



AGENDA

ORDINARY COUNCIL MEETING Tuesday 26 September 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 Meetings held Tuesday 5 September 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 on Tuesday 5 September 2006 (DW 1456967).
 2. **Confidential Attachment** - Minutes of the Confidential Council Meeting held Tuesday 5 September 2006 (DW 1456962).
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SCHEDULE OF OUTSTANDING RESOLUTIONS

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.

OPERATIONS COMMITTEE

REPORTS FROM DIRECTOR ENVIRONMENT & COMMUNITY SERVICES

O25 [EC-OC] Tweed Shire Social Plan - 2006 Review

O199 COMMITTEE DECISION:

**Administrator Turnbull
Administrator Boyd**

RECOMMENDED that Council:

1. Notes the information obtained from community consultation in January 2006.

2. The report be referred to the General Manager for consideration and further report to Council.

Current Status: Matter being considered by General Manager.

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: Report to be prepared.

ADMINISTRATOR'S MINUTE

[AM] Signing of Documents

Documents signed by Administrators since 5 September 2006

Administrator Boyd

- 11 September 2006 Easement - Lot 2 DP 833498 Soorley Street, Tweed Heads South
- 11 September 2006 Determination of Compensation - Lot 1 DP 1060215 - Eastlakes Drive, Tweed Heads South
- 15 September 2006 Request - Land Acquisition for Road Purposes Palmvale Road, Reserve Creek

Administrator Willan

- 7 September 2006 Plan of Easement - Lot 71 DP 755730, Kyogle Road, Uki

RECOMMENDATION:

That the information be received and noted.

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ORDINARY ITEMS FOR CONSIDERATION

REPORTS FROM THE GENERAL MANAGER

REPORTS FROM SUB-COMMITTEES/WORKING GROUPS

1 [SUB-AAC] Minutes of the Aboriginal Advisory Committee Meeting held Friday 1 September 2006

VENUE:

Tweed Heads Civic Centre Meeting Room

TIME:

10.00 am

PRESENT:

Administrator Max Boyd
General Manager Mike Rayner
Geoff Edwards (TSC)
Lesley Mye (TSC)
Gary Oliver (Department of Aboriginal Affairs)
Aunty Maureen Logan (TBLALC),
Aunty Kathleen Lena (TBLALC)
Uncle Rob Slockee (TBLALC)
Val Mye (Community)
Ian Fox (SCU)
Dot Holdom (Community)
Gordon Rhodes (South Tweed Sports)
Aunty Joyce Summers (Community)
Jackie McDonald (Tweed Wollumbin AECG)
Uncle Des Williams (TBLALC)
Aunty Dale Williams (TBLALC)
Russell Logan (TBLALC)
Amarlee Kelly (Community)

APOLOGIES:

Aunty Chris Morgan, Clare Lena-Gray, Leweena Williams & Clarence Phillips

Moved: Dot Holdom

Second: Russell Logan

RESOLVED that the apologies be accepted.

Carried unanimously

The Chair was declared vacant and nominations were called. Administrator Boyd was nominated and unanimously elected to Chair the meeting.

Administrator Boyd opened the meeting with a welcome to all present and paid respect to Elders past and present.

MINUTES OF PREVIOUS MEETING:

Moved: Maureen Logan

Seconded: Lesley Mye

RESOLVED that the Minutes of the Tweed Shire Council Aboriginal Advisory Committee meeting held Friday 4 August 2006 be accepted as a true and accurate record of the proceedings of that meeting.

BUSINESS ARISING:

Item from Meeting held 7 April 2006

3. Ms Stella Wheildon

General discussion was held concerning the correspondence Council has received from Ms Wheildon. The General Manager advised the committee that a reply will be forwarded to Ms Wheildon stating that Council supports the Aboriginal Advisory Committee.

Item from Meeting held Friday 5 November 2004

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

Mr. Mye advised the committee that the rock art for the opening of the Gunngah Binnung Exhibition has been commenced.

Item from Meeting 5 August 2005

2. Cobaki and Terranora Broadwater Aboriginal Cultural Heritage Management Plan

Aunty Kathleen Lena was nominated and approved by the Committee to perform “Welcome to Country” at the launch on Saturday 9 September 2006.

Item from Meeting held 5 August 2005

2. Upgrade of the Old Border Caravan Park – Indigenous Public Placemaking Project.

The survey to choose a name for the Indigenous Gardens has resulted in the name Goorimahbah as the preferred choice.

Moved: Administrator Boyd

Seconded: Dot Holdom

RECOMMENDATION:

That Council adopts the name “Goorimahbah” for the Indigenous Gardens at Jack Evans Boat Harbour.

Carried unanimously

Item from Meeting held Friday 14 July 2006

1. Gold Coast Airport Runway Extension

Ms Mye advised the committee that Council had received correspondence from Mr. Norbert Benton, Environment Manager Gold Coast Airport stating that “no sign-off by any Indigenous organisation or group of the Draft Protocol for Management of Stone Artefact Scatter” and that the Draft Protocol has not been ratified.

Ian Fox suggested to the Committee that Mr Benton receive a copy of the Cobaki and Terranora Broadwater Aboriginal Cultural Heritage Management Plan. Mr. Fox thanked the Committee for their assistance and understanding, which has enabled him to complete the Cobaki and Terranora Broadwater Aboriginal Cultural Heritage Management Plan.

Moved: Jackie McDonald

Seconded: Des Williams

RECOMMENDATION:

That Council forwards a copy of the Cobaki and Terranora Broadwater Aboriginal Cultural Heritage Management Plan to Mr. Benton, Environment Manager, Gold Coast Airport.

Carried unanimously

Item from Meeting held 3 September 2004

5. Terms of Reference

After discussion, Administrator Boyd called for an Extraordinary Meeting to be held to ratify the draft Terms and Reference.

Moved: Rob Slockee
Seconded: Dot Holdom

RESOLVED: An Extraordinary Meeting will be held on Friday 8 September 2006 at the HACC Centre Heffron Street Tweed Heads South from 10am until 1pm for the purpose of ratification of the draft Terms of Reference for the Aboriginal Advisory Committee.

Carried unanimously

Item from Meeting 5 May 2006

1. City of the Arts 2003-2005 SADE Project Village Timber Art Trail Burringbar Village Project

Ms McDonald and Mr. Fox will forward information relating to the Burringbar area to Ms Lesley Buckley for the project.

Moved: Kathleen Lena
Seconded: Des Williams

RESOLVED that Business Arising has been dealt with.

Carried unanimously

GENERAL BUSINESS:

1. Gordon Rhodes - South Tweed Sports Club Water Grant project

Mr. Rhodes tabled information relating to the two Federal Government water grants of interest to South Tweed Sports Club.

Part 1 - Green irrigation/rainwater harvesting which will harvest 1,500,000 litres of rainwater for greens irrigation over a year, and

Part 2 - Water saving by retrofitting of the Men's Clubhouse urinals to become waterless.

Moved: Dale Williams
Seconded: Maureen Logan

RESOLVED: That this Committee offers support in principle the Federal Government water grant applications but recommends that the people working on the projects consult closely with Tweed Byron Local Aboriginal Land Council.

Carried unanimously

2. Mr Gary Oliver – Regional Manager, Department of Aboriginal Affairs

Mr Oliver outlined his position in the Department of Aboriginal Affairs and what the Department is working towards. He explained that there is funding available for community projects throughout the state.

3. NSW Geographic Names Board

The Committee discussed correspondence from Mr. Bill Bainbridge to Ms Mye regarding the naming of various areas in the Shire. The Tweed Byron Local Aboriginal Land Council will contact Mr. Bainbridge regarding the issue.

4. Cobaki Wetlands.

Jackie McDonald tabled correspondence from Lindy Smith to Mr. Neville Newell MP requesting support for a proposal to protect the remaining environmentally and culturally significant areas around Cobaki wetlands. The Tugun Bypass project has already had a devastating effect on the wetlands and will create an enormous impact on the Tweed community. In particular Ms Smith is seeking support from the Aboriginal Community for a proposal to dedicate Crown Reserve number 59360 and the remaining 15.8 ha site south of the Crown Reserves known as Block C to the people of NSW.

Ms McDonald also outlined the proposal to dedicate the remaining Cobaki Broadwater area as a National Park (tentatively named Murraba National Park). A strong body of planning documents supports a National Park proposal including the Tweed Shire Council LEP, Cobaki Lakes DCP, Vegetation Management Plan, Cobaki and Terranora Broadwater Aboriginal Cultural Heritage Management Plan, Tweed Shire Council ECO Graph Report and State Government Policies amongst others.

The Department of Environment and Conservation acknowledges the significance of these wetlands and their importance for the protection of fauna, flora and cultural heritage values and the maintenance of biological diversity in the area. A submission will be compiled by Save Our Lakes and Heritage Group and will be distributed for discussion at the next Committee meeting.

Moved: Administrator Boyd

Seconded: Dot Holdom

RESOLVED: That the Committee supports in principle the proposal by Ms Smith and request Save Our Lakes and Heritage to put together a submission with the aim of establishing a Nature Reserve at Cobaki Broadwater and the concept of a National Park for the area.

Carried unanimously

NEXT MEETING:

The next meeting of Aboriginal Advisory Committee will be held on Friday 6 October 2006, at 10.00 am in the Activities Room, HACC Centre, Heffron Street, Tweed Heads South.

The meeting closed at 12.35pm.

DIRECTOR'S COMMENTS:

The Terms of Reference for the Committee will need to be forwarded to Council for ratification.

DIRECTOR'S RECOMMENDATIONS:

BUSINESS ARISING:

Item from Meeting held 5 August 2005

- 2. Upgrade of the Old Border Caravan Park – Indigenous Public Placemaking Project.**

As per the Committee's recommendation being:

"That Council adopts the name "Goorimahbah" for the Indigenous Gardens at Jack Evans Boat Harbour."

Item from Meeting held Friday 14 July 2006

- 1. Gold Coast Airport Runway Extension**

As per the Committee's recommendation being:

"That Council forwards a copy of the Cobaki and Terranora Broadwater Aboriginal Cultural Heritage Management Plan to Mr. Benton, Environment Manager, Gold Coast Airport."

2 [SUB-LTC] Minutes of the Local Traffic Committee Meeting held Thursday 14 September 2006

VENUE:

Peter Border Room

TIME:

Commencing at 9.00am.

PRESENT:

Committee Members: Mike Baldwin, Roads and Traffic Authority; Sgt Steve Henderson, NSW Police; Mr Neville Newell, MP, Member for Tweed.

Informal: Chairman: Mr Paul Morgan, Mr Ray Clark, Judith Finch and Jan McCrohon (training), Derek Mackenzie (guest), Tweed Shire Council.

APOLOGIES:

Mr Don Page MP, Member for Ballina.

MINUTES OF PREVIOUS MEETING:

RESOLVED that the Minutes of the Local Traffic Committee Meeting held Thursday 17 August 2006 were tabled at the meeting and accepted by the Committee as a true and accurate record of the proceedings.

SCHEDULE OF OUTSTANDING LOCAL TRAFFIC COMMITTEE ITEMS

Nil.

BUSINESS ARISING:

Item from Meeting Held 16/3/06:

3. Bakers Road, Murwillumbah
R0280 Pt1; DW1346133; Street - Sign; Traffic - Parking Zones; New Art Gallery

"Request received in relation to parked vehicles at the art gallery. The parked vehicles are making it difficult for persons at 41 Bakers Road to exit their property.

This item deferred until the extensions to the Art Gallery are complete as extra on-site car parking should be provided.

To be brought forward to the Local Traffic Committee meeting in September 2006.

For Council's information.

Current Status: To be brought forward to the LTC for meeting in September 2006."

The Road Safety Officer has had discussions with the property owner and has agreed to further investigate any future complaints as they arise, as they are intermittent and don't actually obstruct the driveway. No further action required at this time.

For Council's information.

GENERAL BUSINESS:

PART A

1. Pottsville - Mooball Road Sleepy Hollow, Warwick Park Road
DW1443054; DW1459625; Pottsville Road; Warwick Park Road; Bus - Services - Stops;
Bus - Services - Routes; Traffic - Safety; LN36073; 36074; 36075

Request received in relation to children catching the J & B Bus at Warwick Park Road. It is reported that the intersection where the bus stop is located is set on a main road which leads to access for the freeway. Semi trailers also use the intersecting road, Warwick Park Road. The two roads have vehicles travelling past this intersection often at speeds at or near 100kph.

There are concerns with the morning bus partially blocking traffic entering or leaving Warwick Park Road. The children wait on the southern corner of Warwick Park Road where there is no level verge but a large deep drain backed by a steep shale embankment. The bus shelter is on the opposite side of the road, from which you cannot see the bus approaching due to the trees/shrubbery. On the afternoon drop the bus again partially blocks the intersection. The added danger at this time is that the children exit the bus onto Pottsville-Mooball Road and then walk around the front of the bus to waiting parents. Traffic along the road can be quite hectic.

A solution to this dangerous situation is to have the school bus drive into Warwick Park Road about 300 metres. There is an open area where 3 driveways meet (at No's 37, 39 and 41). There is sufficient area for the bus to pull fully and safely off the roadway and turn around and safely drive back onto Warwick Park Road. It is reported that the residents of Nos. 37, 39 and 41 also agree and have no objection to the area being utilised by the bus.

The bus operator has advised that the cluster of driveways would require some gravel to be put down to level the ground and has requested that Council inspect the area and give approval prior to submitting the appropriate paperwork to the Ministry of Transport.

The Committee discussed the issue and noted that the 85th percentile speed of traffic is approximately 62kph and as a result adequate sight distance is available. Advisory signage is to be installed and when funding is available sight improvements are to be carried out including gravel and relocation of the bus shelter.

For Council's information.

2. Terranora Road, Terranora
Terranora Road; Traffic - Safety; Transport Bus Services - Stops; DW1450499

Request received in relation to a request for bus zone signs and markings at the lay-by on Terranora Road adjacent to the new shopping centre east of Henry Lawson Drive and west of the post office. Council has received complaints from parents of children concerned about the change from Henry Lawson Drive to Terranora Road and associated safety issues that Surfside Buslines are now using the lay-by as a school bus interchange.

The Committee noted that there is no commuter bus route at the present time for use of the lay-by and bus zone signage is not supported at this time. In regard to the school bus routes and interchange Council has no control over the operations of these services which are provided through the Department of Transport and agreements with private bus operators. The Committee noted that the bus facilities in Henry Lawson Drive adjacent to the Primary School are considered safer than utilising the new bus lay-by on Terranora Road. The Committee suggests Council writes to the Department of Transport expressing these views and asking the Department to resolve this matter with Surfside Buslines.

For Council's information.

3. Banksia Avenue, Bogangar
DW1448535; Banksia Avenue; Street - Signs; Pedestrian Crossing

Request received for:-

1. The installation of 'Stop' signs installed on the eastern and western corners of Banksia Avenue and Hastings Road. Currently there are 'Stop' signs located on the northern and southern corners of Banksia Avenue and Hastings Road.
2. The provision of a pedestrian crossing near the intersection of Hastings Road to cross Banksia Avenue as it is reported that there are now quite a number of pupils travelling to school either on foot or bicycle from the northern area of the village along Hastings Road and crossing Banksia Avenue.

The Committee discussed the matter and made the following decisions:-

1. The Committee does not support 4 way stop sign control intersections as it does not comply with accepted standard practice. The Committee noted sight distance is adequate on the approaches to the stop signs.
2. The Committee cannot endorse a pedestrian crossing at the location as the 'warrants' determined by the RTA for such a facility are not met.

For Council's information.

-
4. Proudfoots Lane, Murwillumbah
DW1457998; DW1459625; Proudfoots Lane; Local Area Traffic Management

Leigh Abernethy to address the meeting to discuss the Shared Space Project on Proudfoots Lane.

Council has embarked on a combined project between the Works Unit and Recreation Services to design a functional, flexible and upgraded shared space in Proudfoots Lane, Murwillumbah. This includes the installation of a new road surface, vegetation, furniture and lighting.

As part of the drainage upgrade works that commenced earlier in the year, the Proudfoots Lane road surface was removed and replaced with a temporary seal. It was considered that Proudfoots Lane could function as more than a back lane and parking area for the town. There are also several areas where there is inadequate pedestrian footpaths, encouraging pedestrians to walk on the road. The speed of vehicles in the lane is also low which allows pedestrians to walk on the road in relative safety.

This project has recently commenced with an initial meeting with Murwillumbah Traders whose businesses and properties back onto Proudfoots Lane. The outcomes of this meeting have meant a revision of the timeframes and priorities of the project. This update will inform the members of the Traffic Committee of the status of the project and discuss input of the Committee into the final design process.

This item heard at 10:45am. Leigh demonstrated to the Committee the Powerpoint presentation given to the shopkeepers. Numbers of vehicles per day using Proudfoots Lane was discussed and the Committee noted that the number of vehicles per day would impact on whether or not the area could be a 10kph shared vehicle / pedestrian area.

The Roads & Traffic Authority Representative advised that RTA Technical Directions needed to be followed in the design of this area.

Mr McKennariey's comments in respect to blind and disabled use were referred to the Landscape Architect for consideration in the detailed design stage of Proudfoots Lane.

For Council's information.

5. Twin Towns Triathlon Club Season

DW1454349; Bicycle Matters - General; Sport & Recreation - General; Roads General;
Road Closures - Temporary

Request received for the 2006-2007 Twin Towns Triathlon Club to use Tweed Shire roads on the following dates between 6:15am and 7:15am:-

16, 23, 30 September
7, 14, 21, 28 October
4, 11, 18, 25 November
2, 9, 16, 23, 30 December
6, 13, 20, 27 January Twin Towns Triathlon Club
3, 10, 17, 24 February
3, 10, 17, 24 March

The Club has advised that all members must adhere strictly to the NSW road rules.

The Police Representative advised that this event has been run for a few years and that the Police have received no complaints regarding previous events.

RECOMMENDATION:

That Council supports the request to run the Twin Towns Triathlon Club Cycle Event on Council roads subject to the following conditions:-

- The cycle leg of TTTC Saturday morning competition comprises 14.5 km course with members on the road at intervals between 6:15am and 7:15am;
 - Approval for the TTTC Program to start on 23 September 2006 and conclude on 24 March 2007 (a total of 28 weeks);
 - All members must adhere strictly to NSW road rules;
 - Bikes must meet strict standard of maintenance/lights (front & rear) compulsory for early starters;
 - Helmets must be worn at all times;
 - Drafting is illegal (bunches should not form);
 - Road signs are displayed at strategic points to alert motorists of the presence of cyclists;
 - All competitors are numbered allowing identification of any breaches of road rules;
 - Competition will be cancelled when weather conditions are dangerous, as the club has a duty of care to all members;
 - All members understand their obligation to be part of the road traffic flow and at no time to take precedence over normal traffic flow.
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6. Use of Tweed Shire Roads for Permitted Access for B-Double Vehicles
DW1452814; Traffic - Weight of Vehicles (inc B-Doubles)

Request received for permission to use Tweed Shire Roads that are designated for B-Double usage.

The Committee considered the information in the applicant's letter to be unclear and suggested that the request be forwarded to the Roads & Traffic Authority for advice and referred back to the Local Traffic Committee once this is available.

For Council's information.

7. Kennedy Drive, Tweed Heads West
DW1446905; Kennedy Drive; Parking Zones

Request received for Local Traffic Committee advice in relation to the vehicles parked on the northern side of Kennedy Drive in the area east of the Fish Shop up to the Tweed exit.

It is reported that these vehicles are difficult to see at night and it has been suggested that maybe parking should be restricted.

The Committee noted that there is ample width between the double centreline and kerb to accommodate parallel parking in accordance with the Australian Road Rules on the subject section of Kennedy Drive. Therefore the request for restricted parking is not supported.

For Council's information.

8. Pottsville Road, Pottsville
DW1460448; Pottsville Road; Speed Zones

Request received for extension of the 60km/h speed limit on Pottsville Road to cover the new roundabout access to the Seabreeze development.

The Committee agreed to the request and that the 60kph sign should be located on the crest of the hill on Pottsville Road west of the roundabout.

RECOMMENDATION:

That the 60kph speed zone be extended on Pottsville Road to west of the new roundabout to the Seabreeze Estate Subdivision to the crest of the hill on Pottsville Road.

9. Wollumbin Street, Murwillumbah
DW1444505; Parking - Zones; Disability Access Committee; Handicapped/Disabled Matters; Wollumbin Street

Request received for the provision of two disability parking spaces in Wollumbin Street, Murwillumbah.

The Committee noted that several disabled spaces exist in car parks adjoining Wollumbin Street which is considered the most suitable location as they are located away from through-traffic. It was noted that 5 disabled spaces are located within Sunnyside Carpark, 1 in the new development on the corner of Brisbane Street at Murwillumbah Central. It was noted that at the eastern end of Wollumbin Street a possible shortage of disabled spaces does exist however some 3 spaces exist within the RSL Club. The Committee does not support placing disabled spaces on Wollumbin Street because of high volumes of traffic and difficulty in accessing the space. A possible location for a new space is within the Council carpark between Wollumbin Street and Proudfoots Lane and this was supported by the Committee.

RECOMMENDATION:

That one space in the Council carpark between Wollumbin Street and Proudfoots Lane be designated as a disabled space at the Wollumbin Street end

10. Tumbulgum Road, Murwillumbah
DW1455802; Traffic - Parking Zones; Library - Murwillumbah; Civic Centre - Murwillumbah

Request received for adequate parking to be provided for the Council and the Library in Murwillumbah, as the 2 spaces previously provided outside the Library have been removed.

The Committee did not support removing the 'No Parking' restrictions for safety reasons. The Committee endorses the previous decision regarding parking restrictions on Tumbulgum Road adjacent to the Civic Centre.

For Council's information.

11. Crystal Waters Drive & Kennedy Drive, Tweed Heads
DW1454971; Traffic - Safety; Crystal Waters Drive; Kennedy Drive

Request received for road widening at the intersection of Crystal Waters Drive and Kennedy Drive. There is a problem for vehicles travelling east which have to wait in the non-existent 'waiting lane' before turning right into Crystal Waters Drive.

Mr Newell left the meeting at 10:40am

The Committee discussed the problem and noted there is a relatively low crash history at this location but suggested the matter be referred to the Manager Design to investigate improvements at this location.

For Council's information.

PART B

Nil

NEXT MEETING:

The next meeting of the Local Traffic Committee will be held 19 October 2006 in the Peter Border Room commencing at 9.00am.

The meeting closed at 11:20am.

DIRECTOR'S COMMENTS:

2. Terranora Road, Terranora

**Terranora Road; Traffic - Safety;
Transport Bus Services - Stops; DW1450499**

The Traffic & Transport Engineer to write appropriate letter to Department of Motor Transport.

DIRECTOR'S RECOMMENDATIONS:

GENERAL BUSINESS:

PART A

2. Terranora Road, Terranora

**Terranora Road; Traffic - Safety;
Transport Bus Services - Stops; DW1450499**

As per the Director's Comments on this item being:

"That the Traffic & Transport Engineer to write an appropriate letter to the Department of Motor Transport."

5. Twin Towns Triathlon Club Season

DW1454349; Bicycle Matters - General; Sport & Recreation - General;
Roads General; Road Closures - Temporary

As per the Committee's recommendation being:

"That Council supports the request to run the Twin Towns Triathlon Club Cycle Event on Council roads subject to the following conditions:-

- *The cycle leg of TTTC Saturday morning competition comprises 14.5 km course with members on the road at intervals between 6:15am and 7:15am;*
- *Approval for the TTTC Program to start on 23 September 2006 and conclude on 24 March 2007 (a total of 28 weeks);*
- *All members must adhere strictly to NSW road rules;*
- *Bikes must meet strict standard of maintenance/lights (front & rear) compulsory for early starters;*
- *Helmets must be worn at all times;*
- *Drafting is illegal (bunches should not form);*
- *Road signs are displayed at strategic points to alert motorists of the presence of cyclists;*
- *All competitors are numbered allowing identification of any breaches of road rules;*
- *Competition will be cancelled when weather conditions are dangerous, as the club has a duty of care to all members;*
- *All members understand their obligation to be part of the road traffic flow and at no time to take precedence over normal traffic flow."*

8. Pottsville Road, Pottsville

DW1460448; Pottsville Road; Speed Zones

As per the Committee's recommendation being:

"That the 60kph speed zone be extended on Pottsville Road to west of the new roundabout to the Seabreeze Estate Subdivision to the crest of the hill on Pottsville Road."

9. Wollumbin Street, Murwillumbah

DW1444505; Parking - Zones; Disability Access Committee;
Handicapped/Disabled Matters; Wollumbin Street

As per the Committee's recommendation being:

"That one space in the Council car park between Wollumbin Street and Proudfoots Lane be designated as a disabled space at the Wollumbin Street end."

ORDERS OF THE DAY

3 [NOM] Tugun By-pass - Drainage Works

NOTICE OF MOTION:

Administrator Boyd moves:

The Pacificlink Alliance "Design Report ' Transverse Drainage South Report No DR-099-DR' " refers on page 6 under 4 1 1 to the following:

An overflow channel from Coolangatta Creek to Cobaki Broadwater crosses the Tugun Bypass around chainage 5,500."

It appears that this overflow has been created by persons unknown to Tweed Shire Council and without reference to this Council.

I will move that Council asks Gold Coast Airport Limited to explain the circumstances as to when and who authorised this work and the reason for water which would normally be discharged through Coolangatta Creek being diverted into Cobaki Broadwater.

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4 [NOM] Coolangatta Creek Sea Outlet

NOTICE OF MOTION:

Administrator Boyd moves:

That Council asks Gold Coast City Council whether the Coolangatta Creek sea outlet is kept open at all times in view of the massive build up of sand in and around the location of this outlet.

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5 [NOM] Brief on Project - Desalination Plant

NOTICE OF MOTION:

Administrator Boyd moves:

That in view of information contained in documents produced for Gold Coast Airport Limited which drew attention to leachate allegedly emanating from the Gold Coast City Council garbage dump and the publicity that Gold Coast City Council is apparently planning to construct a desalination plant on this site, Council expresses its reservations and asks for a briefing on this project.

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CONFIDENTIAL ITEMS FOR CONSIDERATION

REPORTS THROUGH GENERAL MANAGER IN COMMITTEE

REPORTS FROM THE DIRECTOR PLANNING & DEVELOPMENT IN COMMITTEE

- 1 **[PD-CM] Unauthorised Clearing of Threatened Species at Former Terranora Lakes Country Club - Lot 2 DP 867486 & Lot 33 DP 1085109 Marana Street, Bilambil Heights**

REASON FOR CONFIDENTIALITY:

This report is **CONFIDENTIAL** in accordance with Section 10A(2)(g) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to the following: -

- (g) advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege

- 2 **[PD-CM] Dwelling Entitlements - Lots 7 & 8 Section 1 DP 30012 Dalton Street, Terranora**

REASON FOR CONFIDENTIALITY:

This report is **CONFIDENTIAL** in accordance with Section 10A(2)(g) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to the following: -

- (g) advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege

REPORTS FROM THE ACTING DIRECTOR ENGINEERING AND OPERATIONS IN COMMITTEE

3 [EO-CM] Land Acquisition - Part Lots 5 and 6 Section 1 DP 1223, Riverside Drive, Tumbulgum

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) personal matters concerning particular individuals

4 [EO-CM] Acquisition of Crown Land - Kirkwood Road, Tweed Heads

REASON FOR CONFIDENTIALITY:

This report is **CONFIDENTIAL** in accordance with Section 10A(2)(d) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to the following: -

- (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

5 [EO-CM] Acquisition of Easement for Drainage 3 metres wide within Lot 1444 in DP 31968 - Terranora

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) personal matters concerning particular individuals

6 [EO-CM] Sale of Lot 2 DP 555141 - Recreation Street, Tweed Heads

REASON FOR CONFIDENTIALITY:

This report is **CONFIDENTIAL** in accordance with Section 10A(2)(d) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to the following: -

- (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

7 [EO-CM] Application to Transfer Crown Road Reserve to Council - Mooball

REASON FOR CONFIDENTIALITY:

This report is **CONFIDENTIAL** in accordance with Section 10A(2)(d) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to the following: -

- (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

8 [EO-CM] Lease to Murwillumbah Pistol Club - Wardrop Valley

REASON FOR CONFIDENTIALITY:

This report is **CONFIDENTIAL** in accordance with Section 10A(2)(d) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to the following: -

- (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
-

REPORTS FROM THE DIRECTOR ENVIRONMENT & COMMUNITY SERVICES IN COMMITTEE

9 [EC-CM] Lease of Additional Space at the Gallery by the Cafe

REASON FOR CONFIDENTIALITY:

This report is **CONFIDENTIAL** in accordance with Section 10A(2)(d) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to the following: -

- (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

