



MINUTES OF THE GENERAL MEETING OF THE HINCHINBROOK SHIRE COUNCIL

HELD IN THE COUNCIL CHAMBERS
INGHAM ON TUESDAY
20 MAY 2014
AT 9.10 AM

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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 Engineering Services (J Stewart), 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
- Councillor Kaurila opened the meeting with prayer

Media Communications Officer K Spano was present when the meeting commenced and Infrastructure Engineer C Gray entered the meeting at 9.20 am. Executive Manager Environment and Community Services T Tanase was not present when the meeting commenced.

1. MINUTES
- *Moved Councillor Skinner*
Seconded Councillor Lynch
- Resolved that the Minutes of the General Meeting held on 22 April 2014 and Special Meeting held on 15 May 2014 be approved as a correct record of proceedings and be signed by the Mayor. Carried

2. BUSINESS

2.1 ENGINEERING

2.1.1 SITING RELAXATION APPLICATION – 28 THE ESPLANADE CASSADY BEACH – LOT 352 ON CWL2348

Consideration of Report to Council from Technical Officer dated 5 May 2014 in relation to a Siting Relaxation Application lodged by Mr Roderick Cathcart for a proposed garage to be erected at the street frontage on Coconut Lane of his property at 28 The Esplanade Cassady Beach (Lot 352 on CWL2348).

Moved Councillor Kaurila
Seconded Councillor Molachino

That the Siting Relaxation Application of Mr Roderick Cathcart be approved on the grounds that the proposed garage is unlikely to impact on the outlook and views of neighbouring residents, and is unlikely to be a nuisance and safety issue to the public, subject to the following condition:-

- a. The structure is built in accordance with the plans submitted with the Siting Relaxation Application received by Council on 2 May 2014. Carried – 200514-01

2.2 CORPORATE SERVICES

2.2.1 CORPORATE SERVICES ACTIVITY REPORT

Consideration of monthly Corporate Services Activity Report for April 2014.

Moved Councillor Tack
Seconded Councillor Molachino

That the Report be received and noted. Carried – 200514-02

2.2.2 MONTHLY STATUS REPORT

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

Moved Councillor Molachino
Seconded Councillor Lynch

That the Report be received and noted. Carried – 200514-03

Infrastructure Engineer C Gray entered the meeting at 9.20 am

2.2.3 FINANCIALS

Consideration was given to a report of financial activities as at 30 April 2014.

Moved Councillor Tack
Seconded Councillor Carr

That the Report be received and noted. Carried – 200514-04

2.3 ENGINEERING

2.3.1 ENGINEERING SERVICES ACTIVITY REPORT

Consideration of monthly Engineering Services Activity Report for April 2014.

Moved Councillor Carr
Seconded Councillor Skinner

That the Report be received and noted. Carried – 200514-05

2.3.2 MONTHLY STATUS REPORT

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

Moved Councillor Skinner
Seconded Councillor Lynch

That the Report be received and noted. Carried – 200514-06

2.3.3 WATER AND SEWERAGE WORKS PROGRAM REPORT

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

Moved Councillor Carr
Seconded Councillor Lynch

That the Water and Sewerage Works Program Report be received and noted. Carried – 200514-07

2.3.4 WORKS PROGRAM REPORT

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

Moved Councillor Skinner
Seconded Councillor Lynch

That the Works Report be received and noted.

Carried – 200514-08

2.3.5 AECOM NDRRA REPORT

Consideration of Aecom's NDRRA General Progress Report as at 30 April 2014.

Moved Councillor Lynch
Seconded Councillor Molachino

That the Report be received and noted.

Carried – 200514-09

Executive Manager Development and Planning R Pennisi left the meeting at 9.45am

2.3.6 PROPOSED PERMANENT ROAD CLOSURE – LOCALITY OF BRAEMEADOWS

Consideration of Report to Council from Infrastructure Engineer dated 30 April 2014 regarding request from Department of Natural Resources and Mines seeking Council's views and / or requirements in relation to the permanent road closure of a total area about 1640 m2 being parts of Sunnybank Road abutting Lot 7 on SP213031 (Parish of Cordelia locality of Braemeadows) and shown as plan of Lot 1, proposed permanent road closure on Drawing TSV2014-11.

Moved Councillor Kaurila
Seconded Councillor Tack

That Council offer no objection to the application for permanent road closure as there is no access to be preserved and Hinchinbrook Shire Council does not have any ongoing interest in the parcel.

Carried – 200514-10

2.3.7 RESEALING OF INGHAM AERODROME – NORTH EAST SEGMENT OF RUNWAY 05/23

Consideration of Report to Council from Infrastructure Engineer dated 11 May 2014 regarding reseal of the north east segment of runway at the Ingham Aerodrome.

Moved Councillor Lynch
Seconded Councillor Molachino

That Council authorise an amount of approximately \$120,000 to be transferred from the Road Reseal allocation to complete the reseal of the Aerodrome that was not completed in 2011.

That Council reduce the operating width of the Runway from 30m to 18m and approve the proposed reseal to be constructed to the revised width.

Carried – 200514-11

The meeting adjourned at 9.57am for morning tea and resumed at 10.30am.

Executive Manager Development and Planning R Pennisi and Executive Manager Environment and Community Services T Tanase were present when the meeting resumed.

2.3.8 TENDER – HSC 14/13 – ANNUAL PLANT HIRE

Consideration of Report to Council from Works Engineer dated 7 May 2014 regarding tenders received for HSC 14/13 – Annual Plant Hire.

Moved Councillor Carr
Seconded Councillor Lynch

That Council award the contract HSC 14/13 – Annual Plant Hire to various successful Offerers for a period of twelve months commencing 1 June 2014.

Carried – 200514-12

2.3.9 TENDER – HSC 14/15 – ANNUAL SUPPLY AND DELIVERY OF SAND FOR PIPE BEDDING AND GENERAL USE

Consideration of Report to Council from Works Engineer dated 7 May 2014 regarding tenders received for HSC 14/15 – Annual Supply and Delivery of Sand for Pipe Bedding and General Use.

Moved *Councillor Tack*
Seconded *Councillor Molachino*

That Council award the contract HSC 14/15 – Annual Supply and Delivery of Sand for Pipe Bedding and General Use to Timrith Transport for a period of twelve months commencing 1 July 2014.

That Council resolve to call the Supply and Delivery of Sand for Pipe Bedding and General Use every two years for future offers. Carried – 200514-13

2.3.10 TENDER – HSC 14/17 – ANNUAL SUPPLY OF SAND, LOAM AND BASE GRAVEL FOR COVERING REFUSE TIPS

Consideration of Report to Council from Works Engineer dated 29 April 2014 regarding tenders received for HSC 14/17 – Annual Supply of Sand, Loam and Base Gravel for Covering Refuse Tips.

Moved *Councillor Kaurila*
Seconded *Councillor Skinner*

That Council accept submitted rates for HSC 14/17 Supply and Delivery of Sand, Loam and Base Gravel for Covering Refuse Tips from Timrith Transport as the best value.

That Council resolve to call the Supply of Sand, Loam and Base Gravel for Covering Refuse Tips every two years. Carried – 200514-14

2.3.11 TENDER – HSC 14/19 – ANNUAL SUPPLY AND / OR SUPPLY AND DELIVERY OF MANUFACTURED PREMIX

Consideration of Report to Council from Works Engineer dated 29 April 2014 regarding tenders received for HSC 14/19 – Annual Supply and / or Supply and Delivery of Manufactured Premix.

Moved *Councillor Carr*
Seconded *Councillor Kaurila*

That Council accept the offer by Fulton Hogan Industries Pty Ltd for HSC 14/19 - Annual Supply and / or Supply and Delivery of Manufactured Premix.

That Council resolve to call Supply and / or Supply and Delivery of Manufactured Premix every two years. Carried – 200514-15

2.3.12 TENDER – HSC 14/20 – ANNUAL SUPPLY AND / OR SUPPLY AND DELIVERY OF BITUMEN EMULSION

Consideration of Report to Council from Works Engineer dated 30 April 2014 regarding tenders received for HSC 14/20 – Annual Supply and / or Supply and Delivery of Bitumen Emulsion.

Moved *Councillor Lynch*
Seconded *Councillor Molachino*

That Council accept the offer by Fulton Hogan Industries for HSC 14/20 Annual Supply and / or Supply and Delivery of Bitumen Emulsion.

That Council resolve to call Supply and Delivery of Bitumen Emulsion every two years. Carried – 200514-16

2.3.13 TENDER – HSC 14/21 – DE-NUTTING OF COCONUT PALMS

Consideration of Report to Council from Works Engineer dated 6 May 2014 regarding tenders received for HSC 14/21 – De-Nutting of Coconut Palms.

Moved Councillor Lynch
Seconded Councillor Molachino

That Council accept submitted rates for HSC 14/21 De-Nutting of Coconut Palms from Global Foliage Managers Pty Ltd as the best value.

That Council resolve to call De-Nutting of Coconut Palms every two years for future offers.

Carried – 200514-17

2.3.14 TENDER – HSC 14/22 – SUPPLY AND DELIVERY OF READY MIXED CONCRETE

Consideration of Report to Council from Works Engineer dated 7 May 2014 regarding tenders received for HSC 14/22 – Supply and Delivery of Ready Mixed Concrete.

Moved Councillor Lynch
Seconded Councillor Carr

That Council award the contract HSC 14/22 – Supply and Delivery of Ready Mixed Concrete to Icon Pty Ltd (Kevin Marano) for the period up to 30 June 2015.

That Council resolve to call Supply and Delivery of Ready Mixed Concrete every two years.

Carried – 200514-18

2.3.15 TENDER – HSC 14/23 – INVITATION TO QUOTE FOR SUPPLY AND DELIVERY OF ONE ONLY NEW 6.5 TONNE GVM CREW CAB TRUCK

Consideration of Report to Council from Works Engineer dated 8 May 2014 regarding tenders received for HSC 14/23 – Invitation to Quote for Supply and Delivery of one only new 6.5 tonne GVM Crew Cab Truck.

Moved Councillor Skinner
Seconded Councillor Carr

That Council accept Tony Ireland offer for HSC 14/23 Supply and Delivery of one only new 6.5 Tonne GVM Crew Cab Truck of one Isuzu NPR 300 Crew Cab with tilt cab with trade of Unit 383 for \$51,337.43.

Carried – 200514-19

2.3.16 TENDER – HSC 14/24 – INVITATION TO QUOTE FOR SUPPLY AND DELIVERY OF ONE ONLY NEW 9 TONNE GVM TRUCK WITH CRANE ON BODY

Consideration of Report to Council from Works Engineer dated 9 May 2014 regarding tenders received for HSC 14/24 – Invitation to Quote for Supply and Delivery of one only new 9 tonne GVM Truck with Crane on Body.

Moved Councillor Tack
Seconded Councillor Kaurila

That Council accept Westco Truck Sales offer for HSC 14/24 Supply and Delivery of one only new 9 Tonne GVM Truck with Crane on Body of one new Fuso FK61F O'Connor Body with Maxi Lift ML5101 for \$148,219.66.

That Council accept the offer of purchase by Daryl Larsen of existing Unit 202 Crew Cab Truck with Crane on Body for \$27,835.00.

Carried – 200514-20

2.3.17 TENDER – HSC 14/25 – INVITATION TO QUOTE FOR SUPPLY AND DELIVERY OF ONE ONLY NEW 8.5 TONNE GVM TRUCK WITH CRANE ON BODY

Consideration of Report to Council from Works Engineer dated 12 May 2014 regarding tenders received for HSC 14/25 – Invitation to Quote for Supply and Delivery of one only new 8.5 tonne GVM Truck with Crane on Body.

Moved Councillor Carr
Seconded Councillor Molachino

That Council accept Westco Truck Sales offer for HSC 14/25 Supply and Delivery of one only new 8.5 Tonne GVM Truck with Crane on body of one new Fuso FEX (HR) Truck with PM3023 Crane for \$79,036.95 with trade of Unit 386. Carried – 200514-21

2.3.18 TENDER – HSC 14/26 – INVITATION TO QUOTE FOR SUPPLY AND DELIVERY OF ONE ONLY NEW 7.5 TONNE GVM TIPPER TRUCK

Consideration of Report to Council from Works Engineer dated 8 May 2014 regarding tenders received for HSC 14/26 – Invitation to Quote for Supply and Delivery of one only new 7.5 tonne GVM Tipper Truck.

Moved Councillor Lynch
Seconded Councillor Skinner

That Council accept Tony Ireland Isuzu offer for HSC 14/26 – Supply and Delivery of one only new 7.5 Tonne GVM Tipper Truck for one Isuzu NPR 400 Factory Tipper for \$67,913.85.

That Council accept Westco Sales offer for purchase of existing Unit 195 – Isuzu 7.5 Tonne GVM Tipper Truck for \$16,500.00. Carried – 200514-22

2.3.19 TENDER – HSC 14/27 – INVITATION TO QUOTE FOR SUPPLY AND DELIVERY OF ONE ONLY NEW 24 TONNE GVM TIPPER TRUCK

Consideration of Report to Council from Works Engineer dated 8 May 2014 regarding tenders received for HSC 14/27 – Invitation to Quote for Supply and Delivery of one only new 24 tonne GVM Tipper Truck.

Moved Councillor Skinner
Seconded Councillor Molachino

That Council accept Westco Truck Sales offer for HSC 14/27 - Supply and Delivery of one only new 24 Tonne GVM Tipper Truck for one Fuso FN62FK2RFAK with Rydsweld Body and Crank Handle Load Cover with trade of existing Unit 268 for \$109,675.86. Carried – 200514-23

2.3.20 TENDER – HSC 14/28 – INVITATION TO QUOTE FOR SUPPLY AND DELIVERY OF ONE ONLY NEW 7.5 TONNE GVM CREW CAB TRUCK

Consideration of Report to Council from Works Engineer dated 9 May 2014 regarding tenders received for HSC 14/28 – Invitation to Quote for Supply and Delivery of one only new 7.5 tonne GVM Crew Cab Truck.

Moved Councillor Lynch
Seconded Councillor Molachino

That Council accept Westco Truck Sales offer for HSC 14/28 – Supply and Delivery of one only new 7.5 Tonne GVM Crew Cab Truck for one Isuzu NPR 400 Crew Cab truck with O'Conner body tail gate TT755 for \$77,729.25.

That Council accept Tully Sugar Ltd offer for purchase of existing Unit 389 – Model NPC5WF Isuzu Crew Cab Truck for \$25,100. Carried – 200514-24

2.3.21 TENDER – HSC 14/29 – INVITATION TO QUOTE FOR SUPPLY AND DELIVERY OF ONE ONLY NEW 7.5 TONNE CREW CAB TRUCK

Consideration of Report to Council from Works Engineer dated 8 May 2014 regarding tenders received for HSC 14/29 – Invitation to Quote for Supply and Delivery of one only new 7.5 tonne Crew Cab Truck.

Moved Councillor Molachino
Seconded Councillor Carr

That Council accept Westco Truck Sales offer for HSC 14/29 – Supply and Delivery of one only new 7.5 Tonne Crew Cab Truck for one Isuzu NPR 400 Crew Cab Truck with O'Conner body tail gate TT755 for \$77,729.25.

That Council accept trade by Tony Ireland Equipment Hire Pty Ltd for existing unit 404 Mitsubishi Fuso Crew Cab Truck for \$20,000. Carried – 200514-25

2.3.22 SITING RELAXATION APPLICATION – 18 SALMON STREET TAYLORS BEACH – LOT 42 ON RP723168

Consideration of Report to Council from Technical Officer dated 16 March 2014 in relation to a Siting Relaxation Application lodged by Mr Daryl Chamberlain for a proposed open carport at his property at 18 Salmon Street Taylors Beach (Lot 42 on RP723168).

Moved Councillor Molachino
Seconded Councillor Kaurila

That the Siting Relaxation Application of Mr Daryl Chamberlain be approved on the grounds that the proposed carport is unlikely to impact on the outlook and view of neighbouring residents, and is unlikely to be a nuisance and safety issue to the public, subject to the following condition:-

- a. The structure is built in accordance with the plans submitted with the Siting Relaxation Application received by Council on 9 April 2014. Carried – 200514-26

2.3.23 SITING RELAXATION APPLICATION – 9 STALLAN STREET INGHAM – LOT 29 ON RP843473

Consideration of Report to Council from Technical Officer dated 16 March 2014 in relation to a Siting Relaxation Application lodged by Shane and Marisa Cosentino for a proposed 14m x 8m shed at their property at 9 Stallan Street Ingham (Lot 29 on RP843473).

Moved Councillor Kaurila
Seconded Councillor Skinner

That the Siting Relaxation Application of Shane and Marisa Cosentino be approved on the grounds that the proposed shed is unlikely to adversely impact on the amenity and privacy of neighbouring residents, subject to the following condition:-

- a. The structure is built in accordance with the site plans submitted with the Siting Relaxation Application received by Council on 8 April 2014. Carried – 200514-27

Executive Manager Engineering Services J Stewart left the meeting

2.4 DEVELOPMENT AND PLANNING

2.4.1 ECONOMIC DEVELOPMENT AND PLANNING ACTIVITY REPORT

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

Moved Councillor Kaurila
Seconded Councillor Lynch

That the Report be received and noted. Carried – 200514-28

2.4.2 MONTHLY STATUS REPORT

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

Moved Councillor Tack
Seconded Councillor Molachino

That the Report be received and noted. Carried – 200514-29

2.4.3 PENDAR PTY LTD c/- MILFORD PLANNING CONSULTANTS PTY LTD

Seeking a Development Permit for Material Change of Use – Medical Centre, Coffee Shop and Pharmacy over Lots 2 and 20 on RP703690 and Lots 1 and 2 on RP709083 dated 6 February 2014 at 22 Heard Street, 13 - 15 Allingham Street and 16 Halifax Road Ingham.

(058/0372)

Consideration of Report to Council from Town Planning and Development Officer dated 25 April 2014.

Moved Councillor Lynch
 Seconded Councillor Molachino

That the Development Permit of Pendar Pty Ltd for Material Change of Use – Medical Centre, Coffee Shop and Pharmacy over Lots 2 and 20 on RP703690 and Lots 1 and 2 on RP709083 be approved in full subject to the following conditions:-

Conditions of Development	Compliance timing
Approved Plans	
(1) The development of the site is to be generally in accordance with the following plans that are to be the approved Plans of Development, except as altered by any other condition of this approval: (i) Site Development Plan + Identification Plans, Medical Centre Development on Corner of Halifax and Allingham Street, Ingham, Dwg. WD 1, Issue D, dated 15/01/2014 (ii) Ground Floor + Carpark Plan, Proposed Medical Centre Development, Corner of Halifax and Allingham Street, Ingham, Dwg. WD 2, Issue D, dated 15/01/2014 (iii) Floor Plan , Proposed Medical Centre Development on Corner of Halifax and Allingham Street, Ingham, Dwg. WD 3, Issue D, dated 15/01/2014 (iv) Elevations, Medical Centre Development on Corner of Halifax and Allingham Street, Ingham, Dwg. WD 9, dated 15/01/2014.	At all times
Amalgamation of Lots	
(2) Lot 2 on RP703690, Lot 20 on RP703690, Lot 1 RP709083 and Lot 2 on RP709083, Parish of Cordelia must be amalgamated as one lot.	Prior to the use commencing
Waste Management	
(3) Onsite waste storage must be appropriately screened.	At all times
Car parking	
(4) Off-street car parking Car parking layout must comply with Hinchinbrook Shire Council standards. In particular the parking shall include: (a) A minimum of two ambulance parking bays/loading bays (b) A minimum of 40 off-street car parking spaces (c) The off-street parking adjacent to the south-eastern boundary with 11 Allingham Street must contain at least two shade trees, capable of reaching three metres within five years. All parking, driveway and vehicular manoeuvring areas must be imperviously sealed, drained and line marked. Details of the above amendments must be endorsed by the Chief Executive Officer prior to issue of a Development Permit for Building works.	Prior to the use commencing
(5) Protection of landscaped areas from parking Landscaped areas adjoining the parking area must be protected from vehicular encroachment by a 150mm high vertical concrete kerb or similar obstruction, which must be approved by the Chief Executive Officer prior to the issue of a Development Permit for Building Work.	Prior to the use commencing

Conditions of Development	Compliance timing
External works	
<p>(6) Undertake the following works external to the subject land at no cost to Council:</p> <ul style="list-style-type: none"> (a) Construct, bitumen seal and line mark vehicle parking spaces in front of the subject land (Allingham Street, Heard Street and Halifax Road). Such works must be in accordance with Hinchinbrook Shire Council Standards, Department of Transport and Main Roads Standards (where applicable) <i>and</i> in accordance with an on-street car parking plan endorsed by the Chief Executive Officer. In particular the plan must optimise on-street parking and: <ul style="list-style-type: none"> (i) reflect the landscaping requirements detailed in condition (7) (ii) provide a taxi/vehicle set down area to the site frontage with provision of disabled access to footpath levels (iii) designate garbage collection site(s). (b) Construct a footpath of approved width, surface and street landscaping to the full frontage of the Allingham Street, Halifax Road and Heard Street frontages, generally in accordance with Hinchinbrook Shire Council standards (c) Kerb ramps must be fitted with Tactile Ground Surface Indicators in accordance with Australian Standard AS1428.4: 2002 Design for Access and Mobility Part 4: Tactile Indicators (d) Repair any damage to existing kerb and channel, footway or roadway including removal of concrete slurry from footways, road, kerb and channel and stormwater gullies and drain lines that may occur during works carried out in association with the construction of the approved development (e) Reinstate kerb in the location of any redundant crossovers. <p>All work must be constructed in accordance with the endorsed plan to the satisfaction of the Chief Executive Officer.</p>	<p>Prior to the issue of a development permit for operational works</p> <p>Prior to the use commencing</p>
Landscaping	
<p>(7) The Applicant/Owner must landscape the subject land and street frontage in accordance with Hinchinbrook Shire Council standards <i>and</i> in accordance with a landscape plan endorsed by the Chief Executive Officer. In particular, the plan must show:</p> <ul style="list-style-type: none"> (a) Landscaping of a three metre setback between the car parking and boundary to 11 Allingham Street (b) The location and species of all proposed plants (species used are to be approved by the Chief Executive Officer) (c) Planting of the footpath with trees, using appropriate species 	<p>Prior to the issue of a development permit for building works</p>

Conditions of Development	Compliance timing
(d) The provision of shade trees adjacent to car parking areas: (i) One tree set in sufficient growing space is required for every six – eight parking spaces on the common boundary with 11 Allingham Street (ii) One street tree in a blister island between the site and 11 Allingham Street and between 20 Heard Street. The tree/blister island is to act as a delineation between residential and commercial and discourage (commercial use related) on street parking in front of residential dwellings (iii) Three blister islands containing street trees, approximately one every 25m for the frontage to Halifax Road (iv) One blister island containing a street tree between the Allingham on street parking (e) Inclusion of all landscaping requirement as detailed in other relevant conditions included in this development permit.	
(8) One A1 copy of the landscaping plan must be endorsed by the Chief Executive Officer prior to the issue of a development permit for building works. Areas to be landscaped must be established prior to Commencement of Use and must be maintained at all times, both to the satisfaction of the Chief Executive Officer.	As per condition
Stormwater works and drainage works	
(9) The applicant must submit a stormwater plan for Council's consideration and approval. The stormwater plan must demonstrate that existing drainage catchments are not altered and that increased or concentrated flows resulting from the proposed development can be catered adequately for by the existing drainage systems.	Prior to any site works commencing
(10) All stormwater is to be directed to either kerb and channel; or underground systems, as applicable; or otherwise legal point of discharge, as approved by Council.	At all times
Lighting	
(11) The vertical illumination resulting from direct, reflected or incidental light coming from the site must not exceed 8 lux when measured at any point 1.5m outside of the boundary at any level from ground level up.	At all times

Carried – 200514-30

2.4.4 QUEENSLAND PLANNING AND ENVIRONMENT COURT – ATLANTIC NORTH AND GEORGE POPULIN –VS- HINCHINBROOK SHIRE COUNCIL

Consideration of Report to Council from Town Planning and Development Officer dated 13 May 2014 regarding negotiations with Appellant in relation to conditions of approval and infrastructure charges for Draft Consent Order. (058/0358)

Moved Councillor Molachino
Seconded Councillor Lynch

In response to the Appellant's Solicitor's correspondence dated 2 April 2014, Council advises the Appellant through Council's Solicitor *Robert Nehmer McKee Lawyers* that:

1. Council agrees with the amendment of conditions (c) and (g); removing the requirement for external works associated with the frontage of the skate park

2. Council advise the 2% Engineering Scrutiny Fee applies to operational works development applications and the fee is listed in Council's 2013 / 2014 fees and charges
3. Council have no objection to the required amalgamation of lots resulting in the transfer of title to *Atlantic North Pty Ltd*. Subsequently Council does not object to any court order being made in favour of *Atlantic North Pty Ltd* as the proprietor of the land
4. Council agrees with the removal of the term 'abutting' from condition (y)
5. Council agrees that the developer's provision of transport trunk infrastructure (as required by the proposed conditions of approval) may be considered as part payment of the infrastructure charge in accordance with Council's *Adopted Infrastructure Charges Resolution 2013*
6. Council advise that the Appellant's town planner was referred to the *State Planning Regulatory Provision (adopted Charges) 2012 (SPRP)* as a key reference document for calculating the relevant adopted infrastructure charges. The Appellant's town planner was further advised that Council's adopted infrastructure charges were likely to be substantially less than the maximum permissible charges specified under the SPRP. A contrast between Council's *adopted infrastructure charges resolution 2013* and the relevant SPRP indicates Council's adopted infrastructure charge for the development are \$1,206,217.50 less than what could have been *permissibly* charged under the SPRP.

Council provide the Appellant through Council's Solicitor *Robert Nehmer Mckee Lawyers*:

1. A copy of the amended conditions as per Attachment B and advise further amendments will require Council's consent
2. A copy of the amended adopted infrastructure charges notice as per Attachment C
3. Copies of standard drawing as per Attachment D
4. Copies of the reserve land management plans for Lot 3 on SP105118 and Lot 4 on I224103.

Carried – 200514-31

Town Planning and Development Officer B Christie-Johnston left the meeting at 11.30 am

2.4.5 SPONSORSHIP 2014 INGHAM DIRT BIKE CLUB – ROUND 5 OF THE TROPICAL NORTH QUEENSLAND MOTOCROSS SERIES

Consideration of Report to Council from Executive Manager Development and Planning dated 24 April 2014 regarding request for financial sponsorship of the Ingham Dirt Bike Club Round 5 of the Tropical North Queensland Motocross Series being held in Ingham on Sunday 1 June 2014.

Moved Councillor Lynch
Seconded Councillor Skinner

That Council support the Ingham Dirt Bike Club Round 5 of the Tropical North Queensland Motocross Series in the sum of \$400 (excl GST) to assist the overall operation of this event.

Carried – 200514-32

Councillor PD Lynch declared a Real Conflict of Interest in Item 2.4.6 due to his Committee membership of Ingham Lions Club and excluded himself from the meeting while the matter was debated and the vote taken.

2.4.6 FESTIVALS AND EVENTS – SPONSORSHIP APPLICATIONS FOR 2014 / 2015

Consideration of Report to Council from Executive Manager Development and Planning dated 27 March 2014 regarding application submissions received for Festivals and Events Sponsorship for 2014 / 2015.

Moved Councillor Tack
 Seconded Councillor Kaurila

That Council endorse in principle support for festivals and events financial assistance to be provided to the following organisations in the sum indicated for in the 2014 / 2015 financial year, subject to the budget provision being made in the yet to be adopted 2014 / 2015 budget:

Organisation	Amount
Macknade State School P&C	\$200
Herbert River Gun Club	\$200
Ingham Bowls Club	\$200
Ingham Squash Racquets Association	\$200
Ingham Tennis Association	\$500
Ingham Dirt Bike Club	\$500
Brothers Sports and Community Club	\$500
Our Lady of Lourdes Parents & Friends Association	\$500
Ingham Disability Support Services	\$500
Postele Fishing Club	\$1,500
Bent Rods Car Club	\$1,500
Herbert River Jockey Club	\$4,000
Ingham Lions Club	\$4,000
Maraka Festival	\$11,000
Herbert River Pastoral & Agricultural Association	\$24,000
Australian Italian Festival Association	\$37,000

That Council develop a policy for assistance to community events that enhance the lifestyle of local residents, but do not qualify for support under the Festivals and Events Policy.

Carried – 200514-33

Councillor PD Lynch returned to the meeting

2.4.7 INKIND SUPPORT FOR THE HERBERT RIVER PASTORAL AND AGRICULTURAL ASSOCIATION INC

Consideration of Report to Council from Executive Manager Development and Planning dated 14 May 2014 regarding the Herbert River Pastoral and Agricultural Association Inc's request for inkind support for the upcoming Ingham Show being held on 3 and 4 July 2014.

Moved Councillor Lynch
 Seconded Councillor Kaurila

That Council provide inkind support in the sum of \$5,264 from the 2013 / 2014 financial year budget to the Herbert River Pastoral and Agricultural Association Inc for the set up that occurs up to the 30 June 2014 of the annual show to be held on 3 and 4 July 2014 and that should this amount be exceeded then an invoice will be sent for the overspend.

That the Association be advised that they will be responsible for all costs from 1 July 2014.

Carried – 200514-34

2.5 ENVIRONMENT AND COMMUNITY SERVICES

2.5.1 ENVIRONMENT AND COMMUNITY SERVICES ACTIVITY REPORT

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

Moved Councillor Kaurila
Seconded Councillor Lynch

That the Report be received and noted.

Carried – 200514-35

2.5.2 MONTHLY STATUS REPORT

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

Moved Councillor Kaurila
Seconded Councillor Carr

That the Report be received and noted.

Carried – 200514-36

2.5.3 COUNCIL CHAMBERS – BOARDROOM TABLE

Consideration of Report to Council from Community Services Officer dated 14 May 2014 regarding quote received from Moduline Kitchens for the supply and delivery of Council Boardroom Table.

Moved Councillor Molachino
Seconded Councillor Skinner

That Council approve the purchase of the Council Chambers table from Moduline Kitchens in the sum of \$11,605 (incl GST) with the following finishes:

Satin acrylic table top in Perma Black (P04) 12mm thickness

Melamine MR MDF 'V' shaped table base and centre support with aluminium protection profile in Polytec Maison Oak – Ravine.

Dimensions of the barrel shaped boardroom table is 5400mm long x 1500mm wide at the centre of the belly and 1100mm at either slightly curved ends.

That a cavity provision be made to allow installation of flip up power docks should they be required.

Councillor Carr called for a division – Councillors Lynch, Molachino, Kaurila and Skinner and Mayor Bow in favour – Councillors Tack and Carr against

Carried – 200514-37

Executive Manager Engineering Services J Stewart re-entered the meeting at 11.54 am

2.5.4 HALIFAX PROGRESS AND TOURISM ASSOCIATION INC LEASE OF RESERVE FOR PARK AND RECREATION R1229 – MUSGRAVE STREET HALIFAX

Consideration of Report to Council from Community Services Officer dated 2 May 2014 regarding draft lease to Halifax Progress and Tourism Association Inc of Reserve for Park and Recreation R1229 over Lot 1 on CP843301 at Musgrave Street Halifax.

Moved Councillor Tack
Seconded Councillor Lynch

That Council approve draft lease documents to be drawn up and offered to Halifax Progress and Tourism Association Inc Trustee Lease for Reserve for Park and Recreation described as Lease A in Lot 1 on CP843301 (total land area 4.72ha) subject to the following terms:

- Compliance with all clauses for a Trustee Lease including requirement that the Halifax Progress and Tourism Association Inc are responsible for the maintenance and upkeep of the land
- Annual rental of \$20 (excl GST)
- Twenty year lease term
- Minimum Public Liability insurance of \$20,000,000
- All expenses associated with lease preparation, survey fees and registration of the Lease are paid by Halifax Progress and Tourism Association Inc.

Carried – 200514-38

2.5.5 PROCESSING OF TROPICAL CYCLONE ITA DISASTER WASTE

Consideration of Report to Council from Executive Manager Environment and Community Services dated 7 May 2014 regarding ratification of a number of emergency response processes implemented for cyclone and flood debris processed at Council's waste management transfer stations and landfills as a result of Tropical Cyclone Ita.

Moved Councillor Molachino
Seconded Councillor Skinner

That Council approve the waiver of waste charges for disaster waste commencing 15 April 2014 and up to 30 June 2014.

That from 28 April 2014 to 30 June 2014 charges be waived based only on the assessment by and the recommendation of the Executive Manager Environment and Community Services.

That disaster waste be only removed free of charge by Council from kerbside based on the assessment and individual recommendation of the Executive Manager Environment and Community Services. Carried – 200514-39

2.5.6 REPLACEMENT OF CONCRETE PICNIC TABLES – PROGRESS PARK FORREST BEACH

Consideration of Report to Council from Executive Manager Environment and Community Services dated 7 May 2014 regarding the replacement of concrete picnic sets at Progress Park Forrest Beach due to safety concerns identified.

Moved Councillor Lynch
Seconded Councillor Kaurila

That Council make a 2013 / 2014 budget provision of \$17,200 to replace the picnic sets at Forrest Beach Progress Park undercover picnic area. Carried – 200514-40

2.6 GOVERNANCE

2.6.1 OFFICE OF THE CEO ACTIVITY REPORT

Consideration of monthly Corporate Governance Activity Report for April 2014.

Moved Councillor Lynch
Seconded Councillor Tack

That the Report be received and noted. Carried – 200514-41

2.6.2 MONTHLY STATUS REPORT

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

Moved Councillor Lynch
Seconded Councillor Tack

That the Report be received and noted. Carried – 200514-42

2.6.3 COUNCILLOR OPPORTUNITIES – ATTENDANCE AT ADC FORUM – NORTHERN DEVELOPMENT SUMMIT

Consideration of Report to Council from Chief Executive Officer dated 2 May 2014 seeking Council direction in relation to Councillor attendance at the North Development Summit to be held in Townsville on 26 to 28 June 2014.

Moved Councillor Lynch
Seconded Councillor Kaurila

That a Councillor attend the Northern Development Summit in Townsville on 26 to 28 June 2014. Carried – 200514-43

2.6.4 COUNCILLOR OPPORTUNITIES – ATTENDANCE AT REGIONAL ORGANISATIONS OF COUNCILS ASSEMBLY

Consideration of Report to Council from Chief Executive Officer dated 2 May 2014 seeking Council direction in relation to Councillor attendance at the Regional Organisations of Councils Assembly to be held at the Hervey Bay Boat Club in Urangan on 30 July 2014.

Moved Councillor Lynch
Seconded Councillor Tack

That the Mayor attend the Regional Organisations of Councils Assembly to be held at the Hervey Bay Boat Club in Urangan on 30 July 2014. Carried – 200514-44

2.6.5 LEAVE OF ABSENCE – COUNCILLOR SHERRY KAURILA

Consideration of Report to Council from Chief Executive Officer dated 12 May 2014 regarding request received from Councillor Sherry Kaurila for leave of absence from Council for the period 21 May to 4 August 2014 inclusive.

Moved Councillor Carr
Seconded Councillor Lynch

That leave of absence be granted to Councillor Sherry Kaurila for the period 21 May to 4 August 2014 inclusive. Carried – 200514-45

2.6.6 REMUNERATION, EXPENSES REIMBURSEMENT, PROVISION OF FACILITIES POLICY FOR HINCHINBROOK SHIRE COUNCILLORS

Consideration of Report to Council from Chief Executive Officer dated Draft Remuneration, Expenses Reimbursement, Provision of Facilities Policy for Hinchinbrook Shire Councillors.

Moved Councillor Lynch
Seconded Councillor Molachino

That Council adopt the Remuneration, Expenses Reimbursement, Provision of Facilities Policy for Hinchinbrook Shire Councillors as presented. Carried – 200514-46

2.6.7 COUNCILLOR ACTIVITY REPORT

Consideration of Councillor Activity Reports as at 30 April 2014 to ensure transparency and public scrutiny of Councillor workload.

Moved Councillor Kaurila
Seconded Councillor Molachino

That the Report be received and noted. Carried – 200514-47

2.7 DEVELOPMENT AND PLANNING

Moved Councillor Molachino
Seconded Councillor Kaurila

That pursuant to Division 3 Section 275 (1) (a) of the *Local Government Regulation 2012*, Council resolve to go into Closed Meeting to discuss Item 2.7.1 as it relates to Council employees.

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

Moved Councillor Skinner
Seconded Councillor Lynch

That Council return to Open Meeting.

2.7.1 DIVERSIFICATION OF SPORT AND RECREATION OFFICER TO TYTO CONFERENCE AND EVENT COORDINATOR HINCHINBROOK COUNCIL AT CESSATION OF FUNDING

Consideration of Report to Council from Executive Manager Development and Planning dated 12 May 2014 regarding diversifying the position of Sport and Recreation Officer funded by the Department of National Parks Recreation Sport and Racing to a TYTO Conference and Event Coordinator following the cessation of funding in September 2014.

Moved Councillor Kaurila
Seconded Councillor Molachino

That Council approve the establishment of a Conference and Event Coordinator position in the 2014 / 2015 Budget. Carried – 200514-48

2.8 ENGINEERING

Moved Councillor Molachino
Seconded Councillor Skinner

That pursuant to Division 3 Section 275 (1) (f) of the *Local Government Regulation 2012*, Council resolve to go into Closed Meeting to discuss Item 2.8.1 as it is a legal matter.

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

Moved Councillor Molachino
Seconded Councillor Skinner

That Council return to Open Meeting.

2.8.1 PROPOSAL TO VARY ACCESS ARRANGEMENTS FOR TWO COMMERCIAL PROPERTIES – JOHNSTONE STREET INGHAM

Consideration of Report to Council from Infrastructure Engineer dated 11 May 2014 regarding requests received to alter access arrangements for tenants of properties in Johnstone Street.

Moved Councillor Molachino
Seconded Councillor Kaurila

That Council approve modification of existing access arrangements to provide a commercial invert access as first proposed to the owners of the properties at Lot 2 RP732644 and Lot 3 RP700480 Johnstone Street Ingham, with a corresponding increase on the project budget allocation derived from other unexpended capital works projects in the 2013 / 2014 program.

Carried – 200514-49

3. CONCLUSION – This concluded the business of the meeting which closed at 1.30 pm

APPROVED and adopted on 17 June 2014

MAYOR