

**TWEED SHIRE COUNCIL
MEETING TASK SHEET**

Action Item - COUNCIL MEETING Wednesday, 17 April 2019

Action is required for Item **34** as per the Council Resolution outlined below.

TITLE: [SUB-AAC] Minutes of the Aboriginal Advisory Committee Meeting held Friday 8 February 2019

**Cr P Allsop
Cr R Cooper**

RESOLVED that:

1. The Minutes of the Aboriginal Advisory Committee Meeting held Friday 8 February 2019 be received and noted; and
2. The Executive Leadership Team's recommendations be adopted as follows:

GB5. Changes to Chinderah / Kingscliff Locality Boundary

That Council acknowledges that the Aboriginal Advisory Committee supports the view of long term residents of Chinderah and opposes the submission to alter the locality boundary between Kingscliff and Chinderah.

The Motion was **Carried**

FOR VOTE - Unanimous

ABSENT. DID NOT VOTE - Cr C Milne, Cr W Polglase

TITLE: [SUB-AAC] Minutes of the Aboriginal Advisory Committee Meeting held Friday 8 February 2019

SUBMITTED BY: Community and Cultural Services

mhm



People, places and moving around
Who we are and how we live

LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:

3	People, places and moving around
3.1	People
3.1.2	Community and Cultural Development - To provide community and cultural development services to foster and improve social and cultural well-being.

ROLE: Leader

SUMMARY OF REPORT:

The Minutes of the Aboriginal Advisory Committee Meeting held Friday 8 February 2019 are reproduced in the body of this report for the information of Councillors.

RECOMMENDATION:

That:

- 1. The Minutes of the Aboriginal Advisory Committee Meeting held Friday 8 February 2019 be received and noted; and**
- 2. The Executive Leadership Team's recommendations be adopted as follows:**

GB5. Changes to Chinderah / Kingscliff Locality Boundary

That Council acknowledges that the Aboriginal Advisory Committee supports the view of long term residents of Chinderah and opposes the submission to alter the locality boundary between Kingscliff and Chinderah.

REPORT:

The Minutes of the Aboriginal Advisory Committee Meeting held Friday 8 February 2019 are reproduced as follows for the information of Councillors.

Venue:

Canvas and Kettle Meeting Room, Murwillumbah Civic and Cultural Centre

Time:

9.30am

Present:

Jackie McDonald (Tweed Wollumbin Aboriginal Education Consultative Group representative), Des Williams (Tweed Byron Local Aboriginal Land Council representative), Victor Slockee (Canowindra representative), Dale Williams (Bugalwena representative), Cr Chris Cherry (Tweed Shire Council), Leweena Williams (Tweed Aboriginal Corporation for Sport representative)

Ex-officio:

Chantelle Howse, Robert Appo, Lisa Bailey (Minutes) (Tweed Shire Council), Tracey Stinson (Tweed Shire Council) (arrived 10.30am)

Guests (in order of arrival):

Tim Robins (Everick Heritage), Robyn Eisermann and Jonathon Lynch (Tweed Shire Council) (arrived 10.00am); Kerrie McConnell (Tweed Shire Council) (arrived 10.30am)

Apologies:

Aunty Joyce Summers (Canowindra), Mayor Katie Milne (Tweed Shire Council), Desrae Rotumah (Tweed Aboriginal Co-operative Society representative), Robyn Grigg (Tweed Shire Council), Christine Slabb

Chair: Victor Slockee

Moved: Leweena Williams

Seconded: Jackie McDonald

RESOLVED that the Chair was declared vacant and nominations were called. Victor Slockee was nominated and was unanimously elected to Chair the meeting.

Victor opened the meeting with a welcome to all present and paid respect to Elders past, present and those emerging.

Minutes of Previous Meeting:

Moved: Dale Williams

Seconded: Jackie McDonald

RESOLVED that the Minutes of the Aboriginal Advisory Committee meeting held Friday 7 December 2018 be accepted as a true and accurate record of the proceedings of that meeting. The minutes will be presented to Council for endorsement on 21 February 2019.

Business Arising:

Business Arising from meeting held on 7 December 2018

GB5.Arts Northern Rivers

As Robyn Grigg was not present at this meeting, this item held over to the next meeting.

Action: *Manager Community and Cultural Services to provide a report on her discussions with Arts Northern Rivers regarding how Council will work with ANR and priority projects for 2019.*

Business suspended for Agenda Item A2.

A2. Test excavations per Mooball Management Agreement - Lot 2 DP 534493 and Lot 7 DP 5932000, Tweed Valley Way, Mooball Tim Robins (Everick Heritage), Robyn Eisermann and Jonathan Lynch (Tweed Shire Council)

Following is an extract from the Voluntary Planning Agreement (VPA) for Lot 2 DP 534493 and Lot 7 DP 5932000, Tweed Valley Way, Mooball that is to be satisfied:

Voluntary Planning Agreement and LEP amendment

Following negotiations with the owners, consultants and Council and as a commitment to the process and in response to a number of studies and assessments associated with the planning proposal, the owners of the site entered into a Voluntary Planning Agreement (VPA), dated 26 July 2016, under the provisions of the EP&A Act [then] S93F(1) and now S7.4.

'Specific to the matter of Aboriginal cultural heritage the VPA commits to:

Part 5 - Requirements for Development Applications

30 Pre-DA Investigations

- 30.1 *The Developer and Landowner agree not to lodge a Development Application for the Development unless documentary evidence has been provided to the Council to satisfy Council that the Landowner or Developer has:*
- 30.1.1 *dug test pits and tested soil on the Land for Aboriginal artefacts or items or matters of Aboriginal significance in accordance with the requirements of the Tweed Aboriginal Advisory Committee (TAAC) regarding the areas to be tested and the testing methodology;*
 - 30.1.2 *provided the results of the testing referred to in clause 30.1.1. to the TAAC;*
 - 30.1.3 *provided to Council a copy of the results of the testing referred to in clause 30.1.1 as well as a copy of the minutes of the TAAC meeting where these results were tabled;'*

Tim Robins attended the meeting to present the Report *Lot 7 DP 593200 and Lot 2 534493 Tweed Valley Way Mooball NSW: Excavation Report*, dated January 2019 prepared for Planit Consulting which was reviewed by all members and the findings discussed. The purpose of the presentation was to satisfy the requirements of the VPA. It was noted that, although an invitation was extended to the Tweed Byron Local Aboriginal Land Council (TBLALC) to have a representative present for the testing, a member was not present at the time. The report notes that testing was carried out on the ridge crest and some smaller spurs, and also went into the alluvial areas on the ridge lines, where ridge spurs had no top soil evident. The landscape has been altered significantly through farming practices and no artefacts were detected. The findings are

that no Aboriginal Objects or Places and no areas considered to contain Potential Archaeological Deposit (PAD) were identified. This was acknowledged by the AAC members.

It was noted that Everick is required to submit a copy of the results and minutes of the relevant AAC meeting to Council.

Acceptance of the Report:

Moved: Jackie McDonald

Seconded: Des Williams

RESOLVED that the Lot 7 Plan 593200 and Lot 2 Plan 534493, Tweed Valley Way, Mooball NSW: Excavation Report Prepared for Planit Consulting tabled by Everick Heritage dated January 2019 be accepted.

Tim Robins, Robyn Eisermann and Jonathan Lynch left the meeting 10.30am.

General Business

GB4. Certificate of Appreciation presented to Jackie McDonald

Kerrie McConnell, Events Officer - Tweed Shire Council, attended the meeting to present Jackie McDonald with a certificate of appreciation for conducting the Welcome to Country during the recent Australia Day Citizenship Ceremony. The Welcome to Country was conducted by Jackie at very short notice and this was greatly appreciated by Council.

Kerrie McConnell left the meeting at 10.35am

Resumption of business.

Agenda Items:

A1. Community Development Officer-Aboriginal - Robert Appo (Tweed Shire Council)

(a) Tweed Cultural Plaza update with Christine Slabb

In Christine's absence, Rob Appo presented the design for the balustrade section of the Cultural Plaza. The design currently shows a Tweed Shire Council Logo, however, the project team wanted to focus on the cultural aspects of the artwork so a decision has been made to remove the logo. The method to be used is suggested to be frosting on glass, however, a more permanent option is also being considered (eg. etching in between two pieces of glass). The story will be displayed and is as follows:

Title: **Joongarah**

Story: Joongarrabah is a peak that looks over the Tweed and Gold Coast region. This iconic landmark is a vital part of the local cultural landscape. For many generations, this special cultural place has been significant in teaching "Garrima" respect. Respect for land, elders, each other, and all things.

Committee members confirmed their acceptance of this design, noting that the artist has captured completely what the committee was looking for and commended the artist on the design.

(b) Clean Up Australia Day

In consultation with Council's Waste and Natural Resource Management units concerns have been raised regarding the accumulation of rubbish on Ukerabagh Island (bottles,

cans, tents etc). There is potential for a project to be included in this year's 'Clean-Up Australia Day' in early March. Council typically supports these events through the provision of bins, bags and gloves etc. One issue to be considered is that this is a dedicated Aboriginal reserve and the other is access to the Island. Council is seeking logistical support to physically access the Island to remove the rubbish and have suggested a representative from the AAC attend a site inspection to propose a plan for the clean-up and to offer advice on how to carefully and effectively remove the rubbish. The AAC requested further information be presented at the next meeting, to include:

- Can Council's barge be made available, and will it be suitable?
- Involvement of National Parks and Tweed Aboriginal Co-operative Society
- Encouragement of Council's RAP committee to be involved (suggested by Tracey Stinson)
- Volunteer coordination
- Distribute cultural information to help people to understand the importance of the land
- Consider anyone who might be present on the Island, to make them aware of the event
- Avoid any clash with Land Council and Fingal Coast Care conducting their own events
- Is a police presence required?
- Communications

It was also suggested that a member from National Parks and Wildlife be invited to attend the next meeting to discuss this topic.

Action: *CDO-Aboriginal to present information regarding possible Clean Up Australia Day event at Ukerabagh Island to the next AAC meeting.*

(c) Tweed Road Development Strategy - community consultation

The strategy was on public exhibition and closed 3 July 2018. The area of concern raised by Jackie McDonald involves the suggested: "Remove Pacific Highway off/ramp on Pacific Highway at Kennedy Drive". The level of concern includes the general lack of awareness of the public that this ramp is marked for closure. Jackie will continue to have discussions with Council officers and will raise the topic again if needed.

Inwards Correspondence:

Nil.

Outwards Correspondence:

Nil

General Business:

GB5. Changes to Chinderah / Kingscliff Locality Boundary

Jackie advised that a property owner in Kingscliff has requested that the boundary between Kingscliff and Chinderah be altered and an application to be made to the Geographical Names Board NSW. Following discussion, the AAC confirmed it does not support these boundary changes and the further reduction in the size of Chinderah.

Moved: Jackie McDonald

Seconded: Leweena Williams

RECOMMENDATION:

That Council acknowledges that the Aboriginal Advisory Committee supports the view of long term residents of Chinderah and opposes the submission to alter the locality boundary between Kingscliff and Chinderah.

A3. Presentation to Northern Rivers Joint Organisation (NRJO)

Committee members moved to Council Chambers for the NRJO presentation, which was not minuted.

The next meeting of the Aboriginal Advisory Committee will be held on 5 April 2019.

The meeting concluded following the presentation.

EXECUTIVE LEADERSHIP TEAM COMMENTS:

GB5. Changes to Chinderah / Kingscliff Locality Boundary

Nil.

EXECUTIVE LEADERSHIP TEAM'S RECOMMENDATIONS:

GB5. Changes to Chinderah / Kingscliff Locality Boundary

That Council acknowledges that the Aboriginal Advisory Committee supports the view of long term residents of Chinderah and opposes the submission to alter the locality boundary between Kingscliff and Chinderah.

COUNCIL IMPLICATIONS:

a. Policy:

Code of Meeting Practice.

Terms of Reference - Aboriginal Advisory Committee adopted 19 September 2013 (ECM3146605).

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.
