



MINUTES OF THE GENERAL MEETING OF THE HINCHINBROOK SHIRE COUNCIL

HELD IN THE COUNCIL CHAMBERS
INGHAM ON TUESDAY
21 MAY 2013
AT 10.00 AM

-
- ATTENDANCE
- Present were Councillors R Bow, PD Lynch, DG Carr, WG Skinner, LR Molachino SJ Kaurila and MG Tack
 - Also present was the Chief Executive Officer (LE Mash), Manager Engineering Services (BE Leach), Manager Corporate and Economic Development (RF Pennisi) and Executive Secretary (BK Edwards)

- PRAYER
- Councillor DG Carr opened the meeting with prayer

Accountant F Robertson, Works Engineer J Devietti and Works and Sewerage Manager P Martin were present when the meeting commenced.

1. MINUTES
- *Moved Councillor Kaurila*
Seconded Councillor Molachino

Resolved that the Minutes of the General Meeting held on 16 April 2013 and Special Meeting Minutes held on 23 April 2013 be approved as a correct record of proceedings and be signed by the Mayor. *Carried*

2. BUSINESS

2.1 FINANCE

2.1.1 MONTHLY STATUS REPORT

Consideration of monthly Finance Manager Status Report for May 2013.

Moved Councillor Tack
Seconded Councillor Skinner

That the Report be received and noted.

Carried - 210513-01

2.1.2 FINANCIALS

Consideration was given to a report of financial activities as at 30 April 2013.

Moved Councillor Lynch
Seconded Councillor Kaurila

That the Report be received and noted.

Carried - 210513-02

Accountant Finance Manager F Robertson left the meeting at 10.08 am

2.2 ENGINEERING

2.2.1 MONTHLY STATUS REPORT

Consideration of monthly Manager Engineering Services Status Report for May 2013.

Moved *Councillor Carr*
Seconded *Councillor Skinner*

That the Report be received and noted.

Carried - 210513-03

2.2.2 WORKS REPORT

Consideration was given to a report of civil operations for the month of April 2013.

Moved *Councillor Molachino*
Seconded *Councillor Lynch*

That the Works Report be received and noted.

Carried - 210513-04

2.2.3 WATER AND SEWERAGE WORKS PROGRAM REPORT

Consideration was given to a report of water and sewerage operations for the month of April 2013.

Moved *Councillor Kaurila*
Seconded *Councillor Lynch*

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

Carried - 210513-05

Water and Sewerage Manager P Martin left the meeting at 10.41 am

2.2.4 CYCLONE YASI NDRRA RECOVERY PHASE

Consideration of Council's NDRRA Restoration Program Summary Report in conjunction with AECOM as at 26 March 2013.

Moved *Councillor Molachino*
Seconded *Councillor Carr*

That the Report be received and noted.

Carried - 210513-06

2.2.5 NDRRA INFRASTRUCTURE RESTORATION PROGRAM – HSC 12/26 NDRRA VARIOUS ROADS – STREET PAVEMENT REHABILITATION

Consideration of Report to Council from Infrastructure Engineer dated 7 May 2013 regarding tenders received for NDRRA Infrastructure Restoration Program – HSC 12/26 NDRRA Various Roads – Street Pavement Rehabilitation.

Moved *Councillor Carr*
Seconded *Councillor Tack*

That Council award the contract HSC 12/26 NDRRA Various Roads – Street Pavement Rehabilitation to Civil Plus Constructions for the tendered sum of \$1,053,079.39 (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 - 210513-07

2.2.6 HSC 13/06 – CONTRACT FOR MOWING / CLEARING OF ALLOTMENTS WHERE OWNER / OCCUPIER HAS FAILED TO COMPLY WITH A COMPLIANCE NOTICE

Consideration of Report to Council from Works Engineer dated 2 May 2013 regarding tenders received for HSC 13/06 Control for Mowing / Clearing of Allotments where Owner / Occupier has failed to comply with a Compliance Notice.

Town Planning and Development Officer B Christie-Johnston entered the meeting at 10.55 am

Moved *Councillor Molachino*
Seconded *Councillor Kaurila*

That Council award the contract HSC 13/06 – Contract for Mowing / Clearing of Allotments where Owner / Occupier has failed to comply with a Compliance Notice to Hinchinbrook Agri Business for a period of three (3) years.
Carried - 210513-08

2.2.7 HSC 13/11 – ANNUAL SUPPLY AND SPRAYING OF BITUMINOUS PRODUCTS

Consideration of Report to Council from Works Engineer dated 6 May 2013 regarding tenders received for HSC 13/11 Annual Supply and Spraying of Bituminous Products.

Moved Councillor Molachino
Seconded Councillor Kaurila

That Council award the Contract HSC 13/11 – Annual Supply and Spraying of Bituminous Products to Fulton Hogan Industries Pty Ltd for a period of twelve (12) months commencing 1 June 2013.
Carried - 210513-09

2.2.8 MONA LANDING RAMP LEASE

Consideration of Report to Council from Manager Engineering Services and Chief Executive Officer dated 15 May 2013 seeking Council's direction regarding the Mona Landing facility and ramp Lease due to expire on 30 June 2013.

Moved Councillor Molachino
Seconded Councillor Tack

That Council enter into discussions with the landholder that seek to extend the current lease over the Mona landing facility and ramp for a period up to five (5) years.

The Mayor allowed an amendment to the motion as follows:-

Moved Councillor Lynch
Seconded Councillor Kaurila

That Council enter into negotiations with the landholder regarding the future use of the Mona Landing facility and ramp.

That the negotiating team comprise of Councillors Skinner, Carr and Molachino and the appropriate Council Officer.
Carried - 210513-10

The meeting adjourned for a break at 11.30 am and resumed at 11.38 am

The Works Engineer was not present when the meeting resumed.

2.3 CORPORATE AND ECONOMIC DEVELOPMENT

2.3.1 ANGELINA FOTI c/- FIRTH LAWYERS

Consideration of Report to Council from Town Planning and Development Officer dated 2 May 2013 regarding request received from Firth Lawyers on behalf of Angelina Foti dated 26 March 2013 seeking a Development Permit for Reconfiguring a Lot - Rearrangement of Boundaries - Lot 1 on RP722124 onto Lot 2 on RP720370 Parish of Trebonne at 333 Orient Road, Blackrock. (065/0152)

Moved Councillor Molachino
Seconded Councillor Kaurila

That the Development Permit of Angelina Foti c/- Firth Lawyers for Reconfiguring a Lot - Rearrangement of Boundaries between Lot 1 on RP722124 onto Lot 2 on RP720370 Parish of Trebonne be approved in full subject to the following conditions:-

Conditions of Development The conditions of development for this development permit are as follows:	Time at which compliance with condition is required
(a) 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) Amended proposed reconfiguration, Lot 1 on RP722124 and Lot 2 on RP720370, Orient Road, Blackrock, ref 130256, prepared by Hansen Surveys, dated 02 May 2013, received by Council 03 May 2013.	At all times
(b) The Applicant must provide a property access to both lots to Hinchinbrook Shire Council Standards off Orient Road, Blackrock; or demonstrating that such is already in existence.	Prior to Local Government release of survey plan
(c) The Applicant must demonstrate that all utility services to the proposed new lots are separate and located wholly within the particular lot being served	Prior to Local Government release of survey plan

Carried - 210513-11

2.3.2 LUIGI IAFANO c/- HANSEN SURVEYS

Consideration of Report to Council from Town Planning and Development Officer dated 13 May 2013 regarding request received from Hansen Surveys on behalf of Luigi Iafano dated 4 April 2013 seeking a Development Permit for Reconfiguring a Lot - Access Easement - Lot 1 on RP718381 onto Lot 1 on CWL2103 Parish of Lannercost at Long Pocket Road Longpocket. (069/0051)

Moved Councillor Molachino
Seconded Councillor Skinner

That the Development Application of *Iafano c/- Hansen Surveys* for Reconfiguring a Lot - Access Easement - Lot 1 on RP718381 onto Lot 1 on CWL2103 Parish of Lannercost is approved in full subject to the following conditions:-

Conditions of Development The conditions of development for this development permit are as follows:	Time at which compliance with condition is required
(a) 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) Proposed Access Easement, Lot 1 on RP718381, Longpocket Road Longpocket, Dwg 120952, prepared by Hansen Surveys March 2013.	At all times
(b) The Applicant must construct a property access in accordance with Hinchinbrook Shire Council standards, at the site of the proposed access easement off Long Pocket Road.	Prior to Council releasing the survey plan

Carried - 210513-12

2.3.3 LOWER HERBERT HALIFAX LIONS CLUB

Consideration of Report to Council from Manager Corporate and Economic Development dated 13 May 2013 regarding request received from Lower Herbert Halifax Lions Club dated 21 March 2013 seeking Development Permit for Material Change of Use - Multiple Unit Development (10 x 1 bedroom units) over Lot 2 on SP255374 at 69 Scott Street, Halifax. (058/0366)

Moved Councillor Kaurila
 Seconded Councillor Carr

That the Development Application of Lower Herbert Halifax Lions Club Inc for proposed Material Change of Use (Impact Assessable) – Multiple Unit Development (10 x 1 bedroom units), over Lot 2 on SP255374 Parish of Cordelia at 69 Scott Street Halifax is approved in full subject to the following conditions:-

Conditions of Development The conditions of development for this development permit are as follows:	Time at which compliance with condition is required
(a) 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: <ul style="list-style-type: none"> (i) Overall Site Plan, Proposed Retirement Village, Lucinda Point Road Halifax, Dwg MCU0001 Rev. A, prepared by Planpac Architects dated July 2009; (ii) Proposed Site Development Plan, Multiple Unit Development at 69 Scott Street Halifax, Drawings. (iii) Planning Report, Senior Citizens Village No.2, Proposed Multiple Unit Development, Lot 2 on SP255374, 69 Scott Street Halifax, prepared by Lower Herbert Halifax Lions Club; and (iv) Project: Retirement Units, Dwg LHLC/10 Version B, prepared by Ray Hoon dated 15 January 2013 	At all times
(b) All stormwater emanating from the site is to be directed to either the kerb and channel or underground systems as applicable. Any new kerb and channelling, pits, sections of underground line, or other ancillary works, are to be to Hinchinbrook Shire Council standards. Provision is to be made for stormwater drainage from adjacent lots that naturally or currently drain through the site. A stormwater drainage plan is to be submitted to Council for consideration and approval prior to works commencing on site.	Prior to any site works commencing
(c) Property accesses (inverts through K & C) are to be constructed to Hinchinbrook Shire Council's Standards at each nominated driveway and to include sealing to the existing roadway seal edge and including appropriate tapers at the throat of the access. All redundant accesses are to be removed;	Prior to the use commencing
(d) Landscaping of the development is to be undertaken in accordance with Council's Planning Scheme, Table 10 Outcome 8. A landscape plan is to be submitted to Council for consideration and approval prior to works commencing on site.	Prior to the use commencing
(e) All lighting associated with the development is to be sited so as to not cause nuisance with to neighbouring properties in accordance with Council's Planning Scheme.	Prior to any site works commencing

Conditions of Development The conditions of development for this development permit are as follows:	Time at which compliance with condition is required
(f) The development is to comply with all conditions of approval set by Department of Transport and Main Roads.	Prior to the use commencing

Carried - 210513-13

2.3.4 GEORGE POPULIN (ATLANTIC NORTH) c/- DEVELOPMENT CERTIFICATION

Consideration of Report to Council from Town Planning and Development Officer regarding request received from Development Certification on behalf of George Populin (Atlantic North) dated 2 November 2012 seeking a Development Permit for Material Change of Use – from Vacant to 6 x 800m² Retail Showrooms, 18 Motel Rooms, 19 Holiday Units and associated Restaurant and Facilities - Lot 1 on SP105118 and Lot 2 on SP105118 Parish of Trebonne at 70 Townsville Road Ingham. (058/0358)

Moved Councillor Lynch
Seconded Councillor Skinner

That Council refuse the development application on the planning grounds that the development significantly conflicts with *Hinchinbrook Shire Planning Scheme 2005* by generating unacceptable adverse flood impacts on neighbouring properties and surrounding areas. Carried - 210513-14

2.3.5 MARK HALL BUILDING DESIGN (MARK HALL) FOR MANDIE AND BRETT SCOTT

Consideration of Report to Council from Town Planning and Development Officer regarding request received from Mark Hall Building Design on behalf of Mandie and Brett Scott dated 16 January 2013 making representation about Decision Notice and adopted Infrastructure Charges Notice relating to Development Permit for Material Change of Use – from Residential Dwelling(s) to Medical Centre over Lot 2 on RP703690, Lot 1 on RP709083 and Lot 2 on RP709083, Parish of Cordelia at 13 - 15 Allingham Street and 16 Halifax Road, Ingham. (058/0362)

Moved Councillor Lynch
Seconded Councillor Carr

That

- (i) Council issue a negotiated decision notice, with condition (e) amended to read:

Street Verges on adjacent sections of Allingham Street and the Bruce Highway must be upgraded to a fully sealed standard or other appropriate treatment as agreed by Council. Sections of the street verges proposed for parking are to be sealed and the remaining sections of verge are to receive a low maintenance treatment aimed at enhancing the visual amenity of the area.

- (ii) Council issue a negotiated adopted infrastructure charges notices, acknowledging existing infrastructure credits and recalculating infrastructure charges in accordance with s629 and s648 of the *Sustainable Planning Act 2009*. Carried - 210513-15

2.3.6 ADOPTED INFRASTRUCTURE CHARGES RESOLUTION (AICR)

Consideration of a Report to Council from Town Planning and Development Officer regarding Council's adoption of Infrastructure Charges. (056/0002)

Moved Councillor Lynch
Seconded Councillor Kaurila

That Council adopt the *Adopted Infrastructure Charges Resolution 2013* as presented.

Carried - 210513-16

2.3.7 DAVID PERKINS

Consideration of a Report to Council from Town Planning and Development Officer dated 14 May 2013 regarding request received from David Perkins dated 8 May 2013 to change or extend an existing approval, Reconfiguring a Lot - Rearrangement of Boundaries - Lots 1 to 5 and Lots 9 to 12 on RP703813. (066/0199)

Moved Councillor Lynch
 Seconded Councillor Kaurila

That Council approve the request to change an existing approval and extend the Development Approval currency period for proposed Reconfiguring a Lot - Rearrangement of Boundaries – Lots 1 to 5 and Lots 9 to 12 on RP703813 Parish of Cordelia subject to the following conditions:-

- (i) That the development approval currency period be extended for a further (6) months until 1 January 2014;
- (ii) That the Development Permit be amended to grant approval for Reconfiguring a Lot - Rearrangement of Boundaries – Nine (9) Lots into Six (6) Lots Four Mile Road and Regazzoli's Road Braemeadows Lots 1 to 5 and Lots 9 to 12 on RP703813; and
- (iii) That the conditions of approval attached to the negotiated decision notice dated 1 July 2009 be amended as per below:-

Conditions of Development as listed in Negotiated Decision Notice dated 1 July 2009:	Revision	Time at which compliance with condition is required
(a) The development being as per the revised proposal plans submitted to Council on 15 June 2009	(a) 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) Revised drawing attached to request to change and extend development approval application, prepared by <i>Spina Kyle Waldon Lawyers</i> , dated 8 May 2013.	At all times
(b) The section of Five Mile Road is to be upgraded to a sealed standard in accordance with Council Rural Road Standards;	Condition to be removed.	
(c) The applicant notes that the fronting section of Regazzoli's Road is not maintained by Council and should access be sought from this road, upgrade to a sealed standard in accordance with Council's Rural Road Standards would be required	(b) The applicant notes that the fronting section of Regazzoli's Road is not maintained by Council and should access be sought from this road, upgrade to a sealed standard in accordance with Council's Rural Road Standards would be required. <i>Please note conditions (c),(d) and (e) only apply under the circumstances that the Applicant seeks to access proposed Lot 1 from Regazzoli's Road</i> (c) Prior to commencement of civil works, submission to Council for approval of Engineering Drawings and specification setting out proposed works. Payment of Engineering Plan Scrutiny Fee based on 2% of approved cost estimate of engineering construction works: and (d) Provision of Completion Certificates for civil construction works, including "as constructed" surveyed information, to suit Council's software. [Autocad drawing files connected to two (2) Council permanent marks or similar accuracy]; and	Prior to Local Government release of survey plan

Conditions of Development as listed in Negotiated Decision Notice dated 1 July 2009:	Revision	Time at which compliance with condition is required
	(e) A twelve (12) month maintenance period to apply and commencing at practical completion of works. A security to be kept by Council for any unfinished works and expected maintenance obligations.	
(d) Provision of property accesses to each lot to Council's standard	Condition remains, relisted as condition (f).	Prior to Local Government release of survey plan
(e) The water main in Five Mile Road is to be upgraded to service the reconfigured lots fronting Five Mile Road	Condition to be removed.	
(f) Evidence from the applicant that electricity is available to each lot, or evidence of an agreement between the Applicant and the electricity authority to make electricity available to each lot within six (6) months	Condition remains, relisted as condition (g).	Prior to Local Government release of survey plan
(g) Evidence from the Applicant that septic effluent can be adequately disposed on site	Condition remains, relisted as condition (h).	Prior to Local Government release of survey plan
(h) Prior to commencement of civil works, submission to Council for approval of Engineering Drawings and specification setting out proposed works. Payment of Engineering Plan Scrutiny Fee based on 2% of approved cost estimate of engineering construction works: and	Condition to be removed (refer to amended condition (c)).	
(i) Provision of Completion Certificates for civil construction works, including "as constructed" surveyed information,	Condition to be removed (refer to amended condition (d)).	

Conditions of Development as listed in Negotiated Decision Notice dated 1 July 2009:	Revision	Time at which compliance with condition is required
to suit Council's software. [Autocad drawing files connected to two (2) Council permanent marks or similar accuracy]; and		
(j) A twelve (12) month maintenance period to apply and commencing at practical completion of works. A security to be kept by Council for any unfinished works and expected maintenance obligations	Condition to be removed (refer to amended condition (e)).	

Carried - 210513-17

2.3.8 JEFFREY PRESS

Consideration of a Report to Council from Town Planning and Development Officer dated 10 May 2013 regarding request received from Mr Jeffrey Press dated 20 March 2013 seeking consent to use Lot 148 on CWL3700 at Challands Street Ingham for cattle grazing purposes. (076/0001)

Moved Councillor Carr
Seconded Councillor Kaurila

That Council prepare a Trustee Permit providing Mr Jeffrey Press with consent to use Lot 148 on CWL3700 at Challands Street Ingham for cattle grazing purposes. Such a Permit should be limited to a defined period of twelve (12) months, subject to a condition that all stock and improvements be removed within one (1) week of notice from Council. *Carried - 210513-18*

Town Planning and Development Officer B Christie-Johnston left the meeting at 12.17 pm

2.3.9 SPONSORSHIP PRIMARY SCHOOL SOCCER CARNIVAL

Consideration of a Report to Council from Manager Corporate and Economic development dated 17 April 2013 regarding request from Bambaroo State School Parents and Citizens Association for sponsorship of the annual Bambaroo State School Soccer Carnival (Romanello Shield). (012/0002)

Moved Councillor Kaurila
Seconded Councillor Skinner

That Council provide financial assistance of \$200 (excl GST) to the Bambaroo State School Parents and Citizens Association as it qualifies under Council's Support for Events Policy. *Carried - 210513-19*

2.3.10 HALIFAX EMERGENCY LIAISON PARTNERSHIP (HELP) SPONSORSHIP

Consideration of a Report to Council from Manager Corporate and Economic development dated 30 April 2013 regarding request from Halifax Emergency Liaison Partnership (HELP) for Council to waive Halifax Hall hire fee for a fundraising function to be held on 1 June 2013. (012/0002)

Moved Councillor Lynch
Seconded Councillor Molachino

That Council provide assistance of \$187 for hire of the Halifax Hall. *Carried - 210513-20*

2.3.11 INGHAM GYMNASTICS CLUB FUNDING

Consideration of a Report to Council from Manager Corporate and Economic development dated 6 May 2013 regarding request from Ingham Gymnastics Club for Council to provide financial support of \$566 (excl GST) to the Club to cover building application costs for renovations to the shed at the Ingham Showgrounds as the shed is a community asset. (004/0019)

Moved Councillor Carr
Seconded Councillor Molachino

That Council provide financial support in the sum of \$566 (excl GST) to the Ingham Gymnastics Club to cover the building application costs for the renovations to the shed at the Ingham Showgrounds.

Carried - 210513-21

2.3.12 HERBERT RIVER NETBALL ASSOCIATION

Consideration of a Report to Council from Manager Corporate and Economic development dated 10 May 2013 regarding request from Herbert River Netball Association seeking permission to install footings for new lighting at the netball courts at Cockburn Park. (076/0006)

Moved Councillor Carr
Seconded Councillor Skinner

That Council approve the installation of a new lighting system and support the project provided all costs are met by the Herbert River Netball Association.

Carried - 210513-22

2.3.13 NAIDOC WEEK SCHOOL INITIATIVE 2013

Consideration of a Report to Council from Manager Corporate and Economic development dated 9 May 2013 regarding request for financial support towards printing and distribution of information packs for the colouring-in / short story and creative / essay writing competitions for local students for the NAIDOC Week 2013 School Initiatives Proposal. (076/0006)

Moved Councillor Lynch
Seconded Councillor Kaurila

That Council support the NAIDOC Week School Initiative proposal by donating \$200 (excl GST) towards printing and distribution of information packs for the colouring-in / short story and creative / essay writing competitions for students within our region.

Carried - 210513-23

Councillor DG Carr declared he has a perceived conflict of interest in Item 2.3.14 (as defined in section 173 of the Local Government Act 2009) due to his wife working 1 day per week at a local caravan park. The Councillor took part in discussion however excluded himself from the meeting while the vote was taken.

2.3.14 RECOGNITION AS RV FRIENDLY TOWN

Consideration of a Report to Council from Manager Corporate and Economic development dated 10 May 2013 seeking Council direction in relation to lodging an application to the Campervan and Motorhome Club of Australia (CMCA) to establish Ingham as a RV Friendly Town. (079/0197)

Manager Engineering Services B Leach left the meeting at 12.40 pm

Moved Councillor Kaurila
Seconded Councillor Tack

That Council submit an application to the Campervan and Motorhome Club of Australia (CMCA) to establish Ingham as a RV Friendly Town including cost of signage being \$260. *Carried - 210513-24*

Councillor DG Carr returned to the meeting.

2.3.15 GUGU BADHUN INDIGENOUS LAND USE AGREEMENT (ILUA)

Consideration of a Report to Council from Manager Corporate and Economic development dated 1 May 2013 providing update on the registration of the Indigenous Land Use Agreement (ILUA) between the Gugu Badhun People and Council with the National Native Title Tribunal. (007/0105)

Moved Councillor Kaurila
Seconded Councillor Lynch

That Council receive and note the Report.

Carried - 210513-25

2.3.16 NATIONAL DISABILITY INSURANCE SCHEME (NDIS)

Consideration of a Report to Council from Manager Corporate and Economic development dated 16 April 2013 providing update on the Commonwealth National Disability Insurance Scheme following Parliament passing the NDIS Bill on 21 March 2013.

Moved Councillor Lynch
Seconded Councillor Molachino

That Council receive and note the Report.

Carried - 210513-26

2.3.17 MT FOX RURAL FIRE BRIGADE

Consideration of a Report to Council from Manager Corporate and Economic development dated 4 April 2013 regarding the Department of Community Safety's request to sub lease Lot 46 on WU44 currently leased to JJ and MJ Morrissey for the purpose of establishing a new rural fire station for the Mt Fox Rural Fire Brigade.

Moved Councillor Molachino
Seconded Councillor Kaurila

That Council advise the Department of Community Safety that it has no objections regarding the issue of a sub lease being granted over Lot 46 on WU44 Parish of Barrett, subject to the Department being responsible for the preparation and registration of the sub lease and any associated costs.

The Mayor allowed an amendment to the motion as follows:-

Moved Councillor Kaurila
Seconded Councillor Molachino

That Council advise the Department of Community Safety that it has no objection to the subject area being excised from the Reserve, and the issuing of a trustee lease being granted over Lot 46 on WU44 Parish of Barrett, subject to the Department being responsible for the excision of the land area and preparation and registration of the trustee lease and any associated costs.

Carried - 210513-27

The meeting adjourned at 1.00 pm for lunch and resumed at 2.00 pm

2.3.18 LEASE OF BUILDING (FORMERLY BEE BY THE BEACH SHOP) ON LOT 510 ON CP A7749 – 6 PALM STREET ALLINGHAM TO QUEENSLAND COUNTRY WOMEN'S ASSOCIATION (QCWA) (FORREST BEACH BRANCH)

Consideration of a Report to Council from Acting Library Manager dated 6 May 2013 seeking Council's consideration of lease of building (formerly Bee by the Beach Shop) on Lot 510 on CP A7749 at 6 Palm Street Allingham to Queensland Country Women's Association (QCWA) - Forrest Beach Branch.

Moved Councillor Kaurila
Seconded Councillor Skinner

That Council approve a tenancy agreement to be drawn by between Queensland Country Women's Association (QCWA) – Forrest Beach Branch and Hinchinbrook Shire Council for Lot 510 on CP A7749 Parish of Cordelia at 6 Palm Street Allingham for a further term of three (3) years at \$1 per annum with Public Liability Insurance of \$20,000,000 and that QCWA pay all costs associated for document preparation.

Carried - 210513-28

The meeting took time to be introduced to the new TYTO Precinct Manager D Prentice and Council welcomed Ms Prentice to the district and to her new role.

2.3.19 LEASE OF PART OF RESERVE FOR RECREATION R452 OF LOT 3 ON A7748 TO FORREST BEACH SURF LIFESAVING ASSOCIATION INC

Consideration of a Report to Council from Records and Customer Service Manager dated 2 May 2013 seeking Council's consideration of lease part of Reserve for Recreation R452 of Lot 3 on A7748 to the Forrest Beach Surf Lifesaving Association Inc.

Moved Councillor Kaurila
Seconded Councillor Carr

That Council approve a lease to be drawn up for Reserve for Recreation R452, Lot 3 on A7748 to Forrest Beach Surf Lifesaving Association Inc for a further 20 year lease at \$20 per annum, Public Liability insurance of \$20,000,000 and that Forrest Beach Surf Lifesaving Association Inc to pay all costs associated with lease registration, including survey costs, drawing up a new lease and registering with the Department of Natural Resources and Mines. *Carried - 210513-29*

2.3.20 PELORUS ISLAND

Consideration of a Report to Council from Manager Corporate and Economic development dated 11 April 2013 providing update on the outstanding issues with respect to a proposed development on Pelorus Island.

Moved Councillor Tack
Seconded Councillor Kaurila

That Council formally write to the Department of Natural Resources and Mines and request confirmation that a Trustee Lease or Permit can be issued to a commercial operator for part of Pelorus Island.

Further that the Department be requested to provide examples of terms and conditions of instances where similar leases have been issued. *Carried - 210513-30*

2.3.21 WALLAMAN FALLS ECO-FRIENDLY NATURE BASED TOURISM ACCOMMODATION DEVELOPMENT

Consideration of a Report to Council from Manager Corporate and Economic development dated 10 April 2013 providing update on the outstanding issues with respect to proposed Eco-Resort at Wallaman Falls.

Moved Councillor Lynch
Seconded Councillor Kaurila

That the Mayor write to the Premier raising the matter of a proposed Eco-Resort development at Wallaman Falls detailing the history of previous engagement with the State given the focus of the Four Pillar Economy. *Carried - 210513-31*

Councillor DG Carr declared he has a real conflict of interest in Item 2.3.22 (as defined in section 173 of the Local Government Act 2009) due to his Wife being a recipient of RADF funding and excluded himself from the meeting while the matter was debated and the vote taken.

2.3.22 RADF APPLICATIONS – ROUND 2 – 2012 / 2013

Consideration of a Report to Council from RADF Liaison Officer dated 16 May April 2013 advising the Association received seven applications for Round 2 funding (April round) for 2012 / 2013 and seeking approval from Council to fund projects totalling \$16,006 which is available in RADF funds for this financial year and seeking approval from Council for these funds to be distributed.

Moved Councillor Kaurila
Seconded Councillor Lynch

That Council approve RADF Committee funding totalling \$15,506 (incl GST) for the specific projects as follows:-

- Hebert River Museum – Aluminium Figures - \$3,960
- Julia Cazita-Mazeaud – Stencils Business Project - \$1,000
- Katherine Carr – Centenary Tree of Life - \$4,600
- Halifax Progress and Tourism Association Inc. - Heritage Information Plaques - \$2,283
- Hinchinbrook Shire Council – School Holidays Programme - \$1,413
- Forrest Beach State School Parents and Citizens – Poetry Competition - \$2,250

Carried - 210513-32

Councillor DG Carr returned to the meeting

2.3.23 MONTHLY STATUS REPORT

Consideration of monthly Manager Corporate and Economic Development Status Report for May 2013.

Moved *Councillor Lynch*
Seconded *Councillor Molachino*

That the Report be received and noted.

Carried - 210513-33

2.4 ENVIRONMENTAL HEALTH SERVICES

2.4.1 MONTHLY STATUS REPORT

Consideration of monthly Manager Environmental Health Services Status Report for May 2013.

Moved *Councillor Kaurila*
Seconded *Councillor Molachino*

That the Report be received and noted.

Carried - 210513-34

2.5 GOVERNANCE

2.5.1 LGAO DISASTER MANAGEMENT SUMMIT

Consideration of Report to Council from Chief Executive Officer dated 9 May 2013 regarding Council's attendance at the LGAO Disaster Management Summit to be held at the Royal International Convention Centre (RNA Showgrounds) in Brisbane on 9 and 10 July 2013.

Moved *Councillor Lynch*
Seconded *Councillor Skinner*

That Local Disaster Management Group Chairperson and Local Disaster Coordinator attend the 2013 Disaster Management Summit.

Carried - 210513-35

2.5.2 LGAO SMART GROWTH ASSEMBLY

Consideration of Report to Council from Chief Executive Officer dated 13 May 2013 regarding Council's attendance at the LGAO Smart Growth Assembly to be held at the Pullman Hotel in Brisbane on 31 May 2013.

Moved *Councillor Skinner*
Seconded *Councillor Tack*

That Council elect not to send any representatives to the 2013 LGAO Smart Growth Assembly.

Carried - 210513-36

2.5.3 BUDGET REALLOCATION REQUEST

Consideration of Report to Council from Chief Executive Officer dated 16 May 2013 seeking Council's consideration of reallocation expenditure from the 2012 / 2013 budget from provision of Council Chamber furniture to a renovation project for the front reception area of the Hinchinbrook Shire Council Offices.

Moved *Councillor Carr*
Seconded *Councillor Kaurila*

That Council reallocate \$50,000 expenditure from the 2012 / 2013 budget from provision of Council Chamber furniture to a renovation project for the front reception area of the Hinchinbrook Council Offices in Lannercost Street Ingham.

That a provision of \$50,000 be made in the 2013 / 2014 budget allocated to Chamber furniture.

Carried - 210513-37

2.5.4 MONTHLY STATUS REPORT

Consideration of monthly Chief Executive Officer Status Report for May 2013.

Moved *Councillor Kaurila*
Seconded *Councillor Skinner*

That the Report be received and noted.

Carried - 210513-38

2.5.5 COUNCILLOR ACTIVITY REPORT

Consideration of Councillor Activity Reports as at 30 April 2013 to ensure transparency and public scrutiny of Councillor workload.

Moved *Councillor Carr*
Seconded *Councillor Kaurila*

That the Report be received and noted.

Carried - 210513-39

Manager Engineering Services entered the meeting at 2.55 pm

2.6 ENGINEERING

Moved *Councillor Carr*
Seconded *Councillor Lynch*

That pursuant to Division 3 Section 275 (1) (g) of the *Local Government Regulation 2012*, Council resolve to go into Closed Meeting to discuss Item 2.6.1 as it is a town planning matter.

Councillor LR Molachino declared he has a real conflict of interest in Item 2.6.1 (as defined in section 173 of the Local Government Act 2009) as he is the real estate agent involved in the development and excluded himself from the meeting while the matter was debated and the vote taken.

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

Moved *Councillor Tack*
Seconded *Councillor Lynch*

That Council return to Open Meeting.

2.6.1 INFRASTRUCTURE PROVISION

Consideration of Report to Council from Manager Engineering Services dated 14 May 2013 regarding request received from Hinchinbrook Habitats proponent for Council to consider financial backing with infrastructure provision towards the project. (058/0288)

Moved *Councillor Tack*
Seconded *Councillor Lynch*

That Council consider the proponent's request to be outside the scope of usual Council activities and as such decline the request to provide financial backing for the provision of infrastructure.

Carried - 210513-40

Councillor LR Molachino returned to the meeting.

2.7 GOVERNANCE

Moved *Councillor Carr*
Seconded *Councillor Skinner*

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 2.7.1 as a contract is proposed to be made by it.

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

Moved *Councillor Carr*
Seconded *Councillor Skinner*

That Council return to Open Meeting.

2.7.1 COUNCILS BANKING AND CORPORATE CARD FACILITIES

Consideration of Report to Council from Finance Officer dated 14 May 2013 seeking Council's consideration of quotes received from the four major banks for a comparison in fees, charges and interest rates to assess whether Council is receiving a fair and equitable deal with current banking facilities.

This item is to be considered in closed session under Division 3 Section 275 (1) (e) of the *Local Government Regulation 2012*, as a contract is proposed to be made by it.

Moved *Councillor Tack*
Seconded *Councillor Kaurila*

That Council resolve to renew the contract with the Commonwealth Bank of Australia for every day transactional banking facilities.

Further that Council transfer its corporate card facilities to the Commonwealth Bank of Australia.

Carried - 210513-41

3. CONCLUSION – This concluded the business of the meeting which closed at 3.06 pm

APPROVED and adopted on 18 June 2013

MAYOR