill (OEH), Marama Hopkins (TSC), Mark Kingston (TSC), Scott Hetherington (TSC).

Apologies:

Steve Jensen (DP&E), Iain Lonsdale (TSC), Cr Katie Milne (TSC).

Agenda Items:

1. Post-exhibition revision of draft Tweed Coast Comprehensive Koala Plan of Management
52 submissions were received as a result of the public exhibition. This included submissions from lead environmental organisations, community associations, internal Council stakeholders and individuals throughout the Shire.

The vast majority of submissions (88%) expressed qualified or unqualified support for the draft plan.

Constructive suggestions to improve the plan were received in regard to a number of issues including dog management, fencing, Koala Management Committee composition, temporary development and traffic mitigation. These suggestions resulted in a number of minor amendments and addition of points of clarification to the draft Plan.

A summary table detailing the issues raised in each submission, along with the planning response and recommendations for amendment of the Plan was forwarded to group members. A copy of the plan detailing the amendments was also circulated.

General support for the plan as amended was offered by group members through email response within the requested timeframe.

Moved: Lorraine Vass

Seconded: Rhonda James

RESOLVED: that the draft Tweed Coast Comprehensive Koala Plan of Management, as amended following public exhibition, be recommended to Council for adoption.

EXECUTIVE MANAGEMENT TEAM'S COMMENTS:

Nil.

EXECUTIVE MANAGEMENT TEAM'S RECOMMENDATIONS:

Nil.

COUNCIL IMPLICATIONS:

a. Policy:

Code of Meeting Practice.

Terms of Reference - Adopted 31 March 2010 (ECM2258077)

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 GENERAL MANAGER IN COMMITTEE

REPORTS FROM THE GENERAL MANAGER IN COMMITTEE

C1 [GM-CM] Business Investment Policy - Expansion of Stone and Wood Brewery

REASON FOR CONFIDENTIALITY:

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: -

- (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.



Strengthening the Economy

LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:

- 3 Strengthening the Economy
 - 3.1 Expand employment, tourism and education opportunities
-
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REPORTS FROM THE DIRECTOR ENGINEERING IN COMMITTEE

C2 [E-CM] Purchase of Land - Kennedy Drive, Tweed Heads West

REASON FOR CONFIDENTIALITY:

The commercial negotiations to purchase the parcel are to remain confidential between the parties.

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
 - 1.3.2 Council will seek the best value in delivering services
-
-

C3 [E-CM] Specialised Chicken Services Pty Ltd - Notices relating to Liquid Trade Waste Discharge to Council's Sewerage System

REASON FOR CONFIDENTIALITY:

Information contained in this report relates to private financial transactions and position of a commercial business that would unfairly disclose the owner's circumstances.

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: -

- (a) *personal matters concerning particular individuals (other than councillors).*
- (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*

Valid



Supporting Community Life

LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:

- 2 Supporting Community Life
 - 2.3 Provide well serviced neighbourhoods
 - 2.3.3 Provision of high quality and reliable wastewater services which meets health and environmental requirements and projected demand
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