

Mayor: Cr K Milne

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

ADDENDUM and LATE Agenda

**Ordinary Council Meeting
Thursday 15 November 2018**

held at
Harvard Room, Tweed Heads Administration Building, Brett Street, Tweed Heads
commencing at 5.30pm

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:

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ADDENDUM ITEMS

36 [CNR-CM-ADDENDUM] RFO2018119 Expression of Interest (EOI) Design, Construction and Operation of the Proposed Stotts Creek Organics Processing Facility

SUBMITTED BY: Waste Management

Valid

LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:

- 1 Leaving a Legacy
- 1.1 Natural Resource Management
- 1.1.4 Environmental Sustainability - To support Council, businesses and the community to achieve the best possible combination of environmental, social and economic outcomes.

ROLE: **Provider**

SUMMARY OF REPORT:

The Request for Expression of Interest RFO2018119 Design, Construction and Operation of the proposed Stotts Creek Organics Processing Facility has been called to select a list of suitably qualified and experienced companies to be short-listed to progress to the next round of the offer process.

At the time of closing Nine (9) Offers were received.

The evaluation of the offers against the Selection Criteria is contained in the Offer Evaluation Report included in **CONFIDENTIAL ATTACHMENTS 1 and 2**. The recommendations are based on the evaluation.

RECOMMENDATION:

That in respect to Contract RFO2018119 Expression of Interest (EOI) Design, Construction and Operation of the proposed Stotts Creek Organics Processing Facility.

1. Council approves the following four (4) companies to progress to the next round of the Offer process, where detailed Offers will be invited, including a price submission. At the conclusion of the next phase of the Offer process, a report to Council will be provided including prices of each submission. The four (4) recommended companies are:

Company	ABN
REMONDIS Australia Pty Ltd	95 002 429 781
Solo Resource Recovery	62 398 515 816
Soilco Pty Ltd	85 055 303 243
Re.Group Pty Ltd	84 166 255 947

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

REPORT:

Offer Background

Expressions of Interest (EOI) are invited from suitably qualified and experienced organisations wishing to be short-listed to submit an offer for the proposed contract for the design, construction and operation of a facility incorporating an enclosed technology based organic waste processing solution that can receive and treat household food organic waste and garden waste to produce a quality assured, value added product for beneficial reuse.

The contractor will be responsible for the detailed design, preparation of all studies and documents required, and the submission of planning authority application to allow approvals for the development to occur, applying for and holding the Environmental Protection Licencing (EPL) approvals, construction of the facility, certification, commissioning, maintenance and operation of the proposed Organic Processing Facility, and responsibility for all expenses at the site during operations.

Request for Offer Advertising

The Offer was invited in accordance with the provisions of the Local Government Act 1993, the NSW Local Government (General) Regulation 2005 and the Tendering Guidelines for NSW Local Government. The Offer was officially advertised in The Sydney Morning Herald on Tuesday 2nd October 2018 and also in Brisbane Courier Mail on Saturday 29 September 2018 and Gold Coast Bulletin on Saturday 29 September 2018 and on Council's website.

Offer Addendums

There were 3 Offer Addendums (Notice to Bidders) issued before close of Offer.

Notice to Bidders No.01 was issued to advise Bidders as follows:

- Indicative Timetable The procurement timeframe has been extended to allow for increased durations for providing offers and reviewing submissions.
- Bidders to advise the required area required for the operational footprint.
- Returnable Schedules, Understanding of Project Requirements – bidders to provide information regarding the operational methodology.

Notice to Bidders No. 02 was issued to advise Bidders that:

- Probity Offer engaged, details provided.
- Local Content does not apply to EOI phase
- Update to Safety, Quality and Environmental Qualification requirements.
- Monthly Breakdown of green waste tonnages provided.

Notice to Bidders No. 03 was issued to advise Bidders that - The closing date has been extended to Wed Oct 31, 4pm NSW Daylight Savings Time.

Offer Submissions

Offer submissions closed at 4:00pm (local time) on Wednesday 31 October 2018 in the Tender Box located in the foyer at the Tweed Shire Council Civic and Cultural Centre, Murwillumbah NSW 2484.

The Tender Box was opened by Councils delegated Officers after 4:00pm (local time) and the following Offers were recorded

Note – Price is not considered in an EOI

Bidder	ABN
Phoenix Power Recyclers Pty Ltd	16 618 583 985
Re.Group Pty Ltd	84 166 255 947
REMONDIS Australia Pty Ltd	95 002 429 781
Rocky Point Production	64 913 938 751
Soilco Pty Ltd	85 055 303 243
Solo Resource Recovery	62 398 515 816
Spartel Pty Ltd	15 069 248 380
Veolia Environmental Services Australia Pty Ltd	20 051 316 584
Western Composting Technology Pty Ltd	59 119 728 193

Offer Evaluation

An Offer Evaluation Plan was developed based on the premise that competitive Offers were to be received and scored against specific evaluation criteria in order to select the best value Offer.

Council's Offer Evaluation Panel was made up as follows:

Position
Project Manager - Contracts
Project Manager Waste
Waste Operations Officer
An External Probity Officer (Procure Group Pty Ltd)

The details of the non-price evaluation are shown on the Offer Evaluation Report and Offer Evaluation Scoring Sheet. Price is not considered in an EOI. A copy of the Offer Evaluation Report and Offer Evaluation Scoring Sheet are included as ATTACHMENTS 1 and 2 which are CONFIDENTIAL in accordance with Section 10A(2):

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

The information identifies the Bidder in relation to the Offer price and the evaluation of the products offered by the Bidder. If disclosed, the information would be likely to prejudice the commercial position of the Bidder 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 Offer.

OPTIONS:

That Council:

1. Council approves the following four (4) companies to progress to the next round of the Offer process, where detailed Offers will be invited, including a price submission. At the conclusion of the next phase of the Offer process, a report to Council will be provided including prices of each submission. The four (4) recommended companies are:

Company	ABN
REMONDIS Australia Pty Ltd	95 002 429 781
Solo Resource Recovery	62 398 515 816
Soilco Pty Ltd	85 055 303 243
Re.Group Pty Ltd	84 166 255 947

2. Declines to accept any of the Expressions of Interest (Offers), including reasons for this course of action.

CONCLUSION:

Following this successful RFO Expression of Interest Process, it is considered that Council approves the following four (4) companies to progress to the next round of the Offer process

Company	ABN
REMONDIS Australia Pty Ltd	95 002 429 781
Solo Resource Recovery	62 398 515 816
Soilco Pty Ltd	85 055 303 243
Re.Group Pty Ltd	84 166 255 947

COUNCIL IMPLICATIONS:

a. Policy:

Procurement Policy v1.7.

In accordance with Local Government (General) Regulations 2005.

b. Budget/Long Term Financial Plan:

Provision for the Design, Construction and Operation of the Organics Processing Facility is included in the long term Waste Budget.

c. Legal:

Not Applicable.

d. Communication/Engagement:

Inform - We will keep you informed.

UNDER SEPARATE COVER/FURTHER INFORMATION:

(Confidential) Attachment 1. RFO2018119 - Offer Evaluation Report (ECM 5639422).

(Confidential) Attachment 3. RFO2018119 - Offer Evaluation Scoring Sheet (ECM 5639321).

37 [CNR-CM-ADDENDUM] Aboriginal Statement of Commitment Policy**SUBMITTED BY: Community and Cultural Services**

mhm

**People, places and moving around***Who we are and how we live***LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:**

3	People, places and moving around
3.1	People
3.1.2	Community and Cultural Development - To provide community and cultural development services to foster and improve social and cultural well-being.

ROLE: Advocate Leader**SUMMARY OF REPORT:**

This report is to seek Council's consideration and adoption of the Aboriginal Statement of Commitment Policy v1.4 (previously known as the Aboriginal Statement Policy).

A report to Council 21 June 2018 detailed that the Aboriginal Statement Policy originally only contained statements to be read at significant events and a reconciliation statement. The report suggested the policy be expanded to include Council's commitment in five key areas following the recent adoption of a number of related policies and plans.

The June report also recommended that the name of the policy be changed to Aboriginal Statement of Commitment Policy to reflect its broadened scope and status as an overarching policy.

As per the Council Resolution of 21 June 2018 the draft was placed on public exhibition between 4 July 2018 and 1 August 2018, with submissions being accepted until 15 August 2018.

Council received no submissions during this period. However, the Aboriginal Advisory Committee made recommendations at its meetings 5 October 2018 and 2 November 2018 which have been incorporated into the policy.

RECOMMENDATION:

That Council adopts the revised Aboriginal Statement of Commitment Policy v1.4 which will supersede the Aboriginal Statement Policy v1.3.

REPORT:

The Aboriginal Statement Policy was initially developed to provide guidance for staff to acknowledge Aboriginal and Torres Strait Islander peoples in written and verbal communication. This included an aboriginal statement, outlined in italics below, which is read at each Council meeting and on significant occasions such as State, National and International functions/events and other appropriate functions/events.

'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.'

The aboriginal Statement is reflected in Council's Code of Meeting Practice Policy, Version 2.6. The original policy also contained a Reconciliation Statement as follows:

- Tweed Shire Council acknowledges that the Aboriginal and Torres Strait Islander peoples were the first peoples of this land and have survived 200 years of sometime violent dispossession of their land.
- Tweed Shire Council recognises that colonisation initiated massive changes to the land and its people.
- As a vital step towards building a just, common future, Tweed Shire Council recognises the loss and grief held by Aboriginal and Torres Strait Islander peoples. Council acknowledges that this loss and grief has been caused by alienation from their traditional lands, the loss of their lives and their freedom and the forced removal of their children.
- Tweed Shire Council supports the right of Aboriginal and Torres Strait Islander peoples to live according to their own values and culture within the laws of Australia.
- Tweed Shire Council recognises the vital importance of the Aboriginal and Torres Strait Islander peoples' contribution to strengthening and enriching our region and our community.

All of the above statements remain in the policy and have been unchanged. However, additional sub-headings have been inserted to reflect Council's commitment in five key areas which include:

1. Reconciliation
2. Aboriginal Cultural Heritage Protection and Management
3. Significant Events - Celebrating Culture
4. Social Justice and Inclusion
5. Economic Development

These changes were made to create an overarching Policy which reflects and provides linkages to the following plans:

1. Reconciliation Action Plan 2018 - 2020 (RAP)
2. Tweed Shire Cultural Heritage Mapping and Plan of Management
3. Tweed Shire Cultural Plan 2018-2021
4. Tweed Shire Community Strategic Plan
5. Northern Coast Regional Plan 2036

To acknowledge the broadening of the policy and its intention as an overarching policy the name has been updated to Aboriginal Statement of Commitment Policy.

Exhibition of the updated Aboriginal Statement of Commitment Policy Draft

At Council's meeting of 21 June 2018 it was resolved to place the draft Aboriginal Statement of Commitment Policy on public exhibition. In accordance with the resolution the draft Aboriginal Statement of Commitment was publicly exhibited from 4 July 2018 to 1 August 2018, with submissions being accepted until 15 August 2018. During this period no submissions were received. However, the Aboriginal Advisory Committee at the meetings of 5 October 2018 and 2 November 2018 made recommendations regarding the draft Aboriginal Statement of Commitment that:

1. Council recognises the Aboriginal Advisory Committee as the primary source of advice under the Terms of Reference for the Aboriginal Advisory Committee.
2. The insertion of an additional paragraph into the Aboriginal Statement of Commitment Policy as follows: 'Council is committed to the continuation of the Aboriginal Advisory Committee as the conduit for shared learning and work in partnership with the Aboriginal community'.
3. That the Aboriginal Advisory Committee recommends that the names of each organisation making up the Aboriginal Advisory Committee are listed under the heading 'Definitions' in the Aboriginal Statement of Commitment.

As such, the draft Aboriginal Statement of Commitment Policy v1.4 has been updated to reflect the Aboriginal Advisory Committee's recommendations.

OPTIONS:

1. Adopt the Aboriginal Statement of Commitment Policy v1.4.
2. Defer the further consideration by Council.

Option 1 is the recommended option.

CONCLUSION:

Whilst the original Aboriginal Statement used at significant events and Council's reconciliation statement remain unchanged, the Aboriginal Statement Policy has been expanded to include Council's commitment in five key areas and to reflect the adoption of a number of plans.

The name was also changed from Aboriginal Statement Policy to Aboriginal Statement of Commitment Policy to reflect the broadening of its scope.

COUNCIL IMPLICATIONS:

a. Policy:

Aboriginal Statement v1.3

b. Budget/Long Term Financial Plan:

Not applicable.

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.

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

Inform - We will keep you informed.

As per the Council resolution of 21 June 2018 the draft was placed on public exhibition between 4 July 2018 and 1 August 2018 with submissions being accepted until 15 August 2018. No submissions were received.

Further consultation with the Aboriginal Advisory Committee at the meetings of 5 October 2018 and 2 November 2018 resulted in three recommendations being proposed which have been incorporated.

UNDER SEPARATE COVER/FURTHER INFORMATION:

Attachment 1. Draft Aboriginal Statement of Commitment v1.4
(ECM 5637915)

38 [E-CM-ADDENDUM] RFO2018109 Expression of Interest (EOI) for Environmental Impact Statement (EIS) Clarrie Hall Dam

SUBMITTED BY: Water and Wastewater

Valid



Leaving a Legacy
Looking out for future generations

LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:

- 1 Leaving a Legacy
- 1.3 Utility Services
- 1.3.4 Water Supply -- To provide secure, high quality and reliable drinking water which meets health and environmental requirements.

ROLE: Provider

SUMMARY OF REPORT:

RFO2018109 Expression of Interest (EOI) for Environmental Impact Statement (EIS) Clarrie Hall Dam Raising was called to short list suitably qualified and experienced consultants to submit an Expressions of Interest to complete an Environmental Impact Statement (EIS) for the raising of Clarrie Hall Dam located at Doon Doon NSW 2484.

At the time of closing seven Expressions of Interest were received.

The evaluation of the Expressions of Interest against the Selection Criteria is contained in the Expressions of Interest Evaluation Report included in **ATTACHMENTS 1 and 2**. The recommendations are based on the evaluation.

RECOMMENDATION:

That in respect to RFO2018109 Expression of Interest for Environmental Impact Statement (EIS) Clarrie Hall Dam Raising.

- 1. Council accepts the following three short listed applicants:**

Applicant	ABN
Cardno (Qld) Pty Ltd	57 051 074 992
Eco Logical Australia Pty Ltd	87 096 512 088
SMEC Australia Pty Ltd	47 065 475 149

- 2. The General Manager be granted delegated authority to approve an additional short listed applicant, based on rankings from the Expressions of Interest process in the event that one of three applicants withdraws from the process.**

REPORT:

Expressions of Interest Background

RFO2018109 Expression of Interest (EOI) for Environmental Impact Statement (EIS) Clarrie Hall Dam Raising was called to short list suitably qualified and experienced consultants to submit an Expressions of Interest to complete an Environmental Impact Statement (EIS) for the raising of Clarrie Hall Dam.

Request for Expressions of Interest Advertising

The Expressions of Interest were invited in accordance with the provisions of the Local Government Act 1993, the NSW Local Government (General) Regulation 2005 and the Tendering Guidelines for NSW Local Government. The Expressions of Interest was officially advertised in The Sydney Morning Herald on Tuesday 25 of September 2018 and also in Brisbane Courier Mail and Gold Coast Bulletin on the on 22nd of September 2018. The Expression of Interest was also advertised in the Tweed Link and on Council's website.

Expressions of Interest submissions closed at 4:00pm (local time) on 17 October 2018 in the Tender Box located in the foyer at the Tweed Shire Council Civic and Cultural Centre, Murwillumbah NSW 2484.

Expression of Interest Addendums

There was one Addendum (Notice to Bidders) issued before close of Expressions of Interest. Notice to Bidders No.001 was issued to advise Bidders of additional information issued from the Department of Industry and additional information relating to the assessment of Schedule 12 (Business Associations).

Expression of Interest Submissions

At the closing time for Expression of Interest, the Tender Box was opened and seven expressions of Interest were recorded as below:

Applicant	ABN
Arcadis Pty Ltd	76 104 485 289
Cardno (Qld) Pty Ltd	57 051 074 992
Eco Logical Australia Pty Ltd	87 096 512 088
Jacobs Group (Australia) Pty Ltd	37 001 024 095
NGH Environmental Pty Ltd	31 124 444 622
SMEC Australia Pty Ltd	47 065 475 149
WSP Australia Pty Ltd	80 078 004 798

Expression of Interest Evaluation

An Expression of Interest Evaluation Plan was developed based on the premise that submissions were to be received and scored against specific evaluation criteria in order to select suitable applicants.

Council's Evaluation Panel was made up as follows:

Position
Senior Environmental Scientist – Design Unit
Engineer – Water and Wastewater Unit
Coordinator Water and Wastewater Unit - Water and Wastewater Unit

Expressions of Interest were evaluated against the criteria below, as detailed in the Expressions of Interest Evaluation Plan:

Criterion	Document Reference	Weighting (%)
Applicant's Details – Legal Entity	Schedule 2	Satisfactory/Unsatisfactory
Financial Details and Capacity	Schedule 3	Satisfactory/Unsatisfactory
Management Systems Quality, Environmental and WHS	Schedule 4	10
Company Insurance	Schedule 5	Satisfactory/Unsatisfactory
Experience and Capability in preparation of EIS	Schedule 6	30
Project Staff (Key Personnel)	Schedule 7	10
Proposed Subcontractors	Schedule 8	10
Understanding of Project Requirements	Schedule 9	30
Meeting the Project Program	Schedule 10	10
Business Ethics	Schedule 11	Satisfactory/Unsatisfactory
Business Associations	Schedule 12	Satisfactory/Unsatisfactory

The details of the evaluation are shown in the Expressions of Interest Evaluation Report and the Evaluation Score Sheet. A copy of the Expressions of Interest Evaluation Report and Expressions of Interest Evaluation Score Sheet are included as ATTACHMENTS 1 and 2.

OPTIONS:

That Council:

- Accepts the following three short listed applicants:**

Applicant	ABN
Cardno (Qld) Pty Ltd	57 051 074 992
Eco Logical Australia Pty Ltd	87 096 512 088
SMEC Australia Pty Ltd	47 065 475 149

- Declines to accept any of the Applicant's, including reasons for this course of action in accordance with Regulation 178 of the Local government (General) Regulation 2005).

CONCLUSION:

It is concluded that in regards to RFO2018109 Expression of Interest for Environmental Impact Statement (EIS) Clarrie Hall Dam Raising that the submissions from Cardno (Qld) Pty Ltd, Eco Logical Australia Pty Ltd and SMEC Australia Pty Ltd achieved the highest overall normalised scores and are therefore deemed as the most advantageous Expressions of Interest for Council.

COUNCIL IMPLICATIONS:

a. Policy:

Procurement Policy v1.7.

In accordance with Local Government (General) Regulations 2005.

b. Budget/Long Term Financial Plan:

Provision for the RFO2018109 Expression of Interest for Environmental Impact Statement (EIS) Clarrie Hall Dam Raising is included in the 2019 Budget.

c. Legal:

Not Applicable.

d. Communication/Engagement:

Inform - We will keep you informed.

UNDER SEPARATE COVER/FURTHER INFORMATION:

Attachment 1. RFO2018109 – Expressions of Interest Evaluation Report (ECM 5635388).

Attachment 2. RFO2018109 – Expressions of Interest Evaluation Score Sheet (ECM 5635407).

39 [FRIT-CM-ADDENDUM] Monthly Investment and Section 94 Development Contribution Report for Period ending 31 October 2018

SUBMITTED BY: Financial Services

mhm



Making decisions with you

We're in this together

LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:

- 2 Making decisions with you
- 2.2 Engagement
- 2.2.5 Financial Services - To collect and manage Council funds and provide information and advice to support sound financial decision-making.

ROLE: **Leader**

SUMMARY OF REPORT:

The "Responsible Accounting Officer" must report monthly to Council, setting out details of all the funds Council has invested. The Executive Manager Finance, Revenue and Information Technology, 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 **\$327,589,981** invested as at **31 October 2018** and the actual net return on these funds was **\$779,496** or **2.28%** annualised for the month. (Note: this is income received during the month not accrued interest)

RECOMMENDATION:

That in accordance with Section 625 of the Local Government Act 1993 the monthly investment report as at period ending 31 October 2018 totalling \$327,589,981 be received and noted.

REPORT:

The "Responsible Accounting Officer" must report monthly to Council, setting out details of all the funds Council has invested. The Executive Manager Finance, Revenue and Information Technology, 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 **\$327,589,981** invested as at **31 October 2018** and the actual net return on these funds was **\$779,496** or **2.28%** annualised for the month. (Note: this is income received during the month not accrued interest)

1. Ethical Investments

Ethical Financial Institutions

\$194,988,052 which represents 59.52% of the total portfolio

Source: Australian Ethical

2. Economic Commentary

Australian and World Economy and Cash Rate

At its 6 November 2018 meeting, the Reserve Bank of Australia Board decided to leave the cash rate unchanged at 1.50 per cent.

The global economic expansion is continuing. A number of advanced economies are growing at an above-trend rate and unemployment rates are low. Growth in China has slowed a little, with the authorities easing policy while continuing to pay close attention to the risks in the financial sector. Globally, inflation remains low, although it has increased due to both higher oil prices and some lift in wages growth. A further pick-up in inflation is expected given the tight labour markets and, in the United States, the sizeable fiscal stimulus. One ongoing uncertainty regarding the global outlook stems from the direction of international trade policy in the United States.

Financial conditions in the advanced economies remain expansionary but have tightened somewhat recently. Equity prices have declined and yields on government bonds in some economies have increased, although they remain low. There has also been a broad-based appreciation of the US dollar this year. In Australia, money-market interest rates have declined recently, after increasing earlier in the year. Standard variable mortgage rates are a little higher than a few months ago and the rates charged to new borrowers for housing are generally lower than for outstanding loans.

The Australian economy is performing well. Over the past year, GDP increased by 3.4 per cent and the unemployment rate declined to 5 per cent, the lowest in six years. The forecasts for economic growth in 2018 and 2019 have been revised up a little. The central scenario is for GDP growth to average around 3½ per cent over these two years, before slowing in 2020 due to slower growth in exports of resources. Business conditions are positive and non-mining business investment is expected to increase. Higher levels of public infrastructure investment are also supporting the economy, as is growth in resource exports. One continuing source of uncertainty is the outlook for household consumption. Growth in household income remains low, debt levels are high and some asset prices have declined. The drought has led to difficult conditions in parts of the farm sector.

Australia's terms of trade have increased over the past couple of years and have been stronger than earlier expected. This has helped boost national income. While the terms of trade are expected to decline over time, they are likely to stay at a relatively high level. The Australian dollar remains within the range that it has been in over the past two years on a trade-weighted basis, although it is currently in the lower part of that range.

The outlook for the labour market remains positive. With the economy growing above trend, a further reduction in the unemployment rate is expected to around 4¾ per cent in 2020. The vacancy rate is high and there are reports of skills shortages in some areas. Wages growth remains low, although it has picked up a little. The improvement in the economy should see some further lift in wages growth over time, although this is still expected to be a gradual process.

Inflation remains low and stable. Over the past year, CPI inflation was 1.9 per cent and, in underlying terms, inflation was 1¾ per cent. These outcomes were in line with the Bank's expectations and were influenced by declines in some administered prices due to changes in government policies. Inflation is expected to pick up over the next couple of years, with the pick-up likely to be gradual. The central scenario is for inflation to be 2¼ per cent in 2019 and a bit higher in the following year.

Conditions in the Sydney and Melbourne housing markets have continued to ease and nationwide measures of rent inflation remain low. Growth in credit extended to owner-occupiers has eased but remains robust, while demand by investors has slowed noticeably as the dynamics of the housing market have changed. Credit conditions are tighter than they have been for some time, although mortgage rates remain low and there is strong competition for borrowers of high credit quality.

The low level of interest rates is continuing to support the Australian economy. Further progress in reducing unemployment and having inflation return to target is expected, although this progress is likely to be gradual. Taking account of the available information, the Board judged that holding the stance of monetary policy unchanged at this meeting would be consistent with sustainable growth in the economy and achieving the inflation target over time.

(Source: RBA Monetary Policy Decision)

Council's Investment Portfolio

Council's investment portfolio is conservatively structured in accordance with NSW Office of Local Government guidelines with approximately 80% of the portfolio held in cash and term deposits. Term deposits and bonds are paying average margins over the 90 day bank bill rate.

Bank demand for term deposit funds has increased as overseas wholesale funding alternatives become more expensive in conjunction with a rising interest rate outlook. At the same time Australian Prudential Regulation Authority (APRA) imposed mortgage lending restrictions is crimping bank demand for depositor's funds. Banks are also using debt issuance (bonds) as a less expensive source of funds than term deposits.

Conversely, new APRA regulations increasing the amount of capital required to be held by banks is marginally increasing bank demand for depositor's funds.

Many "cash at call" rates are at levels below the RBA cash rate. The historic low cash rate is still translating to lower total investment yields. This continues to present difficulties obtaining reasonable investment income without risking capital.

All investment categories except cash at call out-performed the UBS 90 day bank bill benchmark this month. The investment portfolio benefited this month from some longer-dated, higher yielding bonds and recently purchased short-term term deposits. Longer-dated bonds and term deposits and are being replaced with high yielding short-term deposits. Overall, the investment portfolio has returned a weighted average 1.03% pa above the 90 day UBS bank bill index for the last month.

3. Investment Summary

General Fund

Corporate Fixed Rate Bonds	6,610,808.67	
Floating Rate Notes	57,679,173.50	
Asset Backed Securities	0.00	
Fund Managers	0.00	
Term Deposits	89,999,999.00	
Call Account	14,300,000.00	168,589,981.17

Water Fund

Term Deposits	66,000,000.00	
Fund Managers	0.00	66,000,000.00

Sewerage Fund

Term Deposits	93,000,000.00	
Fund Managers	0.00	93,000,000.00

Total Investments		327,589,981.17
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It should be noted that the General Fund investments of **\$168 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
Executive Manager
Finance, Revenue & Information Technology
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:

Attachment 1.

Tweed Shire Council Investment Report – October 2018
(ECM 5638657).

LATE ITEMS

40 [GM-CM-LATE] Tweed Hospital Location

SUBMITTED BY: General Manager

mhm



Making decisions with you

We're in this together

LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:

2	Making decisions with you
2.2	Engagement
2.2.4	Councillor and Civic Business - To make informed decisions in the best interest of the community.

ROLE: **Leader**

SUMMARY OF REPORT:

At the Council Meeting of 19 April 2018 an urgent Mayoral Minute was considered in relation to the Tweed Hospital Location. A number of actions were resolved by Council in relation to this report, including that, *Given the community concerns, the Mayor writes to the State Government to request in the strongest terms reconsideration of the proposed location for the new hospital to exclude State Significant Farmlands, and include Council and the community in a comprehensive site selection process.*

The Mayor wrote to Minister Hazard MP, Minister for the Health and Minister for Medical Research on 26 April 2018. A response was received from the Minister's office in a letter dated 13 August 2018.

At the Council meeting of 20 September 2018 a further report was presented to Council on the Tweed Hospital Location noting the response from Minister Hazard. In relation to this report, Council resolved that:

1. Council notes that contrary to the Minister's advice, the information Council requested may not be included in the forthcoming Environmental Impact Statement for this development application as the draft SEARS in its current form, does not include any consideration of the bulk of the issues requested to be clarified by Council, particularly:
 - a) The social and economic impact on the Tweed Heads residents and businesses from the loss of their hospital,

- b) Impacts on the viability of the State Significant Farmlands of the Cudgen Plateau in context of the 500 hectares required for a viable area to qualify as SSF as advised in the North Coast Farmland Report 2005,
- c) Impacts of urban sprawl down the Tweed Coast contrary to Council's planning framework and expressed community desire over many years,
- d) Transparency of the preliminary studies, process and governance issues related to the decision making of this matter.

2. The Mayor:

- a) Writes to Minister Hazzard requesting in the most respectful terms that he reconsider his response in light of the expectation the local community has for comprehensive transparency and control of local planning powers, and the continued high level of angst caused by the lack of transparency and top down governance, and
- b) Seeks further advice from Minister Hazzard to clarify what exactly is intended in his letter in regard to his reference to “consider planning scenarios around the hospital campus”, and in particular what areas he is referring to, noting extreme concern if this was to include any further State Significant Farmland.
- c) Writes to the NSW Planning Minister to request they involve the community in a comprehensive engagement process on the Tweed City Action Plan in a manner conducive to facilitating a community led rather than government led process, and advises the Minister that Council would object vehemently to Kingscliff being nominated as a regional city.
- d) Writes to the NSW Premier to bring these matters to her attention and request her assistance to instil community faith back in this process.

The Mayor wrote to the NSW Premier on 26 October 2018. A response was received from Jonathan O’Dea MP, Parliamentary Secretary to the Premier and Treasurer in a letter dated 13 August 2018. In the response, Mr O’Dea advised that, *the matter raised falls under the primary responsibility of the Hon Brad Hazzard MP, Minister for Health, it is appropriate that the Minister considers your correspondence and I have forwarded it accordingly.*

A copy of the letter from the Parliamentary Secretary to the Premier and Treasurer is attached for Council's information.

RECOMMENDATION:

That Council receives and notes the response from the Parliamentary Secretary to the Premier and Treasurer.

REPORT:

At the Council Meeting of 19 April 2018 an urgent Mayoral Minute was considered in relation to the Tweed Hospital Location. Council resolved that:

1. Tweed Shire Council wholeheartedly welcomes a new hospital to be built in the Tweed Shire but does not support the proposed location at Kingscliff and notes the significant concerns being raised in the community including the:
 - a) Substantial loss of State Significant Farmland particularly in light of the previous losses of State Significant Farmland including at Area E Terranora, the Kingscliff TAFE and from part of the Kingscliff High School;
 - b) Potential for further flow on impacts on adjacent State Significant farmlands in the form of restrictions on farming practices such as noise, dust, sprays, and agricultural buffers, as well as potential shading of the farmlands from a multi storey hospital;
 - c) Potential for future losses on State Significant Farmland if/when the hospital expands as the population grows;
 - d) Impact of increased travel distances for residents in the high population areas of Tweed Heads, particularly elderly residents who may have bought into properties to be close to the existing hospital; and
 - e) Construction of a multistorey health facility that would set a precedent leading to unabated approvals for high density buildings that exceed the current three storey height limits at Kingscliff.
2. Given the community concerns, the Mayor writes to the State Government to request in the strongest terms reconsideration of the proposed location for the new hospital to exclude State Significant Farmlands, and include Council and the community in a comprehensive site selection process.
3. If the State Government does not agree to provide adequate community engagement Council will assist the community in their efforts to determine an alternative acceptable site for a new hospital.

The Mayor wrote to Minister Hazard MP, Minister for the Health and Minister for Medical Research on 26 April 2018. A response was received from the Minister's office in a letter dated 13 August 2018.

At the Council meeting of 20 September 2018 a further report was presented to Council on the Tweed Hospital Location noting the response from Minister Hazard. In relation to this report, Council resolved that:

1. Council notes that contrary to the Minister's advice, the information Council requested may not be included in the forthcoming Environmental Impact Statement for this development application as the draft SEARS in its current form, does not include any consideration of the bulk of the issues requested to be clarified by Council, particularly:

- a) The social and economic impact on the Tweed Heads residents and businesses from the loss of their hospital,
- b) Impacts on the viability of the State Significant Farmlands of the Cudgen Plateau in context of the 500 hectares required for a viable area to qualify as SSF as advised in the North Coast Farmland Report 2005,
- c) Impacts of urban sprawl down the Tweed Coast contrary to Council's planning framework and expressed community desire over many years,
- d) Transparency of the preliminary studies, process and governance issues related to the decision making of this matter.

2. The Mayor:

- a) Writes to Minister Hazzard requesting in the most respectful terms that he reconsider his response in light of the expectation the local community has for comprehensive transparency and control of local planning powers, and the continued high level of angst caused by the lack of transparency and top down governance, and
- b) Seeks further advice from Minister Hazzard to clarify what exactly is intended in his letter in regard to his reference to "consider planning scenarios around the hospital campus", and in particular what areas he is referring to, noting extreme concern if this was to include any further State Significant Farmland.
- c) Writes to the NSW Planning Minister to request they involve the community in a comprehensive engagement process on the Tweed City Action Plan in a manner conducive to facilitating a community led rather than government led process, and advises the Minister that Council would object vehemently to Kingscliff being nominated as a regional city.
- d) Writes to the NSW Premier to bring these matters to her attention and request her assistance to instil community faith back in this process.

The Mayor wrote to the NSW Premier on 26 October 2018. A response was received from Jonathan O'Dea MP, Parliamentary Secretary to the Premier and Treasurer in a letter dated 13 August 2018. In the response, Mr O'Dea advised that, *the matter raised falls under the primary responsibility of the Hon Brad Hazzard MP, Minister for Health, it is appropriate that the Minister considers your correspondence and I have forwarded it accordingly.*

OPTIONS:

1. That Council receives and notes the response from Jonathan O'Dea MP, Parliamentary Secretary to the Premier and Treasurer.
2. That Council does not receive and note the response from Jonathan O'Dea MP, Parliamentary Secretary to the Premier and Treasurer.

CONCLUSION:

It is recommended that Council receives and notes the response from Jonathan O'Dea MP, Parliamentary Secretary to the Premier and Treasurer.

COUNCIL IMPLICATIONS:

a. Policy:

Corporate Policy Not Applicable

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. Letter to NSW Premier Gladys Berejiklian MP
(ECM 5620930)

Attachment 2. Response from Jonathan O'Dea MP, Parliamentary
Secretary to the Premier and Treasurer (ECM 5634240)

41 [PCG-CM-LATE] Meeting Dates for Planning Committee and Council - 1 July 2018 to 30 June 2019

SUBMITTED BY: Corporate Governance

mhm



Making decisions with you

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LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:

2	Making decisions with you
2.2	Engagement
2.2.4	Councillor and Civic Business - To make informed decisions in the best interest of the community.

ROLE: **Leader**

SUMMARY OF REPORT:

At its meeting of 19 April 2018, Council resolved the dates and venues for the Planning Committee and Council meetings for the period 1 July 2018 to 20 June 2019.

The purpose of this report is to:

- confirm that the option Council resolved on 19 April 2018 will be implemented to hold the December Council meeting on Wednesday, 12 December 2018; and
- change the venue for the Planning Committee meeting and Council meeting to be held on 6 December 2018 and 12 December 2018, respectively from Murwillumbah to Tweed Heads.

The network switching that provides data and Information Technology services to the Murwillumbah Council Chamber is within the work zone for the Executive area ceiling replacement/air conditioning project scheduled from 16 December 2018 to 18 January 2019. As it cannot be guaranteed that services will be maintained or that the network switch will not be damaged during the works, the Information Technology Unit will be removing the network switch from operation. As a result, the Information Technology services required for Planning Committee and Council Meetings will be unavailable.

RECOMMENDATION:

That Council:

1. Confirms the Council meeting for December 2018 will be held on Wednesday, 12 December 2018 as reflected in the below table; and
2. Adopts the amended venues for the Planning Committee meeting to be held on 6 December 2018 and the Council meeting to be held on 12 December 2018 as reflected in the below table.

PLANNING COMMITTEE		COUNCIL MEETING	
Date	Venue	Date	Venue
5 July 2018	Tweed Heads	19 July 2018	Tweed Heads
2 August 2018	Murwillumbah	16 August 2018	Murwillumbah
6 September 2018	Tweed Heads	20 September 2018 %	Tweed Heads
4 October 2018	Murwillumbah	25 October 2018 ^	Murwillumbah
1 November 2018	Tweed Heads	15 November 2018	Tweed Heads
6 December 2018	Murwillumbah Tweed Heads	13 12 December 2018 #	Murwillumbah Tweed Heads
7 February 2019	Tweed Heads	21 February 2019	Tweed Heads
7 March 2019	Murwillumbah	21 March 2019	Murwillumbah
4 April 2019	Tweed Heads	17 April 2019 *	Tweed Heads
2 May 2019	Murwillumbah	16 May 2019	Murwillumbah
6 June 2019	Tweed Heads	20 June 2019	Tweed Heads

NOTE:

- % 20 September 2018 will include an Extraordinary Meeting for the election of the Mayor and Deputy Mayor.
- ^ 25 October 2018 to allow consideration of the Annual Financial Statements.
- # 13 December 2018 given proximity to Christmas Period may even be changed to Wednesday 12 December 2018.
- * Wednesday 17 April 2019 due to Easter Public Holidays being 19-22 April 2019 and Anzac Day falling on Thursday 25 April 2019.

REPORT:

The purpose of this report is to:

- change the venue for the Planning Committee meeting and Council meeting to be held in December 2018 from Murwillumbah to Tweed Heads; and
- confirm that the option Council resolved will be implemented to hold the December Council meeting on Wednesday, 12 December 2018.

Current meeting dates and venue schedule 1 July 2018 to 30 June 2019

On 19 April 2018, Council resolved the following in relation to meeting dates and venues for the period 1 July 2018 to 30 June 2019.

RESOLVED that Council adopts the following meeting dates and venues for the period 1 July 2018 to 30 June 2019:

PLANNING COMMITTEE		COUNCIL MEETING	
Date	Venue	Date	Venue
5 July 2018	Tweed Heads	19 July 2018	Tweed Heads
2 August 2018	Murwillumbah	16 August 2018	Murwillumbah
6 September 2018	Tweed Heads	20 September 2018 %	Tweed Heads
4 October 2018	Murwillumbah	25 October 2018 ^	Murwillumbah
1 November 2018	Tweed Heads	15 November 2018	Tweed Heads
6 December 2018	Murwillumbah	12 December 2018 (Wed)	Murwillumbah
7 February 2019	Tweed Heads	21 February 2019	Tweed Heads
7 March 2019	Murwillumbah	21 March 2019	Murwillumbah
4 April 2019	Tweed Heads	17 April 2019 *	Tweed Heads
2 May 2019	Murwillumbah	16 May 2019	Murwillumbah
6 June 2019	Tweed Heads	20 June 2019	Tweed Heads

NOTE:

- % 20 September 2018 will include an Extraordinary Meeting for the election of the Mayor and Deputy Mayor.
- ^ 25 October 2018 to allow consideration of the Annual Financial Statements.
- # 13 December 2018 given proximity to Christmas Period may even be changed to Wednesday 12 December 2018.
- * Wednesday 17 April 2019 due to Easter Public Holidays being 19-22 April 2019 and Anzac Day falling on Thursday 25 April 2019.

Confirmation of December Council meeting to be held on 12 December 2018

In its resolution of 19 April 2018, Council resolved the following in relation to the December Council meeting date:

“13 December 2018 given proximity to Christmas Period may even be changed to Wednesday 12 December 2018”

Although a resolution is not ordinarily required, and arrangements are already in place for the meeting to be held on Wednesday, 12 December 2018, given this report became necessary to change the venues for December, Council should confirm the change of date for completeness.

Why a change of venue for meetings in December 2018 is required

It is necessary to change the venue for the Planning Committee meeting to be held on 6 December 2018 and the Council meeting to be held on 12 December 2018 from Murwillumbah to Tweed Heads.

The network switching that provides data and Information Technology services to the Murwillumbah Council Chamber is within the work zone for the Executive area ceiling replacement/air conditioning project scheduled from 16 December 2018 to 18 January 2019.

As it cannot be guaranteed that services will be maintained or that the network switch will not be damaged during the works, the Information Technology Unit will be removing the network switch from operation. As a result, the Information Technology services required for Planning Committee and Council Meetings will be unavailable.

Local Government Act requirements

Section 365 of the Local Government Act 1993, prescribes that "*the council is required to meet at least 10 times each year, each time in a different month.*"

Council's Code of Meeting Practice in relation to the convening of Council Meetings states:

"1.1.2 Where are council meetings held?"

Council meetings are normally held in the Council Chambers Civic and Cultural Centre, Tumbulgum Road, Murwillumbah. It is up to the council to decide when and where to have the meeting.

These meetings are open to the public. Confidential items are considered in closed session, which excludes press and public.

Council will meet in the following format:

- a) *A Planning Committee meeting (comprising all seven councillors) to only discuss planning related matters on the first Thursday of the month. The Planning Committee will include Community Access on the items on the Planning Agenda, with a Council Meeting to follow, to specifically adopt the recommendations of the Planning Committee; and*
- b) *A Council Meeting on the third Thursday of the month, where all other items are considered, including any planning matters that may have been deferred from the Planning Committee Meeting. This Council Meeting will include consideration of Notices of Motion, Questions on Notice, Mayoral Minute and all other reports. A Community Access session will be held at the commencement of the Council Meeting for members of the public to discuss pertinent matters other than planning matters.*

(Adopted by Council 20 February 2014)

Dates of proposed meetings are available on Council's Internet site."

In determining the meeting dates for the period July 2018 to June 2019, it should be noted that Council resolved to conduct the meetings on an alternate basis at either the Council Chambers in Murwillumbah or in the Harvard Room at the Tweed Heads Administration Centre.

Council also resolved that Reserve Trust Meetings will be conducted as required at the conclusion of the Planning Committee/Council meetings held on the first Thursday of the month.

Amended meeting venue schedule

If Council adopts this recommendation to confirm the December Council meeting be held on Wednesday, 12 December 2018 and to move the Planning Committee Meeting and Council Meeting scheduled for 6 December 2018 and 12 December 2018, respectively to Tweed Heads, the meeting dates and venues table previously adopted by Council will be amended as follows:

PLANNING COMMITTEE		COUNCIL MEETING	
Date	Venue	Date	Venue
5 July 2018	Tweed Heads	19 July 2018	Tweed Heads
2 August 2018	Murwillumbah	16 August 2018	Murwillumbah
6 September 2018	Tweed Heads	20 September 2018 %	Tweed Heads
4 October 2018	Murwillumbah	25 October 2018 ^	Murwillumbah
1 November 2018	Tweed Heads	15 November 2018	Tweed Heads
6 December 2018	Murwillumbah Tweed Heads	13 12 December 2018 #	Murwillumbah Tweed Heads
7 February 2019	Tweed Heads	21 February 2019	Tweed Heads
7 March 2019	Murwillumbah	21 March 2019	Murwillumbah
4 April 2019	Tweed Heads	17 April 2019 *	Tweed Heads
2 May 2019	Murwillumbah	16 May 2019	Murwillumbah
6 June 2019	Tweed Heads	20 June 2019	Tweed Heads

NOTE:

- % 20 September 2018 will include an Extraordinary Meeting for the election of the Mayor and Deputy Mayor.
- ^ 25 October 2018 to allow consideration of the Annual Financial Statements.
- # 13 December 2018 given proximity to Christmas Period may even be changed to Wednesday 12 December 2018.
- * Wednesday 17 April 2019 due to Easter Public Holidays being 19-22 April 2019 and Anzac Day falling on Thursday 25 April 2019.

OPTIONS:

1. That:
 - a. that Council confirms the Council meeting for December 2018 will be held on Wednesday, 12 December 2018; and
 - b. the proposed Planning Committee and Council Meeting venues for 6 December 2018 and 12 December 2018, respectively be moved from Murwillumbah to the Harvard Room at Tweed Heads.

CONCLUSION:

That the proposed change to the meeting venues for meeting in December 2018 is adopted and appropriately advertised.

COUNCIL IMPLICATIONS:

a. Policy:

Code of Meeting Practice v2.6

b. Budget/Long Term Financial Plan:

Due allowance is provided in the estimates for the conducting of Planning Committee and Council Meetings.

c. Legal:

Not Applicable.

d. Communication/Engagement:

Inform - We will keep you informed.

The changed meeting venues once adopted will be uploaded to the Council Internet site as well as advertised in the Tweed Link.

UNDER SEPARATE COVER/FURTHER INFORMATION:

Nil.
