

**TWEED SHIRE COUNCIL
MEETING TASK SHEET**

Action Item - COUNCIL MEETING Thursday, 27 October 2016

Action is required for Item **35** as per the Council Resolution outlined below.

TITLE: [SUB-AAC] Minutes of the Aboriginal Advisory Committee Meeting held Friday 23 September 2016

**Cr B Longland
Cr K Milne**

RESOLVED that the Minutes of the Aboriginal Advisory Committee Meeting held Friday 23 September 2016 be received and noted.

The Motion was **Carried**

***FOR VOTE - Unanimous
ABSENT. DID NOT VOTE - Cr P Youngblutt***

TITLE: [SUB-AAC] Minutes of the Aboriginal Advisory Committee Meeting held Friday 23 September 2016

SUBMITTED BY: Community and Cultural Services



Supporting Community Life

LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:

- 2 Supporting Community Life
 - 2.1 Foster strong, cohesive, cooperative, healthy and safe communities
 - 2.1.1 Work closely with government and community organisations to improve services to children and families, youth, elderly, Indigenous people, disadvantaged and minority groups and to build stronger and more cohesive communities
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SUMMARY OF REPORT:

The Minutes of the Aboriginal Advisory Committee Meeting held Friday 23 September 2016 are reproduced in the body of this report for the information of Councillors.

RECOMMENDATION:

That the Minutes of the Aboriginal Advisory Committee Meeting held Friday 23 September 2016 be received and noted.

REPORT:

The Minutes of the Aboriginal Advisory Committee Meeting held Friday 23 September 2016 are reproduced as follows for the information of Councillors.

Venue:

Tweed Byron Local Aboriginal Land Council, 21/25 Ourimbah Road, Tweed Heads

Time:

9.35am

Present:

Des Williams (Tweed Byron Local Aboriginal Land Council representative),
Leweena Williams (Tweed Aboriginal Corporation for Sport) (arrived 10.40am),
Glenda Nalder (Tweed Wollumbin Aboriginal Education Consultative Group
representative), Desrae Rotumah (Tweed Aboriginal Co-op), Cr Gary Bagnall
(Tweed Shire Council).

Ex-officio:

Robyn Grigg, Robert Appo (Tweed Shire Council), Lisa Bailey (Tweed Shire
Council) (Minutes).

Guests (in order of arrival):

Melitta Firth (Consultant) (arrived at 10.20am), Sally Cooper (Tweed Shire Council)
(arrived at 10.50am), Kelly Edwards (Tweed Shire Council) (arrived at 11.20am).

Apologies:

Tracey Stinson (Tweed Shire Council), Aunty Joyce Summers (Canowindra
representative), Jackie McDonald (Tweed Wollumbin Aboriginal Education
Consultative Group representative).

In the absence of a quorum, the meeting commenced as a discussion with notes being taken. It was noted that the Aboriginal Advisory Committee (AAC) would not be able to make any recommendations/ resolutions until a quorum was achieved.

A1(a). Reconciliation Action Plan (RAP) Working Group – introduction, Robert Appo (Tweed Shire Council)

Robert advised that the RAP Working Group were scheduled to attend this meeting as an introduction to the AAC, however most are away from the office today. Robert noted that it was decided at the latest RAP Working Group meeting to invite AAC to a morning tea or a meet and greet sometime in the future. Robyn suggested a morning tea with the RAP Working Group and AAC could tie in with the launch of the RAP.

A1(b). Reconciliation Action Plan (RAP) – Update, Robert Appo (Tweed Shire Council)

Robert advised that Council is waiting on final approval from Reconciliation Australia but all indications are that the actions and deliverables will be accepted as they are. Responsibility for deliverables in the RAP has been assigned to the relevant Director of each department. Reconciliation Australia is looking for the highest level of management to take responsibility for the actions within the RAP. There have been no changes to the draft other than minor edits as recommended by Reconciliation Australia. Sign off should occur in the next few weeks.

A1. Local Government Aboriginal Network Conference – Update, Robert Appo (Tweed Shire Council).

Robert advised that he is currently writing the final report to the NSW Local Government Aboriginal Network (LGAN) Executive to wrap up the 2016 conference.

Des asked if Council received any feedback from the LGAN. Rob advised that delegates were asked to provide feedback about the event on the last day of the conference. Robyn noted she was impressed with the feedback and the response volume and advised that Gabby has compiled a spreadsheet to analyse the feedback. Robert advised that the majority of delegates enjoyed the conference and its structure and provided meaningful feedback to the LGAN Executive for future conference organisers.

Robyn advised a large number of delegates complimented Council and the AAC for their involvement in the conference. Robyn noted that she really wanted all areas of her department to be involved and was enormously proud of the unit as a whole (Gallery and Museum) for organising thought provoking exhibitions to coincide with the conference.

Robert thanked the AAC for their contribution to the conference and the extra assistance given during the event.

Leweena Williams arrived at 10.35am

Quorum achieved.

Chair: Cr Gary Bagnall
 Moved: Desrae Rotumah
 Seconded: Des Williams

RESOLVED that the Chair was declared vacant and nominations were called. Cr Gary Bagnall was nominated and was unanimously elected to Chair the meeting.

Desrae Rotumah opened the meeting with a welcome to all present and paid respect to Elders past and present.

Minutes of Previous Meeting:

Moved: Jackie McDonald
 Seconded: Cr Gary Bagnall

RESOLVED that the Minutes of the Aboriginal Advisory Committee meeting held Friday 5 August 2016 be accepted as a true and accurate record of the proceedings of that meeting.

Melitta Firth arrived at 10.20am

A2. Public art projects at Wommin Bay Road underpass, Chinderah/Kingscliff and the roundabout in Alma Street, Murwillumbah – Melitta Firth (consultant).

Melitta advised that she is working with Council on two new public artwork commissions within the Shire. The first stage of the project is consulting with the community and Council is asking community members to share the themes they would like reflected in these works before going out for expression of interest for an artist/s. There are two identified sites – Alma Street roundabout, Murwillumbah and the overpass at Chinderah with both locations wanting to make an entry statement.

Council is looking for ideas from the community on what they would like to celebrate and also ask what needs to be taken into consideration with the two sites. Leweena advised the underpass site needs to be referred to as Chinderah. Robyn suggested that Melitta

talk with Jonathon Lynch to be sure. The Alma Street site is on the roundabout at the entry to Murwillumbah. Glenda asked about what consultation has taken place regarding both sites with the wider community. Melitta said there are ongoing discussions as community members are being asked to provide their feedback on the features, characteristics or people of these towns that are important and should be reflected by the artworks.

Glenda asked will there be an Integrated Cultural Opportunities Assessment of the sites as part of the public art application. Melitta advised she would follow up and let Robert know.

Leweena asked if the projects will be open to individual adult artists or could it be open to groups working with young people. Melitta said each application will be assessed against the brief which will be developed after the community consultation. Glenda advised there are Indigenous street artists who have worked with young people in the area and they would be a good source of feedback, and also good to approach to be artists.

Robert asked what the budget is for both locations. Melitta advised the combined budget is \$90,000.

Glenda requested that the draft brief be forwarded to the AAC for comment, particularly on the cultural content.

Action: Once the draft brief for the public art projects at Wommin Bay Road underpass, Chinderah and the roundabout in Alma Street, Murwillumbah is developed, Melitta will liaise with CDO-Aboriginal to forward the brief via email to AAC members.

Melitta asked the AAC if the incorporated design on the overpass at Chinderah is an Aboriginal design as it looks like an Aboriginal shield motif. She has spoken to the Roads and Maritime Services but they don't have any information about them. Glenda advised that the public art on the bridge at Sextons Hill was designed by the community for the upgrade but she is not sure about the Chinderah overpass.

Robert advised that applications will come to Council's Public Art Reference Group (PARG) for comment and recommendations.

Leweena stated that a local artist would be preferred as they know the local area and requested that Aboriginal artists be encouraged to apply. Robyn advised this could be included in the Procurement Policy.

Melitta asked the AAC members to encourage others to participate in the survey as Council is looking for broad representation from the community.

Sally Cooper arrived 10.50am
Melitta Firth left at 11.07am

A3. Avondale Park West (Lot 1327 DP1005077) (AHIMS Ref # 04-2-0005) Sally Cooper (Tweed Shire Council)

Sally Cooper advised that habitat restoration works commenced at Lot 1327 DP1005077 ('Avondale Park West') in 2012 to reconstruct a matrix of Swamp Sclerophyll Floodplain Forest and Subtropical Coastal Floodplain Forest.

In order to provide long-term planning protection to the ecological values of the restored bushland, as well as long-term protection of the cultural, recreational and operational values, both current and future, of these sites, the land is intended to be re-categorised in accordance with the provision of the Local Government Act 1993 (LG Act).

Sally advised she is writing a draft Plan of Management for the site and is looking for input from the AAC for the cultural heritage significance of the site. Robert advised we don't know the full extent of the midden and potential to disturb the midden by fencing it.

Sally asked if signage was an option for the ongoing protection. Leweena urged caution as sometimes the signs make people more curious. Sally asked if it could be protected by use of thick mulch. Leweena suggested planting of smaller shrubs and plants may work better to keep people away from the midden site. Rob advised there has not been an assessment of how far the midden extends and there is still a big issue with kids coming through on their bikes.

Sally advised that if the AAC has any comments to add to the draft Plan of Management there will still be time to incorporate these into the document before it goes out on exhibition.

Kelly Edwards arrived at 11.20am
Sally Cooper left at 11.35am

A4. DA15/1018 Kudgerie Avenue, Cudgera Creek - 26 Lot Industrial Subdivision, Kelly Edwards (Tweed Shire Council).

Kelly advised Council's Development Assessment Unit has received a Development Application (DA15/1018) for a 41 lot industrial subdivision at Cudgera Creek. The proposal includes earthworks and roadworks and will be completed in four stages.

Following a request for further information, the applicant has amended the proposal to be a 26 lot industrial subdivision with the layout as shown on the provided map.

The submitted Cultural Heritage Assessment identifies a possible Scar Tree on the site however concludes that due to the age of the tree it was unlikely to be of cultural significance. The location of the Scar Tree appears to be within the proposed Lot 26 which is to be dedicated to Council. The application was referred to Office of Environment and Heritage (OEH) which raised no further concerns or requirements with regard to Aboriginal cultural heritage values.

Feedback is sought from the AAC regarding the 'Cultural Heritage Assessment' submitted with this application and in particular;

- Whether there are any issues with the development proposed as part of this application?
- If there are any conditions of consent that the AAC would like to see applied in the event of approval being granted for the proposal?

Please note that the submitted Cultural Heritage Assessment was submitted to Council to inform the rezoning process of the land. The land has since been rezoned to part Industrial to facilitate the proposed subdivision.

Kelly advised that the last time the Development Application was brought before the AAC, it requested to see any advice provided by OEH. This advice has since been received and was presented to the AAC. Kelly advised that OEH had no concerns with the application regarding Aboriginal Cultural Heritage subject to the recommendations of the Cultural Heritage Assessment.

Cr Bagnall asked if the environmental zone is acting as a corridor for wildlife. Kelly advised that the new configuration on the east part of the site ensures there is an area for koalas but there is no further information from the developer at this point. Kelly also advised there is a Voluntary Planning Agreement (VPA) over the site.

Leweena confirmed the scar tree is a registered AHIMS site. The AAC confirmed that there were no objections to the Development Application subject to the Scar Tree being protected and the development being undertaken in accordance with the recommendations of the Cultural Heritage Assessment.

Kelly Edwards left at 11.55am

Tim Robbins advised by telephone that he is unable to attend for Agenda item 5.

Inwards Correspondence:

IC1. Letter from Tweed Shire Council dated 29 August 2016 re Naming of new road in plan of subdivision of Lot 41 DP1092501, Terranora – Cooriki Avenue
Letter tabled and provided to AAC members. Vanessa Gwynne, Conveyancer/Property Officer, emailed Robert on 29 August 2016 requesting feedback from the AAC regarding the proposed road name as it is of Aboriginal language and would like to know if the name is appropriate to use in keeping with our road naming policy.

Action: CDO-Aboriginal to liaise with Vanessa to advise that the name 'Cooriki' is a Bundjalung word, however would not be appropriate to use as a Road name as the language is of another dialect further down the coast.

IC2. Letter from Jeremy Leach from RPS Cultural Heritage Consultants dated 20 September 2016 re Aboriginal Cultural Heritage investigations for NBN infrastructure at Fingal and Hastings Point.
Letter tabled and provided to AAC members. CDO-Aboriginal advised that he had registered the AAC as an interested party for the Aboriginal Cultural Heritage investigations. The letter is an invitation for AAC members to participate in a walk-over of the two sites on 27 and 28 September 2016. Leweena advised that TBLALC will have Sites Officers attending.

Outwards Correspondence:

Nil

General Business:

Nil

Next Meeting:

The next meeting of the Aboriginal Advisory Committee will be held on a date to be advised.

The meeting closed at 12.32pm.

COUNCIL IMPLICATIONS:**a. Policy:**

Code of Meeting Practice.

Terms of Reference - Aboriginal Advisory Committee adopted 19 September 2013 (ECM 3146605).

b. Budget/Long Term Financial Plan:

Not applicable.

c. Legal:

Not Applicable.

d. Communication/Engagement:

Inform - We will keep you informed.

UNDER SEPARATE COVER/FURTHER INFORMATION:

Nil.
