



GENERAL MEETING MINUTES

TUESDAY
25 FEBRUARY 2020
at 8.30AM

- PRESENT
- R Jayo Mayor (Chair)
 - ME Brown Deputy Mayor
 - AP Cripps Councillor
 - KS Milton Councillor
 - AJ Lancini Councillor
 - WG Skinner Councillor
 - MG Tack Councillor

 - A Rayment Chief Executive Officer (CEO)
 - B Exelby Director Corporate and Financial Services (DCFS)
 - J Stewart Director Infrastructure and Utility Services Delivery (DIUS)
 - N McGrath Acting Manager Community and Economic Development (AMCED)
 - B Edwards Executive Assistant (EA)

Mayor R Jayo opened the meeting at 8.30am

- PRAYER - Councillor AP Cripps began the meeting with prayer

- PREVIOUS MINUTES - *Moved Councillor Lancini*
Seconded Councillor Brown

Resolution - That the Minutes of the General Meeting held on 28 January 2020 be approved as a correct record of proceedings and the Minutes be authorised and signed by the Mayor.

Carried 7-0
250220-00

BUSINESS

1. CORPORATE and FINANCIAL SERVICES

1.1 CORPORATE and FINANCIAL SERVICES ACTIVITY REPORT

Consideration of Report to Council from Director Corporate and Financial Services dated 10 February 2020 regarding summary of activities undertaken during the month ending 31 January 2020.

Moved Councillor Tack
Seconded Councillor Cripps

Resolution – That Council receive and note the information in the Report.

Carried 7-0
250220-01

1.2 MONTHLY STATUS REPORT

Consideration of Report to Council from Director Corporate and Financial Services dated 10 February 2020 regarding monthly Corporate and Financial Services Status Report for the month ending 31 January 2020.

Moved Councillor Tack
Seconded Councillor Skinner

Resolution – That Council receive and note the information in the Report.

Carried 7-0
250220-02

1.3 CORPORATE and FINANCIAL SERVICES FINANCE SUMMARY for period ending 31 JANUARY 2020

Consideration of Report to Council from Director Corporate and Financial Services dated 10 February 2020 regarding a report of financial activities for the month ending 31 January 2020.

Moved Councillor Tack
Seconded Councillor Cripps

Resolution – That Council receive and note the information in the Report.

Carried 7-0
250220-03

1.4 2019-2020 BUDGET – 31 JANUARY 2020 BUDGET REVIEW

Consideration of Report to Council from Director Corporate and Financial Services dated 17 February 2020 concerning consideration of the 2019-2020 Budget Review at 31 January 2020.

Moved Councillor Tack
Seconded Councillor Cripps

Resolution – That Council:

- A. In accordance with Sections 169 and 170 of the Local Government Regulation 2012, adopt the Amended Budget for 2019-2020 as presented incorporating the following documents:
- a. Statement of Income and Expenditure;
 - b. Statement of Financial Position;
 - c. Cash Flow Statement;
 - d. Statement of Changes in Equity;
 - e. Capital Expenditure Projects 2019-2020;
 - f. Long Term Financial Forecast; and
 - g. The relevant measures of financial sustainability.
- B. Acknowledge and accept there are no changes to the 2019-2020 adopted Revenue Statement and Revenue Policy.

Carried 7-0
250220-04

Town Planning Officer H Roy entered the meeting at 9.10am

1.5 MATERIAL CHANGE OF USE – VETERINARY SERVICES – HERBERT STREET INGHAM – LOT 1 on RP722007

Consideration of Report to Council from Planning Consultant dated 10 February 2020 in relation to an application for Development Application for Material Change of Use – Veterinary Services on land situated at 65-69 Herbert Street Ingham described as Lot 1 on RP722007.

Moved Councillor Brown
Seconded Councillor Lancini

Resolution – That Council approve the proposed Material Change of Use – Veterinary Services on land known as Lot 1 on RP722007 and located at 65-69 Herbert Street, Ingham, subject to reasonable and relevant conditions, as set out in Attachment A and infrastructure charges notice, as set out in Attachment F.

Carried 7-0
250220-05

1.6 STREET NAMING APPLICATION associated with DEVELOPMENT PERMIT RECONFIGURING A LOT (ONE LOT into THIRTEEN LOTS)

Consideration of Report to Council from Planning Consultant dated 10 February 2020 in relation to an application for street naming associated with subdivision development at 49 Cassidy Street, Ingham. A new road was constructed as a cul-de-sac to service thirteen new residential allotments and connects with Harvey Street.

Moved Councillor Lancini
Seconded Councillor Brown

Resolution – That Council approve the street name Flynn Street so as to align with the predominate theme for street naming within the Ingham locality.

Carried 5-2
250220-06

1.7 AMENDED REQUEST for AUTHORISATION of WORKS within ROAD RESERVE
PELORUS ISLAND - adjacent to LOT 22 on CWL806711

Consideration of Report to Council from Planning Consultant dated 10 February 2020 in relation to amended request for formal authorisation of works on and under Road Reserve at Pelorus Island, The Esplanade adjacent to Lot 22 on CWL806711 for the purpose of establishing a desalination plant.

Moved Councillor Tack
Seconded Councillor Milton

Resolution – That Council provide its consent, as the entity responsible for the subject Road Reserve, for an application to be made for the pipeline infrastructure within the Road Reserve adjoining Lot 22 on CWL806711, associated with the desalination plant for the proposed Boutique Tourist Lodge on Pelorus Island, on land described as Lot 22 on CWL806711 on the alignment indicated in Attachment C referenced as yellow line type.

Carried 7-0
250220-07

1.8 PROPOSED PURCHASE of LOT 312 on CWL1973
MT CORDELIA RESERVE for QUARRY PURPOSES

Consideration of Report to Council from Planning Consultant dated 13 January 2020 in relation to an application made to the State for the purchase of Reserve for Quarry Purposes described as Lot 312 on CWL1973 currently operated in association with the quarry on adjoining land described as Lot 238 on CWL2823 owned by the proposed purchaser.

Moved Councillor Lancini
Seconded Councillor Milton

Resolution – That Council:

- A. Offer no objection to the proposed sale of Lot 312 on CWL1973 to the owner of Lot 238 on CWL2823, subject to the purchased land being amalgamated into Lot 238 CWL2823; and
- B. Terminate the existing Trustee Permit that applies to Lot 312 on CWL1973.

Carried 7-0
250220-08

1.9 PROPOSED PURCHASE of COUNCIL FREEHOLD LAND
HARVEY STREET INGHAM – LOT 1 on RP723938

Consideration of Report to Council from Planning Consultant dated 10 February 2020 in relation to an application made for the purchase of part of Council freehold land described as Lot 1 on RP723938 adjacent to Lot 6 on SP158707, Harvey Street Ingham by owner of Lot 6 for the purpose of expanding depot shed and to facilitate access onto Harvey Street Ingham.

Moved Councillor Tack
Seconded Councillor Milton

Resolution – That Council:

- A. Engage with the proponent in priority and enter into negotiations to sell the owner of Lot 6 on SP158707 the portion of Lot 1 on RP723938 directly adjacent to Lot 6 on SP158707, Harvey Street, Ingham, equating to approximately 600m² in area. Any negotiations for the sale of the land is subject to the following:
 - a. Price to be at market terms and rates, as determined by a registered valuer engaged at the expense of the proponent;
 - b. Not be completed until development approval for the proponent's intended use of the land is achieved;
 - c. To be facilitated through the amalgamation of the purchased land with the adjoining Lot 6 on SP158707; and
 - d. The proponent must complete Item (b) within 12 months of this resolution, and facilitating the transfer of the land within 18 months of this resolution.
- B. Provide land owner's consent for the proponent's development applications to be lodged over part of Lot 1 on RP723938; and
- C. Delegate authority to the Chief Executive Officer in accordance with the *Local Government Act 2009* to negotiate any and all matters associated with or in relation to the potential sale.

Carried 7-0
250220-09

In accordance with section 175D of the Local Government Act 2009, Councillor AP Cripps declared a Perceived Conflict of Interest in Item 1.10.

In accordance with sections 175E and 175J of the Local Government Act 2009, Councillor AP Cripps declared that he is engaged as a Contractor for Ingham Disability Support Services.

Councillor AP Cripps excluded himself from the meeting at 9.30am while the matter was debated and the vote taken.

1.10 TRUSTEE LEASE RENEWAL for INGHAM PICTURE THEATRE

Consideration of Report to Council from Planning Consultant dated 6 February 2020 in relation to a request from Ingham Parents Support Group Inc. for renewal of Trustee Lease over the Ingham Picture Theatre (JL Kelly Memorial Building) located at 76 Townsville Road Ingham. The Ingham Parents Support Group Inc. prefer to enter into a new lease generally on the same terms as the existing lease for a further five years to continue to utilise the theatre and deliver a valuable service to the community.

Moved Councillor Lancini
Seconded Councillor Milton

Resolution – That Council:

- A. Approve renewal of Trustee Lease with Ingham Parents Support Group Inc. for a five year term commencing 1 March 2020 to 28 February 2025 over the Ingham Picture Theatre (JL Kelly Memorial Building) located at 76 Townsville Road, Ingham, Lot 5 on I224105, subject to terms generally in accordance with the existing lease for an annual rental of \$900 (excl. GST) paid quarterly, PLUS 5% of net profit limited to a fixed sum of \$4,500 (excl. GST); and
- B. Delegate authority to the Chief Executive Officer in accordance with the *Local Government Act 2009* to enter into finalising and executing any and all matters associated with or in relation to the Trustee Lease.

Carried 6-0
250220-10

Councillor AP Cripps returned to the meeting at 9.35am

Town Planning Officer H Roy left the meeting and Town Planning Consultant G Milford entered the meeting at 9.35am

1.11 REQUEST for EXTENSION to CURRENCY PERIOD
RECONFIGURATION of LAND for REARRANGEMENT of BOUNDARIES
FRACCHIAS ROAD and FORESTHOME ROAD FORESTHOME
LOT 3 on RP838285 and LOT 11 on SP200245

Consideration of Report to Council from Planning Consultant dated 10 February 2020 regarding request for extension of the relevant currency period for proposed boundary realignment involving the reconfiguration of two existing rural parcels being Lot 3 on RP838285 and Lot 11 on SP200245 to allow the existing dwelling and shed on a single allotment and the balance area of cane to be retained on a single allotment. Original approval was provided on 17 July 2008 and the most recent extension to the currency period was granted in January 2018 for a period of two years to lapse on 15 December 2019.

Recommendation – That Council refuse the proposed extension of the currency period for the Reconfiguration of Land application for Rearrangement of Boundaries Two Lots into Two Lots Development Permit on land situated at Lot 3 on RP838285 and Lot 11 on SP200245, Fracchias Road and Foresthome Road Foresthome, on the basis that:

- A. The proposed development is not considered to meet, or have the ability to meet the requirements of the Hinchinbrook Shire Council Planning Scheme 2017, specifically the Rural Zone Code and Reconfiguring a Lot Code, including the following provisions:
 - (a) Overall Code Purpose and Overall Outcome 1(c), 2(a), 2(h) of the Rural Zone Code;
 - (b) Overall Code Purpose and Overall Outcome 1(a) and 2(i) of the Reconfiguring a Lot Code;
 - (c) AO13.2 of the Reconfiguring a Lot Code; and
 - (d) AO14 and PO14 of the Reconfiguring a Lot Code.
- B. It is not considered that reasonable, relevant, enforceable conditions can be imposed to remedy the non-compliances with the relevant assessment benchmarks of the Hinchinbrook Shire Council Planning Scheme 2017.
- C. The Hinchinbrook Shire Council Planning Scheme 2017 is considered a relevant matter for the assessment of this extension request.

Pursuant to section 273 of the Local Government Regulation 2012, the meeting decided to defer consideration of Item 1.11 in order to obtain further information from the applicant.

Moved Councillor Cripps
Seconded Councillor Milton

Resolution – That Council defer the matter pending receipt of further information.

Carried 7-0
250220-11

2. INFRASTRUCTURE AND UTILITY SERVICES

2.1 INFRASTRUCTURE and UTILITY SERVICES ACTIVITY REPORT

Consideration of Report to Council from Director Infrastructure and Utility Services dated 10 February 2020 regarding summary of activities undertaken during the month ending 31 January 2020.

Moved Councillor Skinner
Seconded Councillor Milton

Resolution – That Council receive and note the information in the Report.

Carried 7-0
250220-12

Town Planning Consultant G Milford left the meeting at 10.10am

The meeting adjourned at 10.10am for morning tea and resumed at 10.20am

2.2 MONTHLY STATUS REPORT

Consideration of Report to Council from Executive Manager Infrastructure Services Delivery dated 10 February 2020 regarding monthly Infrastructure and Utility Services Status Report for the month ending 31 January 2020.

Moved Councillor Skinner

Seconded Councillor Brown

Resolution – That Council receive and note the information in the Report.

Carried 7-0
250220-13

2.3 2019-2020 CAPITAL PROJECTS STATUS REPORT for month ending 31 JANUARY 2020

Consideration of Report to Council from Executive Manager Infrastructure Services Delivery dated 10 February 2020 regarding a Status Report that provides a breakdown of projects as approved in the 2019-2020 Capital Works Program for the month ending 31 January 2020.

Moved Councillor Skinner

Seconded Councillor Milton

Resolution – That Council receive and note the information in the Report.

Carried 7-0
250220-14

2.4 MINISTERIAL APPROVAL – MAJOR POLICY DECISION during CARETAKER PERIOD

Consideration of Report to Council from Chief Executive Officer dated 20 February 2020 regarding response received from Minister for Local Government, Minister for Racing and Minister for Multicultural Affairs, the Hon. Stirling Hinchliffe to Council's request for approval to make major policy decisions to award tenders for Natural Disaster Relief and Recovery Arrangements (NDRRA) and Disaster Recovery Funding Arrangements (DRFA) during the caretaker period for the 2020 Local Government Elections.

Moved Councillor Brown

Seconded Councillor Lancini

Resolution – That Council receive and note the approval from Minister for Local Government, Minister for Racing and Minister for Multicultural Affairs the Hon. Stirling Hinchliffe.

Carried 7-0
250220-15

2.5 TENDER HSC 19/34 – DRFA PROGRAM 19-01PK08

FANNING and GORT STREETS RESTORATION WORKS INGHAM

Consideration of Report to Council from Acting Infrastructure Assets Manager dated 10 February 2020 regarding tenders received for HSC 19/34 – DRFA Program 19-01PK08 – Fanning and Gort Streets Restoration Works Ingham.

Moved Councillor Milton
Seconded Councillor Lancini

Resolution – That Council:

- A. Award tender HSC 19/34 - DRFA Program 19-01PK08 – Fanning and Gort Streets Restoration Works Ingham to Keita Services Pty Ltd for the value of their alternate price of \$140,584.06 (excl. GST);
- B. Approve the construction of complimentary works as detailed in Council's tender assessment report, with an estimated value of \$9,700 (excl. GST) with works to be undertaken concurrently with Queensland Reconstruction Authority funded works included in tender HSC 19/34; and
- C. Delegate authority to the Chief Executive Officer in accordance with the *Local Government Act 2009* to enter into a contract, negotiate, finalise and execute any and all matters associated with or in relation to this contract.

Carried 7-0
250220-16

2.6 TENDER HSC 19/41 – DRFA PROGRAM 19-01PK19

RECONSTRUCTION of HARDY STREET INGHAM

Consideration of Report to Council from Acting Infrastructure Assets Manager dated 10 February 2020 regarding tenders received for HSC 19/41 – DRFA Program 19-01PK19 – Reconstruction of Hardy Street Ingham.

Moved Councillor Lancini
Seconded Councillor Milton

Resolution – That Council:

- A. Award tender HSC 19/41 - DRFA Program 19-01PK19 – Reconstruction of Hardy Street, Ingham to Timrith Transport for the value of \$436,394.00 (excl. GST); and
- B. Delegate authority to the Chief Executive Officer in accordance with the *Local Government Act 2009* to enter into a contract, negotiate, finalise and execute any and all matters associated with or in relation to this contract.

Carried 7-0
250220-17

2.7 TENDER HSC 19/44 – DRFA PROGRAM – MAP FOUR (4) ROADS RESTORATION WORKS – 4B PACKAGE THREE

Consideration of Report to Council from Acting Infrastructure Assets Manager dated 10 February 2020 regarding tenders received for HSC 19/44 – DRFA Program – Map Four (4) Roads Restoration Works – 4B Package Three.

Moved Councillor Skinner
Seconded Councillor Milton

Resolution – That Council:

- A. Award tender HSC 19/44 - DRFA Program Map Four (4) Roads Restoration Works – 4B Package Three to Timrith Transport for the value of \$590,261.78 (excl. GST); and
- B. Delegate authority to the Chief Executive Officer in accordance with the *Local Government Act 2009* to enter into a contract, negotiate, finalise and execute any and all matters associated with or in relation to this contract.

Carried 7-0
250220-18

2.8 TENDER HSC 19/48 – DRFA PROGRAM 19-01PK07 – MAP TWO (2) ROADS RESTORATION WORKS

Consideration of Report to Council from Acting Infrastructure Assets Manager dated 10 February 2020 regarding tenders received for HSC 19/48 – DRFA Program 19-01PK07– Map Two (2) Roads Restoration Works.

Moved Councillor Milton
Seconded Councillor Brown

Resolution – That Council:

- A. Award tender HSC 19/48 - DRFA Program 19-01PK07 – Map Two (2) Roads Restoration Works to Timrith Transport for the value of \$1,156,093.94 (excl. GST); and
- B. Delegate authority to the Chief Executive Officer in accordance with the *Local Government Act 2009* to enter into a contract, negotiate, finalise and execute any and all matters associated with or in relation to this contract.

Carried 7-0
250220-19

2.9 TENDER HSC 19/49 – SEYMOUR ROAD - DRFA RESTORATION and RESILIENCE WORKS

Consideration of Report to Council from Acting Infrastructure Assets Manager dated 10 February 2020 regarding tenders received for HSC 19/49 – Seymour Road - DRFA Restoration and Resilience Works.

Moved Councillor Lancini
Seconded Councillor Milton

Resolution – That Council:

- A. Award tender HSC 19/49 - Seymour Road - DRFA Restoration and Resilience Works to Keita Services for the value of \$608,945.08 (excl. GST); and
- B. Delegate authority to the Chief Executive Officer in accordance with the *Local Government Act 2009* to enter into a contract, negotiate, finalise and execute any and all matters associated with or in relation to this contract.

Carried 7-0
250220-20

2.10 2019-2020 TIDS FUNDING REALLOCATION

Consideration of Report to Council from Infrastructure Operations Manager dated 10 February 2020 regarding reallocation of 2019-2020 TIDS funding to replacement of Bridge 1330 to ensure funds are spent by 30 June 2020 following savings achieved after completion of the 2019-2020 TIDS program.

Moved Councillor Brown
Seconded Councillor Cripps

Resolution – That Council:

- A. Approve the recommended budget allocation changes to the 2019-2020 TIDS allocation as presented; and
- B. Authorise the Infrastructure Operations Manager via the Chief Executive Officer to manage the final amendments to the Transport Infrastructure Development Scheme funding for 2019-2020 to ensure full funding acquittal for the respective financial year.

Carried 7-0
250220-21

2.11 COPLEYS ROAD DRAINAGE CAPITAL ALLOCATION

Consideration of Report to Council from Infrastructure Operations Manager dated 11 February 2020 regarding formalising capital costs associated with drainage works on Copleys Road and to allocate capital funds for an additional and similar project at a different location along the same rural road.

Moved Councillor Milton
Seconded Councillor Skinner

Resolution – That Council:

- A. The capitalisation of expenditure under the Operational Budget of \$20,500 for works completed; and
- B. The additional culvert installation at chainage 5,630m Copleys Road for the value of \$24,000 utilising savings within the existing 2019-2020 Capital Works Program.

Carried 7-0
250220-22

2.12 GLOVER STREET CONTRIBUTED ASSET REGISTER

Consideration of Report to Council from Infrastructure Assets Manager dated 10 February 2020 seeking support to accept the upgrade of Glover Street from approximately chainage 150 to 200 from unsealed to sealed, including a widening for car parking as a contributed asset.

Moved Councillor Tack
Seconded Councillor Milton

Resolution – That Council:

- A. Approve the application lodged by the property owner of Lot 20 RP709238 to undertake an upgrade from unsealed to sealed from approximately chainage 150 to 200 on Glover Street at the applicant's expense; and
- B. Accept the contributed assets following the completion of the 12 month defects liability period, subject to inspections on completion of the works confirming such works are at a satisfactory standard and completion of the defect liability period.

Carried 7-0
250220-23

3. COMMUNITY and DEVELOPMENT SERVICES

3.1 COMMUNITY and DEVELOPMENT SERVICES ACTIVITY REPORT

Consideration of Report to Council from Chief Executive Officer dated 6 February 2020 regarding summary of activities undertaken during the month ending 31 January 2020.

Moved Councillor Brown
Seconded Councillor Lancini

Resolution – That Council receive and note the information in the Report.

Carried 7-0
250220-24

3.2 MONTHLY STATUS REPORT

Consideration of Report to Council from Chief Executive Officer dated 10 February 2020 regarding monthly Development, Planning and Environmental Services Status Report for the month ending 31 January 2020.

Moved Councillor Brown
Seconded Councillor Skinner

Resolution – That Council receive and note the information in the Report.

Carried 7-0
250220-25

4. GOVERNANCE

4.1 OFFICE of the MAYOR and CHIEF EXECUTIVE OFFICER ACTIVITY REPORT

Consideration of Report to Council from Chief Executive Officer dated 10 February 2020 regarding summary of activities undertaken in the Office of the Mayor and Chief Executive Officer during the month ending 31 January 2020.

Moved Councillor Cripps
Seconded Councillor Lancini

Resolution – That Council receive and note the information in the Report.

Carried 7-0
250220-26

4.2 MONTHLY STATUS REPORT

Consideration of Report to Council from Chief Executive Officer dated 17 February 2020 regarding monthly Office of the Mayor and Chief Executive Officer Status Report for the month ending 31 January 2020.

Moved Councillor Lancini
Seconded Councillor Brown

Resolution – That Council receive and note the information in the Report.

Carried 7-0
250220-27

4.3 QUARTERLY OPERATIONAL PLAN REPORT and HALF YEARLY CORPORATE PLAN REPORT as at 31 DECEMBER 2019

Consideration of Report to Council from Chief Executive Officer dated 10 February 2020 seeking adoption of the Quarterly Operational Plan Report and Half Yearly Corporate Plan Report for the quarter/half year ending 31 December 2019.

Moved Councillor Tack
Seconded Councillor Skinner

Resolution – That Council received and note the information in the Report.

Carried 7-0
250220-28

4.4 COUNCILLOR ACTIVITY REPORT as at 31 JANUARY 2020

Consideration of Report to Council from Chief Executive Officer dated 10 February 2020 providing Councillor Activity Reports for the month ending 31 January 2020 to ensure transparency and public scrutiny.

Moved Councillor Cripps
Seconded Councillor Lancini

Resolution – That Council receive and note the information in the Report.

Carried 7-0
250220-29

CONCLUSION – This concluded the business of the meeting which closed at 11.55 am

APPROVED, CONFIRMED and ADOPTED on 24 March 2020

Councillor R Jayo - MAYOR