



MINUTES OF THE GENERAL MEETING OF THE HINCHINBROOK SHIRE COUNCIL

HELD IN THE COUNCIL CHAMBERS
INGHAM ON TUESDAY
22 APRIL 2014
AT 2.00 PM

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- ATTENDANCE
- Present were Councillors R Bow, PD Lynch, MG Tack, LR Molachino, SJ Kaurila, DG Carr and WG Skinner
 - Also present was the Chief Executive Officer (LE Mash), Executive Manager Development and Planning (RF Pennisi), Executive Manager Environment and Community Services (TV Tanase), Executive Manager Corporate Services (D Tombs) and Executive Assistant (BK Edwards)
- PRAYER
- Deputy Mayor Lynch opened the meeting with prayer

Water and Sewerage Manager P Martin was present when the meeting commenced

1. MINUTES
- *Moved Councillor Skinner*
Seconded Councillor Lynch
- Resolved that the Minutes of the General Meeting held on 18 March 2014 be approved as a correct record of proceedings and be signed by the Mayor
- Carried

2. BUSINESS

2.1 CORPORATE SERVICES

2.1.1 MONTHLY STATUS REPORT

Consideration of monthly Executive Manager Corporate Services Status Report for April 2014.

Moved Councillor Carr
Seconded Councillor Lynch

That the Report be received and noted.

Carried – 220414-01

2.1.2 FINANCIALS

Consideration was given to a report of financial activities as at 31 March 2014.

Moved Councillor Tack
Seconded Councillor Carr

That the Report be received and noted.

Carried – 220414-02

2.1.3 2013 / 2014 ADDITIONAL BUDGET REQUIREMENT

Consideration of Report to Council from Executive Manager Corporate Services dated 3 April 2014 regarding making provision in the 2013 / 2014 budget for Council's fixed assets to be independently valued for insurance purposes and for statutory accounts purposes.

Moved *Councillor Lynch*
Seconded *Councillor Molachino*

That Council approve a new 2013 / 2014 Budget Allocation of \$25,000 to engage a suitably qualified Valuer to value Council assets for insurance and for statutory accounts purposes.

Carried – 220414-03

2.1.4 2014 / 2015 COMMERCIAL CHARGES AND REGULATORY FEES

Consideration of Report to Council from Revenue Supervisor dated 9 April 2014 regarding 2014 /2015 Commercial Charges and Regulator Fees schedule.

Moved *Councillor Tack*
Seconded *Councillor Carr*

That Council adopt the 2014 / 2015 Commercial Charges and Regulatory Fees as presented to take effect from 1 July 2014.

Carried – 220414-04

2.2 ENGINEERING

2.2.1 ENGINEERING SERVICES ACTIVITY REPORT

Consideration of monthly Engineering Services Activity Report for March 2014.

Moved *Councillor Carr*
Seconded *Councillor Skinner*

That the Report be received and noted.

Carried – 220414-05

2.2.2 MONTHLY STATUS REPORT

Consideration of monthly Executive Manager Engineering Services Status Report for April 2014.

Moved *Councillor Skinner*
Seconded *Councillor Molachino*

That the Report be received and noted.

Carried – 220414-06

2.2.3 WATER AND SEWERAGE WORKS PROGRAM REPORT

Consideration was given to a report of water and sewerage operations for the month of March 2014.

Moved *Councillor Carr*
Seconded *Councillor Kaurila*

That the Water and Sewerage Works Program Report be received and noted.

Carried – 220414-07

2.2.4 WORKS PROGRAM REPORT

Consideration was given to a report of civil operations for the month of March 2014.

Moved *Councillor Skinner*
Seconded *Councillor Lynch*

That the Works Report be received and noted.

Carried – 220414-08

2.2.5 APPLICATION BY DAVID GIANOTTI TO CONNECT HIS BLOCK AT 37 SKINNER STREET TO INGHAM SEWERAGE

Consideration of Report to Council from Water and Sewerage Manager dated 10 March 2014 regarding request from Mr David Gianotti to connect his block at 37 Skinner Street Ingham which is next to an existing sewerage workshop to the Ingham Sewerage system.

Moved Councillor Lynch
Seconded Councillor Kaurila

That Council allow Mr David Gianotti to connect to the Ingham Sewerage Scheme based on Mr Gianotti paying for the actual cost of connection plus the normal headwork's connection charge as set by Council fees and charges. Annual sewerage rates will then apply from the time of connection. Carried – 220414-09

2.2.6 AECOM NDRRA REPORT

Consideration of Aecom's NDRRA General Progress Report as at 31 March 2014.

Moved Councillor Carr
Seconded Councillor Lynch

That the Report be received and noted. Carried – 220414-10

2.2.7 TENDER – HSC 14/07 – SUPPLY AND DELIVERY OF ONE ONLY NEW LOADER

Consideration of Report to Council from Works Engineer dated 2 April 2014 regarding tenders received for HSC 14/07 - Supply and Delivery of one only new Loader.

Moved Councillor Carr
Seconded Councillor Tack

That Council accept Clark Equipment Sales offer for "HSC 14/07 – Supply and Delivery of one only new Loader" of one new Doosan DL200 Tool Carrier Loader for \$187,000 with trade of Unit 373. Carried – 220414-11

2.2.8 TENDER – HSC 14/08 – SUPPLY AND DELIVERY OF ONE ONLY NEW 4WD SHIFT SIDE BACKHOE

Consideration of Report to Council from Works Engineer dated 9 April 2014 regarding tenders received for HSC 14/08 - Supply and Delivery of one only new 4WD Shift Side Backhoe.

Moved Councillor Skinner
Seconded Councillor Molachino

That Council accept Honeycombes offer for "HSC 14/08 – Supply and Delivery of one only 4WD Shift Side Backhoe" of one new JCB 3CX Classic Backhoe for \$155,540 with trade of Unit 191. Carried – 220414-12

2.2.9 TENDER – HSC 14/09 – SUPPLY AND DELIVERY OF ONE ONLY NEW 4WD TRACTOR BOOM MOWER

Consideration of Report to Council from Works Engineer dated 24 February 2014 regarding tenders received for HSC 14/09 - Supply and Delivery of one only new 4WD Tractor Boom Mower.

Moved Councillor Carr
Seconded Councillor Lynch

That Council accept Honeycombes offer for "HSC 14/09 – Supply and Delivery of one only new 4WD Tractor Boom Mower" of one new John Deere 6105M with McConnell PA56000M Mid Cut 6.4 meter reach for \$127,600 with trade of Unit 155. Carried – 220414-13

2.2.10 TENDER – HSC 14/11 – SUPPLY AND DELIVERY OF ONE ONLY NEW WHEELED SKID STEER LOADER

Consideration of Report to Council from Works Engineer dated 2 April 2014 regarding tenders received for HSC 14/11 - Supply and Delivery of one only new Wheeled Skid Steer Loader.

Moved Councillor Tack
Seconded Councillor Molachino

That Council accept Clark Equipment Sales Pty Ltd offer for "HSC 14/11 – Supply and Delivery of one only new Wheeled Skid Steer Loader" for one Bobcat S550 for \$72,849.

That Council accept Hockey Machinery Sales' offer for purchase of existing Unit 159 Case Skid Steer Loader for \$16,500. Carried – 220414-14

Water and Sewerage Manager P Martin left the meeting at 2.40 pm

2.3 DEVELOPMENT AND PLANNING

2.3.1 ECONOMIC DEVELOPMENT AND PLANNING ACTIVITY REPORT

Consideration of monthly Economic Development and Planning Activity Report for March 2014.

Moved Councillor Molachino
Seconded Councillor Kaurila

That the Report be received and noted. Carried – 220414-15

2.3.2 MONTHLY STATUS REPORT

Consideration of monthly Executive Manager Development and Planning Status Report for April 2014.

Moved Councillor Molachino
Seconded Councillor Skinner

That the Report be received and noted. Carried – 220414-16

2.3.3 OVERFLOW PARKING SITE FOR SELF-CONTAINED RECREATIONAL VEHICLES - TRIAL

Consideration of Report to Council from Executive Manager Development and Planning dated 1 April 2014 regarding a trial of a temporary overflow parking site to accommodate self-contained recreational vehicles in Ingham.

Moved Councillor Lynch
Seconded Councillor Molachino

That Council establish a temporary 48 hour parking site to accommodate self-contained recreational vehicles (RVs) adjacent to the TYTO Wetlands and Information Centre parking area, based on a similar model as used by the Cook Shire Council for their RV Rest Area Project. The Trial period would be seen as late April until the end of October 2014.

Carried – 220414-17

2.3.4 DEPARTMENT OF NATURAL RESOURCES AND MINES – APPLICATION FOR CONVERSION OF TERM LEASE 207818 ON LOT 91 ON SP134533

Consideration of Report to Council from Planning and Development Officer dated 6 April 2014 regarding request from Department for views and / or requirements in relation to an application for conversion of Term Lease 207818, described as Lot 91 on Survey Plan 134533, Parish of Leach.

Moved Councillor Carr
Seconded Councillor Skinner

That Council advise the Department of Natural Resources and Mines that it supports the Herbert River Improvement Trust's position (as per correspondence dated 13 February 2014) on the grounds that supporting the conversion of tenure to freehold would oblige a practical and moral obligation for the Trust to preserve the adjacent river bank.

Carried – 220414-18

2.3.5 WAYNE AND KAREN ROBINO

Seeking a Development Permit for Reconfiguring a Lot – Rearrangement of Boundaries between Lots 8 and 9 on RP721814 at 2 and 4 Ardrossan Street Ingham. (065/0154)

Consideration of Report to Council from Planning and Development Officer dated 6 April 2014 regarding the application.

Moved Councillor Molachino
Seconded Councillor Kaurila

That the Development Permit of Wayne and Karen Robino for Reconfiguring a Lot – Rearrangement of Boundaries between Lots 8 and 9 on RP721814 be approved in full subject to the following conditions:-

No.	Conditions of Development	Time at which compliance with condition is required
1	General That the proposed Reconfiguring a Lot is in accordance with the submitted Plan prepared by Wayne Robino on 24 February 2014. (i) Proposed rearrangement of boundaries on RP721814, drawn by Wayne Robino, dated 24 February 2014.	At all times.
2	Site Access The applicant must construct property accesses to all lots in accordance with Hinchinbrook Shire Council standards or demonstrate such is already in existence.	Prior to Council releasing the survey plan.
3	Drainage All stormwater must be contained within the property and directed to either the kerb and channel or other regulatory drainage site.	Prior to Council releasing the survey plan.
4	Utility services The Applicant must demonstrate that all utility services to the lots are separate and located wholly within the particular lot being served.	Prior to Council releasing the survey plan.

Carried – 220414-19

2.3.6 RAYMOND AND DELWYN TOSCANO

Seeking a Development Permit for Reconfiguring a Lot – Electricity Easement Access over Lot 1 on RP730511 and Lot 2 on RP733775 at Bullock Paddock Road Macknade. (067/0092)

Consideration of Report to Council from Planning and Development Officer dated 6 April 2014 regarding the application.

Moved Councillor Carr
Seconded Councillor Molachino

That the Development Permit of Raymond and Delwyn Toscano for Reconfiguring a Lot – Electricity Easement Access over Lot 1 on RP730511 and Lot 2 on RP733775 be approved in full subject to the following conditions:-

Conditions of Development	Time at which compliance with condition is required
The conditions of development for this development permit are as follows:	
(a) The reconfiguration of land is to be generally in accordance with the following plans that are to be the approved Plans of Development	At all times.

Conditions of Development The conditions of development for this development permit are as follows:	Time at which compliance with condition is required
(i) Proposed Easement for electricity, Prepared by Raymond Toscano, dated 17 March 2014.	

Carried – 220414-20

2.3.7 CLIFF GARNHAM FOR OUTBACK EARTH PTY LTD – REQUEST TO CHANGE A DEVELOPMENT APPROVAL AND REQUEST TO EXTEND THE CURRENCY PERIOD – RECONFIGURING A LOT: SUBDIVISION OF LAND – ONE INTO TWO LOTS OF LOT 1 ON SP177770 AT 7 BELLBIRD CLOSE ALLINGHAM

Consideration of Report to Council from Planning and Development Officer dated 7 April 2014 regarding request for extension of the Development Approval Currency Period and changes to Development Approval conditions for Reconfiguring a lot – Subdivision of Land (one into two lots) of Lot 1 on SP177770 at 7 Bellbird Close Allingham. (066/0210)

Moved Councillor Lynch
Seconded Councillor Kaurila

That Council extend the Development Approval currency period for a further 12 months and amend the conditions of approval as per the following table:

Conditions	Time at which compliance with condition is required
(a) The development is to be generally in accordance with the submitted plan.	At all times.
(b) The fronting section of Bellbird Close to be upgraded to Council's sealed and kerbed standard. Refer to new conditions (l and m).	Prior to release of the survey plan.
(c) Provision of kerb and channel to Hinchinbrook standard profiles and including invert access crossing to each allotment to all road frontages of the development, or provision of other approved surface drainage works aimed at providing similar levels of amenity to kerb and channel. Refer to new conditions (l and m).	Prior to release of the survey plan.
(d) Filling and levelling of lots and footpaths, to ensure water drains to the front of lot/s and or other legal point of discharge.	Prior to release of the survey plan.
(e) Surface drainage to be catered for in a manner than lessens possible impacts in receiving areas.	Prior to release of the survey plan.
(f) Payment to the Council of water headworks contribution of \$1,555 (one x additional lots x \$1,555).	Prior to release of the survey plan.
(g) Payment to the Council of public open space headworks contribution of \$1,555 (one x additional lots x \$1,555).	Prior to release of the survey plan.
(h) Provision of underground electricity reticulation to each lot, including network of street lighting for minor roads to the current Australian Standard AS/NZS 1158.3.1:199.	Prior to release of the survey plan.
(i) Prior to commencement of civil work, submission to Council for approval of engineering drawings and specifications setting out proposed works. Payment of an engineering plan scrutiny fee based on 2% of approved cost estimate of engineering construction works. Refer to new conditions (l and m).	Prior to release of the survey plan.
(j) Provision of completion certificates for civil construction works, including "as constructed: surveyed information, to suit Council's software. [Autocad drawing files connected to two Council permanent marks or similar accuracy]. Refer to new conditions (l and m).	Prior to release of the survey plan.

Conditions	Time at which compliance with condition is required
(k) A twelve month maintenance period to apply and commencing at practical completion of works. A security bond to be kept by Council for any unfinished works and expected maintenance obligations Refer to new conditions (l and m).	Prior to release of the survey plan.
(l) Payment to the Council of a developer contribution amount of \$11,784 towards the future upgrade of Bellbird Close to an 8m sealed and kerbed standard. (m) Where such works (Bellbird Close upgrade) are not scheduled within the next revision of the planning scheme's priority infrastructure plan, the contribution amount will be refunded in whole (\$11,784) to Mr Cliff Garnham (Outback Earth).	Prior to release of the survey plan. When the new planning scheme is adopted by Council (December 2015).

Carried – 220414-21

2.4 ENVIRONMENT AND COMMUNITY SERVICES

2.4.1 ENVIRONMENT AND COMMUNITY SERVICES ACTIVITY REPORT

Consideration of monthly Environment and Community Services Activity Report for March 2014.

Moved Councillor Skinner
Seconded Councillor Kaurila

That the Report be received and noted.

Carried – 220414-22

2.4.2 MONTHLY STATUS REPORT

Consideration of monthly Executive Manager Environment and Community Services Status Report for April 2014.

Moved Councillor Molachino
Seconded Councillor Lynch

That the Report be received and noted.

Carried – 220414-23

2.4.3 QUEENSLAND DISASTER MITIGATION AND RESILIENCE FUNDING

Consideration of Report to Council from Executive Manager Environment and Community Services dated 4 April 2014 regarding a new funding round for Queensland disaster mitigation and resilience and the opportunity to apply for funding towards a feasibility study for a freshwater retention basin.

Moved Councillor Kaurila
Seconded Councillor Carr

That Council apply for funding for the purposes of a feasibility plan for a retention basin.

Carried – 220414-24

2.4.4 TULLY GYM AND TRAMP CLUB INC - INGHAM BRANCH

Consideration of Report to Council from Community Services Officer dated 26 March 2014 regarding a request from Tully Gym and Tramp Club Inc – Ingham Branch to use the Ingham Showgrounds Pavilion to operate their gymnastics program on a continuous basis.

Moved Councillor Tack
Seconded Councillor Kaurila

That Council approve the Tully Gym and Tramp Club Inc – Ingham Branch continuous use of the Ingham Showgrounds Pavilion to operate their gymnastics program on a continuous basis on the following terms:

- Three year trustee permit issued and reviewed annually by Council
- Annual rental of \$4,545 (excl GST) subject to annual CPI increases
- Removal of equipment by Tully Gym and Tramp Club Inc – Ingham Branch will be required for the Ingham Annual Show on the dates specified annually for that event with storage of equipment within the Pavilion Shed during the event liaised between Tully Gym and Tramp Club Inc – Ingham Branch and the Ingham Show Association
- Removal of equipment by Tully Gym and Tramp Club Inc – Ingham Branch will be required for the Bent Rods Annual Car Show event on the dates specified annually for that event if poor weather necessitates the requirement of the Ingham Showgrounds Pavilion for that event. The decision to use the Pavilion will be made in conjunction with representatives of the Bent Rods Association, Tully Gym and Tramp Club Inc – Ingham Branch and Hinchinbrook Shire Council
- Removal of equipment by Hinchinbrook Shire Council under the direction of Tully Gym and Tramp Club Inc – Ingham Branch will be required for a declared natural disaster event to access the pavilion as an evacuation centre
- Any fittings, fixtures or improvements required through and for installation by Tully Gym and Tramp Club Inc – Ingham Branch will be made in writing and subject to Council approval
- General maintenance of the building will be performed by Council including annual internal and external cleaning and weekly amenities cleaning. All other cleaning will be performed by the Tully Gym and Tramp Club Inc – Ingham Branch, including rubbish maintenance. Weekly refuse collection service is provided, days for service to be advised by Council.

Carried – 220414-25

2.5 GOVERNANCE

2.5.1 OFFICE OF THE CEO ACTIVITY REPORT

Consideration of monthly Corporate Governance Activity Report for March 2014.

Moved *Councillor Skinner*
Seconded *Councillor Molachino*

That the Report be received and noted.

Carried – 220414-26

2.5.2 MONTHLY STATUS REPORT

Consideration of monthly Chief Executive Officer Status Report for April 2014.

Moved *Councillor Molachino*
Seconded *Councillor Tack*

That the Report be received and noted.

Carried – 220414-27

2.5.3 QUARTERLY OPERATIONAL PLAN

Consideration was given to the Quarterly Operational Plan Report for the quarter ending March 2014.

Moved *Councillor Molachino*
Seconded *Councillor Tack*

That the Report be received and noted.

Carried – 220414-28

2.5.4 COUNCILLOR OPPORTUNITIES – ATTENDANCE AT LOCAL GOVERNMENT FINANCIAL SUMMIT AND CIVIC LEADERS SUMMIT

Consideration of Report to Council from Chief Executive Officer dated 27 March 2014 seeking Council direction in relation to Councillor attendance at the Local Government Financial Summit to be held at Twin Waters on the Sunshine Coast on 7 May 2014 and the LGAQ Civic Leaders Summit to follow at Twin Waters on 8 and 9 May 2014.

Moved Councillor Kaurila
Seconded Councillor Lynch

That Mayor, Corporate Services Portfolio Councillor Tack and Chief Executive Officer attend the Financial Summit on Sunshine Coast on 7 May 2014 as Council's representatives.

That Mayor and Chief Executive Officer attend the Civic Leaders Summit on 8 and 9 May 2014 as Council's representatives. Carried – 220414-29

2.5.5 COUNCILLOR OPPORTUNITIES – ATTENDANCE AT NATIONAL GENERAL ASSEMBLY OF LOCAL GOVERNMENT CONFERENCE

Consideration of Report to Council from Chief Executive Officer dated 27 March 2014 seeking Council direction in relation to Councillor attendance at the National General Assembly of Local Government Conference to be held in Canberra from 15 to 18 June 2014.

Moved Councillor Lynch
Seconded Councillor Molachino

That Council determine appropriate representation to the 2014 National General Assembly of Local Government Conference. Carried – 220414-30

Moved Councillor Molachino
Seconded Councillor Carr

That Mayor Rodger Bow and Deputy Mayor Patrick Lynch attend the 2014 National General Assembly of Local Government Conference in Canberra from 15 to 18 June 2014.

Carried – 220414-31

2.5.6 COUNCILLOR ACTIVITY REPORT

Consideration of Councillor Activity Reports as at 31 March 2014 to ensure transparency and public scrutiny of Councillor workload.

Moved Councillor Kaurila
Seconded Councillor Molachino

That the Report be received and noted.

Carried – 220414-32

2.6 ENGINEERING

2.6.1 HSC 14/06 – NDRRA PAVEMENT REHABILITATION (PACKAGE 6) OF MULTIPLE ROADS AND STREETS

Consideration of Report to Council from Acting Manager Engineering Services dated 10 April 2014 regarding tenders received for HSC 14/06 – NDRRA Pavement Rehabilitation of Multiple Roads and Streets.

Moved Councillor Carr
Seconded Councillor Kaurila

That Council award the contact "HSC 14/06 – NDRRA Pavement Rehabilitation of Multiple Roads and Streets" to RMS Engineering for the tendered sum of \$3,491,231.13 (excl GST). This award will be subject to the determination that there are no impediments identified during the period leading up to the issuing of a letter of acceptance. Carried – 220414-33

2.7 ENVIRONMENT AND COMMUNITY SERVICES

Moved *Councillor Lynch*
Seconded *Councillor Tack*

That pursuant to Division 3 Section 275 (1) (h) of the *Local Government Regulation 2012*, Council resolve to go into Closed Meeting to discuss Item 2.7.1 as it is a commercial-in-confidence matter 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.

Discussions took place in Closed Session on the above referred to item.

Moved *Councillor Tack*
Seconded *Councillor Skinner*

That Council return to Open Meeting.

2.7.1 SALE BY TENDER – HOUSE OF HARVEY

Consideration of Report to Council from Executive Manager Environment and Community Services dated 26 March 2014 regarding Council's options for the sale of property situation at 74 Lannercost Street Ingham known as House of Harvey.

Moved *Councillor Molachino*
Seconded *Councillor Carr*

That Council approve the sale by tender of the property at 74 Lannercost Street Ingham.

Carried – 220414-34

2.8 ENGINEERING

Moved *Councillor Tack*
Seconded *Councillor Molachino*

That pursuant to Division 3 Section 275 (1) (e) of the *Local Government Regulation 2012*, Council resolve to go into Closed Meeting to discuss Item 2.8.1 as a contract is proposed to be made by it.

Discussions took place in Closed Session on the above referred to item.

Moved *Councillor Kaurila*
Seconded *Councillor Molachino*

That Council return to Open Meeting.

2.8.1 PROPOSED CONTRACT VARIATION

Consideration of Report to Council from Acting Executive Manager Engineering Services regarding proposed variation to NDRRA contract.

Moved *Councillor Carr*
Seconded *Councillor*

That Council approve the proposed procurement strategy to deliver the remaining 2012 Flood Event restoration works.

That Council agree that in part HSC 13/46 NDRRA Rehabilitation of Multiple Roads and Streets is dissolved into Contract HSC 14/06 – Pavement Rehabilitation (Package 6) of Multiple Roads and Streets by removing equivalent 2013 Flood Event work (out of the contract) in size and value so as to maintain a similar contract value. Carried – 220414-35

3. CONCLUSION – This concluded the business of the meeting which closed at 4.13 pm

APPROVED and adopted on 20 May 2014

MAYOR