



AGENDA

ORDINARY COUNCIL MEETING

Tuesday 24 June 2008

Chairman: Mr Garry Payne AM

**Administrators: Mr Garry Payne AM
Mr Max Boyd AM**

COUNCIL'S CHARTER

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

Tweed Shire Council has the following charter:

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

ITEMS FOR CONSIDERATION OF COUNCIL:

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ABORIGINAL STATEMENT

Administrator Willan 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."

CONFIRMATION OF MINUTES

Minutes of the Ordinary and Confidential Council Meetings held Tuesday 3 June 2008

UNDER SEPARATE COVER/FURTHER INFORMATION:

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

1. Minutes of the Ordinary Council Meeting held Tuesday 3 June 2008 (DW 1833870).
 2. **Confidential Attachment** - Minutes of the Confidential Council Meeting held Tuesday 3 June 2008 (DW 1833744)
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SCHEDULE OF OUTSTANDING RESOLUTIONS

Schedule of Outstanding Resolutions

FOR COUNCILLOR'S INFORMATION:

22 April 2008

OPERATIONS COMMITTEE

O29 [CNR-OC] Murwillumbah Museum Extensions

O 97 COMMITTEE DECISION:

Administrator Boyd
Administrator Willan

RECOMMENDED that the matter be deferred for consideration at a future Council meeting.

Current Status: Report to be provided to a future Council meeting.

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ADMINISTRATOR'S MINUTE

Signing of Documents

Documents signed by Administrators.

Administrator Boyd

29 May 2008 Extinguishment of Easement - Lot 30 Section 10 DP30043 -
25 Hastings Road, Bogangar

6 June 2008 Lease - Chillingham and Tyalgum Community Pre-School,
Carraboi Terrace, Tyalgum.

RECOMMENDATION:

That the information be received and noted.

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ORDINARY ITEMS FOR CONSIDERATION**REPORTS FROM SUB-COMMITTEES/WORKING GROUPS****1 [SUB-CDAC] Minutes of the Community Cultural Development Advisory Committee Meeting held Thursday 1 May 2008**

VENUE:

Coolamon Cultural Centre

TIME:

3.00 pm

PRESENT:

Administrator Max Boyd, Barbara Carroll, Dr Glenda Nalder, Barbara Allen, Lesley Buckley

APOLOGIES:

Gary Corbett, Jackie Dorahy, Judith Sutton, Lesley Mye

MINUTES OF PREVIOUS MEETING:

Moved: Administrator Boyd

Seconded: Barbara Carroll

RESOLVED that the Minutes of the Community Cultural Development Advisory Meeting held Thursday 28 February 2008 were tabled at the meeting and accepted by the Committee as a true and accurate record of the proceedings.

BUSINESS ARISING:

Items from Meeting held 28th February, 2008

1. Festivals and Events Strategic Plan

Barbara Allen, Festival and Events Liaison Officer, tabled the final draft of the 2008 – 2013 Festivals and Events Strategic Plan for ratification

Action: Barbara to include attendance statistics and economic impact at the beginning of the plan.

Moved: Barbara Carroll

Seconded: Dr Glenda Nalder

RECOMMENDATION:

That Council adopt the Festivals and Events Strategic Plan 2008 – 2013, the subject of a separate report by the Festival and Events Liaison Officer.

Carried unanimously

Item from Meeting held 18 December 2007

1. Treasures of the Tweed Mural Project

A Commercial Road Resident's meeting was held on 18 March to discuss the progress of the Commercial Road Levee Wall artwork. The meeting was convened by Council and project partners Job Futures and Tweed Landcare to listen to the concerns of residents regarding the scale and quality of the Artwork. The outcome of the meeting resolved to allow the artist to complete the first section of the work and to then reassess the situation before proceeding.

GENERAL BUSINESS:

2. Griffith University Research Project

In 2006 a budget of \$5,000 was allocated for the future development of a partnership project with Griffith University to undertake a Research Study. The Study aims to evaluate the medium term impact of the 5th City of the Arts in terms of how it contributed to personal and professional development; new knowledge for individual/s and audience development. Dr Glenda Nalder advised the Committee that Griffith University is now able to proceed and advised the following:

A key question of interest to Local Government in the field of Cultural Planning is the relevance and effectiveness of arts programs to all sectors of the community. Findings of this research will assist Council to make informed decisions about arts and cultural activities, and scholarly publications based on the research will assist Public Sector Management to develop and evaluate Cultural Policies and Plans.

The process for implementation will include: producing sets from existing survey data collected in 2006; conducting interviews with selected volunteer survey respondents; transcribing interviews and applying a tool for the development of a Program Logic Model.

Terms of Reference for the Research Project are currently being drafted by Griffith University in collaboration with Tweed Shire Council.

Moved: Barbara Carroll
Seconded: Administrator Boyd

RECOMMENDATION

That Council approve the partnership with Griffith University to complete the Research Study.

Carried unanimously

3. CDO Asialink Residency – Andong Tourism Foundation

Lesley Buckley advised the Committee that she has been granted Leave to complete an Arts Management Residency in South Korea. Ms Buckley will depart in early July and return to work in early November.

Lesley's residency is co-sponsored and funded by the Federal Government's Australia Council for the Arts and Arts NSW, and is an initiative of the University of Melbourne.

The host organisation is the Andong Tourism Foundation and Ms Buckley will work on the production of the international *Andong Maskdance Festival*. The festival is one of the country's première events and has won the title of South Korea's 'best' Festival for the past 6 years. Over 1 million visitors attend the 10-day event. During her residency Ms Buckley will contribute to the production team, specifically: (a) tour/production manager for international and English speaking performers and VIP's; (b) assisting with international media and marketing, and (c) assisting with curatorial interpretation and English translation.

The Committee considered that the position of Cultural Development Officer should be filled on a temporary basis during Ms Buckley's absence for operational reasons, as well as providing a valuable professional development opportunity for suitably qualified personnel.

Moved: Barbara Carroll
Seconded: Administrator Boyd

RECOMMENDATION:

That Council approve the CDO position be filled by a fixed-term contract during Ms Buckley's absence on leave.

Carried unanimously

4. Expansion of CCDAC

The Committee discussed the need to expand the Committee.

5. Review of the NSW Cultural Grants Program

The Committee discussed the recent Report of the Review Panel – an independent report commissioned by Frank Sartor, Minister for Planning and the Arts in September 2007.

The Review supports the new State Government Plan (Priority E8: More people participating in the arts and cultural activity) and examines the operation of the cultural grants program in NSW.

Key points of the Review include:

The review responds to inequity in grants funding in as much as funding has been shifting towards Organisational support at the expense of project funding support

In 2007, Organisations funding totaled \$25m while Project grants totaled approximately \$4.2m.

Scarce resources are being consumed to keep Arts Organisations afloat

The Review has a converged regional focus and advocates devolving tactical decision making to the Regions.

The Review seeks to strengthen the role of Regional Arts NSW and NSW Regional Arts Boards.

Western Sydney Arts Strategy is seen to be an effective model for regional arts development.

Key recommendations from the Review include: Developing a strategic framework; Streamlining administrative elements of the program and Reforming the program and investigating the possibility of creating four funding categories.

A press release from NSW Government advises that implementation of some of the key recommendations such as simplifying grant applications and streamlining processing will begin immediately

The Committed agreed that a meeting be convened with senior Council staff to discuss Council's commitment to Cultural Development and the broader ramifications of the NSW Government's Review of the Cultural Grants Program.

6. Cultural Development Officer Report: March-April, 2008

1. Salt Cultural Arts Fund

Following recommendations by the Committee, Council resolved at their meeting on 22 April 2008 to allocate funding to the following projects:

Anglican Parish of Murwillumbah	\$1,000
Tweed Valley Jazz Club	\$2,000
Lesley Gail & Gloria Roszkiewicz	\$1,000
Kingscliff Public School P & C Association	\$1,000
Chillingham Community Association	\$990
Murwillumbah Theatre Company	\$810
Howard Jenner	\$600
David Rousell	\$600
TOTAL	\$8,000

2. Cultural Development Seed Funding

Four proposals for Cultural Development seed-funding have been received and were considered and approved by the Committee. These are:

Proposal 1. – Dance Action: Homebase Mentorship Project

Requested \$1,000 for a mentorship-based development initiative that aims to assist a group of Northern Rivers young people who have a passion for hip-hop. The program will encourage participants to build interest in dance among their friends and work towards a dance related project in their home community.

Proposal 2. – Tweed Unlimited Arts: 2-day workshop with high-profile potter

Requested \$500 to support an application to CASP to host 3-day Artist in Residence program with renowned potter Kate French.

Proposal 3. - Wildlife Art Australia: The Caldera in Art

Requested \$500 seed funding to assist with the Research and Development phase of The Caldera in Art project. The project aims to establish a regional 'natural environment' art prize, and associated programs to contribute to local government initiatives for promoting both biodiversity awareness and cultural/arts activity. The project will seed the development of a natural environment art prize, based in the Tweed Shire, with the exhibition travelling to Lismore; Byron; Kyogle; Scenic Rim and Gold Coast and include environmental awareness workshops and field trips for artists and the public.

Proposal 4. - Physical Theatre Performance Project

Requested \$1,000 seed funding to support an application for a Regional Arts NSW Prop-Up grant. This professional development project aims to develop a new and innovative theatre piece that will be launched in the Tweed Shire and toured regionally.

3. Northern Rivers Arts – Creative Industries Strategy

Precinct development – South Murwillumbah

In terms of defining specific Tweed centric outcomes, the Committee had identified a scoping or viability study of *South Murwillumbah* as the preferred option. Advice was sought from TSC Senior Planner, Ian Lonsdale. Ian's knowledge is impressive as he has international experience and is familiar with overseas models for creative enterprise precincts. Ian advised the following:

The draft locality plan was completed some months ago and following public comment some amendments have been made. The Plan is currently awaiting Council approval

South Murwillumbah is not a particularly viable proposal as this type of enterprise needs to be closely connected with the CBD – this 'connection' could take many years to achieve

The Locality Plan and zoning contains limited Retail.

Other areas of Murwillumbah have much greater viability

In order to provide Arts Northern Rivers and Positive Solutions with a specific and tangible activity, it was decided to request the development of a *Cultural Industries Prospectus*.

Ms Buckley is to meet with Positive Solutions consultant and Lois Randall regarding the Brief.

4. Update from Northern Rivers Arts – Creative Industries Strategy

The following reports were tabled for discussion:

1. Initial Overview of creative industries plans and research evidence attached
2. Update for Consortium members and draft infrastructure audit dated 14th April. Lois has been advised of Tweed gallery gaps.
5. Cultural Plan 2008 – 2013 - Progress Report

5.1 Stretching Cultural Dimensions Cultural Program Plan Assessment
Final Assessment and evaluation has been completed and made available on Council's website.

5.2 Drafting a Cultural Vision for the Tweed 2008 – 2013 Survey
The Survey has been completed. Many thanks to Clarence Valley Council; Rob Spragg; Paula Telford and Community and Cultural staff for their assistance in compiling the survey.

Distribution strategy will include: Media announcement; database mail-out; TRAG Volunteers to promote and complete survey.

Survey analysis strategy will be discussed with the Committee.

5.3 Sector Planning/Consultation

Sector 1 – Aboriginal and Torres Strait Islander Community – Initial scoping/brain storm workshop was held on 29 February, 2008. This well-attended and highly representative meeting was extremely valuable and has generated a diversity of viable ideas.

Sector 2 – Disability Community – Initial scoping/brainstorm session was held on 22 April.

6. Auditoria Upgrade

Stage Engineering Specialist, Mr. Ray Calcutt from *Specialised Stage Engineering* has been engaged to provide further professional advice, indicative costings and strategic process for implementation. Mr. Calcutt has assessed both auditoria and consulted with Centre Manager and Caretaker, David Martain, MCCA Gary Corbett and Council Asset Manager Peter Ganser. Strategic Process and Costings Report are due at the end of April.

NEXT MEETING:

The next meeting of the Community Cultural Development Advisory Committee will be held at a date to be advised.

The meeting closed at 6.30 pm.

DIRECTOR'S COMMENTS:

1. Festivals and Events Strategic Plan

The recommendation from the Committee on the Festival and Event Strategic Plan will be the subject of a separate report to Council

2. Griffith University Research Project

The partnership with Griffith University is supported

3. CDO Asialink Residency – Andong Tourism Foundation

The replacement of the Cultural Development Officer during extended leave is a matter for determination of the General Manager

DIRECTOR'S RECOMMENDATIONS:

2. Griffith University Research Project

As per Committee's recommendations being:

That Council approves the partnership with Griffith University to complete the Research Project to evaluate the medium term impacts of the 5th City of the Arts program

3. CDO Asialink Residency – Andong Tourism Foundation

As per Committee's recommendations being:

That the recommendation regarding the replacement of the Cultural Development Officer during extended leave be referred to the General Manager.

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CONFIDENTIAL ITEMS FOR CONSIDERATION

REPORTS FROM THE DIRECTOR ENGINEERING & OPERATIONS

1 [EO-CM] Naming of a Council Public Bridge

REASON FOR CONFIDENTIALITY:

This report is **CONFIDENTIAL** in accordance with Section 10A(2)(a) 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)

2 [EO-CM] Acquisition of Land for Road Purposes & Acquisition of Easement for Levee Wall 2.2 wide - Commercial Road, Murwillumbah

REASON FOR CONFIDENTIALITY:

This report is **CONFIDENTIAL** in accordance with Section 10A(2)(c) 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

3 [EO-CM] Lease of Part Lot 7 in DP 251005 Buchanan Street, South Murwillumbah

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4 [EO-CM] Chinderah Bay Drive, Chinderah**REASON FOR CONFIDENTIALITY:**

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REPORTS FROM THE DIRECTOR COMMUNITY & NATURAL RESOURCES**5 [CNR-CM] Construction of the Additions to the South Tweed HACC****REASON FOR CONFIDENTIALITY:**

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6 [CNR-CM] North Tumbulgum Reservoir - Lot 12 in DP 786916, Terranora Road, Terranora**REASON FOR CONFIDENTIALITY:**

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