

**Mayor:** Cr Kevin Skinner

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



**TWEED**  
SHIRE COUNCIL

# Minutes

## **Extraordinary Council Meeting Monday 1 November 2010**

held at Murwillumbah Cultural & Civic Centre  
commencing at 3.30pm

### **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 3.30pm.

## **IN ATTENDANCE**

Cr K Skinner (Mayor), Cr B Longland (Deputy Mayor), Cr D Holdom, Cr K Milne, Cr W Polglase and Cr P Youngblutt.

Also present were Mr Mike Rayner (General Manager), Mr Troy Green (Director Technology & Corporate Services), Mr Vince Connell (Director Planning & Regulation), Mr David Oxenham (Director Community & Natural Resources), Mr Neil Baldwin (Manager Corporate Governance/Public Officer) and Mrs Kerrie McConnell (Minutes Secretary).

## **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 Council's Chaplain, Pastor Andrew Brown:

*"This, then is how you should pray...."*  
*Mathew 6:0 (NIV)*

*Our Father who fills the sky, may everyone recognise that You are the holy one. May all acknowledge that You rule. Your will be done on earth as it is in heaven.*

*Grant us what we most need, and forgive us for what we have done wrong, to the extent to which we forgive others (but please, be merciful too).*

*Please don't lead us into suffering and trial, but spare us from tragedy and hold us back from evil.*

*For the right to rule, the power to rule, and the glory belong to You alone.*

*Amen"*

## **APOLOGIES**

Cr J van Lieshout.

**683**

**Cr D Holdom**  
**Cr P Youngblutt**

**RESOLVED** that the apology of Cr J van Lieshout be accepted and the necessary leave of absence be granted.

The Motion was **Carried**

***FOR VOTE - Unanimous***

**DISCLOSURE OF INTEREST**

Nil.

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

Nil.

**ORDERS OF THE DAY**

**SUSPENSION OF STANDING ORDERS**

**COUNCIL DECISION:**

**684**

**Cr K Skinner**

**Cr P Youngblutt**

**RESOLVED** that Standing Orders be suspended to deal with Item 1 of the Agenda in a Workshop session.

The Motion was **Carried**

***FOR VOTE - Unanimous***

**685**

**Cr K Skinner**

**Cr W Polglase**

**RESOLVED** that three speakers for and three speakers against the rescission motion be allowed to address Council with a maximum of two questions per speaker.

The Motion was **Carried**

***FOR VOTE - Unanimous***

**Tweed District Water Supply Augmentation Options – Selecting a Preferred Option (Rescission Motion)**

The following persons addressed the meeting on the rescission motion, in relation to the Byrrill Creek Dam option:

Mr Mike Allen (For)

Mr Michael McNamara (Against)

Mr Stuart Cahill (For)

Mr Raymond Thorpe (Against)

Mr Idwall Richards (For)

Cr P Youngblutt left the meeting at 04:24 PM

Ms Joanna Gardner (Against)

Cr P Youngblutt has returned from temporary absence at 04:25 PM

**686**

**Cr W Polglase  
Cr D Holdom**

**PROPOSED** that Standing Orders be resumed.

The Motion was **Lost** – on the casting vote of the Mayor

**FOR VOTE - Cr P Youngblutt, Cr W Polglase, Cr K Skinner  
AGAINST VOTE - Cr D Holdom, Cr B Longland, Cr K Milne  
ABSENT. DID NOT VOTE - Cr J van Lieshout**

#### **RESUMPTION OF STANDING ORDERS**

**687**

**Cr P Youngblutt  
Cr D Holdom**

**RESOLVED** that Standing Orders be resumed.

The Motion was **Carried**

**FOR VOTE - Cr P Youngblutt, Cr W Polglase, Cr D Holdom, Cr B Longland, Cr K Skinner  
AGAINST VOTE - Cr K Milne  
ABSENT. DID NOT VOTE - Cr J van Lieshout**

**1 [NOR-Cr Holdom, Cr Milne, Cr Longland] Tweed District Water Supply Augmentation Options - Selecting a Preferred Option**

#### **NOTICE OF RESCISSION:**

**688**

**Cr D Holdom  
Cr B Longland**

**PROPOSED** that Council resolution at Minute No 688 from the meeting held on 19 October 2010 in relation to Item No 24 [CNR-CM] Tweed District Water Supply Augmentation Options - Selecting a Preferred Option being:

*"... that Council:*

1. *Monitors and resources demand management actions with the aim of achieving at least BASIX/WELS reductions and reports to Council annually on progress.*
2. *Adopts the Byrrell Creek Dam as the preferred option for augmenting the Tweed District Water Supply.*
3. *Proceeds with the Planning Approvals process and Detailed Design in relation to Byrrell Creek Dam.*
4. *Pursues dialog with the relevant South East Queensland water authorities in parallel as an alternative augmentation option and as an emergency drought option."*

be rescinded.

**689**

**Cr B Longland  
Cr K Milne**

**RESOLVED** that an extension of 2 minutes be granted to Cr D Holdom.

The Extension of Time Motion was **Carried**

**FOR VOTE - Cr D Holdom, Cr B Longland, Cr K Milne, Cr K Skinner  
AGAINST VOTE - Cr P Youngblutt, Cr W Polglase  
ABSENT. DID NOT VOTE - Cr J van Lieshout**

The Rescission Motion was **Lost** – on the casting vote of the Mayor – (Minute No 688 refers)

**FOR VOTE - Cr D Holdom, Cr B Longland, Cr K Milne  
AGAINST VOTE - Cr P Youngblutt, Cr W Polglase, Cr K Skinner  
ABSENT. DID NOT VOTE - Cr J van Lieshout**

**2 [NOM-Cr Holdom] Tweed District Water Supply Augmentation Options -  
Selecting a Preferred Option**

The Notice of Motion lapsed as a result of the decision taken on the rescission motion – (Minute No 688 refers).

**URGENCY MOTION**

**690**

**Cr D Holdom  
Cr W Polglase**

**RESOLVED** that the Mayoral Minute – Proposed Workshops be dealt with and it be ruled by the Chairman to be of great urgency.

The Motion was **Carried**

**FOR VOTE - Unanimous**

**MAYORAL MINUTE**

**[MM] Mayoral Minute - Proposed Workshops**

**691**

**Cr K Skinner**

**RESOLVED** that Workshop sessions be scheduled on the following matters:

1. Wooyung Properties regarding a proposal to rezone the Wooyung Resort site, including an invitation to the proponents to discuss their proposal.
2. North Byron Parklands proponents to present their proposal and that this workshop be held prior to Council's next meeting of 16 November 2010.

The Motion was **Carried**

**FOR VOTE - Cr P Youngblutt, Cr W Polglase, Cr D Holdom, Cr B Longland, Cr K Skinner**

**AGAINST VOTE - Cr K Milne**

**ABSENT. DID NOT VOTE - Cr J van Lieshout**

There being no further business the Meeting terminated at 5.30pm.



**Minutes of Meeting Confirmed by Council**

**at Meeting held .....**

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**Chairman**

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