



**TWEED**  
SHIRE COUNCIL

**Mayor:** Cr K Milne

**Councillors:** G Bagnall (Deputy Mayor)  
C Byrne  
B Longland  
W Polglase  
P Youngblutt

# Minutes

## Ordinary Council Meeting Thursday 19 May 2016

held at **Harvard Room, Tweed Administration Building,  
Brett Street, Tweed Heads** commencing at 5.00pm

## 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 5.00pm.

**IN ATTENDANCE**

Cr G Bagnall (Deputy Mayor), Cr C Byrne, Cr B Longland, Cr W Polglase and Cr P Youngblutt.

Also present were Mr Troy Green (General Manager), Ms Liz Collyer (Director Corporate Services), Mr David Oxenham (Director Engineering), Mr Vince Connell (Director Planning and Regulation), Ms Tracey Stinson (Director Community and Natural Resources), 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 by Council's Chaplain, Pastor Andrew McCartin from Murwillumbah Church of Christ.

*"Heavenly Father, I give you thanks for this day.*

*I also thank you for those present in this Council Chamber and pray that you will help these men and women to act diligently and fairly on behalf of the churches and people of the area and we hope to help them to make decisions that are right, fair and noble despite what it may look like from the outside.*

*As we come together in awareness of your presence in this Chamber in Jesus' name. Amen."*

**CONFIRMATION OF MINUTES**

**1 [CONMIN-CM] Confirmation of Minutes of Ordinary and Confidential Council Meeting held Thursday 21 April 2016**

**223**

**Cr P Youngblutt  
Cr B Longland**

**RESOLVED** that:

1. The Minutes of the Ordinary and Confidential Council Meetings held Thursday 21 April 2016 be adopted as a true and accurate record of proceedings of that meeting.

2. ATTACHMENT 2 is CONFIDENTIAL in accordance with Section 10A(2) of the Local Government Act 1993, because it contains:-  
(f) matters affecting the security of the council, councillors, council staff or council property.

The Motion was **Carried**

**FOR VOTE - Unanimous**  
**ABSENT. DID NOT VOTE - Cr K Milne**

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- 2 [CONMIN-CM] Confirmation of Minutes of the Ordinary Council Meeting held Thursday 5 May 2016

224

Cr P Youngblutt  
Cr B Longland

**RESOLVED** that the Minutes of the Ordinary and Confidential Council Meetings held Thursday 5 May 2016 be adopted as a true and accurate record of proceedings of that meeting.

The Motion was **Carried**

**FOR VOTE - Unanimous**  
**ABSENT. DID NOT VOTE - Cr K Milne**

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- 3 [CONMIN-EXT] Confirmation of Minutes of Extraordinary Council Meeting held Monday 9 May 2016

225

Cr P Youngblutt  
Cr B Longland

**RESOLVED** that the Minutes of the Extraordinary Council Meeting held Monday 9 May 2016 be adopted as a true and accurate record of proceedings of that meeting.

**The Motion was Carried**

**FOR VOTE - Unanimous**  
**ABSENT. DID NOT VOTE - Cr K Milne**

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## **APOLOGIES**

### Note from 21 April 2016

Cr K Milne (Mayor) was granted a leave of absence up to 31 May 2016 in accordance with Section 234(1)(d) of the Local Government Act, 1993 at Council Meeting held Thursday 21 April 2016 at Minute No 160.

Cr K Milne (Mayor), in accordance with Section 234(1)(d) of the Local Government Act 1993, requests a further extension to this absence to 27 June 2016.

**226**

**Cr C Byrne**  
**Cr B Longland**

**RESOLVED** that Cr K Milne's leave of absence be extended to 27 June 2016, in accordance with Section 234(1)(d) of the Local Government Act 1993.

The Motion was **Carried**

***FOR VOTE - Unanimous***  
***ABSENT. DID NOT VOTE - Cr K Milne***

## **DISCLOSURE OF INTEREST**

Nil.

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

Nil.

## **SCHEDULE OF OUTSTANDING RESOLUTIONS**

### **4 [SOR-CM] Schedule of Outstanding Resolutions**

The Schedule of Outstanding Resolution as at 19 May 2016 was received and noted.

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## **MAYORAL MINUTE**

### **5 [MM-CM] Mayoral Minute for April 2016**

**227**

**Cr G Bagnall**

**RESOLVED** that the Mayoral Minute for the month of April 2016 be received and noted.

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The Motion was **Carried**

**FOR VOTE - Unanimous**  
**ABSENT. DID NOT VOTE - Cr K Milne**

**228**

**Cr G Bagnall**

**RESOLVED** that the attendance of Councillors at the following nominated Conferences be authorised:

- **Cr G Bagnall** to attend the NSW Aboriginal Local Government Network Conference at Twin Towns Resort, Tweed Heads on 24-26 August 2016.

The Motion was **Carried**

**FOR VOTE - Cr G Bagnall, Cr W Polglase, Cr P Youngblutt, Cr B Longland**  
**AGAINST VOTE - Cr C Byrne**  
**ABSENT. DID NOT VOTE - Cr K Milne**

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## **RECEIPT OF PETITIONS**

**6 [ROP-CM] Receipt of Petitions**

There were no Petitions received for consideration.

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## **LATE ITEMS**

**229**

**Cr G Bagnall**  
**Cr P Youngblutt**

**RESOLVED** that Items a7, a16, a20, a34 and a40 being Addendum Items be dealt with and they were ruled by the Chairman to be of great urgency.

The Motion was **Carried**

**FOR VOTE - Unanimous**  
**ABSENT. DID NOT VOTE - Cr K Milne**

## REPORTS THROUGH THE GENERAL MANAGER

### 9 [CNR-CM] Review of Environmental Protection Zones

230

Cr G Bagnall  
Cr P Youngblutt

**RESOLVED** that this item not be considered at this meeting.

The Motion was **Carried**

**FOR VOTE - Unanimous**  
**ABSENT. DID NOT VOTE - Cr K Milne**

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## REPORTS FROM THE GENERAL MANAGER

Nil.

## REPORTS FROM THE DIRECTOR PLANNING AND REGULATION

### 7 [PR-CM] Dinner in the Sky Jack Evans Boat Harbour

231

Cr W Polglase  
Cr P Youngblutt

**RESOLVED** that the General Manager advises the firm Events in the Sky in writing of the following:

1. Council generally supports that they continue to investigate the Dinner in the Sky concept and any necessary licences/approvals from the Department of Primary Industry - Lands for a trial use at Jack Evans Boat Harbour;
2. The proposed activity requires development consent from Council and the above support does not pre-empt or fetter any discretion Council exercises for the assessment and determination of a development application or any other statutory function Council has for Jack Evans Boat Harbour;
3. Prior to advancing any support for individual proponents such as Dinner in the Sky, Council will need to conduct a Tender process to provide an equitable opportunity for other commercial proponents to use Jack Evans Boat Harbour.

The Motion was **Carried**

**FOR VOTE - Cr W Polglase, Cr C Byrne, Cr P Youngblutt**

**AGAINST VOTE - Cr G Bagnall, Cr B Longland**

**ABSENT. DID NOT VOTE - Cr K Milne**

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## **PROCEDURAL MOTIONS**

**232**

**Cr G Bagnall**

**Cr W Polglase**

**RESOLVED** that Items a7 to a40 on the agenda, with the exception of Items 13, 18 and 19, be considered in block.

**FOR VOTE - Cr G Bagnall, Cr W Polglase, Cr P Youngblutt, Cr B Longland**

**AGAINST VOTE - Cr C Byrne**

**ABSENT. DID NOT VOTE - Cr K Milne**

**233**

**Cr G Bagnall**

**Cr B Longland**

**RESOLVED** that Items a7 to a40, with the exception of Items 13, 18 and 19 be moved in block.

**FOR VOTE - Unanimous**

**ABSENT. DID NOT VOTE - Cr K Milne**

**a7 [PR-CM] Draft North Coast Regional Plan - Submission**

**234**

**Cr G Bagnall**

**Cr B Longland**

**RESOLVED** that:

1. The letter of submission on the public exhibition of the Draft North Coast Regional Plan, as attached to this report, be approved; and
2. Council's submission to the Department of Planning and Environment be submitted prior to the deadline of 2 June 2016.



The Motion was **Carried**

***FOR VOTE - Unanimous***  
***ABSENT. DID NOT VOTE - Cr K Milne***

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## **REPORTS FROM THE DIRECTOR COMMUNITY AND NATURAL RESOURCES**

**8 [CNR-CM] Vegetation Vandalism on Public Land - Revised Policy for Adoption**

**235**

**Cr G Bagnall**  
**Cr B Longland**

**RESOLVED** that Council adopts the Draft Policy - Vegetation Vandalism on Public Land Version 2.1 as exhibited.

The Motion was **Carried**

***FOR VOTE - Unanimous***  
***ABSENT. DID NOT VOTE - Cr K Milne***

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**9 [CNR-CM] Review of Environmental Protection Zones**

This item is not to be considered at this meeting (Minute No 230 refers).

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**10 [CNR-CM] Pest Management Report - December 2015 to March 2016**

**236**

**Cr G Bagnall**  
**Cr B Longland**

**RESOLVED** that Council receives and notes the Pest Management Report - December 2015 to March 2016 and continues the scheduled works.

The Motion was **Carried**

***FOR VOTE - Unanimous***  
***ABSENT. DID NOT VOTE - Cr K Milne***

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**11 [CNR-CM] Allocation of Community Sponsorship**

237

**Cr G Bagnall**  
**Cr B Longland**

**RESOLVED** that:

1. Council endorses the following recommendations for the first application of the Community Sponsorship Policy as follows:

<b>Applicant</b>	<b>Amount</b>	<b>CSP/DP Linkage</b>
Beachside Communicare	\$2,000	2.1.1
Caba Creative	\$750	2.1.2/2.1.3/2.5.2
Dragons Abreast Mt Warning	\$750	2.1.3/2.1.6
Pottsville Beach Neighbourhood Centre	\$750	2.1.1/2.3.6
Team Koala	\$1,000	4.1.2/4.2.1
Tumbulgum Community Association	\$3,000	2.1.2/2.3.7
Tweed/Byron Life Education Action Group	\$2,000	2.1.1
Tweed Palliative Support	\$2,000	2.1.1
Tyalgum Community Hall Association	\$500	2.1.1
Uniting Preschool Murwillumbah	\$1,000	2.1.1/4.2.4
<b>Totals</b>	<b>\$13,750.00</b>	

2. Successful applicants are required to:
  - a) Acknowledge the contribution to the project by Council in all printed, written and promotional items including media releases and social media; and
  - b) Sign a sponsorship agreement with Council and at the completion of their project must complete the official Acquittal and Project Finalisation Report Form.
3. ATTACHMENT 1 is CONFIDENTIAL in accordance with Section 10A(2) of the Local Government Act 1993, because it contains:-
  - (a) personnel matters concerning particular individuals (other than councillors).

The Motion was **Carried**

**FOR VOTE - Unanimous**  
**ABSENT. DID NOT VOTE - Cr K Milne**

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**12 [CNR-CM] Composition of Community Halls Advisory Committee**

238

**Cr G Bagnall**  
**Cr B Longland**

**RESOLVED** that Council endorses the following appointments to the Community Halls Advisory Committee:

<b>Community Hall Management Committee</b>	<b>Nominated Delegate</b>
Pottsville Beach Hall Committee	Trish Jones Janet Tkachenko (First Alternate Delegate) Ruth Clarke (Second Alternate Delegate)
Limpinwood Community Hall Committee	Claire Masters Peter Wise (First Alternate Delegate)

The Motion was **Carried**

**FOR VOTE - Unanimous**  
**ABSENT. DID NOT VOTE - Cr K Milne**

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**13 [CNR-CM] Progress on Tweed Shire Council's Community Infrastructure Framework**

**239**

**Cr W Polglase**  
**Cr G Bagnall**

**RESOLVED** that Council:

1. Receives and notes the report and the 2016 timeline for delivery of Council's Network Plan as an outcome of the Community Infrastructure Framework.
2. Proceeds with a series of Councillor workshops to examine the detailed findings and recommendations for each cluster of community and cultural facilities.

The Motion was **Carried**

**FOR VOTE - Unanimous**  
**ABSENT. DID NOT VOTE - Cr K Milne**

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**14 [CNR-CM] A Review of the Need for a Cultural Precinct and Convention Centre at Tweed Heads**

**240**

**Cr G Bagnall**  
**Cr B Longland**

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**RESOLVED** that Council:

1. Endorses this report which demonstrates there is currently sufficient provision for performing arts/convention centres against the adopted Community Infrastructure Framework standards for the next twenty years through to 2036, but recommends a review of provision in 2026.
2. Recognises the findings of this report identifies adequate supply of events facilities capable of supporting more than 500 people across Tweed Shire. This responds to the Economic Development Strategy direction D38.
3. Acknowledges the value of Council's existing auditoria as premium assets and considers investigations into the requirement of further investment to upgrade and modernise the facilities and for program and audience development to support activation.
4. Recognises that current museum provision is sufficient through to 2036.
5. Supports the need for further consideration of investment in Tweed Shire libraries to bring these facilities up to current library standards identified in the Community Infrastructure Framework.

The Motion was **Carried**

**FOR VOTE - Unanimous**

**ABSENT. DID NOT VOTE - Cr K Milne**

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**REPORTS FROM THE DIRECTOR ENGINEERING**

**15 [E-CM] RFO2016027 Supply of Road Construction Quarry Materials (Panel of Providers)**

**241**

**Cr G Bagnall**

**Cr B Longland**

**RESOLVED** that in respect to Contract RFO2016027 Supply of Road Construction Quarry Materials:

1. Council appoints the following contractors to the Panel of Providers for the Schedule of Rates prices submitted in their respective Offers, as set out in CONFIDENTIAL ATTACHMENT 2 (on the basis that individual purchasing decisions for quarry materials from Panellists will be in consideration of a number of factors as set out in CONFIDENTIAL ATTACHMENT 1 including location of the work site, location of suppliers' quarries, supplier availability of required materials, most recent materials test results, and price:

<b>Company</b>	<b>ABN</b>
Boral Construction Materials Qld	46 009 671 809
Fulton Hogan Quarries Pty Ltd	16 004 475 689
Hardings Earthmoving	69 045 752 191
Hy-Tec Industries Qld Pty Ltd	54 102 801 061
Nucrush Pty Ltd	23 010 119 981
O'Keeffe Quarries Pty Ltd	59 134 174 020
Tweed Coast Quarries	78 379 873 894
Walls Sand & Gravel	61 109 284 488

2. ATTACHMENTS 1 and 2 are CONFIDENTIAL in accordance with Section 10A(2) of the Local Government Act 1993, because they contain:-
- (d) commercial information of a confidential nature that would, if disclosed:
    - (i) prejudice the commercial position of the person who supplied it, or
    - (ii) confer a commercial advantage on a competitor of the council, or
    - (iii) reveal a trade secret.

The Motion was **Carried**

**FOR VOTE - Unanimous**  
**ABSENT. DID NOT VOTE - Cr K Milne**

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**16 [E-CM] RFO2016060 Road Pavement Stabilisation Program 2015/2016**

This item was dealt with in conjunction with Addendum Item a16 (Minute . 242 refers).

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**a16 [E-CM] RFO2016060 Road Pavement Stabilisation Program 2015/2016**

**242**

**Cr G Bagnall**  
**Cr B Longland**

**RESOLVED** that in respect to Contract RFO2016060 Road Pavement Stabilisation Program 2015/2016:

1. Council awards the contract to Stabilised Pavements Australia Pty Ltd (ACN 002 900 736) (ABN 90 002 900 736) for the amount of \$826,428.82 (exclusive of GST).
2. The General Manager be granted delegated authority to approve appropriately deemed variations to the contract and those variations be reported to Council at finalisation of the contract.
3. ATTACHMENTS 1 and 2 are CONFIDENTIAL in accordance with Section 10A(2) of the Local Government Act 1993, because it contains:-
  - (d) commercial information of a confidential nature that would, if disclosed:

- (i) prejudice the commercial position of the person who supplied it, or
- (ii) confer a commercial advantage on a competitor of the council, or
- (iii) reveal a trade secret.

The Motion was **Carried**

**FOR VOTE - Unanimous**

**ABSENT. DID NOT VOTE - Cr K Milne**

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**17 [E-CM] RFO2016014 Kennedy Drive Stage 3 Asphalt Reconstruction Works**

**243**

**Cr G Bagnall**

**Cr B Longland**

**RESOLVED** that in respect to Contract RFO2016014 Kennedy Drive Stage 3 Asphalt Pavement Reconstruction Works:

1. Council awards the contract to East Coast Asphalt & Concrete Edging Pty Ltd (ABN 51 755 877 285) for the amount of \$639,558.50 (exclusive of GST).
2. The General Manager be granted delegated authority to approve appropriately deemed variations to the contract and those variations be reported to Council at finalisation of the contract.
3. ATTACHMENTS 1 and 2 are CONFIDENTIAL in accordance with Section 10A(2) of the Local Government Act 1993, because it contains:-
  - (d) commercial information of a confidential nature that would, if disclosed:
    - (i) prejudice the commercial position of the person who supplied it, or
    - (ii) confer a commercial advantage on a competitor of the council, or
    - (iii) reveal a trade secret.

The Motion was **Carried**

**FOR VOTE - Unanimous**

**ABSENT. DID NOT VOTE - Cr K Milne**

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**18 [E-CM] RFO2016005 Supply of One (1) Medium Commercial Truck Cab Chassis and Build and Supply of Service Body**

**244**

**Cr P Youngblutt**

**Cr C Byrne**

**RESOLVED** that in respect to Contract RFO2016005 Supply of One (1) Medium Commercial Truck Cab Chassis and Build and Supply of Service Body:

1. Council awards the contract for Supply of One (1) Medium Commercial Truck Cab Chassis to Murwillumbah Truck Centre (ABN 72001859454), for the amount of \$43,332.73 (exclusive of GST).
2. Council awards the contract for Build and Supply of the Service Body to 'Custom Truck Bodies and Trailers Pty Ltd (ABN 23607269483, ACN 607269483) for the amount of \$32,295 (Exclusive of GST)
3. The General Manager be granted delegated authority to approve appropriately deemed variations to the contract and those variations be reported to Council six monthly and at finalisation of the contract.
4. ATTACHMENTS 1 and 2 are CONFIDENTIAL in accordance with Section 10A(2) of the Local Government Act 1993, because it contains:-
  - (d) Commercial information of a confidential nature that would, if disclosed:
    - (i) prejudice the commercial position of the person who supplied it, or
    - (ii) Confer a commercial advantage on a competitor of the council, or
    - (iii) Reveal a trade secret.

The Motion was **Carried**

**FOR VOTE - Cr G Bagnall, Cr W Polglase, Cr C Byrne, Cr P Youngblutt**

**AGAINST VOTE - Cr B Longland**

**ABSENT. DID NOT VOTE - Cr K Milne**

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**19 [E-CM] RFO2016011 Supply of One (1) Medium Commercial Truck Cab Chassis and Build and Supply of Service Body**

**245**

**Cr P Youngblutt**

**Cr C Byrne**

**RESOLVED** that in respect to Contract RFO2016011 for the contract for RFO2016011 Supply of One (1) Medium Commercial Truck Cab Chassis and Build and Supply of Service Body :

1. Council awards the contract for Supply of One (1) Medium Commercial Truck Cab Chassis to Murwillumbah Truck Centre (ABN 72001859454) for the amount of \$39,311.82 (exclusive of GST).
  2. Council awards the contract for Build and Supply of the Service Body to Vince McNamara Engineering (ABN 58103518878, ACN 103518878) for the amount of \$34,000 (Exclusive of GST).
  3. The General Manager be granted delegated authority to approve appropriately deemed variations to the contract and those variations be reported to Council at finalisation of the contract.
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4. ATTACHMENTS 1 and 2 are CONFIDENTIAL in accordance with Section 10A(2) of the Local Government Act 1993, because it contains:-
- (d) commercial information of a confidential nature that would, if disclosed:
    - (i) prejudice the commercial position of the person who supplied it, or
    - (ii) confer a commercial advantage on a competitor of the council, or
    - (iii) reveal a trade secret.

The Motion was **Carried**

**FOR VOTE - Cr G Bagnall, Cr W Polglase, Cr C Byrne, Cr P Youngblutt**

**AGAINST VOTE - Cr B Longland**

**ABSENT. DID NOT VOTE - Cr K Milne**

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**20 [E-CM] RFO2016061 Tweed Shire Council Road Rehabilitation Program 2015/2016 Asphalt works**

This item was dealt with in conjunction with Addendum Item a20 (Minute No 246 refers).

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**a20 [E-CM] RFO2016061 Tweed Shire Council Road Rehabilitation Program 2015/2016 Asphalt Works**

**246**

**Cr G Bagnall**

**Cr B Longland**

**RESOLVED** that in respect to Contract RFO2016061 Tweed Shire Council Road Rehabilitation Program 2015/2016 Asphalt Works:

1. Council awards the contract to East Coast Asphalt and Concrete Edging Pty Ltd (ABN-51 755 877 285) for the amount of \$525,730.00 (exclusive of GST).
2. The General Manager be granted delegated authority to approve appropriately deemed variations to the contract and those variations be reported to Council at finalisation of the contract.
3. ATTACHMENTS 1 and 2 are CONFIDENTIAL in accordance with Section 10A(2) of the Local Government Act 1993, because it contains:-
  - (d) commercial information of a confidential nature that would, if disclosed:
    - (i) prejudice the commercial position of the person who supplied it, or
    - (ii) confer a commercial advantage on a competitor of the council, or
    - (iii) reveal a trade secret.



The Motion was **Carried**

***FOR VOTE - Unanimous***  
***ABSENT. DID NOT VOTE - Cr K Milne***

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**21 [E-CM] Town and Village Entry Signage - Traditional Place Names**

**247**

**Cr G Bagnall**  
**Cr B Longland**

**RESOLVED** that:

1. Town/Village entry signage be installed at Chillingham, Murwillumbah, Tumbulgum and Tyalgum, with only the town/village name initially.
2. Further consultation be undertaken with the Aboriginal Advisory Committee and stakeholders of the above towns/villages to determine an agreed “by-line” to be installed later on each sign, the outcome of which will determine whether or not to include traditional place names.
3. The broader community be informed of the process and its outcomes prior to the “by-lines” being installed on the new signs.

The Motion was **Carried**

***FOR VOTE - Unanimous***  
***ABSENT. DID NOT VOTE - Cr K Milne***

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**22 [E-CM] Painted Handrails - Kyogle Road Bridge, Uki**

**248**

**Cr G Bagnall**  
**Cr B Longland**

**RESOLVED** that Council enters into a Public Art Installation Agreement with the Uki Village and District Residents Association (UKIRA) to permit the repainting of the Kyogle Road Bridge at Smiths Creek, Uki with a mountain scape design, in accordance with the recommendation of the Public Art Reference Group (PARG).

The Motion was **Carried**

***FOR VOTE - Unanimous***  
***ABSENT. DID NOT VOTE - Cr K Milne***

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**23 [E-CM] Water Supply and Sewerage Benchmarking Report 2014-2015**

**249**

**Cr G Bagnall**  
**Cr B Longland**

**RESOLVED** that the Water Supply and Sewerage NSW Benchmarking 2014-2015 report provided by Department of Primary Industries Water (DPI Water) be received and noted.

The Motion was **Carried**

***FOR VOTE - Unanimous***  
***ABSENT. DID NOT VOTE - Cr K Milne***

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**24 [E-CM] Creation of Easement to Drain Sewage Over Lot 2 DP 1192152, Sedalia Place, Banora Point**

**250**

**Cr G Bagnall**  
**Cr B Longland**

**RESOLVED** that

1. Council approves the creation of the proposed Easement to drain sewage 3 wide and variable width over Lot 2 DP 1192152 which benefits Council as an easement in gross.
2. All documentation be executed under the Common Seal of Council.

The Motion was **Carried**

***FOR VOTE - Unanimous***  
***ABSENT. DID NOT VOTE - Cr K Milne***

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**25 [E-CM] Easement for Drainage - 218 Kennedy Drive, Tweed Heads West**

**251**

**Cr G Bagnall  
Cr B Longland**

**RESOLVED** that Council:

1. Approves the creation of an Easement for Drainage 3 wide over Lot A DP407658; and
2. Executes all necessary documents under the Common Seal of Council.

The Motion was **Carried**

***FOR VOTE - Unanimous  
ABSENT. DID NOT VOTE - Cr K Milne***

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**REPORTS FROM THE DIRECTOR CORPORATE SERVICES**

**26 [CS-CM] Volunteer Policy Version 2.1**

**252**

**Cr G Bagnall  
Cr B Longland**

**RESOLVED** that Council places the Draft Volunteer Policy, Version 2.1 on public exhibition for 28 days, inviting submissions for 42 days, from 24 May 2016, as required under S160 of the Local Government Act 1993.

The Motion was **Carried**

***FOR VOTE - Unanimous  
ABSENT. DID NOT VOTE - Cr K Milne***

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**27 [CS-CM] Draft Events Sponsorship Policy, Version 1.0**

**253**

**Cr G Bagnall  
Cr B Longland**

**RESOLVED** that Council:

1. Exhibits the draft Events Sponsorship Policy, Version 1.0 for a period of 28 days commencing Friday 20 May 2016, and accepts public submissions for a period of 42
-

days, up until Friday 30 June 2016, as per Section 160 of the Local Government Act 1993.

2. Supports the introduction of the Events Sponsorship Guidelines, Version 1.0.
3. Endorses the Events Sponsorship Application Form to be available for public distribution on Friday 20 May 2016.
4. Supports the opening of the 2016/2017 Events Sponsorship Funding round from 20 May 2016 closing on 24 June 2016.

The Motion was **Carried**

**FOR VOTE - Unanimous**

**ABSENT. DID NOT VOTE - Cr K Milne**

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**28 [CS-CM] TASTE of Kingscliff and Tweed Coast Festival, July 2016 - Request for Funding**

**254**

**Cr G Bagnall**

**Cr B Longland**

**RESOLVED** that:

1. Council provides \$10,000 financial (cash) support to Taste Northern Rivers Incorporated for the TASTE of Kingscliff and Tweed Coast Festival (Taster at Salt), to be held from Friday 8 July to Monday 11 July 2016.
2. Any funding provided for the Taster at Salt event is conditional upon Taste Northern Rivers Incorporated providing Council with a report detailing the return on investment arising out of the event.

The Motion was **Carried**

**FOR VOTE - Unanimous**

**ABSENT. DID NOT VOTE - Cr K Milne**

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**29 [CS-CM] RFO2016037 Printing of Rates, Water and Sundry Debtor Notices**

**255**

**Cr G Bagnall**

**Cr B Longland**

**RESOLVED** that in respect to Contract RFO2016037 Printing of Rates, Water and Sundry Debtor Notices:

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1. Council awards the contract to Virid Pty Ltd t/as IQ Mail Solutions (ABN 36 105 071 485) for an initial 3 year and one month (commencing 1 June 2016) term with a possible 1 x 24 month extension, accepting the Alternative Offer submitted.
2. The General Manager be granted delegated authority to approve appropriately deemed variations to the contract and those variations be reported to Council at finalisation of the contract.
3. ATTACHMENTS 1 and 2 are CONFIDENTIAL in accordance with Section 10A(2) of the Local Government Act 1993, because they contain:-
  - (c) information that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct) business.
  - (d) commercial information of a confidential nature that would, if disclosed:
    - (i) prejudice the commercial position of the person who supplied it, or
    - (ii) confer a commercial advantage on a competitor of the council, or
    - (iii) reveal a trade secret.

The Motion was **Carried**

**FOR VOTE - Unanimous**

**ABSENT. DID NOT VOTE - Cr K Milne**

**30 [CS-CM] Quarterly Budget Review - March 2016**

**256**

**Cr G Bagnall**

**Cr B Longland**

**RESOLVED** that the:

1. Quarterly Budget Review Statement as at 31 March 2016 be adopted.
2. Expenditure and income, as summarised below and detailed within the report, be voted and adjusted in accordance with the revised total expenditure and income for the year ending 30 June 2016.

Description	Change to Vote	
	Deficit	Surplus
<b>General Fund</b>		
<b>Expenses</b>		
Employee costs	25,000	0
Materials & Contracts	0	68,250
Interest	0	0
Other Operating costs	133,000	0
Capital	765,000	0
Loan Repayments	0	0
Transfers to Reserves	0	0
	<b>923,000</b>	<b>68,250</b>

Description	Change to Vote	
<b>Income</b>		
Rates and Annual Charges	0	0
Interest revenue	0	0
Operating Grants & Conts	0	2,750
Capital Grants & Conts	0	0
User Charges & Fees	0	0
Other Operating Revenue	0	0
Loan Funds	0	0
Recoupments	0	852,000
Transfers from Reserves	0	0
Asset Sales	0	0
	<b>0</b>	<b>854,750</b>
<b>Net Surplus/(Deficit)</b>		<b>0</b>
	<b>Deficit</b>	<b>Surplus</b>
<b>Sewer Fund</b>		
<b>Expenses</b>		
Employee costs	0	0
Materials & Contracts	78,602	0
Interest	0	0
Other Operating costs	0	0
Capital	185,000	0
Loan Repayments	0	0
Transfers to Reserves	0	218,027
	<b>263,602</b>	<b>218,027</b>
<b>Income</b>	<b>0</b>	<b>0</b>
Rates and Annual Charges	0	0
Interest revenue	9,895	0
Operating Grants & Conts	0	0
Capital Grants & Conts	0	0
User Charges & Fees	0	0
Other Operating Revenue	0	0
Loan Funds	0	0
Recoupments	0	396,125
Transfers from Reserves	340,655	0
Asset Sales	0	0
	<b>350,550</b>	<b>396,125</b>
<b>Net Surplus/(Deficit)</b>		<b>0</b>
<b>Water Fund</b>		
<b>Expenses</b>		
Employee costs	0	0
Materials & Contracts	114,538	0
Interest	0	0
Other Operating costs	0	0
Capital	35,000	0
Loan Repayments	0	0
Transfers to Reserves	0	166,538
	<b>149,538</b>	<b>166,538</b>

Description	Change to Vote	
<b>Income</b>		
Rates and Annual Charges	0	0
Interest revenue	0	0
Operating Grants & Conts	0	0
Capital Grants & Conts	0	0
User Charges & Fees	0	0
Other Operating Revenue	0	0
Loan Funds	0	0
Recoupments	0	0
Transfers from Reserves	17,000	0
Asset Sales	0	0
	<b>17,000</b>	<b>0</b>
<b>Net Surplus/(Deficit)</b>		<b>0</b>

The Motion was **Carried**

**FOR VOTE - Unanimous**  
**ABSENT. DID NOT VOTE - Cr K Milne**

31 [CS-CM] Corporate Quarterly Performance Report 1 January to 31 March 2016

257

**Cr G Bagnall**  
**Cr B Longland**

**RESOLVED** that Council receives and notes the Corporate Quarterly Performance Report as at 31 March 2016.

The Motion was **Carried**

**FOR VOTE - Unanimous**  
**ABSENT. DID NOT VOTE - Cr K Milne**

32 [CS-CM] Compliments and Complaints Analysis Report for the Period 1 January to 31 March 2016.

258

**Cr G Bagnall**  
**Cr B Longland**

**RESOLVED** that Council receives and notes the Compliments and Complaints Analysis Report for the period 1 January to 31 March 2016.

The Motion was **Carried**

***FOR VOTE - Unanimous***  
***ABSENT. DID NOT VOTE - Cr K Milne***

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**33 [CS-CM] Legal Services Register for the Period 1 January to 31 March 2016**  
**259**

**Cr G Bagnall**  
**Cr B Longland**

**RESOLVED** that the Legal Services Register report for the period 1 January to 31 March 2016 be received and noted.

The Motion was **Carried**

***FOR VOTE - Unanimous***  
***ABSENT. DID NOT VOTE - Cr K Milne***

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**34 [CS-CM] Monthly Investment and Section 94 Development Contribution Report for Period ending 30 April 2016**

This item was dealt with in conjunction with Item a34 (Minute No. 260 refers).

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**a34 [CS-CM] Monthly Investment and Section 94 Development Contribution Report for Period ending 30 April 2016**

**260**

**Cr G Bagnall**  
**Cr B Longland**

**RESOLVED** that in accordance with Section 625 of the Local Government Act 1993 the monthly investment report as at period ending 30 April 2016 totalling \$241,246,680 be received and noted.

The Motion was **Carried**

***FOR VOTE - Unanimous***  
***ABSENT. DID NOT VOTE - Cr K Milne***

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**ORDERS OF THE DAY**

Nil.

**QUESTIONS ON NOTICE**

Nil.

**DELEGATE REPORTS**

Nil.

**REPORTS FROM SUB-COMMITTEES/WORKING GROUPS**

**35 [SUB-TRMAC] Minutes of the Tweed Regional Museum Advisory Committee Meeting held Thursday 11 February 2016**

**261**

**Cr G Bagnall  
Cr B Longland**

**RESOLVED** that the Minutes of the Tweed Regional Museum Advisory Committee Meeting held Thursday 11 February 2016 be received and noted.

The Motion was **Carried**

***FOR VOTE - Unanimous  
ABSENT. DID NOT VOTE - Cr K Milne***

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**36 [SUB-CHAC] Minutes of the Community Halls Advisory Committee Meeting held Monday 22 February, 2016**

**262**

**Cr G Bagnall  
Cr B Longland**

**RESOLVED** that the Minutes of the Community Halls Advisory Committee Meeting held Monday 22 February, 2016 be received and noted.

The Motion was **Carried**

***FOR VOTE - Unanimous  
ABSENT. DID NOT VOTE - Cr K Milne***

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**37 [SUB-TCC] Minutes of the Tweed Coastal Committee Meeting held Wednesday 30 March 2016**

**263**

**Cr G Bagnall  
Cr B Longland**

**RESOLVED** that the Minutes of the Tweed Coastal Committee Meeting held Wednesday 30 March 2016 be received and noted.

The Motion was **Carried**

**FOR VOTE - Unanimous  
ABSENT. DID NOT VOTE - Cr K Milne**

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**38 [SUB-AAC] Minutes of the Aboriginal Advisory Committee Meeting held Friday 1 April 2016**

**264**

**Cr G Bagnall  
Cr B Longland**

**RESOLVED** that:

1. The Minutes of the Aboriginal Advisory Committee Meeting held Friday 1 April 2016 be received and noted; and
2. The Executive Management Team's recommendations be adopted as follows:

**A4. Renee Saunders (Tweed Shire Council)  
(a) PtV15/0021 Kingscliff Foreshore Revitalisation Works**

That in relation to the PtV15/0021 Kingscliff Foreshore Revitalisation Works the Aboriginal Advisory Committee confirms its recommendation of 4 December 2015:

*'that the:*

1. *AAC notes the proposed Kingscliff foreshore protection works and central park development project and endorses the recommended Aboriginal cultural heritage management approach, including the engagement of a cultural monitor during excavations beyond 2.6m associated with construction of the seawalls, with evaluation for the need for ongoing monitoring to be determined based on the level of disturbance encountered.*

2. *Tweed Byron Local Aboriginal Land Council to be engaged for Aboriginal cultural heritage induction training.'*

noting that if it isn't explicitly noted in the Part V Development Assessment documentation that it will be included as a condition of consent.

**A6. DA16/0180 Eco tourist facility at Lot 1 DP 361917 No. 215 South Pumpenbil Road, Pumpenbil - Simon Halcrow (Tweed Shire Council)**

That the Aboriginal Advisory Committee recommends that in relation to DA16/0180 at Lot 1 DP 361917 No. 215 South Pumpenbil Road, Pumpenbil:

1. Tweed Byron Local Aboriginal Land Council site monitors be engaged during all ground disturbance works at each of the six locations.
2. The excavation work be undertaken in stages as advised by the Aboriginal site monitors.
3. Recommendations 1 and 2 above be incorporated into the consent conditions for the Development Application.

**Business Arising from meeting held on 4 March 2016**

**A7. Village Entry Signage**

That:

1. Council notes the preferred traditional names and cultural meaning for Chillingham, Murwillumbah, Tumbulgum and Tyalgum as follows:
  - (a) Chillingham - Chinnangum - Crossing at the foot of a Blackbean
  - (b) Murwillumbah - Moorwooloombah - Place of big nose (bleeding)
  - (c) Tumbulgum - Tumbul - Small leafed fig tree
  - (d) Tyalgum - Daldalgum - Tall timbers
2. Council seek further advice from the Aboriginal Advisory Committee if further interpretation of these cultural names and meanings is required.

The Motion was **Carried**

**FOR VOTE - Unanimous**  
**ABSENT. DID NOT VOTE - Cr K Milne**

---

**39 [SUB-TRC] Minutes of the Tweed River Committee Meeting held Wednesday 13 April 2016**

**265**

**Cr G Bagnall**  
**Cr B Longland**

**RESOLVED** that:

1. The Minutes of the Tweed River Committee Meeting held Wednesday 13 April 2016 be received and noted; and
2. The Executive Management Team's recommendations be adopted as follows:

**GB1.Jack Evans Boat Harbour - Facilities (aquaSplash)**

*"That Council notes that the Tweed River Committee does not support Council providing a letter of support to aquaSplash for the aquatic fun park proposal, prior to there being full community consultation on the matter."*

**GB2.Fish Kill at Vintage Lakes**

*"That the Tweed River Committee be provided with a report into the possibility of increasing tidal exchange or other options that would prevent the occurrence of future fish kills."*

**GB3.Contamination**

*"That Council writes to both the Gold Coast Airport and the Commonwealth Department of Infrastructure and Transport requesting prior to commencement of any site disturbance, advice on the extent of and severity of Perfluorooctane sulfonate (PFOS) and Perfluorooctane acid (PFOA) contamination; and possible offsite impacts on ecosystems and human health."*

The Motion was **Carried**

**FOR VOTE - Unanimous**

**ABSENT. DID NOT VOTE - Cr K Milne**

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**40 [SUB-LTC] Minutes of the Local Traffic Committee Meeting held 14 April 2016**

**266**

**Cr G Bagnall**

**Cr B Longland**

**RESOLVED** that the:

1. Minutes of the Local Traffic Committee Meeting held Thursday 14 April 2016 be received and noted; and
  2. The Executive Management Team's recommendations be adopted as follows:
-

## **A1 [LTC] 2016 Battle on the Border**

*"That the proposed 2016 Battle on the Border on Friday 3, Saturday 4 and Sunday 5 June 2016 be supported, subject to:*

- 1. NSW Police approval being obtained.*
- 2. Endorsement of the event by Cycling/Triathlon NSW.*
- 3. Conformance with a Traffic Management Plan and associated Traffic Control Plans implemented and controlled by Roads & Maritime Services accredited persons.*
- 4. Community and affected business consultation addressing raised concerns.*
- 5. The event organiser notifies Tweed Shire residents of the impact of their event by advertising in the Tweed Link at their expense a minimum of one week prior to the operational impacts taking effect. The advertising must include the event name, specifics of any traffic impacts or road closures and times, alternative route arrangements, event organiser, a personal contact name and a telephone number for all event related enquiries or complaints.*
- 6. Consultation with bus and taxi operators and arrangements made for provision of services during conduct of the event.*
- 7. Adequate public liability insurance being held by the event organiser.*
- 8. All signage erected for the event to not cause a hazard for motorists or pedestrians and be removed immediately following the completion of the event.*
- 9. Consultation with emergency services and any identified issues addressed.*
- 10. Arrangements made for private property access and egress affected by the event.*
- 11. That the applicant organise for the event to be listed on Council's Calendar of Events web page. Go to [www.tweed.nsw.gov.au](http://www.tweed.nsw.gov.au) Our Community/Festivals Events and Filming/Calendar of Events and access the Calendar of Events site to upload the event details.*
- 12. The submission and approval of a Community Event application/Major Event application and compliance with any conditions imposed therein.*
- 13. The event be conducted in accordance with the current RMS Guidelines for Bicycle Road Races to ensure consistency across the network.*
- 14. A report be provided to Council, by the event organiser, within 2 weeks of conduct of the event, showing compliance with the above conditions."*

## **A2 [LTC] Cooly Rocks on June 2016**

*"That subject to consultation with adjacent businesses the temporary closure of the Wharf Street off street parking adjacent to the Dolphins Hotel be approved for the conduct of the Cooly Rocks on Festival Saturday 11 and Sunday 12 June 2016. All signage including detours shall be installed under an approved traffic control plan for the event."*

## **A3. [LTC] Bogangar Public School - Towners Avenue Access**

*"That:*

- 1. A "No Stopping 8.00 – 9.30am and 2.30 to 4.00pm school days" zone be installed in Towners Avenue from the southern boundary of No. 9 to the southern boundary of No. 28 Towners Avenue, Bogangar.*

2. "No Entry" signage with "authorised vehicles excepted" be installed to prevent unauthorised vehicles entering the driveway at the end of the cul-de-sac on Towners Avenue, Bogangar."

The Motion was **Carried**

**FOR VOTE - Unanimous**

**ABSENT. DID NOT VOTE - Cr K Milne**

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**a40 [SUB-LTC] Minutes of the Local Traffic Committee Minutes Meeting held Thursday 12 May 2016**

**267**

**Cr G Bagnall  
Cr B Longland**

**RESOLVED that:**

1. The Minutes of the Local Traffic Committee Minutes Meeting held Thursday 12 May 2016 be received and noted; and
2. The Executive Management Team's recommendations be adopted as follows:

**A1 [LTC] Queensland Elite, Under 19 & Master Individual Time Trial Championships 2016**

*"That the proposed Queensland Elite, Under 19 & Masters Individual Time Trial Championships 2016 on Sunday 19 June 2016 be supported, subject to:*

1. *NSW Police approval being obtained.*
  2. *Endorsement of the event by Cycling Queensland.*
  3. *Conformance with a Traffic Management Plan and associated Traffic Control Plans implemented and controlled by Roads & Maritime Services accredited persons.*
  4. *Community and affected business consultation addressing raised concerns including a letterbox drop to directly affected residents.*
  5. *The event organiser notifies Tweed residents of the impact of their event by advertising in the Tweed Link at their expense a minimum of one week prior to the operational impacts taking effect. The advertising must include the event name, specifics of any traffic impacts or road closures and times, alternative route arrangements, event organiser, a personal contact name and a telephone number for all event related enquiries or complaints.*
  6. *Adequate public liability insurance being held by the event organiser.*
  7. *All signage erected for the event to not cause a hazard for motorists or pedestrians and be removed immediately following the completion of the event.*
  8. *Consultation with emergency services and any identified issues addressed.*
  9. *Arrangements made for private property access and egress affected by the event.*
-

10. *That the applicant organise for the event to be listed on Council's Calendar of Events web page. Go to [www.tweed.nsw.gov.au](http://www.tweed.nsw.gov.au) Our Community/Festivals Events and Filming/Calendar of Events and access the Calendar of Events site to upload the event details.*
11. *The submission and approval of a Community Event application/Major Event application and compliance with any conditions imposed therein.*
12. *The event be conducted and signposted (where applicable this supersedes signposting in accordance with RMS Guide to Traffic Control at Worksites) in accordance with the current RMS Guidelines for Bicycle Road Races to ensure consistency across the network.*
13. *A report be provided to Council, by the event organiser, within 2 weeks of conduct of the event, showing compliance with the above conditions."*

#### **A2 [LTC] Blakeney's Road / Tweed Valley Way; Stokers Road, Stokers Siding**

*"That the existing "Give Way" sign on Blakeney's Road, Stokers Siding at the intersection with Tweed Valley Way be replaced with a "Stop" sign and its associated markings."*

#### **A3 [LTC] Tumbulgum Road, Murwillumbah**

*"That:*

1. *Following advertising in the Tweed Link on the proposed changes that a temporary 14.5 GVM weight limit be placed on Tumbulgum Road between Sunnyside Lane and Old Ferry Road, Murwillumbah.*
2. *The temporary 14.5 GVM weight limit on Tumbulgum Road between Sunnyside Lane and Old Ferry Road, Murwillumbah be removed after the road has been upgraded to cater for heavy vehicles."*

#### **A4 [LTC] Tweed Valley Banana Festival 2016**

*"That the proposed temporary road closures to support the conduct of the Tweed Valley Banana Festival Street Parade on Saturday 27 August 2016 be approved subject to standard conditions as follows:*

1. *NSW Police approval being obtained*
2. *Conformance with a Traffic Management Plan and associated Traffic Control Plans implemented and controlled by Roads & Maritime Services accredited persons*
3. *Community and affected business consultation including installation of advisory signs within the affected road areas one week prior to the event*
4. *The event organiser notifies Tweed residents of the impact of their event by advertising in the Tweed Link at their expense a minimum of one week prior to the operational impacts taking effect. The advertising must include the event name, specifics of any traffic impacts or road closures and times, alternative route arrangements, event organiser, a personal contact name and a telephone number for all event related enquiries or complaints*
5. *Consultation with bus and taxi operators and arrangements made for provision of services during conduct of the event*

6. *Adequate public liability insurance being held by the event organiser*
7. *All signage erected for the event to not cause a hazard for motorists or pedestrians and be removed immediately following the completion of the event*
8. *Consultation with emergency services particularly Murwillumbah Fire Brigade and Murwillumbah Ambulance*
9. *Arrangements made for private property access and egress affected by the event, if required*
10. *That the applicant organise for the event to be listed on Council's Calendar of Events web page. Go to [www.tweed.nsw.gov.au](http://www.tweed.nsw.gov.au) Our Community/Festivals Events and Filming/Calendar of Events and access the Calendar of Events site to upload the event details*
11. *The submission and approval of a Community Event application/Major Event application and compliance with any conditions imposed therein."*

**A5 [LTC] Little Hill Street, Tweed Heads**

*"That yellow "No Stopping" edge lines be extended 10m from Boundary Lane into Little Hill Street."*

**A6 [LTC] Ash Drive, Banora Point**

*"That a yellow "No Stopping" edge line be installed outside no. 37 Ash Drive, Banora Point."*

**A8 [LTC] Ourimbah Road, Tweed Heads**

*"That bus zone signage be installed on Ourimbah Road opposite number 23-25 adjacent to the existing bus slab."*

The Motion was **Carried**

**FOR VOTE - Unanimous**

**ABSENT. DID NOT VOTE - Cr K Milne**

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**CONFIDENTIAL COMMITTEE**

**EXCLUSION OF PRESS AND PUBLIC**

**268**

**Cr B Longland  
Cr P Youngblutt**

**RESOLVED** that Council resolves itself into a Confidential Committee in accordance with Section 10A(2) of the Local Government Act 1993 (as amended) and that the press and public be excluded from the whole of the Committee Meeting, because, in the opinion of the Committee, publicity of the proceedings of the Committee would be prejudicial to the public interest, by reasons of the confidential nature of the business to be transacted.



The Motion was **Carried**

**FOR VOTE - Unanimous**  
**ABSENT. DID NOT VOTE - Cr K Milne**

The General Manager reported that the Confidential Committee had excluded the press and public from the whole of the Committee Meeting 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 transacted, and made the following recommendations to Council:-

## **REPORTS THROUGH THE GENERAL MANAGER IN COMMITTEE**

### **REPORTS FROM THE DIRECTOR COMMUNITY AND NATURAL RESOURCES IN COMMITTEE**

#### **C1 [CNR-CM] Stotts Creek Resource Recovery Centre - Landfill Cell Development**

#### **REASON FOR CONFIDENTIALITY:**

##### **Local Government Act**

This report is **CONFIDENTIAL** in accordance with Section 10A(2) 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.
- (d) commercial information of a confidential nature that would, if disclosed:
  - (i) prejudice the commercial position of the person who supplied it, or
  - (ii) confer a commercial advantage on a competitor of the council, or
  - (iii) reveal a trade secret.

#### **C 13**

That the General Manager be given delegated authority to negotiate the most favourable arrangement to excavate excess fill material from either Quirks Quarry and/or the Stotts Creek Resource Recovery Centre in preparation for the landfill cell development.

The Motion was **Carried**

**FOR VOTE - Unanimous**  
**ABSENT. DID NOT VOTE - Cr K Milne**

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## REPORTS FROM THE DIRECTOR ENGINEERING IN COMMITTEE

### C2 [E-CM] Tweed Southern Boatharbour Licences - Houseboat Operators

#### REASON FOR CONFIDENTIALITY:

Discussions of a commercial nature between Council and individuals which should remain confidential

#### Local Government Act

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

### C 14

That Council:

1. Terminates the current licence with Boyds Bay Houseboats for berths 2, 3, 4, 5, 18 and 20 at the Southern Boatharbour, River Terrace, Tweed Heads;
2. Approves entering into a licence agreement with Sunset Sailing Corporation Pty Ltd for berths 2, 3, 4, 5, 18 and 20 at the Southern Boatharbour, River Terrace, Tweed Heads for a term of 5 years and an option period of three years to expire on 31 March 2024.
3. Executes all documentation under the Common Seal of Council.

The Motion was **Carried**

**FOR VOTE - Unanimous**

**ABSENT. DID NOT VOTE - Cr K Milne**

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269

**Cr P Youngblutt**  
**Cr G Bagnall**

**RESOLVED** that the recommendations of the Confidential Committee be adopted.

The Motion was **Carried**

**FOR VOTE - Unanimous**

**ABSENT. DID NOT VOTE - Cr K Milne**

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There being no further business the Meeting terminated at 5.32pm



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

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**Chairman**

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