



TWEED
SHIRE COUNCIL

Mayor: Cr K Milne

Councillors: P Allsop
R Byrnes
C Cherry (Deputy Mayor)
R Cooper
J Owen
W Polglase

Agenda

Ordinary Council Meeting Thursday 2 February 2017

held at **Council Chambers, Murwillumbah Civic & Cultural Centre, Tumbulgum Road, Murwillumbah** commencing at 5.00pm following the Planning Committee meeting

Principles for Local Government

The object of the principles for Tweed Shire Council, as set out in Section 8 of the Local Government Amendment (Governance and Planning) Bill 2016, is to provide guidance to enable council to carry out its functions in a way that facilitates a local community that is strong, healthy and prosperous.

Guiding Principles for Tweed Shire Council

(1) Exercise of functions generally

The following general principles apply to the exercise of functions by Tweed Shire Council:

- (a) Provide strong and effective representation, leadership, planning and decision-making.
- (b) Carry out functions in a way that provides the best possible value for residents and ratepayers.
- (c) Plan strategically, using the integrated planning and reporting framework, for the provision of effective and efficient services and regulation to meet the diverse needs of the local community.
- (d) Apply the integrated planning and reporting framework in carrying out their functions so as to achieve desired outcomes and continuous improvements.
- (e) Work co-operatively with other councils and the State government to achieve desired outcomes for the local community.
- (f) Manage lands and other assets so that current and future local community needs can be met in an affordable way.
- (g) Work with others to secure appropriate services for local community needs.
- (h) Act fairly, ethically and without bias in the interests of the local community.
- (i) Be responsible employers and provide a consultative and supportive working environment for staff.

(2) Decision-making

The following principles apply to decision-making by Tweed Shire Council (subject to any other applicable law):

- (a) Recognise diverse local community needs and interests.
- (b) Consider social justice principles.
- (c) Consider the long term and cumulative effects of actions on future generations.
- (d) Consider the principles of ecologically sustainable development.
- (e) Decision-making should be transparent and decision-makers are to be accountable for decisions and omissions.

(3) Community participation

Council should actively engage with the local community, through the use of the integrated planning and reporting framework and other measures.

Items for Consideration of Council:

ITEM	PRECIS	PAGE
	CONFIRMATION OF MINUTES	5
1	[CONMIN-CM] Confirmation of Minutes of the Ordinary and Confidential Council Meeting held Thursday 15 December 2016	5
2	[CONMIN-CM] Adoption of the Recommendations of the Planning Committee Meeting held Thursday 2 February 2017	7
	MAYORAL MINUTE	9
3	[MM-CM] Mayoral Minute - Notification of Conferences and Seminars Occurring Prior to the next Council Meeting	9
4	[MM-CM] Mayoral Minute - Alliance for Gambling Reform	11
	REPORTS THROUGH THE GENERAL MANAGER	13
	REPORTS FROM THE DIRECTOR COMMUNITY AND NATURAL RESOURCES	13
5	[CNR-CM] Lease to SALT Surf Life Saving Club	13
	REPORTS FROM THE DIRECTOR CORPORATE SERVICES	19
6	[CS-CM] Local Government Reforms - Fit for the Future Update	19
7	[CS-CM] Related Party Transactions Policy	23
	ORDERS OF THE DAY	27
8	[NOM] Social Media Communication Policy	27
9	[NOM] Rezoning of Commercial Water Extraction on Rural Land	30
10	[NOM] Landscaping	32
	REPORTS FROM SUB-COMMITTEES/WORKING GROUPS	34
11	[SUB-TYC] Minutes of the Tweed Shire Youth Council Meeting held Wednesday 23 November 2016	34
12	[SUB-LTC] Minutes of the Local Traffic Committee Meeting held Thursday 8 December 2016	40
	CONFIDENTIAL ITEMS FOR CONSIDERATION	54
	REPORTS THROUGH THE GENERAL MANAGER IN COMMITTEE	54
	REPORTS FROM THE DIRECTOR CORPORATE SERVICES IN COMMITTEE	54
C1	[CS-CM] Community Membership on Council Committees	54
C2	[CS-CM] RFP2015090 Human Resources/Payroll System	55

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CONFIRMATION OF MINUTES

- 1 [CONMIN-CM] Confirmation of Minutes of the Ordinary and Confidential Council Meeting held Thursday 15 December 2016

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 15 December 2016 are attached for information and adoption by Council.

RECOMMENDATION:

That:

1. **The Minutes of the Ordinary and Confidential Council Meetings held Thursday 15 December 2016 be adopted as a true and accurate record of proceedings of that meeting.**
2. **ATTACHMENT 2 is CONFIDENTIAL in accordance with Section 10A(2) of the Local Government Act 1993, because it contains:-**
 - (f) **matters affecting the security of the council, councillors, council staff or council property.**

REPORT:

As per Summary.

COUNCIL IMPLICATIONS:

a. Policy:

Code of Meeting Practice Version 2.5.

b. Budget/Long Term Financial Plan:

Not applicable.

c. Legal:

Not Applicable.

d. Communication/Engagement:

Inform - We will keep you informed.

UNDER SEPARATE COVER/FURTHER INFORMATION:

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

Attachment 1

Minutes of the Ordinary Council Meeting held Thursday 15 December 2016 (ECM 4353337)

(Confidential) Attachment 2

Minutes of the Confidential Council Meeting held Thursday 15 December 2016 (ECM 4353280).

2 [CONMIN-CM] Adoption of the Recommendations of the Planning Committee Meeting held Thursday 2 February 2017

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:

The recommendations of the Ordinary Planning Committee Meeting held Thursday 2 February 2017 require their adoption by Council for the resolutions to be acted upon.

RECOMMENDATION:

That the recommendations of the Ordinary Planning Committee Meeting held Thursday 2 February 2017 be adopted.

REPORT:

As per Summary.

COUNCIL IMPLICATIONS:

a. Policy:

Code of Meeting Practice Version 2.5.

b. Budget/Long Term Financial Plan:

Not applicable.

c. Legal:

Not Applicable.

d. Communication/Engagement:

Inform - We will keep you informed.

UNDER SEPARATE COVER/FURTHER INFORMATION:

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Nil.

MAYORAL MINUTE

3 [MM-CM] Mayoral Minute - Notification of Conferences and Seminars Occurring Prior to the next Council Meeting

SUBMITTED BY: Cr K Milne, Mayor

Valid



Civic Leadership

LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:

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

Councillors

Information on Conferences to be held

Advice has been received of two opportunities to attend a workshop and a summit that are occurring before the next ordinary Council Meeting, and the details are as follows:

- 10 February 2017 – Byron Shire Council Affordable Housing Summit – 8.30am to 7.30 pm – Cavanbah Centre 249 Ewingsdale Road, Byron Bay
 - 16 February 2017 – Marine Estate Management Authority – Draft Statewide Threat and Risk Assessment for the NSW Marine Estate – Stakeholder Workshop – 10 am to 2.30 pm - Ballina
-

COUNCIL IMPLICATIONS:

a. Policy:

Councillors – Payment of Expenses and Provision of Facilities for Mayor and Councillors Policy Version 2.0

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 attendance of Councillors at nominated Conferences be authorised.

UNDER SEPARATE COVER/FURTHER INFORMATION:

Nil.

4 [MM-CM] Mayoral Minute - Alliance for Gambling Reform

SUBMITTED BY: Cr K Milne, Mayor

Valid



Civic Leadership

LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:

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

Councillors

A request has been received from the Alliance for Gambling Reform to participate in a briefing led by Reverend Tim Costello at the Sydney Mechanics' School of Arts in Sydney on Thursday 16 February 2017, between 5.30pm and 7.30pm.

The Alliance has advised that:

"In Tweed Shire Council – poker machines took \$102,098,926 in the last financial year alone. The Alliance is not seeking to ban poker machines or gambling – but we are advocating reforms that prevent and minimise the damage today's machines do to communities"

I am aware that this request coincides with the February Council Meeting and I seek interest from any Councillors who may wish to attend. Such attendance is required to be endorsed by Council as per the terms of the Councillors – Payment of Expenses and Provision of Facilities for Mayor and Councillors Policy.

COUNCIL IMPLICATIONS:

a. Policy:

Councillors – Payment of Expenses and Provision of Facilities for Mayor and Councillors Policy Version 2.0

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 endorsement to attend the Alliance for Gambling Reform briefing on Thursday 16 February 2017 in Sydney be granted to the nominated Councillor/s.

UNDER SEPARATE COVER/FURTHER INFORMATION:

Nil.

REPORTS THROUGH THE GENERAL MANAGER

REPORTS FROM THE DIRECTOR COMMUNITY AND NATURAL RESOURCES

5 [CNR-CM] Lease to SALT Surf Life Saving Club

SUBMITTED BY: Design

Validms



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:

At its meeting held on 27 October 2016, Council resolved to approve the publication of a notice of intention of entering into a lease with the SALT Surf Life Saving Club over Council operational land containing the current clubhouse, as well as Council community land for extensions to the clubhouse. An amendment was made to the resolution of 27 October 2016 at Council's meeting held on 17 November 2016, to add an area of road reserve (48m²) when a closer review of the proposed plan of lease area indicated that steps and part of the building will protrude north into the road reserve.

A notice was published in the Tweed Link on 29 November 2016 and notices were placed at the Murwillumbah and Tweed Civic Centres, as well as at the clubhouse. The notice invited submissions within 28 days from the date of the publication of the notice.

At time of preparing this report, no submissions have been received. It is recommended that Council resolves to enter into a lease with the SALT Surf Life Saving Club.

RECOMMENDATION:

That :

1. Council approves entering into a lease with SALT Surf Life Saving Club over part of Lot 173 DP 1075495 and part Lot 901 DP 1066477 for a term of ten years and an option for a further ten years; and a five year licence over an area of road reserve at a peppercorn rental.

- 2. Council approves proceeding with the closure of part of Bells Boulevard to facilitate a long term lease over the closed road.**
- 3. All documentation be executed under the Common Seal of Council.**

REPORT:

At its meeting held on 27 October 2016, Council resolved to approve the publication of a notice of intention of entering into a lease with the SALT Surf Life Saving Club over Council operational land containing the current clubhouse, as well as Council community land for extensions to the clubhouse. An amendment was made to the resolution of 27 October 2016 at Council's meeting held on 17 November 2016, to add an area of road reserve when a closer review of the proposed plan of lease area indicated that steps and part of the building will protrude north into the road reserve.

A copy of the 27 October report and resolution are attached to this report, as background information.

A notice was published in the Tweed Link on 29 November 2016 and notices were placed at the Murwillumbah and Tweed Civic Centres, as well as at the clubhouse. The notice invited submissions within 28 days from the date of the publication of the notice. The expiry date for submissions was 27 December 2016.

At the time of preparing this report, no submissions have been received. It is recommended that Council resolves to enter into a lease with the SALT Surf Life Saving Club, as well as a licence over the area of road reserve.

A lease has been drafted which provides for a peppercorn rental to allow the Club to utilise its resources to provide ongoing surf lifesaving services to the community. A licence will be on similar terms.

Road Reserve

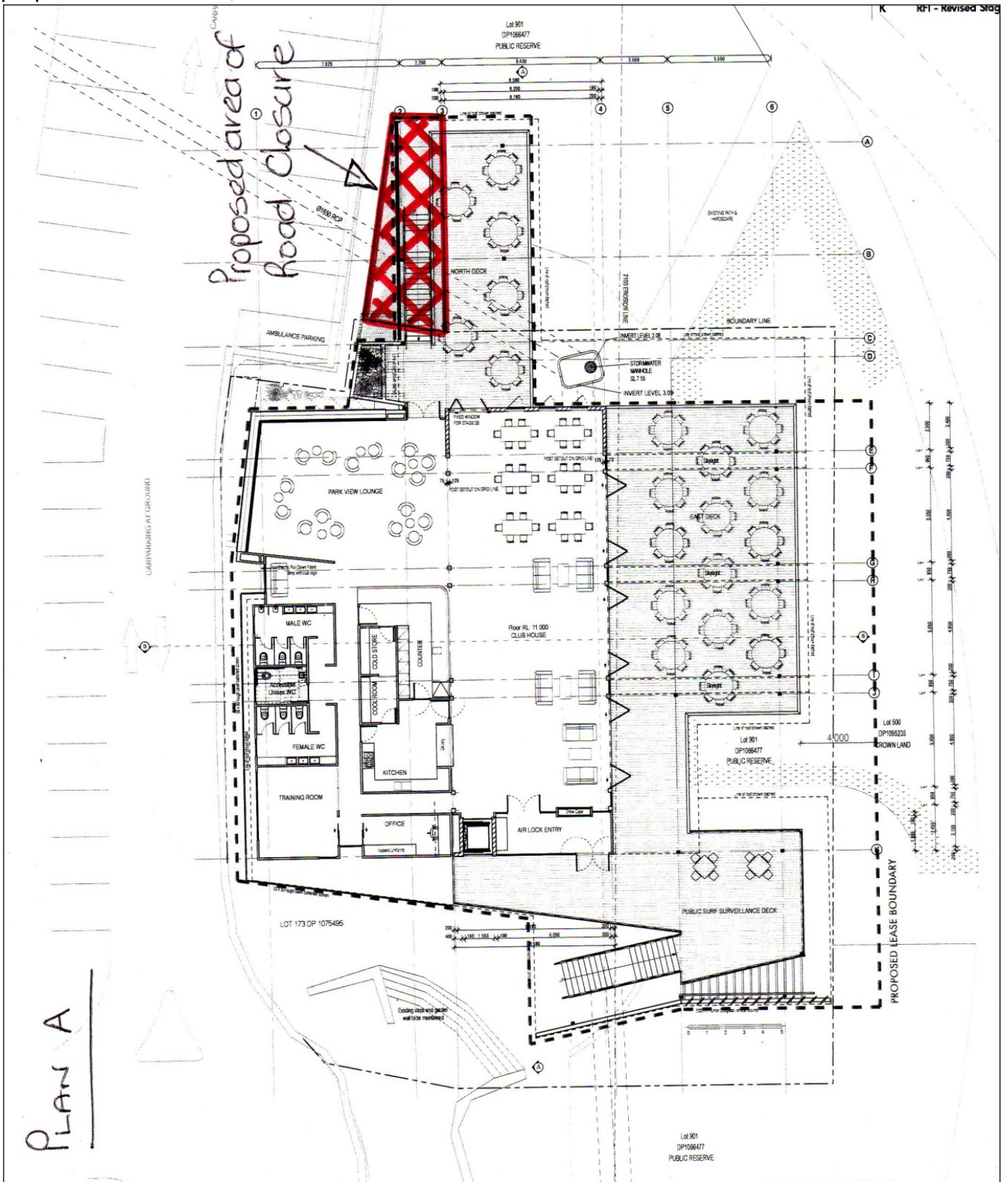
An area of Bells Boulevard (48m²) is to be included in the lease footprint, and as it is road reserve it will be necessary to close the road reserve to allow it to be leased long term.

The *Roads Act 1993* provides that road reserves can only be leased for five years, and no permanent structures are allowed within that leased road reserve area, so until the road reserve is closed, a licence of only five years can be granted. A licence will provide the necessary right to use the road reserve for the construction and use of the clubhouse until the road reserve is closed.

The road reserve will be closed by an application to close and purchase the road, and when the road reserve is closed, it will vest in Council as operational land, thus facilitating the addition of the closed road parcel to the leased parcels for the remainder of the lease term.

There will be no 'purchase' of the closed road, as it is a Council road and thus owned by Council in fee simple, the road closure purchase is a transformative process that will transfer the land from being road reserve, to land in fee simple, which will result in a title for the land being created in Council's ownership.

Plan A below (not surveyed) indicates the approximate area of road reserve (48m²) proposed to be closed, as hatched:



OPTIONS:

1. To resolve to enter into a lease with SALT Surf Life Saving Club for a term of ten years and an option of a further ten years at a peppercorn rental and enter into a five year licence over the road reserve; or
2. To resolve to not enter into a lease or licence with SALT Surf Life Saving Club.

CONCLUSION:

Council has taken all preliminary actions to facilitate the lease to the Club, as well as approving a loan to assist with the construction of the clubhouse.

The Club has been providing services to the Kingscliff community since 2004 and has demonstrated strong membership which has committed to provide ongoing surf lifesaving services to the community, and now intends to extend the clubhouse to facilitate that commitment, it is recommended that Council approve granting a long term lease to the Club, as well as an interim licence over the road reserve to allow construction on the affected area of road reserve pending the closure of the road and its inclusion into the lease.

COUNCIL IMPLICATIONS:

a. Policy:

Corporate Policy Not Applicable.

b. Budget/Long Term Financial Plan:

The lease and licence will be at a peppercorn rental to reflect the financial commitment by the Club to build the extensions to the Clubhouse and the ongoing surf lifesaving services to the community.

c. Legal:

The notice of intention to lease to the SALT Surf Life Saving Club satisfied section 47 of the Local Government Act, 1993. As no objections were received, Council can now resolve to enter a lease with the Club.

d. Communication/Engagement:

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

Council published a notice of intention to enter into a lease with the Club, with a submission period of 28 days.

UNDER SEPARATE COVER/FURTHER INFORMATION:

Attachment 1. Council report dated 27 October 2016 (ECM 4243090)

Attachment 2. Council resolution dated 27 October 2016 (ECM 4281468)

REPORTS FROM THE DIRECTOR CORPORATE SERVICES

6 [CS-CM] Local Government Reforms - Fit for the Future Update

SUBMITTED BY: Financial Services

Validms



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:

Having been previously deemed 'Not Fit' Under the NSW Government's "Fit for the Future" (FFTF) programme due to not meeting some of the benchmark financial criteria, Tweed Shire Council was invited to submit a new improvement plan for reassessment by 29 July 2016.

Council subsequently endorsed a revised Long Term Financial Plan as well as a FFTF reassessment proposal which was lodged by the due date.

Council has now received formal advice from the Minister for Local Government notifying it that it has been reassessed as "FIT" having met the key NSW Government benchmarks:

RECOMMENDATION:

That Council receives and notes the Local Government Reforms – Fit for the Future Update report.

REPORT:

Background

Under the NSW Government's "Fit for the Future" (FFTF) process, all NSW councils (with the exception of eight councils in the Far West) were asked to put forward proposals that:

- assessed their scale and capacity against recommendations of the Independent Local Government Review Panel and put forward options to address this, where necessary; and
- assessed performance against FFTF benchmarks, and put forward strategies and actions to improve against the Sustainability, Infrastructure and Services, and Efficiency criteria.

The NSW Government requested the Independent Pricing and Regulatory Tribunal (IPART) to undertake the role of the Expert Advisory Panel in assessing local government FFTF proposals.

IPART found that 27 councils were 'Not Fit' due to not meeting one or more of the financial criteria (nine of these also did not meet the scale and capacity criteria).

IPART assessed Tweed Shire Council's submission at the time as meeting the scale and capacity criteria but not meeting some of the financial criteria.

The Office of Local Government subsequently identified those Councils that were eligible for reassessment (of which Tweed Shire Council was one) and encouraged them to take advantage of an opportunity to submit revised plans for reassessment by 29 July 2016.

At its Ordinary meeting held on 21 July 2016, Council endorsed a revised Long Term Financial Plan as well as a FFTF reassessment proposal which was lodged by the due date.

Reassessment Outcome

On 6 December 2016 Council received correspondence from the Minister for Local Government, the Hon Paul Toole MP (copy attached) notifying that Tweed Shire Council had been reassessed as "FIT" having met the key NSW Government benchmarks:

As Council has been able to demonstrate that it meets the financial benchmarks following reassessment, it will now have access to a TCorp borrowing facility, providing cheaper loans to fund important local projects.

As a "FIT" Council, Tweed Shire Council will now have to ensure that it is implementing its FFTF Improvement Plan and it will need to report against the FFTF measures to ensure it is delivering the improvements outlined in its proposal.

Following is an extract from the Office of Local Government's "Fit for the Future Reassessment Report" (the full document is attached to this report) outlining the reassessment findings for Tweed Shire Council.

TWEED SHIRE COUNCIL - FIT

Reassessment Summary

Fit for the Future Reassessment – FIT

- Council satisfied the financial criteria overall as the Council meets the criteria for sustainability and infrastructure and service management.
- Council has implemented a number of strategies to address its sustainability and infrastructure and service management following the initial IPART assessment.
- Council met the criterion for efficiency in the original IPART assessment, and was not required to be reassessed against that benchmark.
- The Office of Local Government assessment of Council as fit for the future is conditional. OLG will continue to monitor and assess the performance of Council to ensure it continues to meet its long term strategies and identified benchmarks, and deliver the improvements Council committed to in its FFTF proposal.

Sustainability - Satisfied

- Council satisfies the criteria for sustainability based on meeting the benchmarks for the OPR and OSR by 2020-21 and the BIRR by 2023-24.
- Council has forecast the OPR to be 2% in 2020-21, which meets the benchmark.
- Council met the OSR in the original IPART assessment and is forecast to be 85% in 2021 which meets the benchmark.
- Council has forecast the BIRR to be 134% in 2015-16 and 94% in 2020-21, which is slightly below the benchmark (100%). However the ratio trajectory shows Council meeting the benchmark by 2023-24. Council's results against this benchmark will be monitored into the future.

Infrastructure and service management – Satisfied

- Council satisfies the criteria for infrastructure and service management based on meeting the benchmarks for the AMR and DSR.
- Council is considered sufficiently close to meeting the benchmark for IBR (benchmark <2%, Council 2.7%).
- Council has forecast the AMR to be 100% from 2015-16 to 2020-21 and beyond which meets the benchmark.
- Council satisfied the DSR in the original IPART assessment and has remained within the benchmark in the reassessment.

Efficiency - Satisfied

- Council satisfied the efficiency criterion in the original IPART assessment, and is forecast to continue to decrease real operating expenditure until 2020-21.

Water and/or Sewer

Council states that it currently achieves the requirements of the NSW Government Best Practice Management of Water Supply and Sewerage Framework and operates on a break-even basis.

OPTIONS:

Not applicable.

CONCLUSION:

As a "FIT" Council, Tweed Shire Council will now have to ensure that it is implementing its FFTF Improvement Plan and it will need to report against the FFTF measures to ensure it is delivering the improvements outlined in its proposal.

COUNCIL IMPLICATIONS:

a. Policy:

Not Applicable

b. Budget/Long Term Financial Plan:

Adopted by Council in July 2016 as part of the reassessment proposal.

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. Letter from the Hon Paul Toole MP, Minister for Local Government (ECM4344703)

Attachment 2. Office of Local Government "Fit for the Future Reassessment Report". (ECM4344704)

7 [CS-CM] Related Party Transactions Policy

SUBMITTED BY: Financial Services

Validms



Civic Leadership

LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:

SUMMARY OF REPORT:

The Australian Accounting Standards Board (AASB) has released AASB 2015-6 Amendments to Australian Accounting Standards – Extending Related Party Disclosures to Not-for-Profit Public Sector Entities.

Effective 1 July 2016 Australian Accounting Standard 124 [AASB 124] comes into effect with local government authorities now required to identify and disclose related party transactions between it and its related parties that are individually or collectively material.

The objective of the Standard is to ensure that an entity's financial statements contain the disclosures necessary to draw attention to the possibility that its financial position and profit or loss may have been affected by the existence of related parties and by transactions and outstanding balances, including commitments, with such parties.

The purpose of the attached Related Party Disclosures Policy is to provide a framework for compliance with AASB 124.

RECOMMENDATION:

That:

- 1. Council adopts the Related Party Disclosures Policy Version 1.0.**
- 2. In accordance with Section 161 of the Local Government Act 1993 the requirement of public exhibition be dispensed with as the Policy is an outcome of the Australian Accounting Standard and relates directly to Councillors and staff.**

REPORT:

All councils in New South Wales must produce annual financial statements that comply with Australian Accounting Standards.

From 1 July 2016, the Australian Accounting Standards Board has determined that AASB 124 Related Party Disclosures will apply to government entities, including local governments.

As a result, Council must disclose Related Parties of Key Management Personnel (KMP) and all material and significant Related Party Transactions including outstanding balances and commitments, in its Annual Financial Statements commencing with the reporting period ending 30 June 2017.

The impact of AASB 124 will be on the disclosures within the Annual Financial Statements; there is no financial impact on Council's reported financial position or performance.

Council staff have prepared a proposed "Related Parties Disclosure Policy" for the purpose of defining who are KMP, the parameters for Related Party Transactions and the level of disclosure and reporting required for Council to achieve compliance with the Australian Accounting Standard AASB 124 - Related Party Disclosures.

KMP are defined as those persons who have authority and responsibility, either directly or indirectly, for planning, directing and controlling the activities of the Council.

KMP's for the Council are therefore considered to include:

- Councillors (including the Mayor);
- General Manager;
- Senior Executive Officers (including Directors)
- Public Officer; and
- Responsible Accounting Officer.

Recognising KMP to the management level will provide the level of transparency required under AASB 124.

To assist Council to comply with AASB 124, Council's KMP's will be required to declare full details of any Related Parties and Related Party Transactions. Once the Related Party Disclosures Policy is adopted, management will distribute a notice of intention to collect information to each KMP relating to transactions between Council and related parties that may be disclosed in the financial statements for the 2016/17 and subsequent financial years.

The Code of Accounting Practice and Financial Reports defines a related party transaction as 'a transfer of resources, services or obligations between a reporting entity and a related party, regardless of whether a price is charged.'

Council will need to disclose the nature of the relationship with the related party, as well as sufficient information about the transactions and outstanding balances, including commitments, necessary for users of the financial statements to understand the potential effect of the relationship on the financial statements.

Information provided by KMPs and other related parties will be held for the purpose of compliance with Council's legal obligations and shall be disclosed where required for compliance or legal reasons only. KMP compensation will be disclosed on an aggregate basis only (KMP will not be named).

OPTIONS:

Council must comply with AASB 124. This requires Council to declare, where necessary, details of any Related Parties and Related Party Transactions in Council's Annual Financial Statements.

CONCLUSION:

Council recognises that Related Party transactions can present potential or actual conflicts of interest and may raise questions about whether they are in the best interests of the organisation.

It is therefore important that KMP act with reasonable care and diligence whilst avoiding improper use of their position and information. It is equally important that KMP of the Council are subject to a high level of accountability, including appropriate disclosure in annual financial statements for stakeholders to draw attention to the possibility that the financial position and financial performance may have been affected by transactions and outstanding balances with related parties.

COUNCIL IMPLICATIONS:

a. Policy:

The proposed "Related Parties Disclosure Policy" has been prepared for the purpose of defining the parameters for Related Party Transactions and the level of disclosure and reporting required for Council to achieve compliance with the Australian Accounting Standard AASB 124 - Related Party Disclosures.

In accordance with Section 161 of the Local Government Act 1993 the requirement of public exhibition be dispensed with as the Policy is an outcome of the Australian Accounting Standard and relates directly to Councillors and staff.

b. Budget/Long Term Financial Plan:

Nil.

c. Legal:

Not Applicable.

d. Communication/Engagement:

Inform - We will keep you informed.

UNDER SEPARATE COVER/FURTHER INFORMATION:

Attachment 1. "Related Parties Disclosure Policy" (ECM 4381650)

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
-

8 [NOM] Social Media Communication Policy

NOTICE OF MOTION:

Councillor R Byrnes moves that Council extends its Communications/Media Policy to include social media, specifically creating a Tweed Shire Council official Facebook Page and Twitter Page.

Councillor's Background Notes

Recommended Priority:

Many people now only receive their news and information through social media. This medium of communication will align Council with many other government and private sector bodies who already utilise this medium. The policy will allow greater flow of information, transparency and consultation between the public and their council.

Description of Project:

Nil.

Management Comments:

Delivery Program:

Valid



Civic Leadership

LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:

1	Civic Leadership
1.1	Ensure actions taken and decisions reached are based on the principles of sustainability
1.2.4	Involve communities including youth, elderly and aboriginal groups in decision making that affects their area and the wider Tweed community

A Social, Digital and Online Implementation Plan has been developed that will deliver social media improvements in the first half of 2017, with the second half of the year seeing a renewed focus on digital marketing and Council's websites.

As part of this preparation Council has signed up to Hootsuite, a social media management tool, to enable effective management and accountability of Council's social media accounts by Council's Communications team. In addition, the implementation process has commenced of an exciting and new online media centre/newsroom solution called "PressPage" which will deliver sharable and socially friendly content. Tweed is the first Council in Australia to adopt "PressPage" as a platform and this will significantly improve our newsroom capabilities.

Actions Councillors will see over the short term months include:

1. A Council report to consider the revised Media, Social and Online Policy.
2. Set up and migration of Hootsuite and PressPage (6 week process).
3. Activation of Council's Twitter account (existing – just not active as yet).
4. Activation of Council's Google + page and other Google business solutions management.
5. Activation of Council's Facebook and Instagram accounts.
6. Greater use of Council's LinkedIn company pages.

The next few months will see an emphasis on supporting and training for staff whilst the implementation plan continues.

Budget/Long Term Financial Plan:

The outlined actions are provided for within budget.

Legal Implications:

Council has been involved in some follow up work with a range of social platforms to protect our brand by closing fake/impersonation accounts and setting up our official pages.

Policy Implications:

Council currently has two existing Policies:

1. Media Policy.
2. Online and Social Media Policy.

Historically the Media policy was aimed at traditional 'media' and It is proposed to replace both of these with a single Media, Social and Online Policy which has been drafted and is anticipated to be tabled for Council consideration in March 2017.

9 [NOM] Rezoning of Commercial Water Extraction on Rural Land

NOTICE OF MOTION:

Councillor K Milne moves that Council urgently instigate the processes for a planning proposal in regard to prohibiting commercial water extraction from all rural zoned land in the Tweed Shire.

Councillor's Background Notes

Recommended Priority:

Highest priority over and above any other planning reforms

Description of Project:

Nil.

Management Comments:

Delivery Program:



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

Budget/Long Term Financial Plan:

There is a real likelihood of a financial impact associated with a reasonably certain prospect of a law suit for damages should the proposal proceed, the extent of which is not known.

Legal Implications:

There is a probability the proposed repeal of Clause 7.15 may expose Council to various causes for legal action.

Policy Implications:

The proposal is to rescind Clause 7.15 of the Tweed LEP 2014, which came into effect on 8 July 2016, to remove the permissibility of water bottling facilities in the RU2 Rural Landscape zone. The LEP amendment originated and was funded by the Mountain Water Springwater Company (MWS); an established Tweed family business.

The implications of the proposed prohibition on this land-use are likely to be far broader than those arising solely on MWS, as it will affect both current lawful businesses as well as landowners holding a current water access licence and who intend seeking development consent for a new business.

On the spectrum of options for regulating land-use, 'prohibition' marks the uttermost extent of undesirability for any given use; exempt development being at the opposite end with various regulatory pathways between the two. Ascertaining what level of regulation is appropriate in a given situation therefore requires a full consideration of the facts and circumstances.

As the circumstances surrounding the making of the permissibility in 2016 and proposed repeal of it 2017 are novel, and the impacts on those who had a legitimate expectation to act or have acted on the permissibility rule change remain to be fully tested, the proposed prohibition may expose Council, as with those landowners or businesses, to unnecessary and costly litigation.

Council is evidently aware that landowners and businesses have relied on the 2016 regulatory rule change. It may be prudent therefore to allow adequate time for those persons or businesses to pursue their approvals as envisaged by the 2016 rule change and to close the loop on those who have not. This could be achieved through a different regulatory policy response, with the Department of Planning and Environment's support.

Clarity is also required if the intent of the Notice of Motion is just for water bottling or for all commercial water extraction activity including agriculture.

10 [NOM] Landscaping

NOTICE OF MOTION:

Councillor K Milne moves that Council brings forward a report to the next Council meeting on:

1. **The potential to enhance the landscaping at the new north bound service station at Chinderah.**
2. **The capacity for Council to require/ request the developer to undertake this enhancement.**
3. **Preliminary cost estimates if Council was to undertake this enhancement.**
4. **Developing a policy to ensure dense landscaping is prioritized in the future.**

Councillor's Background Notes

Recommended Priority:

Nil.

Description of Project:

Nil.

Management Comments:

Delivery Program:



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 |

Budget/Long Term Financial Plan:

There is currently no budget allocation for any additional landscaping works associated with the new connecting roundabout to the west of the service station development, which has been dedicated to Council for ongoing maintenance as a public asset. Council also needs to be mindful of the cost implications of altering the proposed maintenance regime for the landscaping within this roundabout.

Legal Implications:

There is no legal mechanism under the Environmental Planning and Assessment Act to mandate the imposition of additional landscaping and additional site enhancements to the development consent granted for the service station site. It is possible for Council to ask the service station proponent to consider additional site enhancements, but there is no right to impose them.

Council is responsible for the ongoing management and maintenance of the adjacent roundabout.

Policy Implications:

Large new roundabouts usually have some form of landscaping within them. Design of landscaping must take into account a number of factors such as traffic safety, work health safety for maintenance activities, impacts on the road pavement and drainage, visual amenity and cost. Roundabouts provide relatively harsh growing conditions, with poor soil, limited maintenance, limited water and high radiant heat, so usually cannot sustain a wide range of plant species.

The Roads and Maritime Services' Guide to Road Design Part 4B Roundabouts provides the following commentary;

“Roundabouts can offer advantages over other forms of channelisation with respect to landscaping. However, the most important aspect is that roundabouts, including the landscaping and street furniture, are designed and installed to ensure a safe and forgiving roadside. Specifically, landscape design should not:

- create a danger to road users, particularly when vehicles leave the road*
- impede the sight distance available to drivers approaching the roundabout or their ability to recognise the type of treatment*
- obscure the view to potentially conflicting vehicles for a driver at the holding line of a roundabout...”*

The desire to establish vegetation needs to be considered in conjunction with the likely safety arrangements to maintain these treatments. This may affect the design of any vegetation, particularly in terms of proximity to the traffic lanes. The road designer and landscape designer need to jointly take these issues into account.

Maintenance of landscaping in the central island of arterial road roundabouts is difficult, and maintenance vehicles on the circulating roadway or the central island can create disruption and hazards to motorists. Any work therefore needs to be scheduled during off-peak traffic periods and preferably restricted to smaller machines and manual operations.

REPORTS FROM SUB-COMMITTEES/WORKING GROUPS

11 [SUB-TYC] Minutes of the Tweed Shire Youth Council Meeting held Wednesday 23 November 2016

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 Minutes of the Tweed Shire Youth Council Meeting held Wednesday 23 November 2016 are reproduced in the body of this report for the information of Councillors.

RECOMMENDATION:

That the Minutes of the Tweed Shire Youth Council Meeting held Wednesday 23 November 2016 be received and noted.

REPORT:

The Minutes of the Tweed Shire Youth Council Meeting held Wednesday 23 November 2016 are reproduced as follows for the information of Councillors.

Venue:

Murwillumbah Cultural and Civic Centre, Council Chambers

Time:

4.00pm

Present:

Elizabeth Kirk (Chairperson) Murwillumbah High School; Anika Brown, Kingscliff High School; Meg Whiticker, Eden Tokatly, Courtney McCreery, Lindisfarne Anglican Grammar; Grace Hinchliffe, Jade Scott, St Josephs College; Sylvia Roylance, Lisa Bailey, Tweed Shire Council

Guests:

Mayor of Tweed Shire Cr Katie Milne, Cr James Owen, Cr Pryce Allsop, Shane Davidson, Michael Chorlton, Tweed Shire Council, Leanne Humes - Learning and Support Teacher, Murwillumbah High School

Apologies:

Troy Green, Tracey Stinson, Tweed Shire Council; Samantha Hillier Kingscliff High School; Lavendi Lawrence, Sheridan O'Malley, Pacific Coast Christian School; Marlon Appo, Banora Point High School

Aboriginal Statement

The Chairperson acknowledged the Bundjalung Aboriginal Nation with the following statement:

"We wish to recognise the generations of the local Aboriginal people of the Bundjalung Nation who have lived in and derived their physical and spiritual needs from the forests, rivers, lakes and streams of this beautiful valley over many thousands of years as the traditional owners and custodians of these lands."

Minutes of Previous Meeting:

RESOLVED that the Minutes of the Tweed Shire Youth Council Committee meeting held 25 May 2016 be accepted as a true and accurate record of the proceedings of that meeting.

Business Arising:

Sylvia Roylance advised members that Kate Gahan, Community Development Officer – Cultural Planner had provided a copy of the Cultural Plan booklets to each member as discussed at the last meeting.

Agenda Items:

AI1 Tweed the Future is Ours - Michael Chorlton Manager Financial Services, for Liz Collyer Director Corporate Services

Michael advised the members that Council currently provides 52 services to the community. The Survey - Tweed the Future is Ours - is asking community members to provide feedback to Council on the relevance of these services to determine what the community wants in the future. To date 1300 submissions have been received and Council is encouraging younger members of the community to look forward five years and provide feedback on what their particular wants and needs will be.

Sylvia Roylance confirmed the link to complete the survey was forwarded via email to all members. Meg Whittaker of Lindisfarne Anglican Grammar confirmed she had completed the survey and found this an interesting process, helping her to understand the complexity of Council itself.

Cr Allsop suggested members could speak at their next school assembly to encourage students to complete the survey and Cr Milne also suggested members post via their Facebook pages to encourage further submissions.

Anika Brown of Kingscliff High School noted that sometimes young people can be indecisive, making it difficult to put forward ideas for the future. It was agreed that future surveys could include examples to trigger this thought process.

Michael suggested a group of young people could complete the survey together by having a brainstorming session to come up with ideas to respond.

Submissions are due by 5 December.

AI2. The NSW Strategic Plan for Children and Young People 2016-2019 - Office of the Advocate for Children and Young People

Sylvia Roylance discussed Youth Council Member's participation at the Speak for Yourself event held at the Sydney Opera House in July. This event was hosted by the Advocate for Children and Young People and the NSW Youth Advisory Council. The Strategic Plan was officially launched at this event. A copy of this plan was provided to each participating school. Sylvia passed on thanks from the organisers of the day to the students for their participation and noted they are keen to keep the Tweed Shire involved in these discussions in the years ahead. Sylvia noted that members now have a role in nominating young people for their respective schools to attend the forum in 2017 to table important matters.

AI3. National Youth Week 2017 - Friday 31 March to Sunday 9 April

There were no schools taking part in National Youth Week in 2016 and Sylvia, through the Youth Council, would like to see a change to this in 2017. There is funding available so please encourage members at your school to become involved.

Council Business:

Presentation of Certificates was held over 'til the conclusion of the meeting.

Significant Council Projects for 2017:

As outlined in Agenda Items 1 and 2: Tweed the Future is Ours and the Tweed Shire Youth Strategy and Action Plan (2013-2017)

Youth Council Business:

Student Brief - Murwillumbah - Youth Homelessness

Murwillumbah students participated in the Fred's Place Sleep Out in July. They also held a pyjama/mufti day at school to raise awareness of youth homelessness, and also to raise funds for Fred's Place.

Items were donated by students and passed on to Fred's Place at the event. Elizabeth took the opportunity during the sleep-out to raise awareness amongst service providers and community members of the number of youths 'couch surfing' in the area.

Student Brief - Kingscliff - Youth Mental Health

The school undertook a survey earlier in the year asking students if they know where to get help when needed. The school currently has a Student Wellbeing Team and a Staff Wellbeing team. The staff team are analysing the data from the student survey and it is hoped they will discuss the findings in the near future.

The focus is on connecting with all students to help them identify their situation. It is felt by the students that the current student support services is not effective as students who are suffering most want to keep this quiet due to embarrassment. The project for the students aims at providing contact details for services, in a discreet manner ie. one click from the main school website to Kids Helpline.

More visual information is also provided with Teacher Profiles and a map of where the teachers are physically located within the school so that students can approach them for help when they are confident in doing so.

Student Brief - Banora Point - Youth Homelessness

The focus at Banora Point was to raise awareness of youth homelessness. Marlon held discussions with youth homelessness services and utilised that information in general discussions around the school. Also conducted school based awareness discussions on Youth Homelessness Matters Day.

Student Brief - St Josephs - Arts Program and Organised Sports

St Joseph's students are looking for an outlet in Tweed to create a youth creative arts program. They have held many discussions with Tweed Heads PCYC to utilise that space for the purpose of holding youth meetings/gatherings for book clubs, creative arts. Discussions so far in implementing these groups are positive, and will continue when the new manager has settled into their role. Cr Milne also suggested the group initiate discussions with Tweed Unlimited Arts for collaboration, and the possible utilisation of their space for youth events.

As a follow on from this topic, representatives from private schools felt they should be holding events in conjunction with other schools across the Shire. They are aware of events held in the public system, and would like to lobby to have the private schools involved. These events currently happen across schools of the same curriculum ie. Catholic, Christian but the students would like to be more involved with other local schools, no matter the affiliations. Cr Milne recommended this be raised as an Action Item for the Tweed Shire Youth Council of 2017. It was agreed this topic would be included in the nomination forms for next year to gain agreement from schools participating in the Youth Council.

Student Brief - Lindisfarne - Night Marketta

Lindisfarne investigated holding a night marketta involving musicians, art classes and sales, food and live performances. Similar to the food festival held at Jack Evans Boat Harbour, which attracted over 1000 people and was a great success, however, many young people could not attend given their work schedules. This is why a Friday or Saturday night option is preferred.

Student Brief - Pacific Coast Christian School - Communication

The members were not present at the meeting, however Sylvia confirmed the Youth Council members worked on creating a 'student connection system' to assist in providing information and generally getting to know other students across the school. As the school is also without an SRC, the members gathered a working group to organise a Year 10 Formal which was a success.

Presentation of Certificates

Shane Davidson passed on apologies from Troy Green, thanking the members for being part of the Tweed Shire Youth Council for 2016.

Next Meeting:

This was the final meeting of this Youth Council for 2016. The first meeting of the Tweed Shire Youth Council Committee for 2017 will be held on a date yet to be determined.

The meeting closed at 5.55pm.

EXECUTIVE MANAGEMENT TEAM'S COMMENTS:

Nil.

EXECUTIVE MANAGEMENT TEAM'S RECOMMENDATIONS:

Nil.

COUNCIL IMPLICATIONS:

a. Policy:

Code of Meeting Practice.

Youth Policy

Tweed Youth Strategy and Action Plan 2013-2017

Terms of Reference - adopted 22 October 2015 (ECM 3808358).

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.

12 [SUB-LTC] Minutes of the Local Traffic Committee Meeting held Thursday 8 December 2016

SUBMITTED BY: Roads and Stormwater

Validms



Civic Leadership

LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:

- 2 Supporting Community Life
 - 2.4 An integrated transport system that services local and regional needs
 - 2.4.1 Provide a safe and efficient network of arterial roads connecting neighbourhoods to town centres, employment, shopping, health, commercial and education facilities
-

SUMMARY OF REPORT:

The Minutes of the Local Traffic Committee Meeting held Thursday 8 December 2016 are reproduced in the body of this report for the information of Councillors.

RECOMMENDATION:

That:

1. The Minutes of the Local Traffic Committee Meeting held Thursday 8 December 2016 be received and noted; and
2. The Executive Management Team's recommendations be adopted as follows:
 - A1. [LTC] Blakeney's Road and Tweed Valley Way, Stokers Siding

That:

1. *The installation of a "stop" sign on Stokers Road at the intersection of Tweed Valley Way is not supported as available sight distance is adequate for the "give way" sign.*
2. *The approach to the intersection be modified to encourage vehicles to be at right angles to Tweed Valley Way to reduce impact with vehicles exiting Blakeney's Road.*
3. *The shrubs on the north east side of Tweed Valley Way be reduced to improve sight distance for motorists exiting Blakeney's Road.*

A2. [LTC] Murwillumbah Cycle Club Events - 2017

That the proposed Murwillumbah Cycle Club Events - 2017 be supported, subject to:

- 1. NSW Police approval being obtained.***
- 2. Endorsement of the events by Bicycle NSW.***
- 3. Conformance with a Traffic Management Plan and associated Traffic Control Plans implemented and controlled by Roads & Maritime Services accredited persons.***
- 4. Community and affected business consultation addressing raised concerns including a letterbox drop to directly affected residents for the Tyalgum Cup and Lundberg Drive races.***
- 5. The event organiser notifies Tweed residents of the impact of their event by advertising in the Tweed Link at their expense a minimum of one week prior to the commencement of the season and one week before the Tyalgum Cup and Lundberg Drive races. The advertising must include the event name, specifics of any traffic impacts or road closures and times, alternative route arrangements, event organiser, a personal contact name and a telephone number for all event related enquiries or complaints.***
- 6. Consultation with bus and taxi operators and arrangements made for provision of services during conduct of the event.***
- 7. Adequate public liability insurance being held by the event organiser.***
- 8. All signage erected for the event to not cause a hazard for motorists or pedestrians and be removed immediately following the completion of the event.***
- 9. Consultation with emergency services and any identified issues addressed.***
- 10. Arrangements made for private property access and egress affected by the events.***
- 11. That the applicant organise for the events to be listed on Council's Calendar of Events web page. Go to www.tweed.nsw.gov.au Our Community/Festivals Events and Filming/Calendar of Events and access the Calendar of Events site to upload the events' details.***
- 12. The submission and approval of a Community Event application/Major Event application for the Tyalgum Cup races and Lundberg Drive races and compliance with any conditions imposed therein.***
- 13. The event be conducted and signposted (where applicable this supersedes signposting in accordance with RMS Guide to Traffic Control at Worksites) in accordance with the current RMS Guidelines for Bicycle Road Races to ensure consistency across the network.***
- 14. A report be provided to Council, by the event organiser, within 2 weeks of conduct of the Tyalgum Cup races and Lundberg Drive races, showing compliance with the above conditions.***

A3. [LTC] Kingscliff Triathlon 25 March to 26 March 2017

That the proposed Kingscliff Triathlon on Saturday 25 March to Sunday 26 March 2017 be supported subject to:

- 1. NSW Police approval being obtained.***
- 2. Endorsement of the event by Bicycle NSW.***

3. **Conformance with a Traffic Management Plan and associated Traffic Control Plans implemented and controlled by Roads & Maritime Services accredited persons.**
4. **Community and affected business consultation addressing raised concerns including a letterbox drop to directly affected residents.**
5. **The event organiser notifies Tweed residents of the impact of their event by advertising in the Tweed Link at their expense a minimum of one week prior to the operational impacts taking effect. The advertising must include the event name, specifics of any traffic impacts or road closures and times, alternative route arrangements, event organiser, a personal contact name and a telephone number for all event related enquiries or complaints.**
6. **Consultation with bus and taxi operators and arrangements made for provision of services during conduct of the event.**
7. **Adequate public liability insurance being held by the event organiser.**
8. **All signage erected for the event to not cause a hazard for motorists or pedestrians and be removed immediately following the completion of the event.**
9. **Consultation with emergency services and any identified issues addressed.**
10. **Arrangements made for private property access and egress affected by the event.**
11. **That the applicant organise for the event to be listed on Council's Calendar of Events web page. Go to www.tweed.nsw.gov.au Our Community/Festivals Events and Filming/Calendar of Events and access the Calendar of Events site to upload the event details.**
12. **The submission and approval of a Community Event application/Major Event application and compliance with any conditions imposed therein.**
13. **The event be conducted and signposted (where applicable this supersedes signposting in accordance with RMS Guide to Traffic Control at Worksites) in accordance with the current RMS Guidelines for Bicycle Road Races to ensure consistency across the network.**
14. **A report be provided to Council, by the event organiser, within 2 weeks of conduct of the event, showing compliance with the above conditions.**

A4. [LTC] Seaview Road, Banora Point

That a "road ends" sign be installed on Seaview Road when approaching the gated community.

REPORT:

The Minutes of the Local Traffic Committee Meeting held Thursday 8 December 2016 are reproduced as follows for the information of Councillors.

VENUE:

Mt Warning Meeting Room

TIME:

Commencing at 9.30am

PRESENT:

Committee Members: Cr James Owen, Snr Constable Tony Darby, NSW Police, Mr Col Brooks on behalf of Mr Thomas George MP, Member for Lismore, Mr Rod Bates on behalf of Mr Geoff Provest MP, Member for Tweed.

Informal: Mr Ray Clark (Chairman), Miss Alana Brooks, Mr Nick Tzannes, Mr Danny Rose (until 9.57am), Ms Linda Cooper on behalf of Ms Judith Finch (Minutes Secretary).

APOLOGIES:

Mr Thomas George MP, Member for Lismore, Mr Geoff Provest MP, Member for Tweed, Mr Etienne La Grange, Roads and Maritime Services of NSW, Ms Judith Finch (Minutes Secretary)

CONFIRMATION OF MINUTES OF PREVIOUS MEETING

MIN1 [LTC] Confirmation of Previous Minutes Meeting held 13 October 2016

ORIGIN:

Roads & Stormwater

RESOLVED that the Minutes of the Local Traffic Committee Meeting held 13 October 2016 be adopted as a true and accurate record of proceedings of that meeting.

SCHEDULE OF OUTSTANDING RESOLUTIONS

SCH1 [LTC] Schedule of Outstanding Resolutions - 8 December 2016

SUMMARY OF REPORT:

No Outstanding Resolutions from meeting held 13 October 2016.

BUSINESS ARISING

Nil.

A. FORMAL ITEMS SECTION

DELEGATIONS FOR REGULATORY DEVICES - MURWILLUMBAH

A1 [LTC] Blakeney's Road and Tweed Valley Way, Stokers Siding

ORIGIN:

Roads & Stormwater

FILE NO: ECM 4261709; Traffic - Committee; Directional Signs; Safety; Blakeney's Road; Tweed Valley Way, Stokers Siding

SUMMARY OF REPORT:

Request received regarding signage at the intersection of Blakeney's Road and Tweed Valley Way, Stokers Siding. Stop signs are requested on both sides of the intersection of Blakeney's Road with Tweed Valley Way, Stokers Siding.

RECOMMENDATION TO COUNCIL:

That:

1. The installation of a "stop" sign on Stokers Road at the intersection of Tweed Valley Way is not supported as available sight distance is adequate for the "give way" sign.
2. The approach to the intersection be modified to encourage vehicles to be at right angles to Tweed Valley Way to reduce impact with vehicles exiting Blakeney's Road.
3. The shrubs on the north east side of Tweed Valley Way be reduced to improve sight distance for motorists exiting Blakeney's Road.

FOR VOTE - Unanimous

A2 [LTC] Murwillumbah Cycle Club Events - 2017

ORIGIN:

Roads & Stormwater

FILE NO: ECM 4320362; Traffic - Committee; Festivals / Events - Other; Bicycle Matters - General; Parks - Pat Smith Park; Community Events on Council Administered Land

SUMMARY OF REPORT:

The Murwillumbah Cycle Club has advised that it is applying for permission to use Council roads for the upcoming 2017 season extending from 4 March to 30 September 2017.

The events are scheduled as follows:

- Murwillumbah Cycle Club Weekly Program of road racing events between March and September 2017. The majority events are conducted from Pat Smith Park on Dulguigan Road, with two events being conducted from Tyalgum (The Tyalgum Cup) on 8 April and a club level event on 1 April.
- CC Racing Lundberg Drive - weekly from 4 March to 30 September 2017.
- CC Racing from Tweed Valley Way, Mooball – weekly from 4 March to 30 September 2017.
- CC Racing from Pat Smith Park – weekly from 4 March to 30 September 2017.

RECOMMENDATION TO COUNCIL:

That the proposed Murwillumbah Cycle Club Events - 2017 be supported, subject to:

1. NSW Police approval being obtained.
2. Endorsement of the events by Bicycle NSW.
3. Conformance with a Traffic Management Plan and associated Traffic Control Plans implemented and controlled by Roads & Maritime Services accredited persons.
4. Community and affected business consultation addressing raised concerns including a letterbox drop to directly affected residents for the Tyalgum Cup and Lundberg Drive races.
5. The event organiser notifies Tweed residents of the impact of their event by advertising in the Tweed Link at their expense a minimum of one week prior to the commencement of the season and one week before the Tyalgum Cup and Lundberg Drive races. The advertising must include the event name, specifics of any traffic impacts or road closures and times, alternative route arrangements, event organiser, a personal contact name and a telephone number for all event related enquiries or complaints.
6. Consultation with bus and taxi operators and arrangements made for provision of services during conduct of the event.
7. Adequate public liability insurance being held by the event organiser.
8. All signage erected for the event to not cause a hazard for motorists or pedestrians and be removed immediately following the completion of the event.
9. Consultation with emergency services and any identified issues addressed.
10. Arrangements made for private property access and egress affected by the events.
11. That the applicant organise for the events to be listed on Council's Calendar of Events web page. Go to www.tweed.nsw.gov.au Our Community/Festivals Events and Filming/Calendar of Events and access the Calendar of Events site to upload the events' details.
12. The submission and approval of a Community Event application/Major Event application for the Tyalgum Cup races and Lundberg Drive races and compliance with any conditions imposed therein.
13. The event be conducted and signposted (where applicable this supersedes signposting in accordance with RMS Guide to Traffic Control at Worksites) in accordance with the current RMS Guidelines for Bicycle Road Races to ensure consistency across the network.
14. A report be provided to Council, by the event organiser, within 2 weeks of conduct of the Tyalgum Cup races and Lundberg Drive races, showing compliance with the above conditions.

FOR VOTE - Unanimous

DELEGATIONS FOR REGULATORY DEVICES - TWEED HEADS

A3 [LTC] Kingscliff Triathlon 25 March to 26 March 2017

ORIGIN:

Roads & Stormwater

FILE NO: ECM 4253888; Traffic - Committee; Festivals / Events - on Council Administered Land; Parks - Lions Park - Kingscliff; Faulks - Kingscliff; Jack Bayliss; Jack Julius; Ed Parker Rotary Park; Sutherland Point Park; Road Closures - Temporary; Marine Parade; Wommin Bay Road; Chinderah Bay Drive; Moss Street; Sutherland Street; Casuarina Way; Point Break Circuit

SUMMARY OF REPORT:

Request received for temporary road closures for the Kingscliff Triathlon to be held on Saturday 25 March and Sunday 26 March 2017.

The Kingscliff Triathlon is a 62km Social Ride and 5km Fun Run with up to 1,200 participants. The Fun Run will use the walkway from Kingscliff to Salt. On Sunday the Triathlon will start from 6.00am and finish at approximately 2.00pm on Sunday 26 March 2017.

Roads affected on Sunday 26 March from 5.30am to 1.30pm are:

- Marine Parade Kingscliff
- Wommin Bay Road
- Chinderah Bay Drive from Jenners Corner to the southern dead end
- Moss Street, Kingscliff
- Sutherland Street from Moss Street to Casuarina Way to roundabout on Point Break Circuit

RECOMMENDATION TO COUNCIL:

That the proposed Kingscliff Triathlon on Saturday 25 March to Sunday 26 March 2017 be supported subject to:

1. NSW Police approval being obtained.
2. Endorsement of the event by Bicycle NSW.
3. Conformance with a Traffic Management Plan and associated Traffic Control Plans implemented and controlled by Roads & Maritime Services accredited persons.
4. Community and affected business consultation addressing raised concerns including a letterbox drop to directly affected residents.
5. The event organiser notifies Tweed residents of the impact of their event by advertising in the Tweed Link at their expense a minimum of one week prior to the operational impacts taking effect. The advertising must include the event name, specifics of any traffic impacts or road closures and times, alternative route arrangements, event organiser, a personal contact name and a telephone number for all event related enquiries or complaints.

6. Consultation with bus and taxi operators and arrangements made for provision of services during conduct of the event.
7. Adequate public liability insurance being held by the event organiser.
8. All signage erected for the event to not cause a hazard for motorists or pedestrians and be removed immediately following the completion of the event.
9. Consultation with emergency services and any identified issues addressed.
10. Arrangements made for private property access and egress affected by the event.
11. That the applicant organise for the event to be listed on Council's Calendar of Events web page. Go to www.tweed.nsw.gov.au Our Community/Festivals Events and Filming/Calendar of Events and access the Calendar of Events site to upload the event details.
12. The submission and approval of a Community Event application/Major Event application and compliance with any conditions imposed therein.
13. The event be conducted and signposted (where applicable this supersedes signposting in accordance with RMS Guide to Traffic Control at Worksites) in accordance with the current RMS Guidelines for Bicycle Road Races to ensure consistency across the network.
14. A report be provided to Council, by the event organiser, within 2 weeks of conduct of the event, showing compliance with the above conditions.

FOR VOTE - Unanimous

A4 [LTC] Seaview Road, Banora Point

ORIGIN:
Roads & Stormwater

FILE NO: TRA16/0057; Traffic - Committee; Driveway - Access; Parking - Zones;
Signage; Seaview Road, Banora Point

SUMMARY OF REPORT:

Request received for a review of sight distance from the gated townhouse community at the end of Seaview Road, Banora Point.

It is reported that:

"On the approach to this property a driver cannot see any vehicles below the road level leaving the property. When leaving the property, drivers cannot see vehicles on Seaview Rd approaching the property because it is on a higher level.

There is a "No Standing" sign on the rise, too close to the crest, and parking here creates a single lane of traffic which is dangerous, because there is no where to avoid an accident.

Solution:

Move the 'No Standing' sign 10 metres to the south, this will allow two vehicles to pass each other in safety on the crest, if the two vehicles approach this place at the same time which will avoid an accident."

Drivers in built up areas are expected to drive to conditions and the installation of prohibitive parking signage in residential areas is generally not supported due to sign proliferation and enforcement reasons.

RECOMMENDATION TO COUNCIL:

That a "road ends" sign be installed on Seaview Road when approaching the gated community.

FOR VOTE - Unanimous

B. INFORMAL ITEMS SECTION

GENERAL TRAFFIC ADVICE - MURWILLUMBAH

B1 [LTC] 2017 Meeting Schedule

ORIGIN:

Roads & Stormwater

FILE NO: Traffic - Committee

SUMMARY OF REPORT:

The following meeting dates are proposed for Local Traffic Committee meetings in 2017 with each meeting scheduled for the 3rd Thursday of every month, except for the months of January and December. If an urgent item is received in January a conference call can be organised to discuss if warranted.

It should be noted that at this stage Council has confirmed Council meeting dates to be held on 15 December 2016, 2 February 2017, 16 February 2017 and 16 March 2017. Based on this cycle the following LTC meeting dates are proposed.

16 February
16 March
20 April
18 May
15 June
20 July
17 August
21 September
19 October
16 November
14 December

As Committee members would be aware, Local Traffic Committee meetings will commence at 9.30am and end at approximately 12.00 noon, depending on the extent of the Agenda.

COMMITTEE ADVICE:

That the following meeting schedule be endorsed for Local Traffic Committee meetings in 2017:

16 February
16 March
20 April
18 May
15 June
20 July
17 August
21 September
19 October
16 November
14 December

B2 [LTC] Cycle QLD 2017 9 - 10 September 2017

ORIGIN:

Roads & Stormwater

FILE NO: ECM 4310676; 4310662; Traffic - Committee; Festivals/Events - Other; Bicycle Matters; Kyogle Road; Kunghur; Terragon; Uki; Byangum; Murwillumbah; Bray Park; Riverview Street, Wollumbin Street; Byangum Road; Mooball Street; Queensland Road; Tomewin Road, Kynnumboon, Dungay

SUMMARY OF REPORT:

Advice received in relation to the annual Cycle Queensland event to be held between 2 to 20 September 2017, travelling through Tweed Shire on 9 and 10 September 2017.

All road rules are expected to be obeyed and the event is not a race.

400 to 500 participants are expected with an overnight stay at Murwillumbah Showgrounds.

COMMITTEE ADVICE:

That there are no objections to the annual Cycle Queensland event travelling through Tweed Shire on 9 and 10 September 2017, subject to:

1. NSW Police approval being obtained.
2. Endorsement of the event by Cycling Queensland / Bicycle New South Wales.
3. Conformance with a Traffic Management Plan and associated Traffic Control Plans implemented and controlled by Roads & Maritime Services accredited persons.
4. Community and affected business consultation addressing raised concerns including a letterbox drop to directly affected residents.
5. The event organiser notifies Tweed residents of the impact of their event by advertising in the Tweed Link at their expense a minimum of one week prior to the operational impacts taking effect. The advertising must include the event name, specifics of any

- traffic impacts or road closures and times, alternative route arrangements, event organiser, a personal contact name and a telephone number for all event related enquiries or complaints.
6. Consultation with bus and taxi operators and arrangements made for provision of services during conduct of the event.
 7. Adequate public liability insurance being held by the event organiser.
 8. All signage erected for the event to not cause a hazard for motorists or pedestrians and be removed immediately following the completion of the event.
 9. Consultation with emergency services and any identified issues addressed.
 10. That the applicant organise for the event to be listed on Council's Calendar of Events web page. Go to www.tweed.nsw.gov.au Our Community/Festivals Events and Filming/Calendar of Events and access the Calendar of Events site to upload the event details.
 11. The submission and approval of a Community Event application/Major Event application and compliance with any conditions imposed therein.
 12. The event be conducted and signposted (where applicable this supersedes signposting in accordance with RMS Guide to Traffic Control at Worksites) in accordance with the current RMS Guidelines for Bicycle Road Races to ensure consistency across the network.
 13. A report be provided to Council, by the event organiser, within 2 weeks of conduct of the event, showing compliance with the above conditions.

GENERAL TRAFFIC ADVICE - TWEED HEADS

B3 [LTC] Solander Street, Tweed Heads

ORIGIN:

Roads & Stormwater

FILE NO: ECM 4277080; Traffic - Committee; Bus Stops; Bus Shelters; Hospital - Tweed Heads; Solander Street; Powell Street

SUMMARY OF REPORT:

Request received regarding a request received by Surfside Buslines in relation to the bus stop zone signs at the bus shelter and jpeg pole outside Tweed Hospital.

It is reported that the footpath on the outbound bus stop has an uneven surface with cars parking in front of the bus shelter, making it hard for passengers waiting for a bus to see the bus approaching and at the same time blocks a driver's vision from where passengers are waiting.

It is suggested that the bus zone signs need to be moved to the approach side of the shelter, transferring car park spaces after the bus shelter, with no spaces being lost.

Surfside Buslines have contacted Council and are reviewing the bus routes across the Shire.

COMMITTEE ADVICE:

That this item be deferred until confirmation of the proposed bus routes is received from Surfside Buslines.

NEXT MEETING:

The next meeting of the Local Traffic Committee will be held 16 February 2017 in the Mt Warning Meeting Room commencing at 9.30am.

There being no further business the Meeting terminated at 10.39am.

SECTION A - FORMAL ITEMS SECTION - DELEGATIONS FOR REGULATORY DEVICES FOR ENDORSEMENT BY COUNCIL:

A1. [LTC] Blakeney's Road and Tweed Valley Way, Stokers Siding

That:

- 1. The installation of a "stop" sign on Stokers Road at the intersection of Tweed Valley Way is not supported as available sight distance is adequate for the "give way" sign.*
- 2. The approach to the intersection be modified to encourage vehicles to be at right angles to Tweed Valley Way to reduce impact with vehicles exiting Blakeney's Road.*
- 3. The shrubs on the north east side of Tweed Valley Way be reduced to improve sight distance for motorists exiting Blakeney's Road.*

A2. [LTC] Murwillumbah Cycle Club Events - 2017

That the proposed Murwillumbah Cycle Club Events - 2017 be supported, subject to:

- 1. NSW Police approval being obtained.*
- 2. Endorsement of the events by Bicycle NSW.*
- 3. Conformance with a Traffic Management Plan and associated Traffic Control Plans implemented and controlled by Roads & Maritime Services accredited persons.*
- 4. Community and affected business consultation addressing raised concerns including a letterbox drop to directly affected residents for the Tyalgum Cup and Lundberg Drive races.*
- 5. The event organiser notifies Tweed residents of the impact of their event by advertising in the Tweed Link at their expense a minimum of one week prior to the commencement of the season and one week before the Tyalgum Cup and Lundberg Drive races. The advertising must include the event name, specifics of any traffic impacts or road closures and times, alternative route arrangements, event organiser, a personal contact name and a telephone number for all event related enquiries or complaints.*
- 6. Consultation with bus and taxi operators and arrangements made for provision of services during conduct of the event.*
- 7. Adequate public liability insurance being held by the event organiser.*

8. *All signage erected for the event to not cause a hazard for motorists or pedestrians and be removed immediately following the completion of the event.*
9. *Consultation with emergency services and any identified issues addressed.*
10. *Arrangements made for private property access and egress affected by the events.*
11. *That the applicant organise for the events to be listed on Council's Calendar of Events web page. Go to www.tweed.nsw.gov.au Our Community/Festivals Events and Filming/Calendar of Events and access the Calendar of Events site to upload the events' details.*
12. *The submission and approval of a Community Event application/Major Event application for the Tyalgum Cup races and Lundberg Drive races and compliance with any conditions imposed therein.*
13. *The event be conducted and signposted (where applicable this supersedes signposting in accordance with RMS Guide to Traffic Control at Worksites) in accordance with the current RMS Guidelines for Bicycle Road Races to ensure consistency across the network.*
14. *A report be provided to Council, by the event organiser, within 2 weeks of conduct of the Tyalgum Cup races and Lundberg Drive races, showing compliance with the above conditions.*

A3. [LTC] Kingscliff Triathlon 25 March to 26 March 2017

That the proposed Kingscliff Triathlon on Saturday 25 March to Sunday 26 March 2017 be supported subject to:

1. *NSW Police approval being obtained.*
2. *Endorsement of the event by Bicycle NSW.*
3. *Conformance with a Traffic Management Plan and associated Traffic Control Plans implemented and controlled by Roads & Maritime Services accredited persons.*
4. *Community and affected business consultation addressing raised concerns including a letterbox drop to directly affected residents.*
5. *The event organiser notifies Tweed residents of the impact of their event by advertising in the Tweed Link at their expense a minimum of one week prior to the operational impacts taking effect. The advertising must include the event name, specifics of any traffic impacts or road closures and times, alternative route arrangements, event organiser, a personal contact name and a telephone number for all event related enquiries or complaints.*
6. *Consultation with bus and taxi operators and arrangements made for provision of services during conduct of the event.*
7. *Adequate public liability insurance being held by the event organiser.*
8. *All signage erected for the event to not cause a hazard for motorists or pedestrians and be removed immediately following the completion of the event.*
9. *Consultation with emergency services and any identified issues addressed.*
10. *Arrangements made for private property access and egress affected by the event.*
11. *That the applicant organise for the event to be listed on Council's Calendar of Events web page. Go to www.tweed.nsw.gov.au Our Community/Festivals Events and Filming/Calendar of Events and access the Calendar of Events site to upload the event details.*
12. *The submission and approval of a Community Event application/Major Event application and compliance with any conditions imposed therein.*
13. *The event be conducted and signposted (where applicable this supersedes signposting in accordance with RMS Guide to Traffic Control at Worksites) in*

accordance with the current RMS Guidelines for Bicycle Road Races to ensure consistency across the network.

14. *A report be provided to Council, by the event organiser, within 2 weeks of conduct of the event, showing compliance with the above conditions.*

A4. [LTC] Seaview Road, Banora Point

That a "road ends" sign be installed on Seaview Road when approaching the gated community.

COUNCIL IMPLICATIONS:

a. Policy:

Code of Meeting Practice.

b. Budget/Long Term Financial Plan:

Not applicable.

c. Legal:

Not Applicable.

d. Communication/Engagement:

Inform - We will keep you informed.

UNDER SEPARATE COVER/FURTHER INFORMATION:

Nil.

CONFIDENTIAL ITEMS FOR CONSIDERATION

REPORTS THROUGH THE GENERAL MANAGER IN COMMITTEE

REPORTS FROM THE DIRECTOR CORPORATE SERVICES IN COMMITTEE

C1 [CS-CM] Community Membership on Council Committees

REASON FOR CONFIDENTIALITY:

This report contains information on members of the community who have applied for a position on a Council Committee and discussion on the merits of the nominees would be prejudicial if they occurred within the ordinary council meeting.

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) personnel matters concerning particular individuals (other than councillors).

Validms



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
 - 1.2.4 Involve communities including youth, elderly and aboriginal groups in decision making that affects their area and the wider Tweed community
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C2 [CS-CM] RFP2015090 Human Resources/Payroll System

REASON FOR CONFIDENTIALITY:

This report highlights commercial prices following tender submissions and subsequent negotiations.

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.

Validms



Civic Leadership

LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:

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