



**HINCHINBROOK
SHIRE COUNCIL**

MINUTES OF THE GENERAL MEETING
OF THE
HINCHINBROOK SHIRE COUNCIL

HELD IN THE COUNCIL CHAMBERS,
INGHAM ON
TUESDAY 6TH MARCH, 2012
AT 10.15 A.M.

ATTENDANCE

- Present were Councillors G. Giandomenico, A.J. Lancini, D.M. Bosworth, P.D. Lynch, L.R. Molachino and S.J. Kaurila.
- Also present was the Chief Executive Officer (R.W. Clark), Manager Environmental Health Services (T. Tanase), Manager Engineering Services (B.E. Leach) and Executive Secretary (B.K. Edwards).

APOLOGY

- An apology for non-attendance was received from Cr. G.P. Gianotti and it was resolved that leave of absence be granted

PRAYER

- The Mayor opened the meeting with prayer.

1. MINUTES

- Resolved that the Minutes of the General Meeting held on the 21st February, 2012 be approved as a correct record of proceedings and be signed by the Mayor.
(Crs. Lancini and Molachino – Carried)

2. BUSINESS -

1. CEO REPORT OF COUNCILLOR REQUESTS

Consideration of CEO Report of Councillor Requests for the period 16th February, 2012 to 1st March, 2012.

Resolved – That the Report be received and noted.
(Crs. Bosworth and Lynch – Carried)

2. OPERATIONAL ACTION 1.0 - COMMUNITY

1. HERBERT RIVER ORCHID AND ALLIED PLANT SOCIETY INCORPORATED, Ingham, 21st February, 2012, referring to Council's letter dated 31st January, 2012 seeking further information in relation to Council hosting and funding a Mayoral Welcome and Official Opening of the 47th Tropical Queensland Orchid Conference and Show on Friday the 8th June, 2012. Advising that the Committee has unanimously voted to request Council for the sum of \$300 to subsidise the finger food for this event. Also requesting use of the bar, kitchen, crockery, cutlery and dishwasher free of charge as inkind support. (012/0002)

Resolved – That Council provide a further donation of \$200 (excl. GST) towards the Mayoral Welcome and Official Opening of the Conference.
(Crs. Kaurila and Molachino – Carried)

2. MUNGALLA ABORIGINAL CORPORATION FOR BUSINESS, Allingham, received 27th February, 2012, requesting Council to provide financial assistance and inkind support of compost bins and recycled bins for soft drink cans for their Mungalla Kup Murri Festival on Saturday 4th August, 2012.

Resolved – That Council provide financial assistance of \$200 (excl. GST) to the Corporation as the Festival qualifies under Council's Support for Events Policy.

That Council provide refuse and recycling bins for the Festival as inkind support.
(Crs. Lancini and Kaurila – Carried)

Cr. G. Giandomenico declared a conflict of interest in Item 2.2.3. as he is a member of the Bent Rods Car Club and left the meeting and did not participate in the discussions or resolution thereon.

Cr. A.J. Lancini assumed the Chair.

3. BENT RODS CAR CLUB INC., Ingham, 27th February, 2012, requesting Council to provide inkind support to their car show event on the 26th May, 2012:-

- 300m of boundary bunting erected around playing field on 25th May, 2012 (Club members will dismantle bunting and place it with bins for collection after event);
- Quantity of wheelie bins delivered and removed;
- Hire of Showgrounds;
- Provisional use of showground complex in the event of wet weather; and
- Any kind of advertising whether it be at the Information Centre or on the internet.

Resolved – That Council provide financial assistance of \$600 (excl. GST) to the Club as the Car Show qualifies under Council's Support for Events Policy.

That Council provide inkind support to the value of \$1,000 and any costs exceeding this amount will be charged to the Club.
(Crs. Lynch and Molachino – Carried)

Cr. G. Giandomenico returned to the meeting and resumed the Chair.

4. CONDITIONS OF USE OF HALIFAX HALL.
Consideration of Report to Council from Customer & Corporate Services Officer dated 27th February, 2012 providing suggested guidelines for the hire of Halifax Hall after the current 6pm curfew for events / functions and seeking Council's consideration of delegating responsibility of approval of requests for "past curfew events / functions" to the Chief Executive Officer.

Resolved – That Council delegate the responsibility of hiring Halifax Hall requests to the Chief Executive Officer for all future events / functions and adopt the following guidelines:-

- Wedding receptions, birthday celebrations beyond 21st birthdays, reunions, and anniversary parties – 2am curfew;
- Birthday party celebrations up to and including 21st birthdays, fundraising events and public / commercial meetings – 12 midnight curfew; and
- All other events / functions outside of the abovementioned criteria may be referred to Council for consideration.

(Crs. Lancini and Kaurila – Carried)

5. USE OF TYTO MEETING / CONFERENCE ROOMS FOR "HAND UP HINCHINBROOK" TRAINING PROGRAM.

Consideration of Report to Council from Sports & Recreation Officer dated 27th February, 2012 requesting Council to consider allowing the use of the TYTO meeting room for the Hand Up Hinchinbrook Training Program instead of the Hinchinbrook Room as initially proposed.

Resolved – That Council donate the use of TYTO as a venue for Free Volunteer Training Workshops.

(Crs. Lancini and Kaurila – Carried)

6. UPDATE OF FUNDING RECEIVED / ACTIONS – SPORTS AND RECREATION OFFICER – JANUARY 2012 – FEBRUARY 2012.

Consideration of Report to Council from Sports & Recreation Officer dated 27th February, 2012 providing a summary update to Council on funding received throughout January and February, 2012 for Sports and Recreation activities.

Resolved – That the Report be received and noted.

(Crs. Kaurila and Lancini – Carried)

Cr. G. Giandomenico declared a conflict of interest in Item 2.2.7. as he is the President of the Australian Italian Festival Association and left the meeting and did not participate in the discussions or resolution thereon.

Cr. A.J. Lancini assumed the Chair.

7. AUSTRALIAN ITALIAN FESTIVAL ASSOCIATION INC., Ingham, 2nd March, 2012, advising that the hosting of the 2011 Festival at the TYTO Wetlands Precinct proved to be extremely successful and will now continue to be the permanent home of the Festival. The change of date to August was also wise to coincide with the North's tourist season and pleasant weather.

Further advising that the Festival will be held on the 28th and 29th July, 2012 and requesting Council to continue to provide financial and inkind assistance to the 2012 Festival.(079/0027)

Resolved – That the matter lay on the table.

(Crs. Molachino and Kaurila – Carried)

Cr. Lancini left the meeting to clarify the question raised in relation to the Administration Officer's Contract from the Mayor and then requested that the matter be further considered now that the question was answered.

7. AUSTRALIAN ITALIAN FESTIVAL ASSOCIATION INC., Ingham, 2nd March, 2012, advising that the hosting of the 2011 Festival at the TYTO Wetlands Precinct proved to be extremely successful and will now continue to be the permanent home of the Festival. The change of date to August was also wise to coincide with the North's tourist season and pleasant weather.

Further advising that the Festival will be held on the 28th and 29th July, 2012 and requesting Council to continue to provide financial and inkind assistance to the 2012 Festival.(079/0027)

Acting Infrastructure Engineer, C. Gray entered the meeting at 11.09 am.

Resolved – That Council provide inkind support to the value of \$8,100 and any costs in excess of this amount be recouped from the Association.

That the matter of the cash contribution be deferred to the next term Council for budget consideration.

(Crs. Molachino and Kaurila – Carried)

Cr. G. Giandomenico returned to the meeting and resumed the Chair.

3. OPERATIONAL ACTION 2.0 - ECONOMY

1. DRAFT MANAGEMENT AGREEMENT FOR PART OF SITE FORMERLY KNOWN AS THE STONE RIVER STATE SCHOOL IN LOT 13 on SP124628 BETWEEN HINCHINBROOK SHIRE COUNCIL AND THE TREBONNE ACTION GROUP.

Consideration of Report to Council from Customer & Corporate Services Officer dated 27th February, 2012 seeking Council's approval of the draft Management Agreement for the management of part of the reserve for park and recreation in Lot 13 on SP124628 (old Stone River State School) between Hinchinbrook Shire Council and the Trebonne Action Group. Also requesting Council to consider the request by the Trebonne Action Group to name the Reserve for Park and Recreation the Mountain View Upper Stone Park.

Resolved – That Council approve the final Management Agreement for the management of part of the Reserve for Park and Recreation in Lot 13 on SP124628 between Hinchinbrook Shire Council and the Trebonne Action Group.

That Council name the Reserve for Park and Recreation the Mountain View Upper Stone Park.
(Crs. Lynch and Molachino – Carried)

2. HINCHINBROOK SHIRE PLANNING SCHEME AMENDMENT: ADOPTION OF PROPOSED PLANNING SCHEME AMENDMENT – DRAFT PRIORITY INFRASTRUCTURE PLAN & CONSEQUENTIAL PLANNING SCHEME AMENDMENTS.

Consideration of correspondence received on the 23 February 2012 from the Department of Local Government & Planning (DLGP) advising that the Honourable Paul Lucas MP, Attorney General; Minister for Local Government & Special Minister of State (the Minister) had determined Council may adopt the above proposed planning scheme amendment, subject to one condition. (056/0013)

Further consideration was also given to a Report to Council from Town Planning and Development Officer dated 2nd March 2012.

Resolved – That Council adopt the Draft Priority Infrastructure Plan and consequential planning scheme amendments as an amendment to the Hinchinbrook Shire Planning Scheme 2005, subject to the condition imposed by the Minister.
(Crs. Lancini and Kaurila – Carried)

3. GIUSEPPE A AUDITORE PTY. LTD. T/A AUDITORE BUILDERS, Ingham, 22nd February, 2012, seeking approval of the proposed Material Change of Use – Code Assessment – Rural Siting Relaxation for proposed dwelling described as Lot 5 on RP717659 at Bosworth's Road, Blackrock. Land is zoned *Rural*. (058/0344)

Further consideration was given to an Engineering Planning Report from Acting Infrastructure Engineer dated 28th February, 2012 regarding the application.

Resolved – That the proposed Development Application for a Material Change of Use: Rural Siting Relaxation lodged by Giuseppe A Auditore Pty. Ltd. T/A Auditore Builders for a proposed dwelling at Bosworth's Road, Blackrock (Lot 5 on RP717659) be approved subject to the following conditions:-

- (a) The structure is to be built in accordance with the building designer's (Brett Hodgkinson Building Design) Site Plan - Project No.11-33 AUD, Sheet No: 2, Dated September, 2011] submitted with the Development Application; and
- (b) The appropriate building permits are obtained prior to construction.

(Crs. Lancini and Molachino – Carried)

4. AUSTRALIAN STEEL KITS, Garbutt, 6th February, 2012, seeking approval of the proposed Material Change of Use – Code Assessment – Rural Siting Relaxation for proposed farm shed described as Lot 1 on SP213014 at 339 Abergowrie Road, Ingham. Land is zoned *Rural*. (058/0342)

Consideration was also given to an Engineering Planning Report from Acting Infrastructure Engineer dated 28th February, 2012 regarding the proposed Material Change of Use application.

Resolved – That the proposed Development Application for a Material Change of Use: Rural Siting Relaxation lodged by Australian Steel Kits for a proposed farm shed at 339 Abergowrie Road, Ingham (Lot 1 on SP213014) be approved subject to the following conditions:-

- (a) The structure is to be built in accordance with GHD's Site and Building Plans [Drawing No: 42-16825-C001, Rev:1] submitted with the Development Application;
- (b) A buffer (approximately 3m wide) of suitable vegetation (trees and shrubs) is planted between the proposed shed and the existing residence; and
- (c) The appropriate building permits are obtained prior to construction.

(Crs. Lancini and Kaurila – Carried)

5. FORESTRY PLANTATIONS QUEENSLAND PTY. LTD., South Brisbane, 30th November, 2011, seeking approval of the proposed Material Change of Use – Code Assessment – Environmentally Relevant Activity 47(d) - Mobile wood chipping operation to salvage cyclone damaged tree in plantations - described as Lot 591 on FTY1586 and Lot 700 on FTY1907 at Broadwater Park Drive, Abergowrie State Forest and Wallaman Falls Road, Lannercost. Land is zoned *Rural*. (058/0337)

Consideration was also given to a Planning Assessment Report prepared by the Town Planning & Development Officer dated 2nd March, 2012 regarding the proposed Material Change of Use application.

Resolved – That the Application for Material Change of Use – Code Assessment – Environmentally Relevant Activity 47(d) – Mobile wood chipping operation to salvage cyclone damaged tree in plantations at Broadwater Park Drive, Abergowrie State Forest and Wallaman Falls Road, Lannercost be approved subject to the following conditions:-

- (a) That Forest Plantations Queensland Pty Limited implements the "Site Based Management Plan for Mobile Wood Chipping in FPQ plantations" prior to operations commencing.
- (b) Forest Plantations Queensland Pty Limited enter into a Road Maintenance Agreement with Queensland Parks and Wildlife Service and Mr Ramon Steven Marbelli (Boulder Hill Quarry) prior to the opening of Broadwater Park Road to public access or within three months of the Development Application being approved, whichever comes first.
- (c) That "Forest Plantations Queensland Pty Limited" prepare and publish a site specific "Road Traffic Management Plan" to provide safe public access to Broadwater Park reserve prior to the opening of Broadwater Park to public access. This plan must be endorsed by the Queensland Parks and Wildlife Service if public access is to be provided via any gazetted road within the plantation area.
- (d) That "Forest Plantations Queensland Pty Limited" will direct all road transport between plantation areas and the Port of Lucinda via the State Controlled road network wherever possible. The approved route between Ingham and Lucinda will be via the Ingham, Bemerside, Halifax Road. Connections from the plantation areas and the State Controlled network will be via Elphinstone Pocket Road (for the Abergowrie region) and the Wallaman Falls Road and Lannercost Extension Road (for the Lannercost region). Transport of equipment or wood chip via the Hawkins Creek Road is not approved within the current Material Change of Use approval.
- (e) That "Forest Plantations Queensland Pty Limited" obtain a permit for a B-Double route along Dungeness Road between Keast Street and the access to the Queensland Sugar Terminal access if B Double vehicles are intended to be used on this route.
- (f) Comply with the Conditions of DERM Permit Numbers SPCE03662811 (ERA 47 Timber Milling and Wood Chipping) and SPCL03663011 (MCU – ERA 47 Timber Milling and Wood Chipping).
- (g) Advise DERM and the Hinchinbrook Shire Council of any confirmed or potential impacts on any wetland management area as defined in under the "Cardwell-Hinchinbrook Regional Coastal Management Plan" as detailed in Permit No. SPAR03662911 (MCU – Other than for a domestic housing activity, if any part of the land is situated in a wetland management area).
- (h) Prior to the use commencing the applicant is to submit for Council's consideration and approval a revised Road Impact Assessment reflecting the proposed operation.

(Crs. Lancini and Molachino – Carried)

6. CHRIS CANTONI, Ingham, 6th May, 2011, seeking approval of the proposed Material Change of Use – Code Assessment – Vehicle Repair Station - described as Lot 171 on CWL2926 at 26 Challands Street, Ingham Industrial Estate. Land is zoned *Industrial*. (058/0327)

Consideration was also given to a Planning Assessment Report prepared by the Town Planning & Development Officer dated 2nd March, 2012 regarding the proposed Material Change of Use application.

Resolved – that the proposed Development Application for Material Change of Use – code Assessment – Vehicle Repair Station at 26 Challands Street, Ingham (Lot 171 on CWL2926) be approved subject to the following conditions:-

- (a) That the proposed development be constructed in accordance with the Development Application submitted on the 6th May 2011.
- (b) Prior to the use commencing, the Applicant is to obtain and comply with an ERA 21 Registration Certificate to ensure reasonable and practical measures to minimise releases or the likelihood of releases of contaminants to the land and the environment by avoiding, recycling, minimising, and managing, all emissions or likely emissions. The ERA 21 Registration Certificate will include conditions such as but not limited to:-
 - All fuels, oils, fluids, lubricants, solvents, batteries or other products that may cause contamination shall be stored in a bunded and covered area, on an impervious surface designed to prevent spillage from escaping into the environment;
 - Installation of a trade waste approved treatment system (usually an oil/silt interceptor trap or separator) to a standard approved by Council prior to the 1st of July 2012; and
 - Any land either directly or indirectly contaminated as a result of the activities conducted on site shall be remediated to a state resembling or improving upon the condition of the site prior to the activity commencing.
- (c) Prior to the use commencing, the Applicant is to submit a detailed scaled landscaping and lighting area plan that meets the Hinchinbrook Shire Planning Scheme's requirements for Council's consideration and approval. Such works is to be part of the approval and to be completed prior to the use commencing.
- (d) Prior to the use commencing, the applicant is to submit a detailed scaled drawing showing car parking provision and manoeuvring space utilising proven dust proof treatment and sealed turnout access from existing bitumen road to existing kerb and channel, that meets the Hinchinbrook Shire Planning Scheme's requirements for Council's consideration and approval. Such works is to be part of the approval and to be completed prior to the use commencing.
- (e) The development must be compliant with the conditions attached to the development permit and associated ERA21 prior to the 1st July 2012

(Crs. Molachino and Lancini – Carried)

Cr. L.R. Molachino declared a material personal interest in Item 2.3.7. and left the meeting and did not participate in the discussions or resolution thereon.

7. B. CUZZUOL, D.R. ADAMS & V.L. ADAMS, Ingham, 11th January, 2012, seeking approval of the proposed Reconfiguration of Land (rearrangement of boundaries & proposed easement) between Lot 3 on SP127741 and Lot 1 on CWL3650 at Masters Road, Toobanna. Land is zoned *Rural*. (065/0148)

Further consideration was given to an Engineering Planning Report from Acting Infrastructure Engineer dated 28th February, 2012 regarding the proposed Reconfiguration of Land.

Resolved - That Council approve the Development Application for Reconfiguring a Lot of B. Cuzzuol, D.R. Adams and V.L. Adams subject to the following conditions:-

- (a) That the development is completed in accordance with the submitted Indicative Plan prepared by NQ Consulting – Design No. 11484 – Sheet S1 –Revision B –“Proposed Site Plan” received by Council on 11th January, 2012; and
- (b) That the dimensions, bearings, and areas, are confirmed by Cadastral Survey prior to registration.

(Crs. Bosworth and Lancini – Carried)

Cr. L.R. Molachino returned to the meeting.

8. LESTER FRANKS, Ingham, 12th January, 2012, on behalf of *D. Larsen* seeking approval of the proposed Reconfiguration of Land (rearrangement of boundaries to include higher round of Lot 2 on RP709810 to build new dwelling) between Lot 2 on RP709810 and Lot 2 on SP211134 at 3 Tokalon Road and 19 Casanovas Road, Blackrock. Land is zoned *Rural*.
(065/0149)

Further consideration was given to an Engineering Planning Report from Infrastructure Engineer dated 28th February, 2012 regarding the proposed Reconfiguration of Land.

Resolved - That Council approve the Development Application for Reconfiguring a Lot of D. Larsen subject to the following conditions:-

- (a) The reconfiguration being in accordance with the submitted Plan prepared by Mr Lester Franks (Ref: T0046401DWG) dated 7th December, 2011; and
(b) Evidence from the Applicant that all utility services, if any, can be separated and wholly contained within the particular lot being served.
(Crs. *Lancini and Kaurila – Carried*)

9. SITING RELAXATION APPLICATION – 48 WATTLE STREET, ALLINGHAM.
Consideration of Report to Council from Acting Infrastructure Engineer dated 1st March, 2012 in relation to a Siting Relaxation Application lodged by Mr. David McConnel on behalf of Larrowood Pty. Ltd. to construct a proposed storage shed to be erected at the rear of the property at 48 Wattle Street, Allingham.

Resolved – That Council approve the Siting Relaxation Application of David McConnell for Larrowood Pty. Ltd. on the grounds that the proposed storage shed is unlikely to impact on the outlook and privacy of neighbouring residents, and that another similar sized and sited shed was recently approved at the nearby settlement of Cassady Beach.
(Crs. *Lancini and Molachino – Carried*)

10. GILKERSON LEGAL, Brisbane, 1st March, 2012, advising that the terms of the Gugu Badhun and Local Government ILUA are now settled which Council is a party to and which covers a small area within the Hinchinbrook area (84 sq. km). Forwarding report regarding ILUA together with draft ILUA for Council's consideration.

Resolved – That the matter lay on the table.
(Crs. *Lancini and Molachino – Carried*)

4. OPERATIONAL ACTION 3.0 - ENVIRONMENT

1. JK'S DELI – FOOTPATH DINING PERMIT FOR MERCER LANE.
Consideration of Report to Council from Environmental Health Officer dated 28th February, 2012 seeking Council's further direction in relation to extending JK's Deli Footpath Dining Permit for Mercer Lane.

Resolved – That Council extend JK's Deli Footpath Dining Permit for another 5 months to the 30th August, 2012 at a pro rata cost of \$80 so as to expire in line with all other Footpath Dining Permits, after which time an annual permit be granted in line with Footpath Dining Permits of other businesses.

That any future complaints be addressed in line with normal procedures and the activity be monitored on a regular basis and any issues arising that are unable to be easily resolved be referred back to Council for re-assessment.
(Crs. *Lancini and Kaurila – Carried*)

2. PLACEMENT OF PICNIC TABLES AND CHAIRS – MACROSSAN STREET, HALIFAX.
Consideration of Report to Council from Manager Technical Support dated 1st March, 2012 updating Council on the Department of Transport and Main Roads' non-approval of the Halifax Progress Association's request to place two picnic tables and chairs within the central grass medium located opposite the café on Macrossan Street, Halifax.

Resolved – That the advice be received and noted.
(Crs. *Kaurila and Molachino – Carried*)

3. HSC 12/01 – SUPPLY OF TRUCKS FOR HIRE AND CARTAGE OF ROADMAKING MATERIALS.
Consideration of Report to Council from Works Engineer dated 2nd March, 2012 regarding a review of the recent offers for Supply of Trucks for Hire and Cartage of Roadmaking Materials.

Resolved – That the following six (6) truck units be accepted and included as the Panel of Providers, and the remaining operators be advised that their offers will be accepted on a standing offer basis should Council require trucks outside its Panel of Providers:-

No.	Contractor Name	Truck Type	Truck Registration No.	Trailer Type	Trailer Registration No.
1	Quest Farming	Iveco 6500 Powerstar Tip Truck	REG 236-LPR	Trailer	REG 236-LPR
2	PJ & LG Lino	Mack CH Fleetliner	REG 327-KJT	Dog Trailer	REG 327-KJT
3	PJ & LG Lino	Mack Vision CX	REG 501-LPI	Dog Trailer	REG 501-LPI
4	WE Haul	Mack Granite Tip Truck	REG 075-RXV	Sams Superdog Triaxle Dog Trailer	REG 611-OTB
5	SNE Plant Hire	Mack Vision	REG 867-RCG	Quad Maxi	REG 867-RCG
6	SNE Plant Hire	Freightliner FL	REG 962-EYL	Dog Trailer	REG 962-EYL

(Crs. Lancini and Kaurila – Carried)

5. OPERATIONAL ACTION 4.0 - GOVERNANCE

1. STRATEGIC MANAGEMENT TEAM (SMT) MEETING MINUTES.
Consideration was given to the Minutes of the SMT Meeting held on the 28th February, 2012.

Resolved – That the Minutes be received and noted.
(Crs. Lancini and Kaurila – Carried)

2. NORTH QUEENSLAND SPORTS FOUNDATION, Townsville, 20th February, 2012, requesting Council to consider agreeing to Cr. Lawrence Molachino being retained as the Hinchinbrook Shire representative on the North Queensland Sports Foundation Board until the 2012 North Queensland Games are closed which will occur in the Mackay region from 22nd to 25th June, 2012, just 2 months after the Local Government Elections on the 28th April, 2012. This request is made out of the need for continuity of management over the period of the Games, and to recognize the contribution of current members of the Board.

Resolved – That Council endorse Cr. Molachino as its representative on the North Queensland Sports Foundation following the Election until the conclusion of the 2012 North Queensland Games.
(Crs. Lancini and Lynch – Carried)

Acting Infrastructure Engineer, C. Gray left the meeting at 11.52 a.m.

3. SES LOCAL CONTROLLER RETAINER.
Consideration of retainer to be paid to SES Local Controller Rodger Bow.

Finance Manager, C. Trost entered the meeting at 11.54 a.m.

Resolved – That Council continue to pay the SES Local Controller, Rodger Bow from his date of appointment of 19th September, 2011 at \$227.14 per fortnight for 2011 / 2012 and apply future increases in line with Council's Enterprise Bargaining Agreement increases.

That this decision is at the discretion of Council and may be ceased or altered at any time in the future and although the position is a voluntary position appointed by the State Government, Council recognises the importance of this position within our Shire and supports the officer holding this position by this fortnightly payment.

(Crs. Lynch and Lancini – Carried – Cr. Bosworth recorded her vote against the motion)

Cr. G. Giandomenico left the meeting at 11.59 a.m. Cr. A.J. Lancini assumed the Chair.

4. IBIS RATE MODELLING SOLUTION

Consideration of Report to Council from Finance Manager dated 2nd March, 2012 requesting Council to purchase and implement an IBIS Rate Modelling Solution for the purpose of verification of data due to annual valuations and rate modelling now occurring annually for use in the 2012 / 2013 budget preparations.

Resolved – That the matter lay on the table.
(Crs. Lynch and Molachino – Carried)

5. CHIEF EXECUTIVE OFFICER – LEAVE REQUEST

Consideration of a request by the Chief Executive Officer to be absent on leave for the period Monday 25th June, 2012 to Friday 29th June, 2012 inclusive and that the Manager Corporate & Economic Development be Acting Chief Executive Officer during this period.

Resolved - That the leave request be approved and the Manager Corporate & Economic Development be Acting Chief Executive Officer during this period.
(Crs. Bosworth and Kaurila – Carried)

MISCELLANEOUS CORRESPONDENCE

1. W.W. & G.D. CRISP, Mount Fox, 21st February, 2012, passing on their appreciation to Council, Council staff and contractors and all those involved in the decision making and implementation of the Oak Hill Road flood repair works within the past year. As a business they are thankful for Council's attention to their road access as Council's continued support is essential for their business future. Making particular mention to the works conducted by Colin Guy, David and Robert Hatfield and all those associated as their professionalism shows in the superior results achieved. (120/0021)
2. NORTH QUEENSLAND SPORTS FOUNDATION, Townsville, 20th February, 2012, advising that the Board Meeting on the 3rd February, 2012 officially endorsed and welcomed Rebecca Love on to the Board replacing Sam Torrisi as the Hinchinbrook Shire Council community representative. (079/0025)
3. OFFICE OF THE ATTORNEY-GENERAL, MINISTER FOR LOCAL GOVERNMENT & SPECIAL MINISTER OF STATE, Brisbane, 24th February, 2012, thanking Council for its letter of the 15th February, 2012 to the Hon. Paul Lucas MP regarding the Report on the Impacts of the Severe Weather Events on Industry Sectors and Small Business in the Hinchinbrook Shire during the period 2010/2011. Council's correspondence and attached documents have been noted and forwarded to the Department of Local Government & Planning for their information and any necessary action. (120/0022)
4. DEPARTMENT OF LOCAL GOVERNMENT AND PLANNING, Brisbane, advising that on the 25th January, 2012 the Government announced that the 2012 Local Government election would be held on the 28th April, 2012 and that the deadline for the adoption of the annual budgets would be extended by an additional 28 days from the 1st to 29th September, 2012. Further advising that the Hon. Paul Lucas MP, Attorney-General, Minister for Local Government and Special Minister of State formally approved an extension of the deadline for Council to adopt its 2012/2013 annual budget and revenue statement to the 29th September, 2012. An extension of time is not necessary in respect of the adoption of Council's corporate plan and revenue policy. (008/0001)
5. PARAPLEGIC BENEFIT FUND, Brisbane, 13th February, 2012, congratulating Council on its support of the Paraplegic Benefit through remaining a PBF Corporate Partner of over 10 years and for being their third longest continuing member. (093/0001)

Resolved – That the list of correspondence be received and noted.
(Crs. Bosworth and Lynch – Carried)

REPORT OF CLUBS / ORGANISATIONS RECEIVING SUPPORT FOR EVENTS / INDIVIDUAL ACHIEVEMENTS POLICIES - FUNDING

1. INGHAM JUNIOR GOLF CLUB

Financial assistance paid towards the Hinchinbrook Junior Triangular Golf Classic in June, 2012.

Resolved – That the list be received and noted.
(Crs. Lynch and Bosworth – Carried)

Cr. G. Giandomenico returned to the meeting at 12.11 p.m. and resumed the Chair.

6. OPERATIONAL ACTION 2.0 - ECONOMY

1. DEVELOPMENT APPLICATION FOR MATERIAL CHANGE OF USE – VACANT LAND TO STEEL & VEHICLE STORAGE DEPOT – MICHAEL PELLERI – 29 HALIFAX ROAD, INGHAM – LOT 1 on RP721508.

Consideration of Report to Council from Manager Engineering Services dated 5th March, 2012 regarding Mr. Michael Pelleri's proposal in relation to landscaping for his development at 29 Halifax Road, Ingham and a revised layout to address possible adverse flood impacts.

(058/0316)

Resolved – That Council approve the Applicant's revised and current submissions in relation to conditions (c) and (d) of the approval and indicate in-principle agreement.
(Crs. Lancini and Lynch – Carried)

7. OPERATIONAL ACTION 3.0 - ENVIRONMENT

1. TAYLORS BEACH (JOHN DORY STREET) ROCK PROTECTION PUBLIC ACCESSES.

Consideration of Report to Council from Manager Engineering Services dated 2nd March, 2012 providing an update on the Taylors Beach (John Dory Street) Rock Protection Public Accesses issue and also requesting Council to consider the Taylors Beach Stinger Net Association's request for Council to reconsider its refusal to construct a further set of steps just to the north of the enclosure for which the Association is prepared to contribute.

Resolved – That the matter lay on the table.
(Crs. Bosworth and Lynch – Carried)

2. LUCINDA SWIMMING ENCLOSURE.

Consideration of Report to Council from Manager Engineering Services dated 5th March, 2012 seeking Council's direction in relation to Lucinda Progress Association proposals to operate the Lucinda Swimming Enclosure raised at a recent meeting between Council and Association representatives.

Resolved – That Council advise it supports all of the proposals put to it in regard to the Lucinda Swimming Enclosure, however in regard to proposal 1, it is to first proceed on a twelve (12) month trial basis.
(Crs. Lynch and Lancini – Carried)

Cr. Bosworth moved and Cr. Lynch seconded that the Taylors Beach (John Dory Street Rock Protection Public Accesses Item which was laid on the table be now considered.

3. TAYLORS BEACH (JOHN DORY STREET) ROCK PROTECTION PUBLIC ACCESSES.

Consideration of Report to Council from Manager Engineering Services dated 2nd March, 2012 providing an update on the Taylors Beach (John Dory Street) Rock Protection Public Accesses issue and also requesting Council to consider the Taylors Beach Stinger Net Association's request for Council to reconsider its refusal to construct a further set of steps just to the north of the enclosure for which the Association is prepared to contribute.

Resolved – That consideration be deferred to a future General Meeting.
(Crs. Lynch and Kaurila – Carried)

4. FLOODING AT FRANCES AND CATTLE CREEKS.

Consideration of the extent and frequency of flooding at Frances and Cattle Creeks and the closure of the Highway.

Resolved – That Council and the Herbert River Improvement Trust make a collaborative approach to the Department of Environment and Resource Management with respect to both short and long term solutions to stream obstructions and waterway health in the Hinchinbrook Shire.

(Crs. Bosworth and Kaurila – Carried)

The meeting adjourned at 1.09 p.m. for lunch and resumed at 2.12 p.m.

Cr. Lynch moved and Cr Molachino seconded that the IBIS Rate modelling Solution Item which was laid on the table be now considered.

8. OPERATIONAL ACTION 4.0 - GOVERNANCE

1. IBIS RATE MODELLING SOLUTION

Consideration of Report to Council from Finance Manager dated 2nd March, 2012 requesting Council to purchase and implement an IBIS Rate Modelling Solution for the purpose of verification of data due to annual valuations and rate modelling now occurring annually for use in the 2012 / 2013 budget preparations.

Resolved – That Council purchase and implement the IBIS Rate Modelling solution ready for use in the 2012 / 2013 budget preparations.

(Crs. Kaurila and Molachino – Carried)

Finance Manager, C. Trost left the meeting at 2.21 p.m.

CLOSED MEETING – That pursuant to Chapter 5 Part 2 Division 3 Section 72 (1) (f) of the *Local Government (Operations) Regulation 2010*, Council resolve to go into Closed Meeting to discuss Item 2.9.1. as it is a legal matter.

(Crs. Kaurila and Lancini – Carried)

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

OPEN MEETING - Resolved that Council return to Open Meeting.

(Crs. Kaurila and Lancini – Carried)

9. OPERATIONAL ACTION 2.0 - ECONOMY

1. GILKERSON LEGAL, Brisbane, 1st March, 2012, advising that the terms of the Gugu Badhun and Local Government ILUA are now settled which Council is a party to and which covers a small area within the Hinchinbrook area (84 sq. km). Forwarding report regarding ILUA together with draft ILUA for Council's consideration.

Resolved – Having reviewed a draft Indigenous Land Use Agreement (ILUA) between the registered native title claimants for Native Title Determination Application QUD85/2005 (Gugu Badhun People # 2) and Hinchinbrook Shire Council, a copy of which was tabled at Council's General Meeting on the 6th March, 2012, Council authorises the Mayor and Chief Executive Officer to sign the settled ILUA on Council's behalf.

That Council authorises the Mayor to endorse on its behalf any changes made to the ILUA prior to execution on the basis that such changes do not adversely affect Council's interests.

(Crs. Kaurila and Lancini – Carried)

3. CONCLUSION – This concluded the business of the meeting which closed at 2.40 p.m.

4. APPROVED and adopted this 20th day of March, 2012.

MAYOR