



AGENDA

ORDINARY COUNCIL MEETING 19 DECEMBER 2006

Chairman: Mr Frank Willan

**Administrators: Ms Lucy Turnbull
Mr Max Boyd AM
Mr Frank Willan**

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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 of these lands."

CONFIRMATION OF MINUTES

Minutes of the Ordinary and Confidential Council Meeting held Tuesday 28 November 2006

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 28 November 2006 (DW 1503272)
 2. **Confidential Attachment** - Minutes of the Confidential Council Meeting held Tuesday 28 November 2006 (DW 1502948)
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SCHEDULE OF OUTSTANDING RESOLUTIONS

FOR COUNCILLOR'S INFORMATION:

25 JULY 2006

PLANNING COMMITTEE

REPORTS FROM DIRECTOR PLANNING AND DEVELOPMENT

P10 [PD-PC] Draft Tweed Local Environmental Plan 2000, Amendment No 69 - Seabreeze Estate, Pottsville (Stage 2)

P111 COMMITTEE DECISION:

**Administrator Turnbull
Administrator Boyd**

RECOMMENDED that Council defers this item so a workshop can be conducted on the draft Tweed Local Environmental Plan 2000, Amendment No 69 – Seabreeze Estate, Pottsville (Stage 2).

Current Status: Workshop to be organised in conjunction with assessment of DCP No 5.

ORDINARY MATTERS

ORDERS OF THE DAY

4 [NOM] Section 149 Certificates

150 COUNCIL DECISION:

**Administrator Boyd
Administrator Turnbull**

RESOLVED that Council staff be requested to bring forward a report which addresses the desirability of including details regarding the constraints which apply to all agricultural land classified as being of State or Regional significance on all Section 149 Certificates relevant to these lands.

Current Status: Legal advice has been obtained and a report is to be prepared for the next Council Meeting.

26 SEPTEMBER 2006

OPERATIONS COMMITTEE

O22 [EO-OC] Gruners Lookout, Tomewin Road

O 263 COMMITTEE DECISION:

Administrator Boyd

Administrator Turnbull

That:-

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3. The General Manager provides a report to Administrators on opportunities for lookouts that can be sustained through time.

Current Status: Report to be prepared.

ADMINISTRATOR'S MINUTE

[AM] Signing of Documents

Documents signed by Administrators

Administrator Boyd

- 7 December 2006 Plan of Easement-Lot 10 DP 857710 Tweed Coast Road, Chinderah
- 7 December 2006 Annual Agreement for Surf Life Saving Patrols

RECOMMENDATION:

That the information be received and noted.

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REPORTS FROM SUB-COMMITTEES/WORKING GROUPS

[SUB-AAC] Minutes of the Aboriginal Advisory Committee Meeting held 3 November 2006

VENUE:

Tweed Heads Civic Centre Meeting Room

TIME:

10.00 am

PRESENT:

Administrator Max Boyd (TSC), Garth Lena (Community), Gary Corbett (Tweed Shire Council), Aunty Kathleen Lena (Elder/TBLALC), Jackie McDonald (Tweed Wollumbin AECG), Rob Slockee (TBLALC), Chris Morgan (Tweed River High School AEA/Tweed Wollumbin AECG), Dot Holdom (Community), Jannette Saunders (DET), Val Mye (Community), Russell Logan (Centrelink/TBLALC), Clare Lena-Gray (TBLALC), Deidre Currie (Community), Sally Watterson (Tweed Shire Council), Gail McDermott (Tweed Shire Council), Lesley Mye (Tweed Shire Council).

APOLOGIES:

Clarence Phillips

Moved: Dot Holdom

Seconded: Rob Slockee

RESOLVED that the apologies be accepted.

Carried unanimously

Administrator Boyd declared the Chair vacated and called for nominations. Mrs Deidre Currie was nominated and unanimously elected to Chair the meeting.

Moved: Kathleen Lena

Seconded: Dot Holdom

Carried unanimously

Mrs Currie opened the meeting with a welcome to all present and paid respect to Elders past and present.

Minutes of Previous Meeting:

Moved: Dot Holdom

Seconded: Aunty Kathleen Lena

RESOLVED that the ordinary monthly meeting held Friday 1 September 2006 be accepted as a true and accurate record of the proceedings of that meeting with the following amendments:

Carried unanimously

Apologies:

Russell Logan was not in attendance

Item 1 of Business Arising:

Gold Coast Airport Runway Extension Project

Mr Ian Fox raised concerns that there appeared to be no attempt by the developers of the project to access information from the Bundjalung Mapping Project when devising the draft Protocol for Management of Stone Artefact Scatter.

BUSINESS ARISING:

Item from Meeting 2 June 2006

3. NSW Geographic Names Board

Ms McDonald advised the committee that Greg Windsor, NSW Geographic Names Board, has requested feedback relating to the dual naming of Mt Warning/Wollumbin. This dual naming may impact upon Mt Wollumbin, a separate peak located nearby.

After discussion it was noted that the Tweed Byron Local Aboriginal Land Council intend holding a workshop to explore the renaming of Mt Wollumbin. The Land Council will contact Mr Bill Bainbridge, the researcher for the NSW Geographic Names Board.

Item from Meeting 7 April 2006

2. NSW Local Government Aboriginal Network Gunnedah Conference

Ms Lesley Mye gave a verbal report on the Conference. Clare Lena-Gray and Rob Slockee also, Ms Holdom attended at her own expense.

Ms Mye advised the committee that the conference again was highly successful and has forged significant bonds between Aboriginal Liaison Officers and Aboriginal Community Development Officers across many local government authorities in NSW.

Item from Meeting held Friday 5 November 2004

1. Tweed Shire City of the Arts ATSI Arts Project – Community Stories Gungah Binnung” – Listen Up

Ms Mye advised the committee that the Gungah Binnung Exhibition would be launched on Friday 10 November 2006 at the Coolamon Cultural Centre, Tumbulgum Road Murwillumbah at 6pm. Ms Mye also advised that the Exhibition would be running for 5 weeks concluding on Friday 15 December 2006

Item from Meeting held Friday 7 April 2006

3. Ms Stella Wheildon

The Committee discussed correspondence received by Council from Ms Wheildon covering many issues. The committee expressed the opinion that consultation could have taken place with members of this advisory body. The possibility of holding a community meeting with the involvement of Tweed Byron Local Aboriginal Land Council was discussed.

Administrator Boyd advised the committee that if appropriate, copies of the correspondence would be made available to members of the Committee.

Motion: That Council be requested to refer all correspondence relating to the Aboriginal Advisory Committee to the committee in the first instance.

Moved: Administrator Boyd

Seconded: Clare Lena-Gray

Carried unanimously

GENERAL BUSINESS:

1. Welcome to Country Nominations

RESOLVED that Kathleen Lena was nominated to perform three “Welcome to Country” ceremonies, namely Tweed-Richmond Regional Library Leadership & Politics Symposium, Community Options Conference and International Volunteers Day

Moved: Garth Lena

Seconded: Rob Slockee

Carried unanimously

2. Bundjalung of Byron Bay (ARAKWAL) ILUA Information Meeting

Mr Rob Slockee spoke on the meeting held in early November. A follow up meeting is organised for 13 & 14 December 2006

3. Sally Watterson - Tweed Shire Council Senior Museum Curator

Ms Watterson advised the committee of her role within Council and gave a brief background on her role. Ms Watterson advised the committee about future plans for the Historical Societies and Museums within the Shire.

Ms Mye will arrange a meeting with Ms Watterson and representatives of Minjungbal Museum and Resource Study Centre.

4. Gail McDermott – Tweed River Art Gallery Exhibition Curator

Ms McDermott tabled information relating to NAIDOC Week and planned Exhibitions resolved for 2007 and 2008.

Moved: Administrator Boyd

Seconded: Clare Lena-Gray

RESOLVED that the Committee extends its support to Ms McDermott and the Tweed River Art Gallery for their planned NAIDOC Week and the Exhibitions in 2007 and 2008

Carried unanimously

5. Chinderah Marina

Mr Garth Lena gave a presentation on the proposed increase of berths at the Chinderah Marina. Ms McDonald advised the committee that more consultation with community before any development is given approval is desirable. To this end, there is a need to develop a policy to preserve identified Cultural Heritage Sites.

Mr Lena requested a letter supporting his presentation.

RESOLVED that a letter from the Committee stating that it does not support the extension of the Marina to 115 berths be forwarded to Mr Lena.

Moved: Garth Lena

Seconded: Jackie McDonald

Carried unanimously

RECOMMENDATION:

That a letter from the Committee stating that it does not support the extension of the Marina to 115 berths be forwarded to Mr Lena.

6. Tweed Shire Council Aboriginal Liaison Officer Position

Ms McDonald advised Mr Corbett, as Manager of Community and Cultural Services that in future when convening a Selection Panel for identified positions at Council the Committee should be consulted on future nominations.

NEXT MEETING:

The next meeting of Aboriginal Advisory Committee will be held on Friday 1 December 2006, at 10.00 am in the Activities Room, HACC Centre, Heffron Street, Tweed Heads South.

The meeting closed at 1.50 pm

DIRECTOR'S COMMENTS:

5. Chinderah Marina

The Committee, as with other committees, does not have the power to write letters on its own behalf but should request Council to send a letter on behalf of the Committee.

DIRECTOR'S RECOMMENDATIONS:

5. Chinderah Marina

That Council determines if a letter is to be sent to Mr Garth Lena advising that Council does not support the expansion of the Chinderah Marina to 115 berths.

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CONFIDENTIAL ITEMS FOR CONSIDERATION

REPORTS THROUGH GENERAL MANAGER IN COMMITTEE

REPORTS FROM THE DIRECTOR ENGINEERING AND OPERATIONS

- 1 **[EO-CM] Compulsory Acquisition of an Easement for Drainage Variable Width within Lot 102 in DP 802170 - 3 Young Street, Hastings Point**

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)

