



GENERAL MEETING MINUTES

HELD: ADMINISTRATION CENTRE
COUNCIL CHAMBERS
25 LANNERCOST STREET
INGHAM QLD 4850

TUESDAY 25 OCTOBER 2022
at 8.30AM

- PRESENT
- R Jayo Mayor (Chair)
 - AP Cripps Deputy Mayor
 - ME Brown Councillor
 - AJ Lancini Councillor
 - DM Marbelli Councillor
 - KS Milton Councillor
 - WG Skinner Councillor
 - K Tytherleigh Chief Executive Officer (CEO)
 - J Stewart Director Infrastructure Utility Services (DIUS)
 - B Exelby Director Corporate and Community Services (DCCS)
 - B Edwards Executive Assistant (EA)

APOLOGY - Nil

PRAYER - Councillor WG Skinner began the meeting with Prayer

DECLARATIONS OF INTEREST -

Mayor R Jayo invited Councillors to use this opportunity to make public any Declarations of Interest.

Councillor ME Brown

In accordance with Section 150EI of the *Local Government Act 2009*, Councillor ME Brown informed the meeting she has a Prescribed Conflict of Interest in relation to the following item as she is a Director of GSME Nominees and has a direct interest in this matter:

- Item 2.12 – Proposed Transfer of Trustee Lease from GSME Nominees Pty Ltd to JRCI Liddle Super Fund Pty Ltd – Lot 118 on CWL3455 Lease E and Lease D – Ingham Aerodrome

Having regard to the nature of her Prescribed Conflict of Interest, Councillor ME Brown informed the meeting that she will leave the meeting room while the matter is considered and voted on.

Councillor DM Marbelli

In accordance with Section 150EN of the *Local Government Act 2009*, Councillor DM Marbelli informed the meeting she has a Declarable Conflict of Interest in relation to the following item as her husband Paul is related as first cousin to Ramon and Steven Marbelli of Timrith Transport who are agents on a number of DRFA packages in this matter:

- Item 1.4 – 2021 Events – DRFA Quarterly Progress Report to 30 September 2022

Having regard to the nature of her Declarable Conflict of Interest, Councillor DM Marbelli informed the meeting that she will leave the meeting room while the matter is considered and voted on.

Councillor KS Milton

In accordance with Section 150EI of the *Local Government Act 2009*, Councillor KS Milton informed the meeting she has a Prescribed Conflict of Interest in relation to the following item as she is a Gravel Pit Owner and may have a direct interest in this matter:

- Item 2.5 – HSC 22/14 – DRFA Program – Betterment Works – Orient Road Aerodrome

Having regard to the nature of her Prescribed Conflict of Interest, Councillor KS Milton informed the meeting that she will leave the meeting room while the matter is considered and voted on.

In accordance with Section 150EN of the *Local Government Act 2009*, Councillor KS Milton informed the meeting she has a Declarable Conflict of Interest in relation to the following item as her husband David is related as first cousin to Morrissey's who are the Lessees in this matter:

- Item 2.13 – Proposed Transfer of Trustee Lease from Morrissey to Polsen over Lot 46 on SP296484 Lease B and Lot 47 on Crown Plan WU46 – Mount Fox Reserve for Camping

Having regard to the nature of her Declarable Conflict of Interest, Councillor KS Milton informed the meeting that she will leave the meeting room while the matter is considered and voted on.

PREVIOUS MINUTES – *Moved Councillor Lancini*
Seconded Councillor Marbelli

Resolution - That the Minutes of the General Meeting held on 27 September 2022 be approved as a correct record of proceedings and the Minutes be authorised and signed by the Mayor.

**Carried 7-0
251022-00**

BUSINESS

1. INFRASTRUCTURE AND UTILITY SERVICES

1.1 INFRASTRUCTURE and UTILITY SERVICES ACTIVITY REPORT

Consideration of Report to Council from Director Infrastructure and Utility Services dated 11 October 2022 regarding summary of activities undertaken during the month ending 30 September 2022.

Moved Councillor Skinner
Seconded Councillor Milton

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

**Carried 7-0
251022-01**

1.2 INFRASTRUCTURE and UTILITY SERVICES MONTHLY STATUS REPORT

Consideration of Report to Council from Director Infrastructure and Utility Services dated 10 October 2022 regarding monthly Infrastructure and Utility Services Status Report for the month ending 30 September 2022.

Moved Councillor Milton
Seconded Councillor Skinner

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

**Carried 7-0
251022-02**

1.3 2022-2023 CAPITAL PROJECTS STATUS REPORT for MONTH ENDING 30 SEPTEMBER 2022

Consideration of Report to Council from Director Infrastructure and Utility Services dated 11 October 2022 regarding a Status Report that provides a breakdown of projects as approved in the 2022-2023 Capital Works Program for the month ending 30 September 2022.

Moved Councillor Milton
Seconded Councillor Marbelli

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

**Carried 7-0
251022-03**

In accordance with the Declaration of Interest for Item 1.4, Councillor DM Marbelli excluded herself from the meeting at 8.54am while the matter was discussed and vote taken.

1.4 2021 EVENTS - DRFA QUARTERLY PROGRESS REPORT to 30 SEPTEMBER 2022

Consideration of Report to Council from Director Infrastructure and Utility Services dated 10 October 2022 providing a comprehensive account of the delivery of the Disaster Recovery Funding Arrangements (DRFA) program by Lonergan Project Services Pty Ltd for Council for the 2021 Tropical Cyclones Imogen and Niran and associated low pressure systems.

Moved Councillor Skinner
Seconded Councillor Milton

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

**Carried 6-0
251022-04**

Councillor DM Marbelli returned to the meeting at 9.00am.

1.5 FAR NORTH QUEENSLAND REGIONAL ORGANISATION of COUNCILS (FNQROC)
REGIONAL SUPPLY and DELIVERY of WATER CHEMICALS

Consideration of Report to Council from Utility Services Manager dated 4 October 2022 regarding tenders received through the Far North Queensland Regional Organisation of Councils (FNQROC) for the Regional Supply of Water Chemicals which Council is a part of the collective procurement arrangement with neighbouring Councils in the region.

Moved *Councillor Lancini*
Seconded *Councillor Brown*

Resolution – That Council:

- A. Award Contract FNQ035, Package 1 – Liquid Sodium Hypochlorite to Coogee QCA Pty Ltd; and
- B. Delegate authority to the Chief Executive Officer in accordance with the *Local Government Act 2009* to enter into a contract, finalise and negotiate any and all matters relating to this contract and each package subject to normal procurement practices and policies.

Carried 7-0
251022-05

1.6 REQUEST to ENTER into an AGREEMENT with REGEN AQUA

Consideration of Report to Council from Utility Services Manager dated 4 October 2022 seeking confirmation from Council to enter into a confidentiality agreement with Regen Aqua for the purpose of working together on determining if there is a viable opportunity to install complimentary infrastructure utilising macroalgal technology.

Moved *Councillor Marbelli*
Seconded *Councillor Milton*

Resolution – That Council authorise the Chief Executive Officer to enter into a non-binding confidentiality agreement with Pacific Bio – Regen Aqua to explore opportunities available for introducing macroalgal technology at the Ingham Sewerage Treatment Plant.

Carried 7-0
251022-06

1.7 2022-2024 ROAD MAINTENANCE PERFORMANCE CONTRACT (RMPC)

Consideration of Report to Council from Infrastructure Operations Manager dated 10 October 2022 updating Council on the recent negotiations undertaken with the Department of Transport and Main Roads to renew Council's Road Management Performance Contract and to determine the funding allocation requirements for the 2022-2023 and 2023-2024 financial years, which resulted in a slight increase in the overall value of the contract.

Moved *Councillor Skinner*
Seconded *Councillor Milton*

Resolution – That Council receive and note the information contained within the Report regarding the 2022-2024 Road Maintenance Performance Contract (RMPC).

Carried 7-0
251022-07

1.8 BRIDGES RENEWAL PROGRAM – REALLOCATION of BUDGET for CO-CONTRIBUTION

Consideration of Report to Council from Director Infrastructure and Utility Services dated 10 October 2022 concerning Council's successful application to the Bridges Renewal Program for the Copleys Road Bridge Replacement and the Waterfall Creek Bridge Replacement projects in which funding was granted for a combined value of \$2,800,000 with a co-contribution of \$560,000 required to be paid from Council. Seeking reallocation of funds in the 2022-2023 budget to ensure the Waterfall Creek Bridge Replacement Project can commence, with the remaining co-contribution funds to be included in the 2023-2024 budget.

Moved Councillor Lancini
Seconded Councillor Marbelli

Resolution – That Council:

- A. Approve adding Waterfall Creek Bridge to the 2022-2023 Capital Works Budget; and**
- B. Reallocate \$20,000 from Council's Rural Drainage Renewal Program Budget to fund the co-contribution; and**
- C. Allocate \$540,000 in the 2023-2024 budget for the remaining co-contribution to complete both Waterfall Creek Bridge and Copleys Road Bridge Replacement.**

**Carried 7-0
251022-08**

1.9 QUEENSLAND FISHING INFRASTRUCTURE GRANTS PROGRAM – VARIATION REQUEST

Consideration of Report to Council from Director Infrastructure and Utility Services dated 10 October 2022 seeking variation to Queensland Fishing Infrastructure Grants Program due to original scope of works applied for no longer being viable and since completed, and investigation of alternative scopes in Crystal Creek area to align with works proposed by NQ Dry Tropics raised no support for installation of formalised beach access points, and therefore seeking Council approval to undertake improvement works at Cassady Creek Boat Ramp and beach access.

Moved Councillor Skinner
Seconded Councillor Milton

Resolution – That Council approve the submission of a variation request to the Queensland Fishing Infrastructure Grants Program, nominating the funding to be redirected to improve boating and fishing access to Cassady Creek boat ramp and beach access.

**Carried 7-0
251022-09**

1.10 PROJECT MANAGEMENT STEERING COMMITTEE – QUARTERLY UPDATE to 30 SEPTEMBER 2022

Consideration of Report to Council from Director Infrastructure and Utility Services dated 10 October 2022 updating Council on the new Project Management Steering Committee established to ensure effective project delivery to assist Council in meeting its medium and longer term strategic and financial sustainability objectives.

Moved Councillor Lancini
Seconded Councillor Brown

Resolution – That Council receive and note the information provided.

**Carried 7-0
251022-10**

1.11 COCONUT MANAGEMENT POLICY

Consideration of Report to Council from Natural Assets Manager dated 10 October 2022 seeking adoption of the Coconut Management Policy which includes the Coconut Palms Denutting and Reduction Strategy endorsed by Council at the General Meeting held on 26 April 2022.

Moved *Councillor Milton*

Seconded *Councillor Marbelli*

Resolution – That Council adopt the Coconut Management Policy as presented, to support the sustainable management goals of Council.

**Carried 7-0
251022-11**

2. CORPORATE and COMMUNITY SERVICES

2.1 CORPORATE and COMMUNITY SERVICES ACTIVITY REPORT

Consideration of Report to Council from Director Corporate and Community Services dated 14 October regarding summary of activities undertaken during the month ending 30 September 2022.

Moved *Councillor Marbelli*

Seconded *Councillor Cripps*

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

**Carried 7-0
251022-12**

2.2 CORPORATE and COMMUNITY SERVICES STATUS REPORT

Consideration of Report to Council from Director Corporate and Community Services dated 10 October 2022 regarding monthly Corporate and Community Services Status Report for the month ending 30 September 2022.

Moved *Councillor Cripps*

Seconded *Councillor Marbelli*

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

**Carried 7-0
251022-13**

The meeting adjourned at 9.57am for morning tea and resumed at 10.12am

Development and Regulatory Services Manager (DRSM) P Cohen was also present when the meeting resumed

2.3 FINANCIAL PERFORMANCE REPORT for the PERIOD ENDING 30 SEPTEMBER 2022

Consideration of Report to Council from Director Corporate and Community Services dated 20 September 2022 regarding a report of Council's financial performance and interim position for the month ending 30 September 2022.

Moved *Councillor Cripps*

Seconded *Councillor Lancini*

Resolution – That Council:

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

B. Acknowledge the need to address the long term financial sustainability concerns and endorse the Chief Executive Officer progressing strategic initiatives to achieve this objective.

**Carried 7-0
251022-14**

2.4 HSC 22/13 – 2022-2023 FLEET REPLACEMENT PROGRAM
SUPPLY and DELIVERY of UTILITY VEHICLES

Consideration of Report to Council from Finance Manager dated 11 October 2022 outlining the tender process undertaken and evaluation outcome of HSC 22/13 – 2022-2023 Fleet Replacement Program – Supply and Delivery of Utility Services which closed on 16 September 2022.

*Moved Councillor Cripps
Seconded Councillor Milton*

Resolution – That Council:

- A. Award a contract to Carney Townsville Partnership t/a Ingham Toyota for the supply and delivery of three (3) 2022 2WD Toyota Hilux Workmate Utilities, with trade of PA00146 – Toyota Hilux Workmate 2WD (644-SIB), for a net purchase amount of \$93,006.47 (excl. GST);
- B. Award a contract to Devietti Motors Pty Ltd t/a Ingham Mazda for the supply and delivery of three (3) 2022 4WD Mazda BT-50 Dual Cab Utilities, for the total purchase amount of \$162,025.66 (excl. GST); and
- C. Delegate authority to the Chief Executive Officer in accordance with the *Local Government Act 2009*, to negotiate and enter into contract, finalise and execute any and all matters in relation to this procurement activity.

Carried 7-0
251022-15

In accordance with the Declaration of Interest for Item 2.5, Councillor KS Milton excluded herself from the meeting at 10.36am while the matter was discussed and vote taken.

2.5 HSC 22/14 – DRFA PROGRAM – BETTERMENT WORKS – ORIENT ROAD

Consideration of Report to Council from Finance Manager dated 11 October 2022 outlining the tender process undertaken and evaluation outcome of HSC 22/14 – DRFA Program – Betterment Works for Orient Road which closed on 30 September 2022.

*Moved Councillor Lancini
Seconded Councillor Cripps*

Resolution – That Council:

- A. Approve the awarding of tender HSC 22/14 – DRFA Program – Betterment Works – Orient Road to Durack Civil Pty Ltd for the tendered price of \$764,504.91 (excl. GST); and
- B. Delegate authority to the Chief Executive Officer in accordance with the *Local Government Act 2009*, to negotiate and enter into contract, finalise and execute any and all matters in relation to this procurement activity.

Carried 6-0
251022-16

Councillor KS Milton returned to the meeting at 10.38am.

**2.6 RECONFIGURING a LOT – REARRANGEMENT of BOUNDARIES – THREE LOTS into THREE LOTS
WARREN STREET INGHAM – LOTS 41, 42 and 43 on SP264201**

Consideration of Report to Council from Development and Regulatory Services Manager dated 10 October 2022 concerning Development Application from Hansen Surveys Pty Ltd on behalf of Ronald and Margaret Salmon for Reconfiguring a Lot – Rearrangement of Boundaries – Three Lots into Three Lots at 5-9 Warren Street Ingham, formally described as Lots 41, 42 and 43 on SP264201. The land is improved with the Noorla Hotel and associated outbuildings. The proposed rearrangement will result in Lot 41 with an area of 4,561m² (currently 4,274m²), Lot 42 with an area of 1,342m² (currently 1,477m²), and Lot 43 with an area of 1,381m² (currently 1,533m²).

Moved Councillor Cripps
Seconded Councillor Brown

Resolution – That Council approve the proposed Reconfiguring a Lot – Rearrangement of Boundaries –Three Lots into Three Lots on land located at 5-9 Warren Street Ingham, formally known as Lots 41, 42 and 43 on SP264201, subject to conditions as set out in Attachment A.

**Carried 7-0
251022-17**

**2.7 MATERIAL CHANGE of USE – EDUCATIONAL ESTABLISHMENT
(REFURBISHMENT of EXISTING EDUCATIONAL ESTABLISHMENT)
ABBOTT STREET INGHAM – LOT 1 on RP738932**

Consideration of Report to Council from Development and Regulatory Services Manager dated 13 September 2022 concerning Development Application from Milford Planning on behalf of Roman Catholic Trust Corporation for the Diocese of Townsville for Material Change of Use – Educational Establishment (Refurbishment of Existing Educational Establishment) on land located at 18 Abbott Street Ingham, formally described as Lot 1 on RP738932. The land is improved with an existing educational establishment and church facilities, has direct frontage to Abbott Street, and is designated within the Community Facility Zone. The proposed development involves the staged demolition of existing educational structures onsite with two stages of demolition of existing and construction of new educational structures.

Moved Councillor Cripps
Seconded Councillor Marbelli

Resolution – That Council approve the proposed Material Change of Use – Educational Establishment (Refurbishment of Existing Educational Establishment) on land located at 18 Abbott Street Ingham, formally described as Lot 1 on RP738932, subject to reasonable and relevant conditions, as set out in Attachment A.

**Carried 7-0
251022-18**

2.8 MATERIAL CHANGE of USE – EXTENSION to EXISTING HOTEL and SHOP – (NEW CAR PARK)

KEAST STREET LUCINDA

LOTS 1 and 4 on SP186122 and LOT 2 on RP719629

Consideration of Report to Council from Development and Regulatory Services Manager dated 11 October 2022 concerning Development Application from BNC Planning on behalf of Jenk Holdings Pty Ltd for Material Change of Use – Extension to Existing Hotel and Shop (New Car Park) on land located at 6 and 8 Keast Street Lucinda, formally described as Lots 1 and 4 on SP186122 and Lot 2 RP719629. The proposed new car park will be located on Lot 2 on RP719629, which was unimproved vacant land with an area of approximately 1,012m² with direct frontage to Keast Street. Lot 1 on SP186122 is improved with the Lucinda Point Hotel and Swimming Pool with an area of approximately 2,482m², while Lot 4 on SP186122 is improved with a Hotel, Fishing Huts and Bottle Shop, is approximately 1,574m², and is designated within the General Residential Zone. This proposed development involves the construction of a new car park on 8 Keast Street, formally described as Lot 2 on RP719629, which adjoins the existing hotel, shop and accommodation use. The car park will provide an additional nine trailer and vehicle spaces. The construction of the car park has an associated Operational Works Development Application, being OPW22\0002, for the filling of land and retaining wall.

Moved Councillor Cripps
Seconded Councillor Lancini

Resolution – That Council approve the proposed Material Change of Use – Extension to Existing Hotel and Shop (New Car Park) on land located at 6 and 8 Keast Street Lucinda, formally described as Lots 1 and 4 on SP186122 and Lot 2 on RP719629, subject to reasonable and relevant conditions, as set out in Attachment A.

**Carried 7-0
251022-19**

2.9 OPERATIONAL WORKS – FILLING of LAND and RETAINING WALL (NEW CAR PARK)

KEAST STREET LUCINDA – LOTS 1 and 4 on SP186122 and LOT 2 on RP719629

Consideration of Report to Council from Development and Regulatory Services Manager dated 17 October 2022 concerning Development Application for Operational Works from BNC Planning on behalf of Jenk Holdings Pty Ltd for Filling of Land and Retaining Wall (New Car Park) on land located at 6 and 8 Keast Street Lucinda, formally described as Lots 1 and 4 on SP186122 and Lot 2 RP719629. The proposed new car park will be located on Lot 2 on RP719629, which was unimproved vacant land with an area of approximately 1,012m² with direct frontage to Keast Street. Lot 1 on SP186122 is improved with the Lucinda Point Hotel and Swimming Pool with an area of approximately 2,482m², while Lot 4 on SP186122 is improved with a Hotel, Fishing Huts and Bottle Shop, is approximately 1,574m², and is designated within the General Residential Zone. This proposed development involves the construction of a new car park on 8 Keast Street, formally described as Lot 2 on RP719629, which adjoins the existing hotel, shop and accommodation use. The works include filling of land, retaining of the fill, and formalised construction of the car park. The car park will provide an additional nine trailer and vehicle spaces. The construction of the car park has an associated Material Change of Use Development Application (MCU22\0001) for the change of use.

Moved Councillor Cripps
Seconded Councillor Brown

Resolution – That Council approve the proposed Operational Work – Filling of Land and Retaining Wall (New Car Park) on land located at 6 and 8 Keast Street Lucinda, formally described as Lots 1 and 4 on SP186122 and Lot 2 on RP719629, subject to reasonable and relevant conditions, as set out in Attachment A.

**Carried 7-0
251022-20**

**2.10 OPERATIONAL WORKS – PRESCRIBED TIDAL WORKS (DESALINISATION PLANT INFRASTRUCTURE)
LOT 22 on CWL806711 – PELORUS ISLAND**

Consideration of Report to Council from Development and Regulatory Services Manager dated 13 October 2022 concerning Development Application for Operational Works from Planz Town Planning Pty Ltd on behalf of Orpheus Island Nominees Pty Ltd for Prescribed Tidal Works (Desalinisation Plant Infrastructure) associated with Development Permit (MCU19\0001) for Material Change of Use – Nature Based Tourism (Boutique Tourist Lodge) on Pelorus Island, formally described as Lot 22 on CWL806711 and adjacent Coral Sea. The allotment is within the Rural zone, is approximately 4,040m², and is currently improved with Dwelling and Shed structures. The proposal involves the land-based desalinisation infrastructure and underground pipe extending from inside the northern and western boundaries of the site, below the frontal dune and foreshore and into the Coral Sea where an intake valve will be located on the sea bed approximately 100 metres offshore south-west of the foreshore. The intake valve will rise to a depth of approximately 13 metres below Mean Sea Level and a marker buoy will be located above the intake valve to identify its location to marine vessels. The pipe and footings will be buried approximately 1.2 metres below the seabed and foreshore to ensure its resilience to coastal processes and hazards.

Moved Councillor Skinner
Seconded Councillor Lancini

Resolution – That Council approve the Development Application (OPW1200001) for Operational Work – Prescribed Tidal Work (Desalinisation Plant Infrastructure) on Pelorus Island, formally described as Lot 22 on CWL806711, Esplanade and Coral Sea, subject to reasonable and relevant conditions as set out in Attachment A.

**Carried 7-0
251022-21**

**2.11 REFERRAL AGENCY RESPONSE – DESIGN and SITING
FERRERO STREET LUCINDA – LOT 7 on L46925**

Consideration of Report to Council from Development and Regulatory Services Manager dated 10 October 2022 concerning a Referral Agency Response – Design and Siting variation lodged by Claudia Fenoglio and Oliver Cianciullo seeking to establish a singular Class block 10a shed structure on the northern portion of the property at 5 Ferrero Street Lucinda described as Lot 7 on L46925, which entails an encroachment to the rear boundary towards the allotment boundary of Lot 10 on L46930. The property has an area of 708m² and is currently improved with an existing dwelling and associated outbuildings. The Class 10a structure has dimensions of 7.5m wide, 16.5m long, and 4m high with 15° pitch roofline. The structure is proposed to be constructed at 100m to the rear boundary from its outermost projection.

Recommendation – That Council issue a Referral Agency Response for the proposed Class 10a block shed structure on land located at 5 Ferrero Street Lucinda, formally described as Lot 7 on L46925, subject to conditions, as set out in Attachment A.

Moved Councillor Skinner
Seconded Councillor Lancini

That an amendment to the motion be made to include a new 3b to Condition 3 for “Approved Setback” as follows:

- 3. b. That a setout inspection be conducted by the Building Certifier to confirm compliance with Condition 3a prior to the commencement of the building works.**

**Carried 7-0
251022-22a**

Moved Councillor Cripps
Seconded Councillor Lancini

Resolution – That Council issue a Referral Agency Response for the proposed Class 10a block shed structure on land located at 5 Ferrero Street Lucinda, formally described as Lot 7 on L46925, subject to conditions, as set out in Attachment A with the following amendments made to Condition 3 for “Approved Setback”:

3. Approved Setback

- a. The entirety of the proposed structures must not be sited/ constructed closer than 100mm from the rear property boundary (toward the boundary of Lot 10 on L46930) and 500mm from the side property boundary (toward the boundary of Lot 8 on L46925).

Please note, setback distance is measured from the outside of the eave’s fascia; and

- b. That a setout inspection be conducted by the Building Certifier to confirm compliance with Condition 3a prior to the commencement of the building works.

**Carried 7-0
251022-22b**

In accordance with the Declaration of Interest for Item 2.12, Councillor ME Brown excluded herself from the meeting at 10.58am while the matter was discussed and vote taken

2.12 PROPOSED TRANSFER of TRUSTEE LEASE from GSME NOMINEES PTY LTD

to JRCL LIDDLE SUPER FUND PTY LTD – LOT 118 on CWL3455 LEASE E and LEASE D – INGHAM AERODROME

Consideration of Report to Council from Development and Regulatory Services Manager dated 14 September 2022 seeking Council approval of request from Keir Steele Waldon Lawyers on behalf of GSME Nominees Pty Ltd as Trustee for the Mary Elizabeth Brown Family Trust to transfer their current Trustee Lease with Council to new Trustee applicants being JRCL Liddle Super Pty Ltd, formally described as Lease E and Lease D on Lot 118 on CWL3455 at Ingham Aerodrome on Townsville Road Ingham. Council have held a Trustee Lease with Mary Elizabeth Brown Family Trust (the Brown Family) for a period of over 30 years which has been reissued consecutively, with the land being used for aircraft purposes. Council is Trustee of the land that is reserved for landing, ground and aircraft purposes. This land has been used for aircraft purposes which is consistent with the purpose of the reserve land. The current Trustee Lease with the Brown family is due to expire on 30 April 2038. The Brown Family proposes to transfer their interest in the Trustee Lease (and their assets on the leased property) to JRCL Liddle Super Pty Ltd.

Moved Councillor Cripps
Seconded Councillor Lancini

Resolution – That Council as Trustee of the land:

- A. Approve the Transfer of Trustee Lease E and Lease D over Lot 118 on CWL3455 to prospective Lessee JRCL Liddle Super Fund Pty Ltd, subject to the following;
1. Prior to the transfer all rent and other local government charges are not in arrears;
 2. Compliance with lease conditions is achieved; and
 3. The relevant certificates of insurance are provided to Council; and
- B. Delegate authority to the Chief Executive Officer pursuant to section 257 of the *Local Government Act 2009* to take the necessary actions to finalise the Transfer of the Trustee Lease.

**Carried 6-0
251022-23**

Councillor ME Brown returned to the meeting at 11.02am

In accordance with the Declaration of Interest for Item 2.13, Councillor KS Milton excluded herself from the meeting at 11.03am while the matter was discussed and vote taken

2.13 PROPOSED TRANSFER of TRUSTEE LEASE from MORRISSEY to POLSEN over LOT 46 on SP296484 LEASE B and LOT 47 on CROWN PLAN WU46 MOUNT FOX RESERVE for CAMPING

Consideration of Report to Council from Development and Regulatory Services Manager dated 14 September 2022 seeking Council approval of request from The Estate of John and Marilyn Morrissey to transfer their current Trustee Lease with Council to new Trustee applicants being James Edward Polsen and Peta Katherine Polsen, formally described as Lease B on Lot 46 on WU44 and Lot 47 on WU46 at Mount Fox. Council have held a Trustee Lease with the Morrissey family since 2003 which has been reissued consecutively, with the land being used for grazing purposes. Council is Trustee of the land that is reserved for camping purposes. This land has been used for grazing purposes which is consistent with the reserve land. The current Trustee Lease with the Morrissey family is due to expire on 30 November 2037. The Morrissey family have sold their adjoining freehold land to James and Peta Polsen and request for the Lease to be transferred as they are now the adjoining landowners.

Recommendation – That Council as Trustee of the land:

- A. Approve the Transfer of Trustee Lease over Lot 46 on SP296484 Lease B and Lot 47 on Crown Plan WU46 to prospective Lessee James Edward Polsen and Peta Katherine Polsen, subject to the following;
 - 1. Prior to the transfer all rent and other local government charges are not in arrears;
 - 2. Compliance with lease conditions is achieved; and
 - 3. The relevant certificates of insurance are provided to Council; and
- B. Delegate authority to the Chief Executive Officer pursuant to section 257 of the *Local Government Act 2009* to take the necessary actions to finalise the Transfer of the Trustee Lease.

*Moved Councillor Cripps
Seconded Councillor Lancini*

That an amendment to the motion be made to insert a new Clause A.4 into the motion as follows:

- A. 4. The adjoining freehold land being transferred from the Morrissey family to James and Peta Polsen.
Carried 6-0
251022-24a

*Moved Councillor Cripps
Seconded Councillor Marbelli*

Resolution – That Council as Trustee of the land:

- A. Approve the Transfer of Trustee Lease over Lot 46 on SP296484 Lease B and Lot 47 on Crown Plan WU46 to prospective Lessee James Edward Polsen and Peta Katherine Polsen, subject to the following;
 - 1. Prior to the transfer all rent and other local government charges are not in arrears;
 - 2. Compliance with lease conditions is achieved; and
 - 3. The relevant certificates of insurance are provided to Council; and
 - 4. The adjoining freehold land being transferred from the Morrissey family to James and Peta Polsen.
- B. Delegate authority to the Chief Executive Officer pursuant to section 257 of the *Local Government Act 2009* to take the necessary actions to finalise the Transfer of the Trustee Lease.

Carried 6-0
251022-24b

Councillor KS Milton returned to the meeting at 11.14am

2.14 INCENTIVES FOR DEVELOPMENT

Consideration of Report to Council from Development and Regulatory Services Manager dated 19 October 2022 seeking adoption of Development Incentives Guideline formulated as a tool for expressing the considerations of Council in whether a form of development is eligible to receive a development incentive as part of Council's aim to enhance the viability of development that contributes to the growth of the Hinchinbrook Shire.

Recommendation – That Council:

- A. Provide incentives for the establishment of new development through the waiver of adopted infrastructure charges and development application fees from a period of 1 November 2022 to 31 December 2024 for eligible developments;
- B. Adopt the Development Incentives Guideline, attached as Appendix 1 to establish consistent guidance for Council's consideration of requests made by applicants and developers to receive a development incentive; and
- C. Note the continuing effect of the Adopted Infrastructure Charges Resolution CR1-2018 and the requirements to levy infrastructure charges against development in accordance with the *Planning Act 2016*.

Moved *Councillor Brown*
Seconded *Councillor Lancini*

That an amendment to the motion be made to include removal of the first dot point in Clause 4.3 for Ineligible Development in the draft Development Incentives Guideline presented.

Carried 7-0
251022-25a

Moved *Councillor Brown*
Seconded *Councillor Lancini*

Resolution – That Council:

- A. Provide incentives for the establishment of new development through the waiver of adopted infrastructure charges and development application fees from a period of 1 November 2022 to 31 December 2024 for eligible developments;
- B. Adopt the Development Incentives Guideline as presented, *with the exclusion of first dot point in Clause 4.3 for Ineligible Development*, to establish consistent guidance for Council's consideration of requests made by applicants and developers to receive a development incentive; and
- C. Note the continuing effect of the Adopted Infrastructure Charges Resolution CR1-2018 and the requirements to levy infrastructure charges against development in accordance with the *Planning Act 2016*.

Carried 7-0
251022-25b

2.15 RATES PAYMENT INCENTIVE SCHEME

Consideration of Report to Council from Finance Manager dated 11 October 2022 regarding drawing the winner of the \$2,000 Rates Payment Incentive Scheme adopted as part of the 2022-2023 Budget to encourage and reward ratepayers for paying their rates on time and in full.

Moved *Councillor Marbelli*
Seconded *Councillor Milton*

Resolution – That Council:

- A. Receive and note the information in the Report; and
- B. Award the winner of the \$2,000 Rates Payment Incentive Scheme to Property Number 417 – Dino Gatto of 26 Leichhardt Street Allingham.

Carried 7-0
251022-26

2.16 HINCHINBROOK SHIRE COUNCIL PRIORITY PROJECTS 2022-2023

Consideration of Report to Council from Development and Regulatory Services Manager dated 14 October 2022 seeking adoption of the Hinchinbrook Shire Council Priority Projects 2022-2023 developed to take advantage of the natural assets and attributes of Hinchinbrook that if properly developed and utilised, can enable growth, create jobs and realise the economic potential of the Shire. In cooperation with Government and the community, Council is confident of stimulating the economic recovery and growth of the Shire, region and state through the projects detailed, by encouraging industry and private sector investment and business confidence. The document outlines key strategic projects that Council intends to focus on and will be a viable tool when lobbying for support.

Moved Councillor Marbelli
Seconded Councillor Milton

Resolution – That Council adopt the Hinchinbrook Shire Council Priority Projects 2022-2023 as presented.

**Carried 7-0
251022-27**

2.17 NAMING of the BRIDGE on DUTTON STREET

Consideration of Report to Council from Director Corporate and Community Services Manager dated 17 October 2022 seeking consideration of naming the Bridge on Dutton Street after Council was successful in obtaining funding under the National Flood Infrastructure Mitigation Program for the construction of a bridge or replacement culvert crossing over Palm Creek, along Dutton Street. The Bridge project was fully funded under the National Flood Infrastructure Mitigation Program to provide a linkage between the north and south of Ingham during flood events that has a total project value of \$5.75 million. The project was awarded to local contractor Keita Services, which commenced in early December 2021 and is due for completion in October 2022. Council sought naming suggestions from the public with approximately 70 unique names proposed, and following review of the various naming suggestions in accordance with Council policy on naming assets, local history research was conducted on eight shortlisted candidates. All candidate names were considered after reviewing the history of the suggested names and the relevance of the suggestions to the purpose of the asset.

Moved Councillor Cripps
Seconded Councillor Brown

Resolution – That Council formally name the Bridge constructed along Dutton Street in Ingham, crossing Palm Creek as the Doug Ladner Bridge.

**Carried 7-0
251022-28**

DRSM P Cohen left the meeting at 11.41am

3. MAYOR AND CHIEF EXECUTIVE SERVICES

3.1 MAYOR and CHIEF EXECUTIVE SERVICES ACTIVITY REPORT

Consideration of Report to Council from Chief Executive Officer dated 17 October 2022 concerning summary of activities undertaken during the month ending 30 September 2022.

Moved Councillor Brown
Seconded Councillor Lancini

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

**Carried 7-0
251022-29**

3.2 MAYOR and CHIEF EXECUTIVE SERVICES MONTHLY STATUS REPORT

Consideration of Report to Council from Chief Executive Officer dated 17 October 2022 concerning monthly Mayor and Chief Executive Services Status Report for the month ending 30 September 2022.

Moved *Councillor Lancini*
Seconded *Councillor Milton*

Resolution – That Council receive and note the nil report of actions required or outstanding following the September 2022 monthly General Meeting.

Carried 7-0
251022-30

3.3 QUARTERLY 2022-2023 OPERATIONAL PLAN REPORT as at 30 SEPTEMBER 2022

Consideration of Report to Council from Chief Executive Officer dated 17 October 2022 seeking adoption of the Quarterly 2022-2023 Operational Plan Report for the quarter year ending 30 September 2022.

Moved *Councillor Skinner*
Seconded *Councillor Lancini*

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

Carried 7-0
251022-31

3.4 COUNCILLOR ADVISORY COMMITTEES and ORGANISATION REPRESENTATION

Consideration of Report to Council from Chief Executive Officer dated 17 October 2022 seeking adoption and endorsement of updated Councillor Advisory Committees and External Organisation Representation List outlining each Councillor representation for internal and external committees and external organisations. Also requesting Council to repeal previous resolution passed at 27 June 2022 General Meeting to appoint Councillor Kate Milton to represent the North Queensland Organisation of Councils of the Statewide Oversight Group.

Moved *Councillor Marbelli*
Seconded *Councillor Cripps*

Resolution – That Council defer consideration of this matter for further workshopping.

Carried 7-0
251022-32

3.5 LEAVE of ABSENCE – COUNCILLOR KATE MILTON

Consideration of Report to Council from Chief Executive Officer dated 17 October 2022 regarding request from Councillor Kate Milton for leave of absence from Council for the period Wednesday 23 November 2022 to Friday 23 December 2022 inclusive for recreation leave.

Moved *Councillor Marbelli*
Seconded *Councillor Brown*

Resolution – That Council approve leave of absence to Councillor Kate Milton for the period Wednesday 23 November 2022 to Friday 23 December 2022 inclusive for recreation leave.

Carried 7-0
251022-33

3.6 COUNCILLOR MONTHLY ACTIVITY REPORT

Consideration of Report to Council from Chief Executive Officer dated 17 October 2022 providing Councillor Activity Reports for the month ending 30 September 2022 to ensure transparency and public scrutiny.

Moved *Councillor Lancini*

Seconded *Councillor Marbelli*

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

Carried 7-0
251022-34

CONCLUSION – This concluded the business of the meeting which closed at 12.10pm

APPROVED, CONFIRMED and ADOPTED on 22 November 2022

Councillor R Jayo – MAYOR