



Notice of Ballina Shire Council Aboriginal Community Committee Meeting

Notice is hereby given that an Aboriginal Community Committee Meeting of Ballina Shire Council will be held in the Ballina Shire Tuckeroo Room (Committee Room), 40 Cherry Street Ballina on **Thursday 12 February 2015 commencing at 5.00 pm.**

Business

1. Nomination of Chair for this Meeting
2. Attendance and Apologies
3. Declarations of Interest
4. Confirmation of Minutes
5. Matters Arising from last Meeting

6. Deputations
7. General Business
 - a) Proposed Upgrade of the Pacific Highway, Woolgoolga to Ballina
 - b) Coastal Pathways Project
 - c) Proposed Locality Naming
 - d) Proposed Public Art Program
 - e) Aboriginal Reconciliation Action Plan for Ballina Shire Council
 - f) Naming of the Rooms at the Ballina Surf Club

8. Business Without Notice
9. Council Documents on Exhibition
10. Next Meeting
11. Meeting Closure

Access to the meeting room is via the ramp off Cherry Street. The main access to the Council's Customer Service Centre is closed at this time.

Paul Hickey
General Manager

1. Nomination of Chair for this Meeting

The Committee has previously determined its preference to having a rotating Chair for each meeting. It is recommended that a Chair be nominated for this meeting.

2. Attendance and Apologies

3. Declarations of Interest

4. Confirmation of Minutes

The Minutes of the Committee Meeting held on Thursday 11 December 2014 were distributed to members on 6 January 2015. A copy of the Minutes is attached to the Agenda.

RECOMMENDATION

The Committee confirms the Minutes of the Ballina Shire Aboriginal Community Committee meeting held on 11 December 2014.

**MINUTES OF THE BALLINA SHIRE COUNCIL
ABORIGINAL COMMUNITY COMMITTEE
HELD IN THE TUCKEROO ROOM IN COUNCIL'S
CUSTOMER SERVICE CENTRE
AT 5.00PM ON THURSDAY 11 DECEMBER 2014**

1. Attendance and Apologies

Members

Carmel Kapeen – Richmond Community Options, Ballina
Troy Anderson – John Cook Foundation
Samantha Anderson
Susan Anderson – John Cook Foundation
Sandra Bolt – JALI L.A.L.C
Marcus Ferguson – Community member

In Attendance

Mayor, Councillor David Wright
Councillor Jeff Johnson
Steve Barnier, Ballina Shire Council
Paul Busmanis, Ballina Shire Council
Ian Fox, Ballina Shire Council consultant
James Brideson, Ballina Shire Council

Apologies

Nita Roberts, Bunjum Aboriginal Cooperative

2. Appointment of Chairperson for the Meeting

The Committee has previously agreed to operate with a rotating Chairperson. On this occasion, Carmel Kapeen was nominated to chair the meeting and she duly accepted the role.

3. Declarations of Interest

Marcus Ferguson noted a non-pecuniary interest in relation to any matters relating to the Jali Local Aboriginal Land Council. Marcus is an active member of that organisation.

4. Confirmation of Minutes of Last Meeting

The Minutes of the Committee meeting held on 9 October 2014 were accepted, by consensus, as a correct record of that meeting.

5. Matters Arising from Last Meeting

There were no matters arising from the last meeting.

6. Deputations

There were no deputations to the meeting.

7. General Business

- a) *Coastal Pathways Projects* – Mr Busmanis and Mr Fox updated the Committee concerning progress on these projects, including engagement with the Registered Aboriginal Parties.

In relation to the Shared Pathway West, stages 1 and 2 are now complete, being North Angels Beach to the western end of Skennars Head Road. Stage 3, being North Creek Road (north of Skennars Head Road to Amber Drive) is planned for construction in 2015. The Aboriginal Cultural Heritage Assessment for stage 3 has been recently completed.

In relation to the Coastal Recreation Pathway, the Aboriginal Archaeological Impact Assessment Report and the Aboriginal Cultural Heritage Assessment are presently being finalised for the southern section and will soon be distributed to the Registered Aboriginal Parties. Additional ecological assessment is required to respond to the elected Council's decision to investigate a deviation of the approved route to the east, in the vicinity of the Flat Rock Tent Park.

Mr Fox noted that the majority of the Registered Aboriginal Parties have now agreed on the material to be incorporated into the interpretive signage to be placed along the Shared Pathway West in the vicinity of Flat Rock Road. It is hoped that this material may assist discussion to advance the Aboriginal Cultural Ways project which is intended to complement and promote the Coastal Recreation Pathway.

- b) *Proposed Locality Naming, Cumbalum* – The Committee further considered this item following preliminary discussion at the meeting held on 9 October. A consensus for a recommended name for the locality was not achieved and members requested that this item be brought back to the next meeting.
- c) *Australia Day 2015, Welcome to Country* – The Committee recommended that Uncle Lewis Cook be invited to provide a Welcome. If he is unable to do so, Uncle Doug Anderson is to be invited.
- d) *Display of Aboriginal and Torres Strait Islander flags in Ballina Shire Council's Australia Day Event* – The Committee agreed to the display of the Aboriginal and Torres Strait Islander flags, together with the Australian flag during the lead up to and on the occasion of Australia Day at the Lennox Head Cultural and Community Centre.
- e) *East Ballina Reserve Vegetation Management Plan Update* – Mr Brideson provided an update concerning the preparation of the Management Plan.

- f) *Ballina Coastal Reserve Crown Lands Weed Control Grant Update* – Mr Brideson presented an update on a grant funded program to remove noxious and environmental weeds from within the coastal corridor in East Ballina.
- g) *Chickiba Wetlands Restoration Update* – The information contained in the report was received and noted. Mr Brideson described in some detail the programs being planned to rehabilitate the Chickiba Wetland in East Ballina. The work proposed involves hydrological restoration, drain clearing, weed management and pest eradication.
- h) *Aboriginal Reconciliation Action Plan for Ballina Shire Council* – As the Committee member who requested inclusion of this item on the agenda was not able to attend the meeting, the item was deferred to the next scheduled meeting.
- i) *Naming of the Rooms at the Ballina Surf Club* – As the Committee member who requested inclusion of this item on the agenda was not able to attend the meeting, the item was deferred to the next scheduled meeting.

8. Business Without Notice

Troy Anderson -

- (i) asked if any progress has been made in having a representative from the NSW Roads and Maritime Services attend a meeting of the Committee to discuss the proposed Woolgoolga to Ballina Pacific Highway upgrade project.

Mr Barnier advised that a response to Council's previous written invitation to the RMS has not been received, but the matter is being followed up.

9. Council Documents on Exhibition

The Council documents which have recently been on public exhibition for community feedback were noted.

10. Next Meeting

The next meeting of the Committee is scheduled to be held at 5.00pm on Thursday 12 February 2015.

Agendas will be distributed to Committee members prior to that meeting. Any matters which members wish to have considered for inclusion in the next Agenda should be emailed or notified to Council by 30 January 2015.

11. Meeting close

There being no further business, the meeting concluded at 6.45pm.

5. Matters Arising from Last Meeting

NIL.

6. Deputations

NIL.

7. General Business

a) Proposed Upgrade of the Pacific Highway, Woolgoolga to Ballina

Committee members have previously indicated a desire for Council to invite a representative from the NSW Roads and Maritime Services (RMS) to attend a meeting of the Committee to discuss the status of the above project. The part of the highway upgrade of particular interest to the Committee and our local community is referred to as Section 10, being the part of the upgrade route located to the west of Wardell village.

The RMS has now confirmed that representatives from its office will be in attendance at this meeting to discuss aspects of the Pacific Highway Upgrade project.

b) Coastal Pathways Projects

Council's Engineering Works Manager, Paul Busmanis and consultant, Ian Fox will be in attendance at the meeting to inform on progress concerning these important community projects.

c) Proposed Locality Naming

The Committee has previously considered a proposal by Council to seek to modify the official boundaries of the Cumbalum and Tintenbar localities, north west of Ballina, and to establish a new locality within which a new urban centre is planned to be developed, referred to currently as Cumbalum Precinct B.

The Committee has been asked by the Council to nominate a name which might be applied to the new locality, if it is to be approved by the NSW Geographical Names Board. During its earlier deliberations the Committee has been unable to clearly identify a preferred name for the locality. Once again, the Committee's views are sought to assist the Council to finalise the matter and make a recommendation to the Geographical Names Board.

SUBMITTED FOR THE COMMITTEE'S CONSIDERATION.

d) Proposed Public Art Program

Council has received correspondence from Ms Samantha Wortelhock, Creative Director BreakAway Programs who has indicated her interest in initiating a public art program within Ballina Shire. Ms Wortelhock has been working with remote Aboriginal communities and has a keen interest in depicting important stories and to work with emerging Aboriginal artists in our region. An overview of Ms Wortelhock's proposal is attached to this agenda for the consideration of Committee members.

The purpose of this report is to alert the Committee to the approach made by Ms Wortelhock and to consider whether the Committee wishes to invite her to our next meeting, where she would be provided with an opportunity to outline her proposal in greater detail.

SUBMITTED FOR THE COMMITTEE'S CONSIDERATION.

** RELATES TO AGENDA ITEM 7d*

It takes many links, forged together, to create an unbroken circle of strength.



Clean Slate Public Art Proposal Ballina Shire Council

Vision

To create beautiful, iconic public art murals in consultation with Ballina's Aboriginal community that bring awareness to the rich history and wisdom that community embodies and inspire a vision of harmony, inclusiveness and celebration of the natural world for the Ballina Shire.

Aims

- To enhance community amenity by beautifying public spaces that are currently neglected or depressing and thereby encourage connection between members of the community.
- To create an opportunity for Ballina to be a leading example of a community that works together on a fun project that is about inclusion, mutual respect, Eldership and reconciliation and is created in an atmosphere that encourages the participants to place an assumption of mutual good will above an awareness of difference.
- To continue Ballina's progress as a creative arts and culture hub begun with the establishment of the Gehi Yubay Dubay (Saltwater Women) art group and the Northern Rivers Community Gallery at a Ballina location.
- To instil pride in culture and the arts as an important part of Ballina's identity so young people are motivated to engage in qualifications or art practice that will pave the way forward.
- To create a visual foundation for the future creation of a world-class, productive Aboriginal Arts, Culture and Environment Centre that will be a must see destination for tourists and visitors.

How

- Seek a significant patron/consultant (such as Digby Moran) to enhance profile and provide gravitas and guidance.
- Formulate a Work for the Dole project for school leavers (or any other group of unemployed identified by the community) with a demonstrated interest in culture and arts to work on a mural project under the guidance of Samantha Wortelhock.
- Provide 'scholarship' opportunities to secondary school students to do work experience on a mural project.
- Publicity in the Ballina Advocate inviting interested community members to participate in discussion circle to refine the vision and identify specific themes for murals based on which Samantha Wortelhock will design the art.

It takes many links, forged together, to create an unbroken circle of strength.



Resources

- EnviTE/ Nortec/ Greencorps etc funding for Work for the Dole Projects.
- Ballina Council could partner with the Department of Corrective Services so that Ballina residents sentenced to community service orders under the Crimes (Administration of Sentences) Act could work on site preparation for, and background painting on, mural projects. This could have flow on financial benefits for council and the community:
 - A recent study from the NSW Bureau of Crime Statistics and Research has shown that community service can have a positive impact on reducing overall reoffending;
 - Research by the Australian Institute of Criminology has indicated that community sentencing has a much higher likelihood of rehabilitating criminal offenders, enabling offenders to make reparations for harm committed in the local community and encouraging them to take great pride in seeing the fruits of their labours,
- Offer the opportunity to private property owners to fund murals on significant eye-sore walls and expedite any planning approvals.
- Seek Chamber of Commerce contribution for beautification projects to encourage tourists travelling on the Pacific Highway not to by-pass Ballina.



e) **Aboriginal Reconciliation Action Plan for Ballina Shire Council**

This item has been included in the agenda at the request of a Committee member.

f) **Naming of the Rooms at the Ballina Surf Club**

This item has been included in the agenda at the request of a Committee member.

8. Business Without Notice

This item provides an opportunity for updates and/or questions to be presented by Committee members.

9. Council Documents on Exhibition

The following is a list of recent documents that have been placed on exhibition for public comment in the period since the last meeting.

- **4WD Beach Permit Seven Mile Beach Lennox Head**
- **Proposal to Lease Community Land**

Ballina Shire Council is proposing to enter into a Lease Agreement for occupation of part of the land known as Crawford Park which is on land classified under the Local Government Act 1993 ("the Act") as 'community' land. As the land on which the Alstonville Community Pre School Inc proposes to operate is classified as Community Land, in accordance with the provisions of Section 47 of the Local Government Act, interested persons are invited to make a submission with respect to the granting of the Lease Agreement.

- **Donations - Community Halls Capital Works Assistance Policy (Review)**
- **Draft Plan of Management for Community Land – closing date 28 January 2015.**

Council resolved at its Ordinary Meeting on 23 October 2014 to exhibit the Draft Plan of Management for Community Land.

This plan of management applies to all Council owned land in Ballina Shire classified as community land and has been prepared to satisfy Council's public land management requirements under the Local Government Act 1993. The Draft Plan of Management for Community Land is intended to replace the current Principal Generic Plan of Management for Community Land adopted by Council in 1995.

- **Cumbalum Precinct A – Draft DCP Amendment and Draft Contributions Plan – closing date 23 January 2015**

Council has prepared Draft Amendment No.4 to the Ballina Shire Development Control Plan 2012 (the DCP), that will apply site specific development controls to Precinct A of the Cumbalum Urban Release Area (CURA). This amendment includes the following elements:

The inclusion of precinct-specific subdivision controls provided in Part 5 of Chapter 3 - Urban Subdivision. This material includes draft written controls supported by a number of maps, relating to structure, staging, mobility, landscaping and open space matters for inclusion as Section 5.6; and the inclusion of precinct references and general map amendments in the DCP.

A draft developer contributions plan (CURA Precinct A Contributions Plan 2014) has also been prepared to enable Council to levy monetary contributions from future developers of the land towards the provision of road, open space and community facilities infrastructure required to service the area.

The plan outlines Council's planned approach to the management of the land. It also enables occupation of the land by specific users and groups and identifies the scale of such land uses and improvements to facilities.

The current plan was originally adopted by Council in 1995. It has had a number of minor amendments since that time but has not been substantially reviewed or updated. The main change to the plan is to streamline and simplify its content to make it easier to use.

- **Draft Development Servicing Plans for Water Supply Infrastructure/Draft Development Servicing Plans for Wastewater and Recycled Water Supply**
- **Council resolved at its Ordinary Meeting 23 October 2014 to exhibit the Development Servicing Plans for Water and Wastewater for public comment.**
- **Policy –Corporate Sponsorship**
- **Policy – Donations – Insurance for Environmental Groups**
- **B-Double and 4.6 m high Vehicle Route Assessment**
- **2014/15 Fees and Charges – Amendment for Inspection of Engineering works**

The current fee structure has a combined fee for review of engineering plans and the later inspection for compliance of these works. It is proposed to split the fees to accommodate the requirements of developers who may prefer private certification of one of these components.

10. Next Meeting

The next meeting of the Committee is scheduled for Thursday 9 April 2015.

11. Meeting Closure