

Mayor: Cr K Milne

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

Minutes

Extraordinary Council Meeting Thursday 14 June 2018

held at
**Council Chambers, Murwillumbah Civic & Cultural Centre,
Tumbulgum Road, Murwillumbah**
commencing at 4.00pm

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.

The Meeting commenced at 4.03pm.

IN ATTENDANCE

Cr Katie Milne (Mayor), Cr Pryce Allsop, Cr Chris Cherry, Cr Ron Cooper, Cr James Owen and Cr Warren Polglase

Also present were Mr Troy Green (General Manager), Mr David Oxenham (Director Engineering), Mr Vince Connell (Director Planning and Regulation), Mr Michael Chorlton (Executive Manager Finance, Revenue and Information Technology), Mr Shane Davidson (Executive Officer), Mr Neil Baldwin (Manager Corporate Governance) and Mrs Maree Morgan (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 lead by the General Manager.

APOLOGIES

Attendee Cr Reece Byrnes (Deputy Mayor) has informed the General Manager he is unable to attend this meeting and that his absence is caused by work commitments.

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Cr C Cherry
Cr R Cooper

RESOLVED that the apology of Cr R Byrnes be accepted and the necessary leave of absence be granted.

The Motion was **Carried**

FOR VOTE - Unanimous
ABSENT. DID NOT VOTE - Cr R Byrnes

DISCLOSURE OF INTEREST

Cr K Milne declared a Non-Significant, Non-Pecuniary Interest in Item 1 [PR-EXT] Tweed Valley Hospital Development Community Reference Group. The nature of this interest is due to legal matters with the Chairman of Leda Developments, Mr Ell who has land at Kings Forest. Cr K Milne will manage the Interest by staying in the Chamber and voting on the merits of the matter.

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

Nil.

REPORTS THROUGH THE GENERAL MANAGER

REPORTS FROM THE DIRECTOR PLANNING AND REGULATION

1 [PR-EXT] Tweed Valley Hospital Development Community Reference Group

DECLARATION OF INTEREST

Cr K Milne declared a Non-Significant, Non-Pecuniary Interest in Item 1 [PR-EXT] Tweed Valley Hospital Development Community Reference Group. The nature of this interest is due to legal matters with the Chairman of Leda Developments, Mr Ell who has land at Kings Forest. Cr K Milne will manage the Interest by staying in the Chamber and voting on the merits of the matter.

SUSPENSION OF STANDING ORDERS

273

**Cr C Cherry
Cr R Cooper**

RESOLVED that Standing Orders be suspended to move into Confidential Committee to discuss the confidential attachments to this item under Section 10A(2) of the Local Government Act 1993:

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

The Motion was **Carried** on the Casting Vote of the Mayor.

**FOR VOTE - Cr C Cherry, Cr R Cooper, Cr K Milne
AGAINST VOTE - Cr J Owen, Cr W Polglase, Cr P Allsop
ABSENT. DID NOT VOTE - Cr R Byrnes**

The General Manager advised that the Confidential Committee excluded the press and public from the discussions because, in the opinion of the Committee, publicity of the proceedings of the Committee would be prejudicial to the public interest, by reason of the confidential nature of the business to be discussed.

RESUMPTION OF STANDING ORDERS

274

**Cr K Milne
Cr J Owen**

RESOLVED that Standing Orders be resumed.

The Motion was **Carried**

FOR VOTE - Unanimous
ABSENT. DID NOT VOTE - Cr R Byrnes

ALTERNATE MOTION

275

Cr K Milne
Cr R Cooper

RESOLVED that:

1. Council adopts the following listing for membership of the Community Reference Group to assist Councillors in their deliberations on the site selection of the Tweed Valley Hospital to explore alternative sites other than that currently nominated at Cudgen:

Donna Smith
David Brunckhorst
Barbara Roughan
Jenny Hayes
Julie Murray
Lindy Smith on behalf of the Tweed District Residents & Ratepayers Association
Richard Roberts
Brian Keating
Ron Hoffman
Hayley Paddon
Graham MacGillivray Neave
Val Kirk
Ronni Hoskisson

2. The Community Reference Group meeting/s to be held on either:
 - a) Thursday 21 June 2018 from 9.00am to 12 noon in the Murwillumbah Council Chambers; or

Friday 22 June 2018 from 4.30pm to 7.30pm in the Murwillumbah Council Chambers; and
 - b) Wednesday 27 June 2018 from 9.00am to 12 noon in the Murwillumbah Council Chambers; or

Thursday 28 June 2018 from 6.00pm to 9.00pm in the Murwillumbah Council Chambers.
3. The unsuccessful nominations be suitably advised of Council's resolution.

Cr W Polglase has temporarily left the meeting at 05:03 PM.
Cr W Polglase has returned from temporary absence at 05:05 PM

AMENDMENT 1

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**Cr P Allsop
Cr W Polglase**

PROPOSED that this item be deferred to allow Cr R Byrnes to be present for any discussions and determination on the Tweed Valley Hospital Development matter.

The Amendment 1 was **Lost** on the Casting Vote of the Mayor.

**FOR VOTE - Cr J Owen, Cr W Polglase, Cr P Allsop
AGAINST VOTE - Cr C Cherry, Cr R Cooper, Cr K Milne
ABSENT. DID NOT VOTE - Cr R Byrnes**

Cr J Owen temporarily left the meeting at 05:23 PM.
Cr J Owen has returned from temporary absence at 05:24 PM

The Motion was **Carried** on the Casting Vote of the Mayor (Minute No 275 refers).

**FOR VOTE - Cr C Cherry, Cr R Cooper, Cr K Milne
AGAINST VOTE - Cr J Owen, Cr W Polglase, Cr P Allsop
ABSENT. DID NOT VOTE - Cr R Byrnes**

There being no further business the Meeting terminated at 5.26PM



**Minutes of Meeting Confirmed by Council
at the Meeting held on
xxx**

Chairman