



TWEED
SHIRE COUNCIL

Mayor: Cr Warren Polglase

Councillors: P Youngblutt (Deputy Mayor)
D Holdom
B Longland
K Milne
K Skinner
J van Lieshout

Minutes

Extraordinary Council Meeting Tuesday 14 September 2010

held at Murwillumbah Cultural & Civic Centre
commencing at 6.30pm

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.

The Meeting commenced at 6.35pm.

IN ATTENDANCE

Cr W Polglase (Mayor), Cr D Holdom, Cr B Longland, Cr K Milne, Cr K Skinner, Cr J van Lieshout.

Also present were Mr Mike Rayner (General Manager), Mr Troy Green (Director Technology & Corporate Services), Mr Patrick Knight (Director Engineering & Operations), Mr Vince Connell (Director Planning & Regulation), Mr Neil Baldwin (Manager Corporate Governance/Public Officer).

ABORIGINAL STATEMENT

The Mayor 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."

PRAYER

The meeting opened with a Prayer by the Mayor, Cr W Polglase.

APOLOGIES

Cr P Youngblutt advised the Mayor that he would be absent from the Extraordinary Meeting due to a previous engagement.

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**Cr K Skinner
Cr D Holdom**

RESOLVED that the apology of Cr P Youngblutt be accepted and the necessary leave of absence be granted.

**FOR VOTE - Voting - Unanimous
ABSENT. DID NOT VOTE - Cr P Youngblutt**

DISCLOSURE OF INTEREST

Nil.

ITEMS TO BE MOVED FROM ORDINARY TO CONFIDENTIAL - CONFIDENTIAL TO ORDINARY

Nil.

ORDINARY ITEMS FOR CONSIDERATION

REPORTS THROUGH THE GENERAL MANAGER

REPORTS FROM THE GENERAL MANAGER

- 1 **[GM-ECM] Arborist Report - White Fig Tree located in the carpark of the Chinderah Tavern known as Lot 2 DP 781464, Nos. 156-160 Chinderah Bay Drive, Chinderah**

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**Cr W Polglase
Cr D Holdom**

RESOLVED that Council:-

1. Receives and notes the report;
2. Authorises the General Manager to negotiate with the Taphouse Hotel Group with reference to a monetary contribution as a conservation incentive for the subject tree as per the terms of their letter dated 14 September 2010 and report back to Council on the outcome of these negotiations;
3. Notes the option to provide further conservation incentives as embodied in the Local Environmental Plan in the circumstances of a Development Application being lodged for redevelopment of the site.

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AMENDMENT 1

**Cr K Milne
Cr B Longland**

RECOMMENDED that Council:

1. Receives and notes the report;
2. Authorises the General Manager to negotiate with the Taphouse Hotel Group with reference to a monetary contribution as a conservation incentive for the subject tree

as per the terms of their letter dated 14 September 2010 and report back to Council on the outcome of these negotiations;

3. Notes the option to provide further conservation incentives as embodied in the Local Environmental Plan in the circumstances of a Development Application being lodged for redevelopment of the site; and
4. Imposes an Interim Heritage Order on the subject tree.

Amendment 1 was **Lost**

FOR VOTE - Cr B Longland, Cr K Milne

AGAINST VOTE - Cr D Holdom, Cr K Skinner, Cr J van Lieshout, Cr W Polglase

ABSENT. DID NOT VOTE - Cr P Youngblutt

The Motion was **Carried** (Minute No 538 refers).

FOR VOTE - Voting - Unanimous

ABSENT. DID NOT VOTE - Cr P Youngblutt

There being no further business the meeting was closed at 7.25pm.

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