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## TWEED SHIRE COUNCIL - MEETING TASK SHEET

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### ACTION ITEM - Council Meeting - 18 February 2021

**TITLE:** External legal advice received regarding potential Sale or Long Term Lease of Airspace about Council-owned Operational Land at 5 King Street, Murwillumbah (Lot 1 DP709231)

### STAFF RECOMMENDATION

That Council:

1. Approves the update of Council's land register to reflect that 5 King Street, Murwillumbah (Lot 1 in DP709231) should be classified as "community" land.
2. Re-classifies the land as "operational" land by way of a Local Environmental Plan Amendment.
3. If the land is to be re-classified pursuant to 2 above, a further report be brought to Council considering the commercial opportunities for sale or long-term lease of the parcel.

### MEETING RESOLUTION

#### REASON FOR CONFIDENTIALITY

#### **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*

**Cr Pryce Allsop**  
**Cr Warren Polglase**

**PROPOSED** that Council:

1. Approves the update of Council's land register to reflect that 5 King Street, Murwillumbah (Lot 1 in DP709231) should be classified as "community" land.
2. Re-classifies the land as "operational" land by way of a Local Environmental Plan Amendment.
3. If the land is to be re-classified pursuant to 2 above, a further report be brought to Council considering the commercial opportunities for sale or long-term lease of the parcel.

### AMENDMENT 1

**Cr Chris Cherry (Mayor)**  
**Cr Katie Milne**

**RECOMMENDED** that this item be deferred for a workshop on the legal advice in this matter.

Amendment 1 was **Carried**

***VOTE FOR*** - Cr Katie Milne, Cr Chris Cherry (Mayor), Cr Reece Byrnes (Deputy Mayor), Cr Ron Cooper, Cr James Owen

***VOTE AGAINST*** - Cr Pryce Allsop, Cr Warren Polglase

***ABSENT. DID NOT VOTE*** - Nil

Amendment 1 on becoming the Motion was **Carried**

***VOTE FOR*** - Cr Katie Milne, Cr Chris Cherry (Mayor), Cr Pryce Allsop, Cr Reece Byrnes (Deputy Mayor), Cr Ron Cooper, Cr James Owen, Cr Warren Polglase

***VOTE AGAINST*** - None

***ABSENT. DID NOT VOTE*** - Nil