



**TWEED**  
SHIRE COUNCIL

**Mayor:** Cr G Bagnall

**Councillors:** P Youngblutt (Deputy Mayor)  
M Armstrong  
C Byrne  
B Longland  
K Milne  
W Polglase

# Minutes

## **Ordinary Council Meeting Thursday 21 May 2015**

held at Murwillumbah Cultural and Civic Centre  
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 (Mayor), Cr P Youngblutt (Deputy Mayor), Cr C Byrne, Cr B Longland, Cr K Milne, and Cr W Polglase.

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, Reverend Chris Lindsay from the St Andrews Presbyterian Church, Murwillumbah.

*"We bow before you, Creator god, our Father in heaven*

*Psalm 24*

- 1 The earth is the Lord's, and everything in it,  
the world, and all who live in it;*
- 2 for he has founded it on seas  
and established it on the waters.*

*We thank you Gracious God you give us the breath of life each day. You sustain a rich diversity of life. You give us power to work, leisure to rest, and the capacity to know and love others and be known by them.*

*Help those appointed to represent us in this chamber to exercise good government; in a way that is compassionate and just.*

*Give them the skill needed to serve our community with courage and wisdom. To weigh up diverse interests and make decisions that benefit our community broadly and deeply.*

*Protect these members from seeking wrongful personal gain. Grant them understanding of this community and its needs. Help them deliver services that are efficient, effective and equitable.*

*Enable us as a community to respect those you have placed over us in leadership.  
And to honour their civil service undertaken for us.*

*In the name of Jesus Christ, Amen."*

## **CONFIRMATION OF MINUTES**

### **1 [CONMIN-CM] Confirmation of the Minutes of the Ordinary and Confidential Council Meeting held Thursday 16 April 2015**

**243**

**Cr W Polglase  
Cr P Youngblutt**

**RESOLVED** that:

1. The Minutes of the Ordinary and Confidential Council Meetings held Thursday 16 April 2015 be adopted as a true and accurate record of proceedings of that meeting.
- 3 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 M Armstrong**

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### **2 [CONMIN-CM] Confirmation of Minutes of Council Meeting held Thursday 7 May 2015**

**244**

**Cr W Polglase  
Cr P Youngblutt**

**RESOLVED** that:

1. The Minutes of the Ordinary Council Meetings held Thursday 7 May 2015 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 M Armstrong***

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## **APOLOGIES**

Attendee Cr M Armstrong has informed the General Manager that his absence is due to personal reasons.

**245**

**Cr G Bagnall  
Cr K Milne**

**RESOLVED** that the apology of **Cr M Armstrong** be accepted and the necessary leave of absence be granted.

The Motion was **Carried**

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

## **DISCLOSURE OF INTEREST**

Cr K Milne declared a non-pecuniary non-significant interest in Item 6 [GM-CM] National Stronger Regions Fund Round Two due to the Cobaki Parkway project component. The nature of this interest is that a defamation claim by Mr Ell of LEDA Holdings, the owner of the Kings Forest and Cobaki developments, has been awarded against her for \$15,000. An application for appeal has been filed.

Cr K Milne advises that she will remain in the Chambers during the discussion and voting on this item.

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

Nil.

## **SCHEDULE OF OUTSTANDING RESOLUTIONS**

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

The report on the Schedule of Outstanding Resolutions was received and noted.

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## MAYORAL MINUTE

### 4 [MM-CM] Mayoral Minute for April 2015

246

**Cr G Bagnall**

**RESOLVED** that:-

1. The Mayoral Minute for the month of April 2015 be received and noted.
2. The attendance of Councillors at nominated Conferences be authorised:
  - **Cr G Bagnall** to attend the 27<sup>th</sup> Annual NSW Local Government Aboriginal Network Conference 2015 to be held at the "Glasshouse", Port Macquarie on 5-7 August 2015

The Motion was **Carried**

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

**AGAINST VOTE - Cr C Byrne**

**ABSENT. DID NOT VOTE - Cr M Armstrong**

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## RECEIPT OF PETITIONS

### 5 [ROP] Receipt of Petitions

247

**Cr P Youngblutt**

**Cr K Milne**

**RESOLVED** that the following tabled Petition(s) be received and noted:

- Petition containing 191 signatures was received by Council on 19 May 2015 advising that:

*"We the members of Cudgen Leagues Club hereby express our dissatisfaction at the proposed master plan for Walter Peate Oval and the inclusion of a Premiership Soccer facility in the area."*

- Petition containing 177 signatures was tabled at Community Access on 21 May 2015 advising that:

*"We support horse riders to maintain recreational access on the designated trail in Mooball National Park. Providing a safe thoroughfare, connecting Burringbar to the Wardrop Valley and Murwillumbah."*

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- Petition containing 407 signatures was tabled at Community Access on 21 May 2015 advising that:

*"RE: DIVESTMENT FROM CSG AND FOSSIL FUEL INDUSTRIES*

*This petition of residents urges a policy of reduced council investment in financial institutions supporting coal and Coal Seam Gas mining for the following reasons:*

- *Investments in coal and CSG are increasingly at risk to volatile prices, very large stranded assets and pollution regulation.*
- *Residents are strongly opposed to CSG drilling in this region since neither the industry or the government will take full responsibility for the consequences.*
- *Residents cannot be expected to willingly contribute to adaption works like \$10m for sea walls while council indirectly contributes to the problem through investments that encourage greenhouse gas emissions."*

- Petition containing 36 signatures was tabled at Community Access on 21 May 2015 advising that:

*"We the undersigned respectfully request that the Kingscliff Pool at Cudgen remain open on Sundays".*

The Motion was **Carried**

**FOR VOTE - Unanimous**

**ABSENT. DID NOT VOTE - Cr M Armstrong**

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## **REPORTS THROUGH THE GENERAL MANAGER**

### **REPORTS FROM THE GENERAL MANAGER**

#### **6 [GM-CM] National Stronger Regions Fund Round Two**

### **DECLARATION OF INTEREST**

Cr Milne declared in interest in this item due the Cobaki Parkway project component. The nature of this interest is that a defamation claim by Mr Ell of LEDA Holdings, the owner of the Kings Forest and Cobaki developments, has been awarded against me for \$15,000. An application for appeal has been filed. Cr Milne advised that she will remain in the Chambers during discussion and voting on this item.

**248**

**Cr C Byrne**

**Cr W Polglase**

**RESOLVED** that Council:

1. Subject to positive feedback from the Department of Infrastructure and Regional Development, resubmits the Kingscliff Foreshore Protection and Revitalisation Project as its preferred project for Round 2 of the National Stronger Regions Funds (NSRF).
2. Also submits the Northern Rivers Rail Trail (Murwillumbah to Crabbes Creek) project for consideration under Round 2 of the National Stronger Regions Fund (NSRF).
3. Nominates the Cobaki Parkway infrastructure to facilitate Southern Cross University development project as the alternate should the Kingscliff Foreshore Protection and Revitalisation Project funding application not proceed.

The Motion was **Carried**

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

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## **SUSPENSION OF STANDING ORDERS**

**249**

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

**RESOLVED** that Standing Orders be suspended.

The Motion was **Carried**

***FOR VOTE - Unanimous***  
***ABSENT. DID NOT VOTE - Cr M Armstrong***

## **RESUMPTION OF STANDING ORDERS**

**250**

**Cr P Youngblutt**  
**Cr C Byrne**

**RESOLVED** that Standing Orders be resumed.

The Motion was **Carried**

***FOR VOTE - Unanimous***  
***ABSENT. DID NOT VOTE - Cr M Armstrong***



## 7 [GM-CM] Applications for Financial Assistance 2015/2016 - Festivals and Events Policy

251

Cr G Bagnall  
Cr P Youngblutt

**RESOLVED** that:

1. Council allocates Festivals and Events funding for 2015/2016 under the festivals and Events Policy as follows:

APPLICANT	AMOUNT
Tweed Canine Club	\$1,000
Tweed Valley Womens Service	\$750
Murwillumbah Rowing Club	\$1,500
Burringbar District Sports Club	\$750
Murwillumbah Art Trail auspice MDBC	\$750
Dragon Abreast Mt Warning	\$1,500
Cabarita Bogangar Residents Assoc. et al	\$1,150
Kids In Need Assoc	\$1,500
Tweed Valley Equestrian Group	\$1,000
Caba Creative	\$750
Tweed District Orchid Society	\$1,000
Caldera Environment Centre	\$4,000
Stokers Siding/Dunbible Memorial Hall Inc	\$1,500
Murwillumbah and District Business Chambers	\$1,300
Tyalgum Music Festival	\$5,000
Island Style Promotions	\$2,000
Tweed Shire Senior Citizens Committee	\$7,500
Murwillumbah Theatre Co. Inc	\$1,300
Tweed River Agricultural Society Ltd	\$7,500
Tweed Foodie Fest Inc	\$7,250
Taste the Tweed	0
Rotary Club of Murwillumbah Central Inc	\$7,500 (Multi-Year)
Multiculti Society	0
Murwillumbah Festival of Performing Arts Inc	\$7,500 (Multi-Year)
Cabarita Beach Pottsville Beach Lions Club Inc#	0
<b>TOTAL Amount Funded 2015-2016</b>	<b>\$64,000</b>
<b>Budget maximum</b>	<b>\$74,148</b>

# \$1,500 to be allocated in 2016/2017 for year 3 of the multi-year funding agreement following request from Club.

2. ATTACHMENT 2 is CONFIDENTIAL in accordance with Section 10A(2)(a) of the Local Government Act 1993, because it contains commercial information of a confidential nature that would, if disclosed:-
- (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 B Longland, Cr K Milne, Cr G Bagnall, Cr C Byrne, Cr P Youngblutt**  
**AGAINST VOTE - Cr W Polglase**  
**ABSENT. DID NOT VOTE - Cr M Armstrong**

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**8 [GM-CM] Tweed Kenya Mentoring Program - Operational Plan 2015 to 2017**

**252**

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

**RESOLVED** that Council:

1. Adopts the Tweed Kenya Mentoring Program Operational Plan 2015 to 2017, and continues to match staff financial contributions to the Program from the Water and Sewer mandatory dividend.
2. Forwards the Draft Tweed Kenya Mentoring Program Operational Plan 2015 to 2017 to the International River Foundation for comment and endorsement.

The Motion was **Carried**

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

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**9 [GM-CM] Tweed Kenya Mentoring Program - Safe Water 6 Final Report**

**253**

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

**RESOLVED** that Council receives and notes the Tweed Kenya Mentoring Program Safe Water 6 Final Report.

The Motion was **Carried**

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

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## **REPORTS FROM THE DIRECTOR PLANNING AND REGULATION**

**10 [PR-CM] Selective Tender RFP2015060 and Development Application DA15/0160 for the Construction and Operation of a Community Facility (Men's Shed) at Lot 301 DP 1125090 Overall Drive, Pottsville**

**254**

**Cr B Longland**  
**Cr P Youngblutt**

**RESOLVED** that in respect to Contract RFP2015-060 for the Development Application Assessment and Reporting of DA15/0160:

1. Council awards the contract for the Development Application Assessment and Reporting of DA15/0160 to GHD (ABN 39 008 488 373).
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.
4. A report on the assessment to be brought back to the August 2015 Planning Committee meeting.

## **AMENDMENT**

**255**

**Cr K Milne**  
**Cr G Bagnall**

**PROPOSED** that this matter be deferred until the habitat study on koalas at Black Rocks Sports Field is completed.

The Amendment was **Lost**

**FOR VOTE - Cr K Milne, Cr G Bagnall**

**AGAINST VOTE - Cr B Longland, Cr C Byrne, Cr W Polglase, Cr P Youngblutt**

**ABSENT. DID NOT VOTE - Cr M Armstrong**

The Motion was **Carried** (Minute No 254 refers)

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

**AGAINST VOTE - Cr K Milne, Cr G Bagnall**

**ABSENT. DID NOT VOTE - Cr M Armstrong**

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**11 [PR-CM] Development Application DA14/0828 for an Addition to Existing Recreation Facility - Skateboard Training Facility at Lot 10 DP 1201448 No. 9 Barclay Drive, Casuarina**

**256**

**Cr B Longland**

**Cr W Polglase**

**RESOLVED** that Development Application DA14/0828 for an addition to existing recreation facility - skateboard training facility at Lot 10 DP 1201448 No. 9 Barclay Drive, Casuarina be approved subject to the following conditions:

#### **GENERAL**

1. The development shall be completed in accordance with the Statement of Environmental Effects and Plan Nos:

- HPC\_BARCLAYDRV\_SITEPLAN Sheet No 01 of 0, dated 16/02/2015
- HPC\_BARCLAYDRV\_SHEDCONCEPTALT Sheet No 01 of 01, dated 09/03/2015
- HPC\_BARCLAYDRV\_RAMPLN Sheets No. 01, 02, 03, 04, all dated 11/2014

All prepared by Planit Consulting, except where varied by the conditions of this consent.

[GEN0005]

2. The advertising signage upon the stamped plans are not approved in conjunction with this consent. Advertising structures/signs to be the subject of a separate development application (where statutorily required).

[GEN0065]

#### **PRIOR TO ISSUE OF CONSTRUCTION CERTIFICATE**

3. Prior to issue of Construction Certificate the applicant is to submit to Council's General Manager or his delegate a list of the finished building materials and colours for approval.

[PCC0175]

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4. In accordance with Section 109F(i) of the Environmental Planning and Assessment Act 1979 (as amended), a construction certificate for SUBDIVISION WORKS OR BUILDING WORKS shall NOT be issued until any long service levy payable under Section 34 of the Building and Construction Industry Long Service Payments Act, 1986 (or where such levy is payable by instalments, the first instalment of the levy) has been paid. Council is authorised to accept payment. Where payment has been made elsewhere, proof of payment is to be provided.

[PCC0285]

5. Stormwater

- (a) Details of the proposed roof water disposal, including surcharge overland flow paths are to be submitted to and approved by the Principal Certifying Authority prior to the issue of a Construction Certificate. These details shall include likely landscaping within the overland flow paths.
- (b) All roof water shall be discharged to infiltration pits located wholly within the subject allotment.
- (c) The infiltration rate for sizing infiltration devices shall be 3m per day:
  - \* As a minimum requirement, infiltration devices are to be sized to accommodate the ARI 3 month storm (deemed to be 40% of the ARI one year event) over a range of storm durations from 5 minutes to 24 hours and infiltrate this storm within a 24 hour period, before surcharging occurs.
- (d) Surcharge overflow from the infiltration area to the street gutter, inter-allotment or public drainage system must occur by visible surface flow, not piped.
- (e) Runoff other than roof water must be treated to remove contaminants prior to entry into the infiltration areas (to maximise life of infiltration areas between major cleaning/maintenance overhauls).
- (f) If the site is under strata or community title, the community title plan is to ensure that the infiltration areas are contained within common land that remain the responsibility of the body corporate (to ensure continued collective responsibility for site drainage).
- (g) All infiltration devices are to be designed to allow for cleaning and maintenance overhauls.
- (h) All infiltration devices are to be designed by a suitably qualified Engineer taking into account the proximity of the footings for the proposed/or existing structures on the subject property, and existing or likely structures on adjoining properties.
- (i) All infiltration devices are to be designed to withstand loading from vehicles during construction and operation of the development.
- (j) All infiltration devices are to be located clear of stormwater or sewer easements.

[PCC1135]

6. DELETED.

## **PRIOR TO COMMENCEMENT OF WORK**

7. The erection of a building in accordance with a development consent must not be commenced until:
- (a) a construction certificate for the building work has been issued by the consent authority, the council (if the council is not the consent authority) or an accredited certifier, and
  - (b) the person having the benefit of the development consent has:
    - (i) appointed a principal certifying authority for the building work, and
    - (ii) notified the principal certifying authority that the person will carry out the building work as an owner-builder, if that is the case, and
  - (c) the principal certifying authority has, no later than 2 days before the building work commences:
    - (i) notified the consent authority and the council (if the council is not the consent authority) of his or her appointment, and
    - (ii) notified the person having the benefit of the development consent of any critical stage inspections and other inspections that are to be carried out in respect of the building work, and
  - (d) the person having the benefit of the development consent, if not carrying out the work as an owner-builder, has:
    - (i) appointed a principal contractor for the building work who must be the holder of a contractor licence if any residential work is involved, and
    - (ii) notified the principal certifying authority of any such appointment, and
    - (iii) unless that person is the principal contractor, notified the principal contractor of any critical stage inspection and other inspections that are to be carried out in respect of the building work.
- [PCW0215]
8. Prior to work commencing, a "Notice of Commencement of Building or Subdivision Work and Appointment of Principal Certifying Authority" shall be submitted to Council at least 2 days prior to work commencing.
- [PCW0225]
9. Where prescribed by the provisions of the Environmental Planning and Assessment Regulation 2000, a sign must be erected in a prominent position on any site on which building work, subdivision work or demolition work is being carried out:
- (a) showing the name, address and telephone number of the principal certifying authority for the work, and

- (b) showing the name of the principal contractor (if any) for any building work and a telephone number on which that person may be contacted outside working hours, and
- (c) stating that unauthorised entry to the site is prohibited.

Any such sign is to be maintained while the building work, subdivision work or demolition work is being carried out, but must be removed when the work has been completed.

[PCW0255]

- 10. All established vegetation onsite and within the adjoining Tweed Coast Road reserve is to be protected from damage prior to construction works commencing.

[PCWNS01]

## DURING CONSTRUCTION

- 11. Construction and/or demolition site work including the entering and leaving of vehicles is limited to the following hours, unless otherwise permitted by Council:

Monday to Saturday from 7.00am to 6.00pm

No work to be carried out on Sundays or Public Holidays

The proponent is responsible to instruct and control subcontractors regarding hours of work.

[DUR0205]

- 12. All reasonable steps shall be taken to muffle and acoustically baffle all plant and equipment. In the event of complaints from the neighbours, which Council deem to be reasonable, the noise from the construction site is not to exceed the following:

- A. Short Term Period - 4 weeks.

$L_{Aeq, 15 \text{ min}}$  noise level measured over a period of not less than 15 minutes when the construction site is in operation, must not exceed the background level by more than 20dB(A) at the boundary of the nearest likely affected residence.

- B. Long term period - the duration.

$L_{Aeq, 15 \text{ min}}$  noise level measured over a period of not less than 15 minutes when the construction site is in operation, must not exceed the background level by more than 15dB(A) at the boundary of the nearest affected residence.

[DUR0215]

- 13. Building materials used in the construction of the building are not to be deposited or stored on Council's footpath, any adjoining private land or road reserve, unless prior approval is obtained from Council. All building vehicles shall be parked within the subject site or legally on public roads. No construction related vehicles shall be parked on the adjoining private land.

[DUR0395]

- 14. No soil, sand, gravel, clay or other material shall be disposed of off the site without the prior written approval of Tweed Shire Council General Manager or his delegate.

[DUR0985]

15. All work associated with this approval is to be carried out so as not to impact on the neighbourhood, adjacent premises or the environment. All necessary precautions, covering and protection shall be taken to minimise impact from:

- Noise, water or air pollution.
- Dust during filling operations and also from construction vehicles.
- Material removed from the site by wind.

[DUR1005]

16. All practicable measures must be taken to prevent and minimise harm to the environment as a result of the construction, operation and, where relevant, the decommissioning of the development.

[DUR1025]

17. All established vegetation onsite and within the adjoining Tweed Coast Road reserve is to be protected from damage during construction works.

[DURNS01]

## **PRIOR TO ISSUE OF OCCUPATION CERTIFICATE**

18. A person must not commence occupation or use of the whole or any part of a new building or structure (within the meaning of Section 109H(4)) unless an occupation certificate has been issued in relation to the building or part (maximum 25 penalty units).

[POC0205]

## **USE**

19. All externally mounted air conditioning units and other mechanical plant or equipment are to be located so that any noise impact due to their operation which may be or is likely to be experienced by any neighbouring premises is minimised. Notwithstanding this requirement all air conditioning units and other mechanical plant and or equipment is to be acoustically treated or shielded where considered necessary to the satisfaction of the General Manager or his delegate such that the operation of any air conditioning unit, mechanical plant and or equipment does not result in the emission of offensive or intrusive noise.

[USE0175]

20. Hours of operation of the business are restricted to the following hours:

- \* 8am to 6pm - Mondays to Sundays

[USE0185]

21. All externally mounted artificial lighting, including security lighting, is to be shielded to the satisfaction of the General Manager or his delegate where necessary or required so as to prevent the spill of light or glare creating a nuisance to neighbouring or adjacent premises.

[USE0225]

22. Upon receipt of a noise complaint that Council deems to be reasonable, the operator/owner is to submit to Council a Noise Impact Study (NIS) carried out by a suitably qualified and practicing acoustic consultant. The NIS is to be submitted to the satisfaction of the General Manager or his delegate. It is to include recommendations



for noise attenuation. The operator/owner is to implement the recommendations of the NIS within a timeframe specified by Council's authorised officer.

[USE0245]

23. The LAeq, 15 min noise level emitted from the premises shall not exceed the background noise level (LAeq) in any Octave Band centre frequency (31.5 Hz - 8KHz inclusive) between 7am and 12 midnight, at the boundary of any affected residence. Notwithstanding the above, noise from the premises shall not be audible within any habitable room in any residential premises between the hours of 12 midnight and 7am weekdays and 12 midnight and 8am weekends.
24. The development shall be carried out in accordance with the provisions of the acoustic assessment report prepared by CRG Acoustical Consultants (dated 18 Mar 2015 crgref: 14233 report REV 2) except where modified by this consent.
25. DELETED.
26. Entry doors on the northern and southern elevations must remain closed at all times during use of the skateramp.

[USENS01]

[USENS03]

The Motion was **Carried**

**FOR VOTE - Unanimous**

**ABSENT. DID NOT VOTE - Cr M Armstrong**

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**12 [PR-CM] Unauthorised Earthworks and Pollution Events at Lots 113, 124, 127-129, 136 and 138 DP 755724 Tyalgum Road, Tyalgum**

**257**

**Cr K Milne**

**Cr G Bagnall**

**RESOLVED** that this matter be deferred for Council to arrange an on-site meeting with the complainant, relevant State agencies and the owner.

The Motion was **Carried**

**FOR VOTE - Cr B Longland, Cr K Milne, Cr G Bagnall, Cr P Youngblutt**

**AGAINST VOTE - Cr C Byrne, Cr W Polglase**

**ABSENT. DID NOT VOTE - Cr M Armstrong**

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## REPORTS FROM THE DIRECTOR COMMUNITY AND NATURAL RESOURCES

### 13 [CNR-CM] Jack Evans Boat Harbour Foreshore Management

258

Cr G Bagnall  
Cr P Youngblutt

**RESOLVED** that Council undertakes a *Foreshore Management Options Assessment* of Jack Evans Boat Harbour and informs the Seascope Apartments Owners Corporation of the proposal.

The Motion was **Carried**

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

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### 14 [CNR-CM] Draft Policy - Graffiti Vandalism Management

259

Cr G Bagnall  
Cr P Youngblutt

**RESOLVED** that Council:

1. Places the Draft Policy *Graffiti Vandalism Management* on exhibition for a 28 day period inviting submissions.
2. Staff bring back a further report after the exhibition period.

The Motion was **Carried**

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

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### 15 [CNR-CM] RFP2015-019 Knox Park Playground Upgrade

260

Cr W Polglase  
Cr G Bagnall

**RESOLVED** that in respect to Contract RFP2015-019 Knox Park Playground Upgrade:

1. Council awards the contract to D'Bah Enterprises (trading as Greenwood Landscape Management) ABN 61 850 361 870 for the amount of \$249,946.00 (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 M Armstrong**

## 16 [CNR-CM] Biodiversity Grants

261

**Cr G Bagnall**

**Cr P Youngblutt**

**RESOLVED** that Council approves the proposed Biodiversity Grants listed below:

<i>Name</i>	<i>Area</i>	<i>Estimate (\$)</i>	<i>Description</i>
Reid	Tyalgum	\$3,000	Eight person days of ecological restoration
Piper	Commissioners Creek	\$4,000	Site action plan and eight person days of ecological restoration
Chadwick	Banora Point	\$2,400	Six person days of ecological restoration
Norman	Crystal Creek	\$3,000	Eight person days of ecological restoration
	Total	\$12,400	

The Motion was **Carried**

**FOR VOTE - Cr B Longland, Cr K Milne, Cr G Bagnall, Cr C Byrne, Cr P Youngblutt**

**AGAINST VOTE - Cr W Polglase**

**ABSENT. DID NOT VOTE - Cr M Armstrong**

**17 [CNR-CM] NSW Environmental Trust Environmental Restoration and Rehabilitation Grants (2014 Funding Round)**

**262**

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

**RESOLVED** that Council:

1. Accepts the Environmental Restoration and Rehabilitation Grant, Contract Number 2014/SL/0071, for the *Numinbah nature links* project.
2. Accepts the Environmental Restoration and Rehabilitation Grant, Contract Number 2014/SL/0072, for the *Restoring the waterways of the Cudgen Plateau* project.
3. Accepts the Environmental Restoration and Rehabilitation Grant, Contract Number 2014/SL/0073, for the *Working together to protect Threatened Fauna on Fingal Peninsula* project.
4. Votes the expenditure.

The Motion was **Carried**

**FOR VOTE - Cr B Longland, Cr K Milne, Cr G Bagnall, Cr C Byrne, Cr P Youngblutt**

**AGAINST VOTE - Cr W Polglase**

**ABSENT. DID NOT VOTE - Cr M Armstrong**

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**18 [CNR-CM] Draft Homelessness Policy**

**263**

**Cr K Milne**  
**Cr G Bagnall**

**RESOLVED** that Council:

1. Exhibits the Draft Homelessness Policy for a period of 42 days and accepts public submissions for a period of 42 days.
2. Makes representations to the NSW Department of Planning and Environment and seeks the support of Local Government NSW for legislative changes to State planning controls to increase supply of affordable and social housing.

The Motion was **Carried**

***FOR VOTE - Unanimous  
ABSENT. DID NOT VOTE - Cr M Armstrong***

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**19 [CNR-CM] Age Friendly Community Policy**

**264**

**Cr G Bagnall  
Cr P Youngblutt**

**RESOLVED** that Council adopts the Age Friendly Community Policy Version 1.1.

The Motion was **Carried**

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

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**20 [CNR-CM] Review of Tweed Shire Council's Cultural Policy**

**265**

**Cr G Bagnall  
Cr P Youngblutt**

**RESOLVED** that Council:

1. Receives and notes the report on the Review of Tweed Shire Council's Cultural Policy.
2. Proceeds with the Review of Tweed Shire Council's Cultural Policy as outlined within the report.

The Motion was **Carried**

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

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## REPORTS FROM THE DIRECTOR ENGINEERING

### 21 [E-CM] Renaming of Parkes Drive, Tweed Heads West

266

Cr G Bagnall

Cr P Youngblutt

**RESOLVED** that Council:

1. Advertises its intention to rename Parkes Drive, Tweed Heads West as "Sussyer Avenue", allows one month for submissions and/or objections to the proposal; and
2. Notifies the relevant authorities under the provisions of the Roads (General) Regulation 2008 and the Aboriginal Advisory Committee.

The Motion was **Carried**

**FOR VOTE - Cr B Longland, Cr K Milne, Cr G Bagnall, Cr C Byrne, Cr P Youngblutt**

**AGAINST VOTE - Cr W Polglase**

**ABSENT. DID NOT VOTE - Cr M Armstrong**

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### 22 [E-CM] Bridge Naming - Mistral Road, Dunbible

267

Cr G Bagnall

Cr P Youngblutt

**RESOLVED** that:

1. Council publicises its intention to name the bridge at Mistral Road, Dunbible as "*Dunbible Creek Bridge*" allowing one month for submissions or objections to the proposal; and
2. Council notifies the relevant authorities under the provisions of the Roads (General) Regulation, 2008.
3. ATTACHMENT 1 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 - Cr B Longland, Cr K Milne, Cr G Bagnall, Cr C Byrne, Cr P Youngblutt**

**AGAINST VOTE - Cr W Polglase**

**ABSENT. DID NOT VOTE - Cr M Armstrong**

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**23 [E-CM] RFP 2015-021 Supply of Ready Mixed Concrete**

**268**

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

**RESOLVED** that in respect to Contract RFP2015-021 Supply of Ready Mixed Concrete:

1. Council awards the contract for the supply of Ready Mixed Concrete for the period 1 July 2015 until 30 June 2016 to Boral Construction Materials (ABN 46 009 671 809) for Area 1 and Brims Concreting (ABN 22 110 273 679) for Areas 2 and 3.
2. The General Manager be granted delegated authority to approve appropriately deemed variations to the contract and those variations be reported to Council at mid contract and 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 - Cr B Longland, Cr K Milne, Cr G Bagnall, Cr C Byrne, Cr P Youngblutt**  
**AGAINST VOTE - Cr W Polglase**  
**ABSENT. DID NOT VOTE - Cr M Armstrong**

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**24 [E-CM] Revised Policy - Drought Water Restrictions**

**269**

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

**RESOLVED** that:

1. As per Section 160 of the Local Government Act 1993, Council exhibits the draft Policy - *Drought Water Restrictions (Version 3.0)* - for a period of 42 days.
2. Council considers all submissions received during the exhibition period prior to adoption of the revised Policy.

The Motion was **Carried**

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

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**25 [E-CM] Classification of Land for Drainage Reserve - Pottsville**

**270**

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

**RESOLVED** that Council

1. Approves the transfer of proposed Lot 1539 in the plan of subdivision of Lot 1147 in 1115395 at Pottsville; and
2. Classifies proposed Lot 1539 in the plan of subdivision of Lot 1147 in 1115395 at Pottsville as Operational Land; and
3. All necessary documentation be executed under the Common Seal of Council.

The Motion was **Carried**

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

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**26 [E-CM] Extinguishment of Restriction on Use - Lot 3 DP 839517 - Hogans Road, Upper Duroby**

**271**

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

**RESOLVED** that:

1. Council approves the extinguishment of the Restriction on Use fourthly referred to in DP 839517 subject to approval of a S138 Roads Act application for the existing driveway.
2. All documentation be executed under Common Seal of Council.



The Motion was **Carried**

**FOR VOTE - Cr B Longland, Cr K Milne, Cr G Bagnall, Cr C Byrne, Cr P Youngblutt**

**AGAINST VOTE - Cr W Polglase**

**ABSENT. DID NOT VOTE - Cr M Armstrong**

## REPORTS FROM THE DIRECTOR CORPORATE SERVICES

### 27 [CS-CM] Quarterly Budget Review - March 2015

272

**Cr G Bagnall**

**Cr P Youngblutt**

**RESOLVED** that:

1. Quarterly Budget Review Statement as at 31 March 2015 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 2015:

Description	Change to Vote	
	Deficit	Surplus
<b>General Fund</b>		
<b><u>Expenses</u></b>		
Employee costs	30,000	0
Materials & Contracts	0	103,189
Interest	0	0
Other Operating costs	0	0
Capital	8,454,500	0
Loan Repayments	0	0
Transfers to Reserves	100,000	0
	8,584,500	103,189
<b><u>Income</u></b>		
Rates and Annual Charges	0	0
Interest revenue	0	71,000
Operating Grants & Conts	0	55,811
Capital Grants & Conts	0	6,354,500
User Charges & Fees	0	0
Other Operating Revenue	0	0
Loan Funds	100,000	0
Recoupments	0	0
Transfers from Reserves	0	2,100,000
Asset Sales	0	0
	100,000	8,581,311
Net Surplus/(Deficit)		0

Description	Change to Vote	
	Deficit	Surplus
<b>Sewer Fund</b>		
<b><u>Expenses</u></b>		
Employee costs	0	0
Materials & Contracts	6,833	0
Interest	0	0
Other Operating costs	0	0
Capital	42,000	0
Loan Repayments	0	0
Transfers to Reserves	0	24,210
	48,833	24,210
<b><u>Income</u></b>		
Rates and Annual Charges	0	0
Interest revenue	2,377	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	12,500
Transfers from Reserves	0	14,500
Asset Sales	0	0
	2,377	27,000
Net Surplus/(Deficit)		0
<b>Water Fund</b>		
<b><u>Expenses</u></b>		
Employee costs	0	0
Materials & Contracts	0	10,185
Interest	0	0
Other Operating costs	0	0
Capital	38,325	0
Loan Repayments	0	0
Transfers to Reserves	10,185	0
	48,510	10,185
<b><u>Income</u></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	0	38,325
Asset Sales	0	0
	0	38,325
Net Surplus/(Deficit)		0

The Motion was **Carried**

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

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**28 [CS-CM] Corporate Quarterly Report - 1 January to 31 March 2015**

**273**

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

**RESOLVED** that Council endorses the Corporate Quarterly Performance Report as at 31 March 2015.

The Motion was **Carried**

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

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**29 [CS-CM] Mayor and Councillors Annual Fees 2015/2016**

**274**

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

**RESOLVED** that:

1. The fees payable for the Mayor and Councillors for the 2015/2016 financial period be the maximum fees payable to members of a Regional Rural category council as determined by the Local Government Remuneration Tribunal, being:  

Mayor	\$40,090
Councillors	\$18,380
2. Councillors choosing not to accept an increase from the 2014/2015 fees payable can elect to return their additional amount to Council's general revenue account number A0007.3318 which has been established in Council's chart of accounts for this purpose.

The Motion was **Carried**

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

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**30 [CS-CM] Councillors - Payment of Expenses and Provision of Facilities for Mayor and Councillors Policy Version 1.9**

**275**

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

**RESOLVED** that the Councillors - Payment of Expenses and Provision of Facilities for Mayor and Councillors Policy Version 1.9 be adopted.

The Motion was **Carried**

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

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**31 [CS-CM] Fees and Charges for Small Businesses**

**276**

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

**RESOLVED** that the report on fees and charges for small businesses be received and noted.

The Motion was **Carried**

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

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**32 [CS-CM] Ethical Investments**

**MOTION**

**277**

**Cr W Polglase  
Cr P Youngblutt**

**PROPOSED** that, due to the difficulty in defining "ethical investing" and sourcing specific local government ethical investment advice, Council does not amend the Investment Policy to favour ethical investing.

**The above motion was withdrawn at the request of the Mover and Second.**

**AMENDMENT 1**

**278**

**Cr K Milne  
Cr G Bagnall**

**PROPOSED** that this item be deferred to hold a workshop on "Ethical Investment".

***FOR VOTE - Cr K Milne, Cr G Bagnall***

***AGAINST VOTE - Cr B Longland, Cr C Byrne, Cr W Polglase, Cr P Youngblutt***

***ABSENT. DID NOT VOTE - Cr M Armstrong***

**ALTERNATE MOTION**

**279**

**Cr B Longland  
Cr P Youngblutt**

**RESOLVED** that Council initially adopts, for the purposes of reporting and due to the lack of other impartial/accredited advice, the charter and credentials of the Australian Ethical and highlights within the monthly investment report those investments that are acknowledged by Australian Ethical as worthy ethical investments.

**AMENDMENT 2**

**280**

**Cr K Milne  
Cr G Bagnall**

**PROPOSED** that Council:

1. Initially adopts, for the purposes of reporting and due to the lack of other impartial/accredited advice, the charter and credentials of the Australian Ethical and

highlights within the monthly investment report those investments that are acknowledged by Australian Ethical as worthy ethical investments.

2. Writes to NSW Treasury for advice and assistance in regard to developing a standard framework for Local Governments to achieve ethical investments,
3. Seeks advice from Local Government NSW and requests they make representations on Council's behalf in regard to a standard framework.

The Amendment 2 was **Lost**

**FOR VOTE - Cr K Milne, Cr G Bagnall**

**AGAINST VOTE - Cr B Longland, Cr C Byrne, Cr W Polglase, Cr P Youngblutt**

**ABSENT. DID NOT VOTE - Cr M Armstrong**

The Alternate Motion was **Carried** (Minute No. 279 refers).

**FOR VOTE - Unanimous**

**ABSENT. DID NOT VOTE - Cr M Armstrong**

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### **33 [CS-CM] Monthly Investment and Section 94 Developer Contribution Report for Period Ending 30 April 2015**

**281**

**Cr G Bagnall**

**Cr P Youngblutt**

**RESOLVED** that in accordance with Section 625 of the Local Government Act 1993 the monthly investment report as at period ending 30 April 2015 totalling \$202,532,147 be received and noted.

The Motion was **Carried**

**FOR VOTE - Cr B Longland, Cr K Milne, Cr G Bagnall, Cr C Byrne, Cr P Youngblutt**

**AGAINST VOTE - Cr W Polglase**

**ABSENT. DID NOT VOTE - Cr M Armstrong**

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### **ADJOURNMENT OF MEETING**

Adjournment for dinner at 6.35pm.

### **RESUMPTION OF MEETING**

The Meeting resumed at 7.13pm.

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## ORDERS OF THE DAY

### 34 [NOR] Black Rocks Sports Field

282

Cr G Bagnall  
Cr K Milne

**RESOLVED** that the resolution from the meeting held on 19 February 2015 at Minute No 58 Item No 1 titled [CONMIN-CM] Confirmation of Ordinary and Confidential Council Meeting held Thursday 22 January 2015, being:

*"that*

1. The Minutes of the Ordinary and Confidential Council Meetings held Thursday 22 January 2015 be adopted as a true and accurate record of proceedings of that meeting, with the following additional text at Minute No 39, point 2:

"...2. Replaces the gates at the entrance to the Black Rock Sports Field with a koala grid to prevent koalas entering the nearby urban environment. **This should not be undertaken until the study referred to in paragraph 1 is complete with the General Manager being authorised to accept the assistance offered by the Office of Environment and Heritage to complete the study without delay...**"

***be rescinded.***

The Motion was **Carried**

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

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### 35 [NOM] Black Rocks Sports Field

283

Cr B Longland  
Cr P Youngblutt

**RESOLVED** that the Minutes of the Ordinary and Confidential Council Meetings held on Thursday 22 January 2015 be adopted as a true and accurate record of proceedings of that meeting, subject to Minute No 39 Item No 27 titled [NOM] Black Rocks Sports Field, being:

*"that Council:*

1. *Commissions a study using the methodology contained in the currently exhibited Comprehensive Koala Plan of Management to obtain baseline data on koala numbers in the Black Rocks Sports Field precinct.*

2. *Replaces the gates at the entrance to the Black Rocks Sports Field with a koala grid to prevent koalas entering the nearby urban environment.*
3. *Brings a report to a future Council Meeting with recommended options to address the impacts of "hooning" behaviour on the entrance road to the playing fields."*

be amended as follows:

*"that Council:*

1. *Commissions a study using the methodology contained in the currently exhibited Comprehensive Koala Plan of Management to obtain baseline data on koala numbers in the Black Rocks Sports Field precinct. To complete the study without delay, the General Manager is authorised to accept the assistance offered by the Office of Environment and Heritage by letter dated 19 February 2015.*
2. *Replaces the gates at the entrance to the Black Rocks Sports Field with a koala grid to prevent koalas entering the nearby urban environment. The gates should not be replaced with a koala grid until the study referred to in paragraph 1 is complete.*
3. *Brings a report to a future Council Meeting with recommended options to address the impacts of "hooning" behaviour on the entrance road to the playing fields."*

## AMENDMENT

284

**Cr K Milne**  
**Cr G Bagnall**

**PROPOSED** that Council adopts the Minutes of the Ordinary and Confidential Council Meetings held on Thursday 22 January 2015 be adopted as a true and accurate record of proceedings of that meeting, subject to Minute No 39 Item No 27 titled [NOM] Black Rocks Sports Field, being:

*"that Council:*

1. *Commissions a study using the methodology contained in the currently exhibited Comprehensive Koala Plan of Management to obtain baseline data on koala numbers in the Black Rocks Sports Field precinct.*
2. *Replaces the gates at the entrance to the Black Rocks Sports Field with a koala grid to prevent koalas entering the nearby urban environment.*
3. *Brings a report to a future Council Meeting with recommended options to address the impacts of "hooning" behaviour on the entrance road to the playing fields."*



The Amendment was **Lost**

**FOR VOTE - Cr K Milne, Cr G Bagnall**

**AGAINST VOTE - Cr B Longland, Cr C Byrne, Cr W Polglase, Cr P Youngblutt**

**ABSENT. DID NOT VOTE - Cr M Armstrong**

The Motion was **Carried** (Minute No 283 refers).

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

**AGAINST VOTE - Cr K Milne, Cr G Bagnall**

**ABSENT. DID NOT VOTE - Cr M Armstrong**

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### **36 [NOM] Financial Assistance Grants to Local Government**

**285**

**Cr G Bagnall**

**Cr P Youngblutt**

**RESOLVED** that Council:

1. Acknowledges the importance of Federal funding through the Financial Assistance Grants program for the continued delivery of Council services and infrastructure;
2. Acknowledges that the Council will receive \$9.4 million in 2014-2015; and
3. Will ensure that this Federal funding, and other funding provided by the Federal Government under relevant grant programs, is appropriately identified as Commonwealth grant funding in Council publications, including annual reports.

**FOR VOTE - Cr B Longland, Cr K Milne, Cr G Bagnall**

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

**ABSENT. DID NOT VOTE - Cr M Armstrong**

The Motion was **Carried** on the Casting Vote of the Mayor.

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### **37 [NOM] Community Engagement Policy**

**286**

**Cr G Bagnall**

**Cr K Milne**

**RESOLVED** that, when reviewing the Community Engagement Strategy, as an outcome of the Tweed the Future is Ours Program, Council gives consideration to including within the definition of "Community Conversation" the following:

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*"Opportunities for members of the community to attend structured meetings with a specific purpose and agenda, facilitated by experienced facilitators that promote respectful two-way dialogue and enable community input and participation."*

**FOR VOTE - Cr B Longland, Cr K Milne, Cr G Bagnall**

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

**ABSENT. DID NOT VOTE - Cr M Armstrong**

The Motion was **Carried** on the Casting Vote of the Mayor.

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**38 [NOM] Aboriginal Meanings on Village Signs**

**287**

**Cr G Bagnall**

**Cr P Youngblutt**

**RESOLVED** that this matter not be dealt with.

The Motion was **Carried**

**FOR VOTE - Unanimous**

**ABSENT. DID NOT VOTE - Cr M Armstrong**

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**39 [NOM] Review of Kingscliff Pool Operation Hours**

**288**

**Cr C Byrne**

**Cr W Polglase**

**PROPOSED** that this matter be deferred until the access and inclusion audit has been completed with respect to all three Council operated pools.

**AMENDMENT**

**289**

**Cr G Bagnall**

**Cr K Milne**

**PROPOSED** that this matter be deferred until the access and inclusion audit has been completed with respect to all three Council operated pools and the community has been consulted regarding future operating hours.

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The Amendment was **Carried**

**FOR VOTE - Cr B Longland, Cr K Milne, Cr G Bagnall**

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

**ABSENT. DID NOT VOTE - Cr M Armstrong**

The Amendment was **Carried** on the Casting Vote of the Mayor.

**FOR VOTE - Cr B Longland, Cr K Milne, Cr G Bagnall**

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

**ABSENT. DID NOT VOTE - Cr M Armstrong**

The Amendment on becoming the Motion was **Lost** on the Casting Vote of the Mayor.

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**40 [NOM] Internet Use in our Libraries**

**290**

**Cr C Byrne**

**Cr P Youngblutt**

**RESOLVED** that the matter not be dealt with.

The Motion was **Carried**

**FOR VOTE - Unanimous**

**ABSENT. DID NOT VOTE - Cr M Armstrong**

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**41 [NOM] Holiday Letting/Tourist Accommodation**

**291**

**Cr W Polglase**

**Cr P Youngblutt**

**RESOLVED** that:

1. Council defers full enforcement action against existing operators of short term rental accommodation in the Shire until the Local Environmental Plan (LEP) amendment proposed at paragraph 3 is dealt with.
  2. A meeting be convened which includes Councillors, Council staff, representatives of the short term rental accommodation industry and affected ratepayer/resident groups. The purpose of this meeting is to inform the process of developing a code of conduct for the industry while recognising its importance to the realisation of the Tweed's tourism potential.
-

3. Council processes an LEP amendment which can support the continuation of the holiday let industry in its current form.

## **AMENDMENT**

**292**

**Cr K Milne**  
**Cr G Bagnall**

**PROPOSED** that Council:

1. In terms of compliance action, that in the period taken to introduce new planning controls and policies for tourist and visitor accommodation in the Tweed Shire, Council defers any enforcement action in respect of any “home stay” uses, provided that they comply with the standard conditions of approval that Council would apply to permissible dual use residential/tourist development applications.
2. A high level meeting be called between Councillors, Council Executive and Representatives of the Tourist Accommodation (home stay) Industry and relevant Residents Associations and organisations representing affordable housing.
3. Council facilitates a commitment to process an Local Environmental Plan (LEP) amendment to ensure permissibility and continued operations for the Tourist Accommodation (home stay) Industry.

The Amendment was **Lost**

**FOR VOTE - Cr K Milne, Cr G Bagnall**

**AGAINST VOTE - Cr B Longland, Cr C Byrne, Cr W Polglase, Cr P Youngblutt**

**ABSENT. DID NOT VOTE - Cr M Armstrong**

The Motion was **Carried** (Minute No 291 refers)

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

**AGAINST VOTE - Cr K Milne, Cr G Bagnall**

**ABSENT. DID NOT VOTE - Cr M Armstrong**

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## **42 [NOM] Tweed Shire Urban Heat Island Effect**

**293**

**Cr K Milne**  
**Cr G Bagnall**

**PROPOSED** that Council brings forward a report on Urban Heat Island effects for the Shire and in regard to increased heat waves expected from Climate Change. This report to address:

1. Identifying the most vulnerable demographic in the Shire such as the elderly, infirm, children and those on low incomes;
2. Identifying the localities and areas most likely to be impacted; and
3. Recommendations for Council to address these impacts, including, but not be limited to developing an Urban Heat Island Reduction Strategy, review of Council's Subdivision Manual, trials of new road pavements, incentives for green roofs, green waterway corridors, etc.

The Motion was **Lost**

**FOR VOTE - Cr K Milne, Cr G Bagnall**

**AGAINST VOTE - Cr B Longland, Cr C Byrne, Cr W Polglase, Cr P Youngblutt**

**ABSENT. DID NOT VOTE - Cr M Armstrong**

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**43 [NOM] Marine Health Cook Island**

**294**

**Cr K Milne**

**Cr G Bagnall**

**RESOLVED** that

1. Council notes:
  - a) Outcomes of the Southern Cross University National Marine Science Report, '*A long-term program to monitor the health of nearshore reefs*',
  - b) That injury and fatality to vertebrate marine life caused by ingestion of, or entanglement in, harmful marine debris' has been listed as a key threatening process under the Environmental Protection and Biodiversity Conservation Act 1999.
2. Requests relevant Government departments and stakeholders to implement management intervention to mitigate these impacts as outlined in the Southern Cross University report.

**FOR VOTE - Cr B Longland, Cr K Milne, Cr G Bagnall**

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

**ABSENT. DID NOT VOTE - Cr M Armstrong**

The Motion was **Carried** on the Casting Vote of the Mayor.

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## QUESTIONS ON NOTICE

### 44 [QON-Cr K Milne] Saltmarsh Inundation at Cobaki

#### QUESTION ON NOTICE:

Councillor K Milne asked:

Can Council provide an update on the inundation of saltmarsh at the Cobaki Broadwater, including but not limited to:

1. The extent of the areas inundated;
2. Directions from the State Government agencies in regard to remediation, progress of this remediation and monitoring results, and reasons for delays in remediation;
3. Extent of damage that may have occurred and species effected, including impacts in regards to mosquitoes and incidences of mosquito borne diseases;
4. Any penalties imposed on the developer; and
5. Advice on whether there is an option for Council to pursue legal remedies?

---

The Director Planning and Regulation responded to these questions as follows:

#### **1. *The extent of the areas inundated?***

No detailed mapping of the extent of inundation or damage to the *Saltmarsh* has been provided to Council. Advice from LEDA's consultants and observations by Council officers suggest that approximately 20 ha of *Saltmarsh* west of the Missing Link and possibly approximately 5 ha of *Saltmarsh* east of the Missing Link and south of Dunn's Drain have been subject to prolonged inundation. The total area of inundation within the entire Saltmarsh Rehabilitation Area is unclear but likely to be greater.

#### **2. *Directions from the State Government agencies in regard to remediation, progress of this remediation and monitoring results; and reasons for delay in remediation?***

Following the unlawful construction of the "Missing Link" in July 2012, the Department of Planning (as consent authority) issued two fines (\$3000 each) and issued an Order in February 2013 to review and report on the impacts arising from the earthworks. The Department's Order resulted in the excavation of a channel from the creek (west of the unauthorised roadway) to restore tidal flows to the area.

Whilst the new channel allowed tidal inflow, the lack of grade across the site resulted in the water not being able to sufficiently drain prior to the next tidal inundation. In July 2014, the Department issued a second Order, requiring LEDA to address the prolonged inundation through implementation of measures to regulate inflows and outflows, thereby restoring the natural tidal regime in the area.

The Department then resolved to amend Condition 65 of the Project Approval so as to require the final Saltmarsh Plan to be submitted to the Department for approval within three months of the date of approval of Mod 3 (issued 13 February 2015). Importantly, the amended condition required that the rehabilitation works detailed with the Plan commence upon approval of the Plan.

One of the biggest delays in the preparation of the Saltmarsh Rehabilitation Plan has been the monitoring of the hydraulic systems in place to determine the most appropriate way to allow the occasional inundation of the Saltmarsh, whilst facilitating the drainage of the area between tidal inundations.

The final Saltmarsh Rehabilitation Plan was to be submitted to the Department by 13 May 2015 for assessment and approval. LEDA has since met with the Department, requesting an extension to the timeframe. LEDA has been given a six week extension in order to finalise the Plan and submit to the Department for review and approval.

**3. *Extent of damage that may have occurred and species effected, including impacts in regards to mosquitoes and incidences of mosquito borne diseases?***

Site visits by Council officers and correspondence from LEDA's consultants have confirmed that substantial damage has occurred to the *Saltmarsh* community due to prolonged inundation.

A letter from Planit Consulting dated 15 August 2014 stated:

*"...the prior prolonged increased tidal inundation and existing topography has modified the distribution of the Saltmarsh community. It is considered the inundation combined with site topography is preventing the successful rehabilitation of the Saltmarsh through the permanent inundation of areas."*

*"Significantly permanent inundation has reduced the distribution of the mapped Saltmarsh and combined with the topography would preclude its recolonization to areas of the site."*

An inspection report by LEDA's consultant JWA Ecological Consultants 20 November 2014 made further comment:

*"It became evident sometime after the drainage channel was constructed that the western Saltmarsh area became permanently inundated as tidal waters were not able to effectively drain from the Saltmarsh during the low tide periods."*

*"My inspection revealed that the inundated Saltmarsh vegetation was dead."*

The previous extent of Saltmarsh EEC as mapped in the *Saltmarsh* Management Plan (JWA November 2012) was approximately 55ha. No detailed mapping of the extent of damage to *Saltmarsh* has been provided to Council, however it is estimated that a minimum of approximately 20 ha is likely to have sustained damage.

Monitoring by Council officers has recorded significantly elevated numbers of *Aedes vigilax* mosquito larvae across the inundated areas. This species is a vector of Ross River and Barmah Forest viruses. Ross River virus has been recorded at nearby trap stations. Tweed Shire Council and City of Gold Coast have raised public health concerns with LEDA and the

Department of Planning and Council has received numerous complaints from nearby residents during the 2014-15 mosquito season.

At a recent Independent Chair meeting held with LEDA representatives on 14 May 2015, it was reported by LEDA that they had received more recent on site reports from their contractors that there was no major mosquito activity occurring, which they attributed to an improved management of tidal and stormwater on the site. It was agreed at the meeting that specialist Council staff will meet with LEDA to provide advice on strategies to manage mosquito issues in the shorter term.

**4. Any penalties imposed on the developer?**

Council is not in any position to impose penalties upon the developer with regard to the impacts of the unlawful works. As noted above, the Department did issue fines in 2013. It is not considered likely that any further penalties will be imposed by the Department. Rather, it is hoped that the final Saltmarsh Rehabilitation Plan will be endorsed as soon as possible, which will then allow implementation of the Plan to begin.

**5. Advice on whether there is an option for Council to pursue legal remedies?**

Previous Council resolutions have resolved to take no further action on the matter, given that the Department is the consent authority in relation to the unauthorised works with the Missing Link.

It should also be noted that Council is not in a position to issue penalty notices or undertake further legal action, as a result of the Department already issuing penalty notices for the Missing Link works.

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## REPORTS FROM SUB-COMMITTEES/WORKING GROUPS

**45 [SUB-AAC] Minutes of the Aboriginal Advisory Committee Meeting held Friday 6 February 2015**

**295**

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

**RESOLVED** that:

1. The Minutes of the Aboriginal Advisory Committee Meeting held 6 February 2015 be received and noted; and
2. The Executive Management Team's recommendations be adopted as follows:

**A4. Robert Appo (Tweed Shire Council)**

**(e) Paulson Park, Bogangar**

That Council notes the endorsement of the Aboriginal Advisory Committee and calls for any public comments regarding the naming of the park located on the corner of



Recreation Street and Cooley Street, Bogangar "*Paulson Park*", in accordance with Council's Policy for the Naming of Public Parks.

The Motion was **Carried**

**FOR VOTE - Cr B Longland, Cr K Milne, Cr G Bagnall, Cr C Byrne, Cr P Youngblutt**

**AGAINST VOTE - Cr W Polglase**

**ABSENT. DID NOT VOTE - Cr M Armstrong**

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**46 [SUB-AAC] Minutes of the Aboriginal Advisory Committee Meeting held Friday 13 March 2015**

**296**

**Cr G Bagnall**

**Cr P Youngblutt**

**RESOLVED** that:

1. The Minutes of the Aboriginal Advisory Committee Meeting held Friday 13 March 2015 be received and noted; and
2. The Executive Management Team's recommendations be adopted as follows:

**GB2. Wommin Bay**

*That Council clarifies the boundary of Chinderah in relation to the Geographical Names Board and the Parish maps from 1902.*

The Motion was **Carried**

**FOR VOTE - Cr B Longland, Cr K Milne, Cr G Bagnall, Cr C Byrne, Cr P Youngblutt**

**AGAINST VOTE - Cr W Polglase**

**ABSENT. DID NOT VOTE - Cr M Armstrong**

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**47 [SUB-TCKAG] Minutes of the Tweed Coast Koala Advisory Group Committee Meeting held Wednesday 1 April 2015**

**297**

**Cr G Bagnall**

**Cr P Youngblutt**

**RESOLVED** that the Minutes of the Tweed Coast Koala Advisory Group Committee Meeting held Wednesday 1 April 2015 be received and noted.

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The Motion was **Carried**

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

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**48 [SUB-TRMAC] Minutes of the Tweed Regional Museum Advisory Committee Meeting held Thursday 9 April 2015**

**298**

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

**RESOLVED** that the Minutes of the Tweed Regional Museum Advisory Committee Meeting held Thursday 9 April 2015 be received and noted.

The Motion was **Carried**

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

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**49 [SUB-TCC] Minutes of the Tweed Coastal Committee Meeting held Wednesday 15 April 2015**

**299**

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

**RESOLVED** that:

1. The Minutes of the Tweed Coastal Committee Meeting held Wednesday 15 April 2015 be received and noted; and
2. The Executive Management Team's recommendations be adopted as follows:

**GB2.Acid Sulphate Soil Runoff in Cudgera/Christies Creeks**

*That Council requests a staff report on the acid sulphate soils runoff and consequent impact in Cudgera/Christies Creeks.*

The Motion was **Carried**

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

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**50 [SUB-TRC] Minutes of the Tweed River Committee Meeting held Wednesday 15 April 2015**

**300**

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

**RESOLVED** that:

1. The Minutes of the Tweed River Committee Meeting held Wednesday 15 April 2015 be received and noted; and
2. The Executive Management Team's recommendations be adopted as follows:

**GB2.Acquisition of Browns Land**

*That Council considers the acquisition of Browns riverbank paddock downstream of Murwillumbah on Tumbulgum Road to develop a foreshore parkland to facilitate rowing and aquatic events or activities.*

The Motion was **Carried**

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

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**51 [SUB-LTC] Minutes of the Local Traffic Committee Meeting held 16 April 2015**

**301**

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

**RESOLVED** that:

1. The Minutes of the Local Traffic Committee Meeting held Thursday 16 April 2015 be received and noted; and.
2. The Executive Management Team's recommendations be adopted as follows:

**A1 [LTC] Queensland Road, Waterloo Street, Bent Street, Murwillumbah**

*That a 2 hour parking limit Monday to Friday and Saturday morning (business hours) be applied to Queensland Road, between Waterloo Street and Murwillumbah Street and also on the on-site parking for the Museum, excluding the existing 'No Stopping' space near Waterloo Street.*

**A2 [LTC] Kennedy Drive, Tweed Heads West**

*That a "No Stopping" zone be installed on Kennedy Drive, Tweed Heads West on the south side of the road from Barrett Street to the signals at Gray Street, (excluding the bus zone).*

**A3. [LTC] Tweed Coast Road, Bogangar**

*That the existing bus zone on the west side of Tweed Coast Road, Bogangar opposite Pandanus Parade be signposted as "Bus Zone Aust. Post Vehicles Excepted".*

**A4. [LTC-LATE] Battle on the Border Cycling Festival 2015**

*That the proposed Battle on the Border Cycling Festival 2015 from Thursday 28 May to Sunday 31 May be supported subject to:*

- 1. NSW Police approval being obtained*
- 2. Endorsement of the event by Bicycle NSW*
- 3. Conformance with a Traffic Management Plan and associated Traffic Control Plans installed and controlled by approved persons*
- 4. Community and affected business consultation*
- 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 six weeks 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 throughout the Shire*
- 10. Arrangements made for private property access and egress affected by the event.*

The Motion was **Carried**

**FOR VOTE - Cr B Longland, Cr K Milne, Cr G Bagnall, Cr C Byrne, Cr P Youngblutt**

**AGAINST VOTE - Cr W Polglase**

**ABSENT. DID NOT VOTE - Cr M Armstrong**

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## **CONFIDENTIAL ITEMS FOR CONSIDERATION**

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 PLANNING AND REGULATION IN COMMITTEE**

**C1 [PR-CM] Class 1 Appeal Development Application DA13/0654 for a Two Lot Subdivision, Remove Existing Dwelling and Construct Two Single Dwellings - Staged Development at Lot 7011 DP 1065741 Marine Parade, Fingal Head; Lot 367 DP 755740 No. 40 Queen Street,**

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

This report has been made confidential because it contains privileged information from Council's Solicitors' in relation to the Class 1 appeal.

#### **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: -

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

#### **C 21**

That in respect of the Class 1 NSW Land and Environment Court Proceedings No. 10680 of 2014 relating to DA13/0654 for a two lot subdivision, removal of existing dwelling and construction of two single dwellings as a staged development at Lot 7011 DP 1065741 Marine Parade, Fingal Head; Lot 367 DP 755740 No. 40 Queen Street, Fingal Head, Council does not pursue the costs thrown away order.

The Motion was **Carried**

**FOR VOTE - Cr B Longland, Cr K Milne, Cr C Byrne, Cr W Polglase, Cr P Youngblutt**

**AGAINST VOTE - Cr G Bagnall**

**ABSENT. DID NOT VOTE - Cr M Armstrong**

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## REPORTS FROM THE DIRECTOR ENGINEERING IN COMMITTEE

### C2 [E-CM] s64 Developer Charges and Lord Linen Services

#### REASON FOR CONFIDENTIALITY:

The matter relates to the cost of establishing a particular business, Lord Linen Services. Disclosure of the information may cause the information to be used by competitors of Lord Linen Services to gain an advantage or be used by other businesses to seek to influence or mislead Council in Council's application of developer charges.

#### 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 22

That this item be deferred.

The Motion was **Carried**

**FOR VOTE - Unanimous**

**ABSENT. DID NOT VOTE - Cr M Armstrong**

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302

Cr P Youngblutt

Cr B Longland

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

The Motion was **Carried**

**FOR VOTE - Unanimous**

**ABSENT. DID NOT VOTE - Cr M Armstrong**

There being no further business the Meeting terminated at 8.30pm.



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

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**Chairman**

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