



GENERAL MEETING MINUTES

TUESDAY
27 AUGUST 2019
at 8.30AM

- PRESENT**
- R Jayo Mayor (Chair)
 - ME Brown Deputy Mayor
 - AP Cripps Councillor
 - AJ Lancini Councillor
 - KS Milton Councillor
 - WG Skinner Councillor
 - MG Tack Councillor
-
- A Rayment Chief Executive Officer (CEO)
 - M Cox Chief Financial Officer (CFO)
 - J Stewart Executive Manager Infrastructure Services Delivery (EMISD)
 - B Edwards Executive Assistant (EA)

Mayor R Jayo opened the meeting at 8.30am

D Griffiths, Media and Communications Officer (MCO) was also present when the meeting commenced

- PRAYER** - Mayor R Jayo began the meeting with prayer

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

Resolution - That the Minutes of the General Meeting held on 30 July 2019 be approved as a correct record of proceedings and the Minutes be authorised and signed by the Deputy Mayor.

Carried 7-0
270819-00

BUSINESS

1. CORPORATE SERVICES

1.1 CORPORATE SERVICES ACTIVITY REPORT

Consideration of Report to Council from Chief Financial Officer dated 10 August 2019 regarding summary of activities undertaken during the month ending 31 July 2019.

Moved Councillor Tack
Seconded Councillor Milton

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

Carried 7-0
270819-01

1.2 MONTHLY STATUS REPORT

Consideration of Report to Council from Chief Financial Officer dated 12 August 2019 regarding monthly Corporate Services Status Report for the month ending 31 July 2019.

Moved Councillor Tack
Seconded Councillor Milton

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

Carried 7-0
270819-02

1.3 CORPORATE SERVICE FINANCE SUMMARY FOR PERIOD ENDING 31 JULY 2019

Consideration of Report to Council from Chief Financial Officer dated 10 August 2019 regarding a report of financial activities for the month ending 31 July 2019.

Moved Councillor Tack
Seconded Councillor Skinner

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

Carried 7-0
270819-03

1.4 FEES and CHARGES UPDATES REPORT – 31 JULY 2019 – SEASONAL USE of SHOWGROUNDS

Consideration of Report to Council from Chief Financial Officer dated 14 August 2019 seeking approval and acceptance of amending the 2019-2020 Fees and Charges document for Corporate Services – Seasonal use of Showgrounds, including dressing sheds – Sporting Clubs section which requires the substitution of words “Per day-part thereof” added as an administration adjustment with “Per season” which relates to the full season, not per day.

Moved *Councillor Cripps*
Seconded *Councillor Brown*

Resolution – That Council accept and adopt the proposed revised change to the 2019-2020 Fees and Charges as tabled in the report concerning Seasonal use of the Showgrounds. **Carried 7-0
270819-04**

2. INFRASTRUCTURE SERVICES DELIVERY

2.1 INFRASTRUCTURE SERVICES DELIVERY ACTIVITY REPORT

Consideration of Report to Council from Executive Manager Infrastructure Services Delivery dated 12 August 2019 regarding summary of activities undertaken during the month ending 31 July 2019.

Moved *Councillor Skinner*
Seconded *Councillor Milton*

Resolution – That Council receive and note the information in the Report. **Carried 7-0
270819-05**

2.2 MONTHLY STATUS REPORT

Consideration of Report to Council from Executive Manager Infrastructure Services Delivery dated 12 August 2019 regarding monthly Infrastructure Services Delivery Status Report for the month ending 31 July 2019.

Moved *Councillor Milton*
Seconded *Councillor Tack*

Resolution – That Council receive and note the information in the Report. **Carried 7-0
270819-06**

2.3 2019-2020 CAPITAL PROJECTS STATUS REPORT for MONTH ENDING 31 JULY 2019

Consideration of Report to Council from Works Engineer dated 12 August 2019 regarding a Status Report that provides a breakdown of projects as approved in the 2019-2020 Capital Works Program for the month ending 31 July 2019.

Moved *Councillor Milton*
Seconded *Councillor Skinner*

Resolution – That Council receive and note the information in the Report. **Carried 7-0
270819-07**

In accordance with section 175D of the Local Government Act 2009, Councillor AJ Lancini declared a Perceived Conflict of Interest in Item 2.4.

In accordance with sections 175E and 175J of the Local Government Act 2009, Councillor AJ Lancini declared that he is related as Cousin to employee Michael Lancini of one of the offerers for this matter.

Councillor AJ Lancini excluded himself from the meeting at 9.33am while the matter was debated and the vote taken.

2.4 RF003197 – BRIDGE and CULVERT LEVEL 2 and 3 INSPECTIONS

Consideration of Report to Council from Infrastructure Engineer dated 13 August 2019 regarding quotations received for RF003197 – Bridget and Culvert Level 2 and 3 Inspections.

Moved Councillor Skinner
Seconded Councillor Milton

Resolution – That Council:

- A. Award the Bridge and Culvert Level 2 and 3 Inspections Project referenced as RF003197 to Cardno (QLD) Pty Ltd for a total contract amount of \$74,176 (excl. GST), which includes the following scope of works:
- Phase 1 – Bridge and Culvert Inspections;
 - Phase 2 – Updated 10 Year Capital Works and Inspection Program;
 - Provisional Item – Load rating on Level 2 Inspection Structures; and
 - Provisional Item – Plant, Equipment, Traffic Management, etc.
- B. Delegate authority to the Chief Executive Officer in accordance with the *Local Government Act 2009* to enter into contract, negotiate, finalise and execute any and all matters associated with or in relation to this contract.

Carried 6-0
270819-08

Councillor AJ Lancini returned to the meeting at 9.38am

2.5 FIRST BRIDGE and DESJARDINS CROSSING DESIGNS

Consideration of Report to Council from Infrastructure Engineer dated 4 August 2019 seeking approval of detailed designs developed for First Bridge Replacement and Desjardins Crossing Deck Replacement allowing Council the opportunity to review the designs before the projects progress to the tender phase.

Moved Councillor Brown
Seconded Councillor Lancini

Resolution – That Council:

- A. Approve the design plans as presented for First Bridge Replacement; and
- B. Approve the design plans as presented for Desjardins Crossing Deck Replacement pending the outcome of flood modelling study.

Carried 7-0
270819-09

2.6 ALL SCHOOLS PARKING REVIEW

Consideration of Report to Council from Works Engineer dated 7 August 2019 outlining the results of community consultation undertaken with Gilroy Santa Maria College, Ingham State High School, Ingham State School and Our Lady of Lourdes for the review of off street parking and safety concerns with schools in Ingham.

Moved Councillor Skinner

Seconded Councillor Lancini

Resolution – That Council:

- A. Receive and note the information in the Report; and
- B. Approve for design and associated costings to be undertaken to enable nomination of projects referenced in report to Department of Transport and Main Roads under the School Transport Infrastructure Program funding scheme.

Carried 7-0
270819-10

2.7 FEES and CHARGES UPDATES REPORT – 31 JULY 2019 – PRINTING/COPYING/SCANNING

Consideration of Report to Council from Executive Manager Infrastructure Services Delivery dated 19 August 2019 seeking approval and acceptance of amending the 2019-2020 Fees and Charges document for Infrastructure Services – Printing/Copying/Scanning following review of changes by undertaking a first principles approach to calculate more accurate fees for these services.

Moved Councillor Brown

Seconded Councillor Milton

Resolution – That Council accept and adopt the proposed revised charge to the 2019-2020 Fees and Charges as tabled in the report concerning printing/copying/scanning of documents.

Carried 7-0
270819-11

2.8 GREENING AUSTRALIA – DIATOMIX PILOT STUDY

Consideration of Report to Council from Manager Water and Sewerage dated 9 July 2019 seeking approval of a trial Diatomix Pilot Study to be carried out and fully funded by Greening Australia for the use of Diatomix to reduce the levels of nitrogen and phosphorus in the Hinchinbrook Community Wetlands.

Moved Councillor Milton

Seconded Councillor Skinner

Resolution – That Council:

- A. Receive and note the information in this Report;
- B. Approve the trial Diatomix Pilot Study to be carried out by Greening Australia in conjunction with Council for a period of 26 weeks ending June 2021; and
- C. Authorise the Chief Executive Officer to enter into negotiations with Greening Australia to execute a Memorandum of Understanding between Council and Greening Australia for the trial.

Carried 6-1
270819-12

Councillor MG Tack recorded his vote against the motion

The meeting adjourned at 10.03am for morning tea and resumed at 10.10am

3. DEVELOPMENT, PLANNING AND ENVIRONMENTAL SERVICES

3.1 DEVELOPMENT, PLANNING and ENVIRONMENTAL SERVICES ACTIVITY REPORT

Consideration of Report to Council from Chief Executive Officer dated 12 August 2019 regarding summary of activities undertaken during the month ending 31 July 2019.

Moved Councillor Brown
Seconded Councillor Lancini

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

**Carried 7-0
270819-13**

3.2 MONTHLY STATUS REPORT

Consideration of Report to Council from Chief Executive Officer 12 August 2019 regarding monthly Development, Planning and Environmental Services Status Report for the month ending 31 July 2019.

Moved Councillor Lancini
Seconded Councillor Brown

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

**Carried 7-0
270819-14**

3.3 REQUEST to EXTEND CURRENCY PERIOD – RECONFIGURING a LOT SUBDIVISION (ONE LOT into TWO LOTS)

MORETTI STREET, INGHAM – LOT 10 on RP717127

Consideration of Report to Council from Planning Consultant dated 12 August 2019 in relation to an application received seeking a Development Permit for Reconfiguration of Land – Subdivision (One Lot into Two Lots) over Lot 10 on RP717127 at Moretti Street, Ingham.

Moved Councillor Lancini
Seconded Councillor Skinner

Resolution – That Council:

- A. Extend the currency period to Development Permit for Reconfiguring a Lot (One Lot into Two Lots) on land at 2 Moretti Street, Ingham described as Lot 10 on RP717127 by an additional two years, subject to the existing conditions; and
- B. Provide an advice item in relation to future requirements and permits that may be necessary for future development on proposed Lot 102 as well as advice on the payment of infrastructure charges.

**Carried 7-0
270819-15**

3.4 PROPOSED RECONFIGURING a LOT – BOUNDARY REALIGNMENT (TWO LOTS into TWO LOTS and ACCESS EASEMENT)

SCOVAZZIS ROAD, TOOBANNA – LOTS 4 and 5 ON RP720828

Consideration of Report to Council from Planning Consultant dated 12 August 2019 in relation to an application received seeking a Development Permit for Reconfiguration of Land – Boundary Realignment (Two Lots into Two Lots and Access Easement) over Lots 4 and 5 on RP720828 at Scovazzis Road, Toobanna.

Moved Councillor Milton
Seconded Councillor Brown

Resolution – That Council approve the proposed Reconfiguration of Land – Boundary Realignment (Two Lots into Two Lots) on land situated at Scovazzi's Road, Toobanna over Lots 4 and 5 on RP720828 subject to reasonable and relevant conditions, as set out in Attachment A.

**Carried 7-0
270819-16**

Town Planning Consultant, G Milford entered the meeting at 10.49am

3.5 REFERRAL AGENCY RESPONSE - RESIDENTIAL SITING and SITE COVERAGE ASSESSMENT
DENNEY STREET, DUNGENESS - LOT 7 on SP279694

Consideration of Report to Council from Planning Consultant dated 14 August 2019 in relation to request received for boundary dispensation for a proposed open carport at Lot 7 Denney Street, Dungeness to be setback approximately 0.2m from the front property boundary sited and further request for dispensation of site coverage exceedance to 60% which is greater than the designated building envelope.

Moved Councillor Milton
Seconded Councillor Lancini

Resolution – That Council issue a Referral Agency Response for the construction of a Class 10a open car port structure located at Denney Street, Dungeness over Lot 7 on SP279694, subject to conditions set out in Attachment A.

**Carried 7-0
270819-17**

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

Consideration of Report to Council from Planning Consultant dated 16 August 2019 in relation to an application made to the State for the purchase of the Reserve (for quarry purposes) described as Lot 312 on CWL1973 currently operated in association with the quarry on adjoining land owned by the proposed purchaser.

Recommendation – That Council:

- A. Support the proposed sale of Lot 312 on CWL1973, on the basis that:
- It is sold to the same entity that owns the adjoining freehold quarry, described as Lot 238;
 - Lot 312 is amalgamated into Lot 238 on CWL2823, and is not sold as a separate parcel of land; and
 - It occurs at no cost to Council.
- B. Undertake the necessary actions to terminate the Trustee Permit that applies to the land following notification of the sale of the land proceeding.

Pursuant to section 273 of the Local Government Regulation 2012, the meeting decided to defer consideration of the matter in order to further investigate the matter.

Moved Councillor Lancini
Seconded Councillor Skinner

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

**Carried 7-0
270819-18**

In accordance with section 175D of the Local Government Act 2009, Councillor KS Milton declared a Perceived Conflict of Interest in Item 3.7.

In accordance with sections 175E and 175J of the Local Government Act 2009, Councillor KS Milton declared that she is related as Aunt to hut owners Robert and Debbie Hobbs.

Councillor KS Milton excluded herself from the meeting at 11.15am while the matter was debated and the vote taken.

3.7 RESPONSE to REQUEST for RELOCATION of FISHING HUTS to RECREATION RESERVE

Consideration of Report to Council from Planning Consultant dated 14 August 2019 seeking Council's consideration of request from Firth Lawyers for possible relocation of 14 fishing huts by displaced fishing hut owners into Council's nearby Recreation Reserve following advice to them from the Department of Natural Resources, Mines and Energy that Council may be willing to allow the relocation of fishing huts to a Council recreation reserve.

Recommendation – That Council:

- A. Acknowledge receipt of the letter from Firth Lawyers confirming that 14 displaced hut owners wish to be considered for possible new Trustee Permits within the recreation reserve; and
- B. Resolve to either:
 - a. Provide confirmation to Firth Lawyers that Council is supportive, in principle, of considering the issue of Trustee Permits to accommodate the 14 hut owners within the recreation reserve described as Lot 545 on CWL666, subject to ability to evidence compliance with all relevant statutory requirements and:
 - i. Further explore the likely building, planning, approval, tenure and access implications involved in the concept; and
 - ii. Obtain written confirmation from the DNRME that the establishment of new fishing huts for the displaced fishing hut owners does not offend the Memorandum of Understanding between the Council and State about the establishment of new fishing huts.
 - Or
 - b. Provide confirmation to Firth Lawyers that Council is not supportive of accommodating the 14 hut owners within the recreation reserve described as Lot 545 on CWL666.

Pursuant to section 273 of the Local Government Regulation 2012, the meeting decided to support the relocation of the existing historical huts on the basis that Council disagrees with the intention of the State forcing the removal of existing historical huts.

*Moved Councillor Cripps
Seconded Councillor Brown*

Resolution – That Council:

- A. Acknowledge receipt of the letter from Firth Lawyers confirming that 14 displaced hut owners wish to be considered for possible new Trustee Permits within the recreation reserve;
- B. Provide confirmation to Firth Lawyers that Council is supportive, in principle, of considering the issue of Trustee Permits to accommodate the 14 hut owners within the recreation reserve described as Lot 545 on CWL666, subject to compliant evidence with all relevant statutory requirements;
- C. Further explore the likely building, planning, approval, tenure and access implications involved in the concept; and
- D. Obtain written confirmation from the Department of Natural Resources Mines and Energy that the establishment of new fishing huts for the displaced fishing hut owners does not offend the Memorandum of Understanding between the Council and State about the establishment of new fishing huts.

Carried 6-0
270819-19

Councillor KS Milton returned to the meeting at 11.30am

3.8 LICENCE AGREEMENT between COUNCIL and GUMNUT NOMINEES PTY LTD
MT MERCER, WARRENS HILL, INGHAM – LOT 89 on CWL2997

Consideration of Report to Council from Planning Consultant dated 12 August 2019 in relation to an application for a three year Licence Agreement for the Italian and Christian Radio Station at Mt Mercer, Warrens Hill to continue broadcasting from the existing communications tower to Hinchinbrook community listeners.

Recommendation – That Council approve a three year Licence Agreement for the period from 1 July 2019 to 30 June 2022 with Gumnut Nominees Pty Ltd over an area at Warrens Hill Landfill, Lot 89 on CWL2997, subject to annual payments and conditions.

Pursuant to section 273 of the Local Government Regulation 2012, the meeting decided to approve a Licence Agreement subject to further conditions regarding liability and indemnity.

*Moved Councillor Cripps
Seconded Councillor Lancini*

Resolution – That Council approve a three year Licence Agreement for the period from 1 July 2019 to 30 June 2022 with Gumnut Nominees Pty Ltd over an area at Warrens Hill Landfill, Lot 89 on CWL2997, subject to annual payments and conditions including that Council will not be liable for any further or better or any access to the licensed area and that the licensees undertake to fully indemnify the Council from and against any cause or action for any injury, loss or damage that may be sustained by or through or in connection with the use by the Lessee of the subject land and access to the premises that presently exists. Carried 7-0
270819-20

Town Planning Consultant, G Milford left the meeting at 11.40am

3.9 ROUND TWO 2018-2019 REGIONAL ARTS DEVELOPMENT FUND (RADF) APPLICATIONS and EXPENDITURE

Consideration of Report to Council from Acting Economic and Community Development Manager dated 12 August 2019 in relation to applications received for Round Two funding for 2018-2019 and seeking approval from Council to fund two projects totalling \$8,856 (excl. GST) which is available in RADF funds for the 2018-2019 financial year and seeking approval from Council for these funds to be distributed.

*Moved Councillor Tack
Seconded Councillor Brown*

Resolution – That Council approve funding applications reviewed by the RADF Committee totalling \$8,856 (excl. GST) as follows:

- A. Kristina Fontana – application for a visual arts school for the amount of \$2,007 (excl. GST); and
- B. Silver Lining Foundation – application for Silver Lining School for the amount of \$6,849 (excl. GST).

That Council decline the funding application from One Spirit One Land, Australia and Speakeze on the grounds that further information is required. Carried 7-0
270819-21

In accordance with section 175D of the Local Government Act 2009, Councillor MG Tack and Councillor AJ Lancini declared Perceived Conflicts of Interest in Item 3.10.

In accordance with sections 175E and 175J of the Local Government Act 2009, Councillor MG Tack declared that he is on the Ingham Meals on Wheels Executive Committee and Councillor AJ Lancini declared that he is the Treasurer on the Halifax Progress Association and Vice President on the Australian Italian Festival Committee.

Councillor MG Tack and Councillor AJ Lancini excluded themselves from the meeting at 11.46am while the matter was debated and the vote taken.

3.10 2019-2020 FINANCIAL YEAR COMMUNITY ACTIVITY GRANT SPONSORSHIP - QUARTER TWO

Consideration of Report to Council from Acting Economic and Community Development Manager dated 12 August 2019 seeking Council consideration of Community Activity Grant applications for the second quarter period of the 2019-2020 financial year.

Recommendation – That Council approve funding applications reviewed by the Community Activity Grant Panel totalling \$32,600 (excl. GST) as follows:

- A. The Ingham Maraka Festival Inc. Community Activity Grant application for the 2019 Ingham Maraka Festival to the value of \$15,000 (excl. GST);
- B. The Meals on Wheels Ingham Inc. Community Activity Grant application for Financial Assistance to the value of \$3,600 (excl. GST);
- C. The Herbert River Jockey Club Inc. Community Activity Grant application for the Herbert River Jockey Club Ingham Gold Cup and Ingham Family Day to the value of \$12,000 (excl. GST); and
- D. The Herbert River Catchment Landcare Group Inc. application for Hinchinbrook Island and Lucinda Beach Clean Up to the value of \$2,000 (excl. GST).

That Council note:

- E. Assessment for the Ingham Rugby Union Inc. Community Activity Grant application for Lower Herbert Community Christmas to the value of \$5,000 (excl. GST) is pending further investigation at the request of the Community Activity Grant Panel; and
- F. Assessment for the Halifax Progress and Tourism Association Inc. Community Activity Grant application for the Halifax Heritage Day to the value of \$11,500 (excl. GST) is pending further investigation at the request of the Community Activity Grant Panel; and

That Council ratify the following applications pre-approved by Community Activity Grant Panel in accordance with the respective policy:

- G. Macknade Bowls Club Inc. Community Activity Grant application for the Tropical Mix Four's to the value of \$500 (excl. GST);
- H. Noorla Bowls Club Inc. Community Activity Grant application for the Noorla Four's to the value of \$500 (excl. GST);
- I. Lucinda Progress Association Inc. Community Activity Grant application for the 2019 Lucinda Christmas Carols to the value of \$950 (excl. GST);
- J. Café Connect Dementia Australia Inc. Community Activity Grant application for Financial Assistance to the value of \$500 (excl. GST);
- K. Herbert River Amateur Swimming Club Inc. Community Activity Grant application for the Herbert River Swimming Carnival to the value of \$500 (excl. GST); and
- L. Ingham Family History Association Inc. Community Activity Grant application for Financial Assistance to the value of \$1,500 (excl. GST).

Pursuant to section 273 of the Local Government Regulation 2012, the meeting decided to reduce the amount of financial support for the Herbert River Jockey Club and Herbert River Catchment Landcare Group Inc. on the basis that the reduced amounts adequately provide sufficient support to both respective community organisations.

*Moved Councillor Brown
Seconded Councillor Cripps*

Resolution – That Council approve funding applications reviewed by the Community Activity Grant Panel totalling \$27,600 (excl. GST) as follows:

- A. The Ingham Maraka Festival Inc. Community Activity Grant application for the 2019 Ingham Maraka Festival to the value of \$15,000 (excl. GST);
- B. The Meals on Wheels Ingham Inc. Community Activity Grant application for Financial Assistance to the value of \$3,600 (excl. GST);
- C. The Herbert River Jockey Club Inc. Community Activity Grant application for the Herbert River Jockey Club Ingham Gold Cup and Ingham Family Day to the value of \$8,000 (excl. GST); and
- D. The Herbert River Catchment Landcare Group Inc. application for Hinchinbrook Island and Lucinda Beach Clean Up to the value of \$1,000 (excl. GST).

That Council note:

- E. Assessment for the Ingham Rugby Union Inc. Community Activity Grant application for Lower Herbert Community Christmas to the value of \$5,000 (excl. GST) is not approved and is pending further investigation at the request of the Community Activity Grant Panel; and
- F. Assessment for the Halifax Progress and Tourism Association Inc. Community Activity Grant application for the Halifax Heritage Day to the value of \$11,500 (excl. GST) is not approved and is pending further investigation at the request of the Community Activity Grant Panel; and

That Council ratify the following applications pre-approved by Community Activity Grant Panel in accordance with the respective policy:

- G. Macknade Bowls Club Inc. Community Activity Grant application for the Tropical Mix Four's to the value of \$500 (excl. GST);
- H. Noorla Bowls Club Inc. Community Activity Grant application for the Noorla Four's to the value of \$500 (excl. GST);
- I. Lucinda Progress Association Inc. Community Activity Grant application for the 2019 Lucinda Christmas Carols to the value of \$950 (excl. GST);
- J. Café Connect Dementia Australia Inc. Community Activity Grant application for Financial Assistance to the value of \$500 (excl. GST);
- K. Herbert River Amateur Swimming Club Inc. Community Activity Grant application for the Herbert River Swimming Carnival to the value of \$500 (excl. GST); and
- L. Ingham Family History Association Inc. Community Activity Grant application for Financial Assistance to the value of \$1,500 (excl. GST).

Carried 5-0
270819-22

Councillors MG Tack and AJ Lancini returned to the meeting at 11.56 am

3.11 ILLEGAL DUMPING PARTNERSHIPS PROGRAM

Consideration of Report to Council from Manager Compliance, Environment and Waste Operation dated 15 August 2019 regarding correspondence received from Department of Environment and Science dated 7 August 2019 advising expressions of interest for the Local Government Illegal Dumping Partnerships Program is now open and close 6 September 2019. A maximum \$200,000 per Council may be available within this grant funding for eligible activities.

Moved Councillor Skinner
Seconded Councillor Lancini

Resolution – That Council:

- A. Receive and note the information in the Report; and
 - B. Authorise the Chief Executive Officer to lodge an expression of interest for the Local Government Illegal Dumping Partnerships Program.
- Carried 7-0
270819-23**

3.12 HINCHINBROOK SHIRE COUNCIL INVASIVE PLANTS and ANIMALS, SURVEILLANCE PROGRAM

Consideration of Report to Council from Regulatory Services Coordinator, Environment, Waste and Local Laws dated 12 August 2019 seeking approval of the Hinchinbrook Shire Council Invasive Plants and Animals Surveillance Program which applies to all land tenure with Council's Local Government area.

Moved Councillor Milton
Seconded Councillor Lancini

Resolution – That Council approve the Hinchinbrook Shire Council Invasive Plants and Animals Surveillance Program to be conducted for all land tenures within the Hinchinbrook Local Government area from Saturday 31 August 2019 to Monday 31 August 2020.

**Carried 7-0
270819-24**

3.13 COUNCILLOR ATTENDANCE at AUSTRALIAN WASTE and RECYCLING EXPO

Consideration of Report to Council from Project Officer, Environment and Waste dated 8 August 2019 seeking Councillor attendance at the Australasian Waste and Recycling Expo to be held in Sydney on 30 and 31 October 2019.

Moved Councillor Skinner
Seconded Councillor Milton

Resolution – That Council approve a Councillor to represent Council at the 2019 Australasian Waste and Recycling Expo in Sydney on 30 and 31 October 2019.

**Carried 7-0
270819-25**

3.14 COUNCILLOR ATTENDANCE at LGAQ WASTE FORUM

Consideration of Report to Council from Environment and Waste Project Officer dated 8 August 2019 seeking Councillor attendance at the LGAQ Waste Forum to be held in Brisbane on 29 and 30 August 2019.

Moved Councillor Brown
Seconded Councillor Lancini

Resolution – That Council approve a Councillor to represent Council at the LGAQ Waste Forum on 29 and 30 August 2019 in Brisbane.

**Carried 7-0
270819-26**

3.15 COUNCILLOR ATTENDANCE at WASTE Q CONFERENCE

Consideration of Report to Council from Environment and Waste Project Officer dated 8 August 2019 seeking Councillor attendance at the Waste Q Conference to be held in Toowoomba from 15 to 17 October 2019.

Moved Councillor Lancini
Seconded Councillor Brown

Resolution – That Council is not in a position to send a representative to the 2019 Waste Management and Resource Recovery Association Australia Waste Q Conference in Toowoomba from 15 to 17 October 2019.

Carried 7-0

4. GOVERNANCE

4.1 OFFICE of the MAYOR and CHIEF EXECUTIVE OFFICER ACTIVITY REPORT

Consideration of Report to Council from Chief Executive Officer dated 12 August 2019 regarding summary of activities undertaken in the Office of the Mayor and Chief Executive Officer during the month ending 31 July 2019.

Moved Councillor Brown
Seconded Councillor Cripps

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

**Carried 7-0
270819-28**

4.2 MONTHLY STATUS REPORT

Consideration of Report to Council from Chief Executive Officer dated 12 August 2019 regarding monthly Office of the Mayor and Chief Executive Officer Status Report for the month ending 31 July 2019.

Moved Councillor Lancini
Seconded Councillor Brown

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

**Carried 7-0
270819-29**

4.3 2019 CHRISTMAS CLOSE DOWN – WARRENS HILL WASTE MANAGEMENT FACILITY

Consideration of Report to Council from Chief Executive Officer dated 12 August 2018 regarding Council's intended closure times of the Warrens Hill Waste Management Facility over the 2019 Christmas period.

Moved Councillor Skinner
Seconded Councillor Cripps

Resolution – That Council close the Warrens Hill Waste Management Facility on Christmas Day Wednesday 25 December 2019 only.

**Carried 7-0
270819-30**

4.4 COUNCILLOR ATTENDANCE at 2019 LGAQ ANNUAL CONFERENCE

Consideration of Report to Council from Chief Executive Officer dated 12 August 2019 seeking Councillor attendance at the 2019 LGAQ Annual Conference to be held in Cairns from Monday 14 to Wednesday 16 October 2019.

Moved Councillor Skinner
Seconded Councillor Milton

Resolution – That the Mayor, Chief Executive Officer and interested Councillors attend the LGAQ Conference in Cairns from Monday 14 to Wednesday 16 October 2019.

**Carried 7-0
270819-31**

4.5 INQUIRY into JOBS for the FUTURE in REGIONAL AREAS

Consideration of Report to Council from Chief Executive Officer dated 12 August 2019 regarding the Select Committee on Jobs for the Future in Regional Areas established by the Senate to inquire and report on new industries and employment opportunities that can be created in the regions. The Committee invites Council to provide a written submission to the Inquiry by 6 September 2019.

Moved Councillor Brown
Seconded Councillor Milton

Resolution – That Council:

A. Receive and note the information in the Report; and

B. Authorise the Chief Executive Officer to provide a written submission to the Committee.

**Carried 7-0
270819-32**

4.6 COUNCIL CORRESPONDENCE

PREPARATION for COMMENCEMENT of HUMAN RIGHTS ACT 2019

Consideration of Report to Council from Chief Executive Officer dated 12 August 2019 regarding correspondence received from the Queensland Human Rights Commission dated 18 July 2019 advising that the *Human Rights Act 2019* commences for the majority of Queensland public entities, including local councils on 1 January 2020. The Commission offers a range of training, education activities and information resources available to suit a particular workforce.

Moved Councillor Cripps
Seconded Councillor Lancini

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

**Carried 7-0
270819-33**

4.7 BUILT/INFRASTRUCTURE FUND

RECONSTRUCTION of ESSENTIAL PUBLIC ASSETS FOLLOWING the NORTH and FAR NORTH QUEENSLAND MONSOON TROUGH – 25 JANUARY – 14 FEBRUARY 2019

Consideration of Report to Council from Chief Executive Officer dated 15 August 2019 regarding correspondence received from the Queensland Reconstruction Authority dated 12 August 2019 thanking Council for its Expression of Interest (EOI) lodged under the \$134.5 million Built/Infrastructure Fund as part of the \$242 million DRFA Category C and D package. Funding is available to councils and state agencies activated for Reconstruction of Essential Public Assets following the North and Far North Queensland Monsoon Trough between 25 January to 14 February 2019. Council's EOI was reviewed against the relevant Program Guidelines and a number of projects were shortlisted for submission development which are to be lodged by 30 November 2019.

Moved Councillor Milton
Seconded Councillor Skinner

Resolution – That Council:

- A. Receive and note the following shortlisted projects for submission development as advised by Queensland Reconstruction Authority under the \$134.5 million Built/Infrastructure Fund as part of the \$242 million DRFA Category C and D package:

Proposed Works	Package Category	Category D Total
Barbagallos Road (Chainage 0 – 370)	Betterment	\$ 76,000
Yuruga Culvert, Waterview Creek, Yuruga Road (Chainage 4180 – 4225)	Betterment	\$ 159,999.60
Abergowrie Road (Chainage 11345 – 11365, 11945 – 11975, 13273 – 13293, 13615 – 13635, 14297 – 14388)	Betterment	\$ 32,000
Atkinson Pocket Road (Chainage 1660 - 1720, 1830 – 1870, 2980 – 3030, 3150 – 3200)	Betterment	\$ 24,000
Covells Road (Estimated Chainage 10 – 300)	Betterment	\$ 48,000
Baillies Road (Estimated Chainage 170 – 250)	Betterment	\$ 88,000
Gangemis Road (Estimated Chainage 3170 – 5000)	Betterment	\$280,000
Dungeness Revetment Wall, Bursill Park, Dungeness Road, Lucinda	Recreational	\$ 60,000

- B. Authorise the Chief Executive Officer via relevant staff to lodge detailed submissions, further defining the scope and associated costs for each of the identified projects

**Carried 7-0
270819-34**

4.8 COUNCILLOR ACTIVITY REPORT as at 31 JULY 2019

Consideration of Report to Council from Chief Executive Officer dated 16 August 2019 providing Councillor Activity Reports for the month ending 31 July 2019 to ensure transparency and public scrutiny.

Moved Councillor Lancini
Seconded Councillor Brown

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

Carried 7-0
270819-35

LATE BUSINESS

Moved Councillor Lancini
Seconded Councillor Brown

Resolution - That Council accept the late business items for consideration concerning Inquiry into Regional Migration and Hinchinbrook Chamber of Commerce, Industry & Tourism Inc. 2018-2019 Funding

Carried 7-0
300719-36

5. GOVERNANCE

5.1 INQUIRY into REGIONAL MIGRATION

Consideration of Report to Council from Chief Executive Officer dated 26 August 2019 regarding the Joint Standing Committee's inquiry into migration in regional Australia which examines the breadth of migrant settlement strategies and migration settings in regional Australia. The Committee invites Council to provide a written submission to the Inquiry by 20 September 2019.

Moved Councillor Brown
Seconded Councillor Lancini

Resolution – That Council:

- A. Receive and note the information in the Report; and
- B. Authorise the Chief Executive Officer to provide a written submission to the Committee, subject to Councillors providing relevant information concerning this matter.

Carried 7-0
270819-37

5.2 COUNCIL CORRESPONDENCE

HINCHINBROOK CHAMBER OF COMMERCE, INDUSTRY & TOURISM INC.
2018-2019 FUNDING

Consideration of Report to Council from Chief Executive Officer dated 26 August 2019 regarding correspondence received from Hinchinbrook Chamber of Commerce, Industry & Tourism Inc. dated 9 August 2019 requesting Council to reflect on its recent decision regarding 2018-2019 financial support and resolve to grant the remaining \$10,000 to Chamber.

Recommendation – That Council:

- A. Receive and note the information in the Report; and
- B. Defer acceptance of the Service Level Agreement in order to assess the matter further, including information recently submitted.

Pursuant to section 273 of the Local Government Regulation 2012, the meeting decided to defer its decision concerning the 2018-2019 Service Level Agreement pending receipt of a further report on the matter.

*Moved Councillor Brown
Seconded Councillor Cripps*

Resolution – That Council:

- A. Receive and note the information in the Report; and
- B. Defer its position concerning the 2018-2019 Service Level Agreement correspondence lodged from the Chamber subject to a report from the Acting Manager Community and Economic Development in order to assess the matter further, including information recently submitted; and
- C. Authorise the Chief Executive Officer to accept and sign the 2019-2020 Service Level Agreement with the Hinchinbrook Chamber of Commerce, Industry & Tourism Inc.

Carried 7-0
270819-38

*Moved Mayor Jayo
Seconded Councillor Skinner*

That Council close the meeting to the public and move into Closed Session at 12.34pm under Sections 275(1)(g) and (h) of the *Local Government Regulation 2012*, to discuss the following items:

Item 6.1- Tender HSC 19/25 – DRFA Program 19-01PK04 – Map Four (4) Roads Restoration Work as it is other business for which a public discussion would be likely to prejudice the interests of the local government or someone else, or enable a person to gain a financial advantage.

Item 7.1- Access Request to Council Quarry Reserve – Mt Cordelia – Lot 312 on CWL1973 as it is an action to be taken by the local government under the Planning Act, including deciding applications made to it under that Act.

Item 7.2- Development Approval Requirements for Existing Extractive Industry – Cooks Lane and Quarry Road, Cordelia – Lot 238 on CWL2823 and Lot 312 on CWL1973 as it is an action to be taken by the local government under the Planning Act, including deciding applications made to it under that Act.

Carried 7-0

The meeting adjourned at 1.13pm for lunch and resumed at 2.00pm

Town Planning Consultant, G Milford entered the meeting at 2.06pm

*Moved Mayor Jayo
Seconded Councillor Lancini*

That Council move out of the Closed Meeting at 2.52 pm

Carried 7-0

Town Planning Consultant, G Milford left the meeting at 2.52pm

6. INFRASTRUCTURE SERVICES DELIVERY

6.1 TENDER HSC 19/25 – DRFA PROGRAM 19-01PK04
MAP FOUR (4) ROADS RESTORATION WORK

Consideration of Report to Council from Infrastructure Engineer dated 18 August 2019 regarding tender submissions received for the restoration of four roads including Allendale Road, Cragg Road, Fontanas Road and Capellaris Road.

Moved Councillor Tack
Seconded Councillor Brown

Resolution – That Council:

- A. Award the Tender HSC 19/25 DRFA Program 19-01PK04 – Map Four (4) Roads Restoration Works to Durack Civil for the value of \$565,199.33 (excl. GST);
- B. Proceed with the complimentary works component for the installation of headwalls and aprons along Allendale Road for the tendered cost of \$16,000 (excl. GST) funded by the 2019-2020 Gravel Road Resheeting/Stabilisation Program/Betterment Program; 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
270819-39

7. DEVELOPMENT, PLANNING AND ENVIRONMENTAL SERVICES

7.1 ACCESS REQUEST to COUNCIL QUARRY RESERVE
MT CORDELIA – LOT 312 on CWL1973

Consideration of Report to Council from Planning Consultant dated 14 August 2019 regarding request from Marb Construction and Plant Hire Pty Ltd for Council's requirements for the construction of a direct access between Lot 312 on CWL1973 and Quarry Road, given the impending expiry of the lease of the adjoining freehold quarry.

Recommendation – That Council acknowledge receipt of the correspondence received from Kier Steele Waldon, and confirm its position as follows:

- A. Lot 312 on CWL1973 is best utilised in conjunction with Lot 238 on CWL2823;
- B. There is not a desire, nor development approval for, Lot 312 on CWL1973 to be operated as its own extractive industry or stand-alone operation;
- C. Physical access between Lot 312 on CWL1973 and the road is not practical; and
- D. The existing Trustee Permit that relates to the land has been issued for access purposes, and does not contemplate the use of Lot 312 on CWL1973 for stockpiling activities. There is not a need to utilise Lot 312 on CWL1973 for access purposes if it is not being used in conjunction with the adjoining freehold quarry on Lot 238 on CWL2823.

Pursuant to section 273 of the Local Government Regulation 2012, the meeting decided to not support the request as the original Trustee Permit that relates to the land was issued for access purposes only.

Moved Councillor Cripps
Seconded Councillor Lancini

Resolution – That Council not accede to the request as the existing Trustee Permit that relates to the land identified as Lot 312 on CWL1973 has been issued for access purposes only.

Carried 7-0
270819-40

7.2 DEVELOPMENT APPROVAL REQUIREMENTS for EXISTING EXTRACTIVE INDUSTRY

COOKS LANE and QUARRY ROAD, CORDELIA
LOT 238 on CWL2823 and LOT 312 on CWL1973

Consideration of Report to Council from Planning Consultant dated 12 August 2019 regarding request from Jaycat Earthmoving for Council's advice as to whether a Development Permit for Material Change of Use for the extractive industry is required for the continued operation of the quarry.

Moved Councillor Lancini

Seconded Councillor Brown

Resolution – That Council provide:

A. Endorsement to issue correspondence to Jaycat Earthmoving stating that a Development Permit for Material Change of Use for the extractive industry is not required subject to the use complying with the following parameters:

- The existing footprint of the extractive industry is maintained;
- Extraction and screening threshold does not exceed 100,000t per year on Lot 238;
- Extraction and screening threshold does not exceed 5,000t per year on Lot 312;
- Generally the same plant, equipment and vehicle types that have been utilized with the extractive industry use in the past or utilised in future quarry operations; and
- The site is operated as the one quarry.

B. Correspondence stating that:

- An existing Trustee Permit applies to Lot 312 and that Council is unable to issue multiple Trustee Permits on the land; and
- The necessary Environmental Authority (EA) Permits must be obtained for the operation of the quarry.

Carried 7-0
270819-41

CONCLUSION – This concluded the business of the meeting which closed at 3.20 pm

APPROVED, CONFIRMED and ADOPTED on 24 September 2019

Councillor R Jayo - MAYOR