



**HINCHINBROOK
SHIRE COUNCIL**

MINUTES OF THE GENERAL MEETING
OF THE
HINCHINBROOK SHIRE COUNCIL

HELD IN THE COUNCIL CHAMBERS,
INGHAM
ON THURSDAY 13TH MAY, 2010
AT 4.05 P.M.

ATTENDANCE

- Present were Councillors Cr. G. Giandomenico, A.J. Lancini, G.P. Gianotti, L.R. Molachino, P.D. Lynch and D.M. Bosworth.
- Also present was the Chief Executive Officer (R.W. Clark), Manager Engineering Services (B.E. Leach), Manager Corporate & Economic Development, (R.F. Pennisi), Acting Infrastructure Engineer (C. Gray), Asset Management Coordinator (D. Laakso) and Executive Secretary (B.K. Edwards).

APOLOGY

- An apology for non-attendance was received from Cr. S.J. Kaurila 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 22nd April, 2010 be approved as a correct record of proceedings and be signed by the Mayor
(Crs. Lancini and Molachino – Carried unanimously)

2. COMMITTEE BUSINESS REPORT -

The Joint Committee submitted a report of meeting held on 11th May, 2010.

Resolved – That the report be received for consideration.
(Crs. Molachino and Lancini – Carried unanimously)

BUSINESS -

1. CEO REPORT OF COUNCILLOR REQUESTS

Consideration of CEO Report of Councillor Requests for the period 15th April, 2010 to 6th May, 2010.

Resolved – That the advice be received and noted.

2. FINANCIALS

Consideration was given to a report of financial activities for the month of May, 2010.

Resolved - That the Report be received and noted.

*That all of the recommendations contained in CEO Report of Councillor Requests 2.1. and Financials 2.2. be adopted.
(Crs. Lancini and Bosworth – Carried unanimously)*

3. WORKS REPORT

Consideration was given to a report of civil operations for the month of April, 2010.

Resolved – That the Report be received and noted.

DRAFT 10 YEAR FORWARD WORKS PROGRAM & ANNUAL 2010 / 2011 WORKS PROGRAM.

Consideration of Report to Council from Works Engineer dated 6th May, 2010 regarding Council's input into the formulation of the Draft 10 Year Forward Works Program and Annual 2010 / 2011 Works Program.

Resolved – That the Program be distributed for Councillor information and for further consideration.

*That all of the recommendations contained in Works Report 2.3. be adopted.
(Crs. Gianotti and Lancini – Carried unanimously)*

4. INSTRUCTION SHEETS

Consideration was given to monthly Instruction Sheets during the month of April, 2010.

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

5. FUNCTION II - DEVELOPMENT AND PLANNING

A. PROGRAM A – ECONOMIC DEVELOPMENT

1. THORSBY & HOMEWOOD PTY. LTD., Ingham, 23rd April, 2010, on behalf of *A. Pugh* seeking an extension of approval for six months until 27th November, 2010 (original approval date 27th May, 2004) for completion of the proposed reconfiguration (subdivision) into four lots of Lot 49 on CWL478, Parish of Waterview at Bruce Highway, Coolbie (Studs Road, Bambaroo).
(068/0022)

Resolved – That an extension of time for six months until the 27th November, 2010 in which to complete the proposed reconfiguration be granted and the applicant be advised that no further extensions will be granted.

2. THORSBY & HOMEWOOD PTY. LTD., Ingham, 12th April, 2010, on behalf of *G.G. & M. Torrasi* seeking approval of the proposed reconfiguration of land (rearrangement of boundaries) between Lots 3 and 7 on SP165807, Parish of Trebonne at Danger Camp Road, Ingham. Land is zoned *Rural*.
(065/0135)

Resolved – That the Development Application for Reconfiguration (rearrangement of boundaries) between Lots 3 and 7 on SP165807, Parish of Trebonne be approved subject to the following conditions:-

- (a) The Applicant is to construct a property access to Lot 3 on SP165807 via Scarrone's Road inline with Council's standard (or demonstrate a suitable access exists);
- (b) Evidence from the Applicant that all utility services if any to the shed on proposed Lot 3 on SP165807 can be separated from those serving Lot 7 on SP165807 and will be wholly contained within the particular lot being served.

3. THORSBY & HOMEWOOD PTY. LTD., Ingham, 12th April, 2010, on behalf of *A. Vella* seeking approval of the proposed reconfiguration of land (rearrangement of boundaries) between Lot 70 on CWL1341 and Lot 71 on SP225351, Parish of Leach at Abergowrie Road, Abergowrie. Land is zoned *Rural*.
(073/0040)

Resolved - That the Development Application for Reconfiguration (rearrangement of boundaries) between Lot 70 on CWL1341 and Lot 71 on SP225351, Parish of Leach be approved subject to the following conditions:-

- (a) The Applicant constructing property access to Council/Department of Transport and Main Roads standards to both lots or demonstrating that such already exists;

- (b) The Applicant to demonstrate that an electricity supply is available to the proposed Lot 71 on SP225351;
 - (c) The Applicant to demonstrate that a potable water supply in accordance with the Hinchinbrook Shire Planning Scheme is available, or can be made available to the proposed Lot 71 on SP225351;
 - (d) The Applicant to demonstrate that septic effluent can be adequately disposed of on site on the proposed Lot 71 on SP225351;
 - (e) The Applicant to demonstrate that all utility services to the two (2) new lots are separate and wholly located on the particular lot being served.
4. THORSBY & HOMEWOOD PTY. LTD., Ingham, 13th April, 2010, on behalf of *J.C. & A. Vella* seeking approval of the proposed reconfiguration of land (rearrangement of boundaries) between Lots 1 and 43 on RP896727, Parish of Garrawalt at Abergowrie Road, Abergowrie. Land is zoned *Rural*. (071/0014)

Resolved - That the Development Application for Reconfiguration (rearrangement of boundaries) between Lots 1 and 43 on RP896727, Parish of Garrawalt be approved.
(Crs. – Carried unanimously)

That all of the recommendations contained in Development and Planning – Economic Development 2.5.A.1. to 2.5.A.4. be adopted.

(Crs. Bosworth and Molachino – Carried unanimously)

5. P. & M. CORRADINI INVESTMENTS PTY. LTD., Ingham, 18th April, 2010, seeking approval of the proposed reconfiguration of land (subdivision) into three lots of Lot 201 on CP841915, Parish of Trebonne at Industrial Avenue, Ingham. Land is zoned *Industrial*. (065/0133)

Resolved - That the Development Application for Reconfiguration (subdivision) into three lots of Lot 201 on CP841915, Parish of Trebonne be approved subject to the following conditions:-

- (a) The Developer will need to demonstrate that the acceptable solution S1.1 clause (ii) of the "Flooding and Inundation Code" can be achieved.
- (b) That the Developer provide kerb and channel with suitable connections to the existing stormwater infrastructure along the north side of Industrial Avenue for the length of the existing allotment (Lot 201 on CP841915) frontage. Kerb and channel must be constructed to Council's standards and be graded in accordance with Council's local practice.
- (c) The Developer to provide sewerage and water services to Council's standards to service newly created allotments in Industrial Avenue.
- (d) That the Developer provide sealed access to each of the proposed allotments with appropriate width and commercial vehicle crossings in accordance with Council's standards.
- (e) That the Developer demonstrates that suitable disposal of stormwater runoff from each of the allotments can be achieved without impacting on other allotments within the development or neighbouring properties.
- (f) Include the reminder advice in regard to Notifiable Activities as provided in the Department of Environment and Resource Management [DERM] response in the Decision Notice as a condition of approval.

(Crs. Lynch and Lancini – Carried unanimously)

6. C.J. TROSTI, Ingham, 13th April, 2010, seeking approval of the proposed reconfiguration of land (subdivision) into four lots of Lot 1 on RP840589 and Lot 26 on I22434, Parish of Trebonne at 11-15 Palm Avenue, Ingham. Land is zoned *Residential* (065/0134)

Further consideration was given to a Report to Council from Manager Engineering Services dated 13th May, 2010 providing further information regarding the notion raised at the Committee Business Meeting on Tuesday 11th May, 2010 to require a greater extent of external street work as a condition of the development approval.

Resolved – That consideration be deferred to a future series of meetings.
(Crs. Bosworth and Molachino – Carried unanimously)

7. SALE OF LAND BY AUCTION AT 1 FRASER STREET, INGHAM.
Consideration of advice from Felix Reitano Real Estate that the auction of Council freehold land at 1 Fraser Street, Ingham was sold on Friday 23rd April, 2010 for the sum of \$126,000 (incl. GST).

Resolved – That the advice be received and noted.
(Crs. Bosworth and Gianotti – Carried unanimously)

8. KAW CONSULTING PTY. LTD. PROPERTY CONSULTANT - FOR AURECON, Gold Coast, 20th April, 2010, confirming they act on behalf of Optus Mobile Pty. Ltd. who is seeking to secure a twenty (20) (2 x 10 years) lease for land within the general area of part of the Water Reservoir Compound at Dungeness Road, Lucinda described as Lot 290 on Crown Plan CWL2004 for the installation of a telecommunications base station.

Resolved – That Council agree to enter into a twenty year (2 x 10 years) lease with Optus Mobile Pty. Ltd. in accordance with the term requested, subject to Department of Environment & Resource Management approval.
(Crs. Lancini and Bosworth – Carried unanimously)

6. FUNCTION V - INFRASTRUCTURE MANAGEMENT

A. PROGRAM A – TRANSPORT

1. HALIFAX PROGRESS ASSOCIATION, Halifax, 12th April, 2010, forwarding the Association's 2010 / 2011 Wish List as follows:-

- Riverside Walking Track;
- Shade Cloth at Heard Park;
- Beautification & Upgrade of the Eastern Footpath in Macrossan Street, Halifax;
- Shelter over Halifax History Sign;
- Halifax Town Sign at the Southern & Western Entrances;
- Mona Road Boat Ramp;
- BMX Track Drinking Fountain & Shade Cloth Cover;
- Trimming of Mango Trees in Macrossan Street, Halifax;
- Grassing under the Mango Trees in Macrossan Street, Halifax. (079/0127)

Consideration of Report to Council from Manager Engineering Services dated 6th May, 2010 in relation to discussions held recently with representatives of the Halifax Progress Association regarding the 2010 / 2011 Wish List.

Resolved – That Council thank the Association for the information provided which will be duly addressed during the framing of the 2010 / 2011 budget and those that are in this financial year will be completed by the end of this financial year.
(Crs. Bosworth and Lancini – Carried unanimously)

2. REVIEW OF HINCHINBROOK SHIRE ROAD REGISTER.
Consideration of a Report to Council from Acting Infrastructure Engineer dated 5th May, 2010 in relation to a review of the Hinchinbrook Shire Road Register to establish an accurate Road and Street inventory as part of the ongoing Asset Management Program

Resolved – That Council receive and note the proposed changes to the Hinchinbrook Shire Road Register.
(Crs. Bosworth and Lynch – Carried unanimously)

Acting Infrastructure Engineer (C. Gray) and Asset Management Coordinator (D. Laakso) left the meeting at 5.04 p.m.

B. PROGRAM C – TECHNICAL SERVICES

1. SITING RELAXATION APPLICATION – 11 MACMILLAN’S ROAD, BEMERSIDE.

Consideration of a Report to Council from Acting Infrastructure Engineer dated 22nd April, 2010 in relation to a Siting Relaxation Application received for a proposed verandah to be attached to an existing residence at 11 MacMillan’s Road, Bemerside.

Resolved – That Council approve the Siting Relaxation Application of Mr. Rod Willadsen on the grounds that the proposed verandah extension is unlikely to impact on the existing outlook and views of neighbouring residents of MacMillan’s Road, and a precedent for this type of development has been set by Council with a similar proposal having been approved in the last six (6) months.

(Crs. Bosworth and Lancini – Carried unanimously)

2. HSC 10/06 – SUPPLY OF DRAINAGE PIPES & BOX CULVERTS (1ST JUNE, 2010 – 31ST MAY, 2011.

Consideration of a Report to Council from Manager Technical Services dated 5th May, 2010 in relation tenders received for the annual supply of Drainage Pipes and Box Culverts.

Resolved – That Council note the offers received and advise the Offerers that all offers submitted will be placed on Council’s list of suppliers. Individual orders will be placed according to Council’s requirements and cost effectiveness and suitability of the various offered products.

(Crs. Gianotti and Lancini – Carried unanimously)

7. FUNCTION III – COMMUNITY SERVICES

A. PROGRAM A – COMMUNITY ASSISTANCE

Cr. D.M. Bosworth declared a conflict of interest in Item 2.7.A.1. as she is a member of the Herbert River Gun Club and left the meeting and did not participate in the discussions or recommendation thereon.

1. HERBERT RIVER GUN CLUB INC., Ingham, 19th April, 2010, advising the Club will hold their two day annual Clay Target Shoot at Ingham on the 12, 13th and 14th June, 2010 which hosts shooters from Ayr, Home Hill, Bowen, Townsville, Charters Towers, Cairns, Atherton, Normanton and on occasions, visitors from elsewhere in Australia. Requesting Council to consider providing financial assistance towards the Shoot and extending an invitation to a Council representative to present trophies on Council’s behalf. Further advising that Council has also been kind enough to provide support in kind with porta loos to cope with the increased attendance. (012/0002)

Resolved – That Council provide financial assistance in the sum of \$250 (excl. GST) to the Herbert River Gun Club Inc. as the annual Clay Target Shoot qualifies under Council’s Support for Events Policy.

That Council provide as in kind support (approximate hire fees of \$320) for two (2) mobile toilets subject to the Club collecting and returning the units to the Townsville Road Depot.

(Crs. Lynch and Gianotti – Carried unanimously)

2. INGHAM SCOUT GROUP, Ingham, 10th March, 2010, advising that the Group is once again hosting their biennial event for Cub Scout and Joey Scouts (2010 Cu-Joe Games) at the Showgrounds in August, 2010. This event has in the past attracted children from both the Kennedy Region (Townsville District) and Far North Region (Cairns District) and as there is no other scouting event for these age groups held anywhere in the North, the response so far for this year’s event has been very positive. Requesting Council to consider assisting the Group with a donation toward the cost of hiring the Showgrounds for the event. (012/0002)

Resolved – That Council provide financial assistance in the sum of \$250 (excl. GST) to the Ingham Scout Group as the 2010 Cu-Joe Games qualifies under Council’s Support for Events Policy.

(Crs. Gianotti and Lancini – Carried unanimously)

Cr. D.M. Bosworth returned to the meeting.

3. SHERRY KAURILA – ON BEHALF OF PROJECT TEAM, Ingham, 4th May, 2010, seeking financial assistance in the sum of \$1,000 towards hosting a community event to inspire and re-energise people to embrace a culture of well-being, health, diversity and inclusion on the 17th and 18th September, 2010. Robyn Moore will be the Special Guest for the event who facilitated the Department of Communities *Shared Visions* Conference in Brisbane in 2009 and the team plans to have the following free community events, hosted and facilitated by Robyn Moore:-

1. Picnic in the Park – Disability Access, Seniors Families, Health and Well-being, Safety and Inclusion;
2. Youth Gathering – Inspiring, funny, and unforgettable messages plus teachers, Youth Development Worker involvement, and strong message of youth mental health awareness;
3. Rural Women's Working Lunch – Confidence + Leadership – It's All About You, and Looking after Yourself.
4. Dinner for All Ages – in the Shire Hall – hosted and promoted by Rotary Club, Ingham, including entertainment, and featuring singer and award winning writer J.C. Lesley.

A broad range of health and well-being service providers will be invited to be on site during the weekend to provide face to face links and networks for all attendees. Service providers and community groups, and government services will also be invited and strongly encouraged to advertise their services, and connect with people throughout the weekend.

The budget for this event is approximately \$20,000 with \$13,000 being Ms. Moore's quoted fee for her services, travel and accommodation. Ingham Rotary Club has offered to stage the Family Dinner and a door raffle, with an auction as well as donations at other events. The team is approaching Sucrogen, Port of Townsville, banks, as well as other smaller business and community groups for funding and inkind support.

Resolved – That Council provide a donation in the sum of \$1,000 (excl. GST) to the project *Ingham – The Little Town That Could*.
(Crs. Lancini and Molachino – Carried unanimously)

4. ITALIAN MEDIA CORPORATION, Clifton Hill - Victoria, 9th November, 2009 (received 4th May, 2010), advising that they privately fund and provide a radio transmission nationally for the Italian Community known as *Rete Italia*. They have a license for Ingham and have been broadcasting on 96.9FM since 1995 providing transmission in Italian 24 hours a day, 7 days a week of local content. The local Italian community currently provides maintenance of the service and the service does not provide the organisation with any income. The transmitter site is located on Warren's Hill with access being gained from Warren's Hill Road. Local community members whom maintain the service have advised that the first part of the road is bitumen and the remainder up to the site is a dirt track which often washes out making access to the site difficult. Requesting Council's assistance with maintaining the service by committing to maintaining good access to the site by upkeeping Warren's Hill Road, and allocating funds to the annual repair and servicing that is required. Further advising that this service is very important for the people of Ingham and in return they will allow Council to broadcast important community messages to the Italian community on this frequency from time to time.

Resolved – That Council continue to carry out minor maintenance of the track to the transmitter site as the site also services other community communications.
(Crs. Lynch and Lancini – Carried unanimously)

5. THE WIZARD OF OZ SHOW & FUNLAND, Leumeah, 28th April, 2010, requesting Council to waive the Shire Hall hire fees for *The Wizard of Oz Show* touring Queensland during the June / July school holidays from the 26th June to 10th July with the Royal Children's Hospital Toy Appeal. Advising that they will perform at the Shire Hall on Monday 28th June, 2010. This show has raised funds over two years for the Make-A-Wish Foundation, run toy campaigns for the Starship Foundation New Zealand, Northcott Society, Royal Children's and other hospitals, promoted child safety campaigns and donated generously to worthy causes. Further advising that ticket prices for the show are \$11 (adults at kids' prices). (092/0007)

Resolved – That Council not agree to the waiving of the Shire Hall hire charges as the event is a ticketed event.
(Crs. Gianotti and Molachino – Carried unanimously)

8. FUNCTION II - DEVELOPMENT AND PLANNING

A. PROGRAM A – ECONOMIC DEVELOPMENT

CLOSED MEETING – That pursuant to Chapter 6 Section 463 (1) (g) of the *Local Government Act 1993*, Council resolve to go into Closed Meeting to discuss Item 2.8.A.1. of the General Meeting Minutes.
(*Crs. Lynch and Gianotti – Carried – Cr. Bosworth recorded her vote against the motion*)

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

OPEN MEETING - Resolved that Council return to Open Meeting.
(*Crs. Lynch and Gianotti – Carried unanimously*)

1. LCJ ENGINEERS PTY. LTD., Townsville, 11th December, 2010, on behalf of *N. Fichera and J. Liddle* seeking approval of the proposed Material Change of Use - Impact Assessment – Develop Public Purpose Zoned Land for Residential Subdivision Purposes – Twelve (12) Lot Residential + Balance Lot of Lot 368 on CWL2628, Parish of Cordelia at 49 Cassidy Street, Ingham. Land is zoned *Public Purposes*. (058/0297)

Further consideration was given to a Report to Council from Manager Engineering Services dated 13th May, 2010 providing further information in relation to concerns raised at the Committee Business Meeting on Tuesday 11th May, 2010 regarding buffering between the proposed site, and adjacent industrial area, and also possible adverse flood impacts.

Resolved – That the Development Application for Material Change of Use – Impact Assessment – Develop Public Purpose Zoned Land for Residential Subdivision Purposes over Lot 368 on CWL2628, Parish of Cordelia for the following reasons:-

1. The proposed use will have minimal impact on surrounding uses; and that the development be subject to the following conditions:-
 - (a) Lot layout and general detail in the submitted Drawings SK1 and 2 is approved on an approximate basis only, and is subject to revision that may be necessary to satisfy requirements relating to mitigating adverse impacts of the proposal in flood events, to provide for stormwater drainage and to provide a noise buffer on the Harvey Street frontage;
 - (b) The fronting section of Harvey Street to be upgraded to an 8m sealed and kerbed standard and to Hinchinbrook Shire Council's standards. The proposed new cul-de-sac are to be constructed to Council's 8m sealed and kerbed standard;
 - (c) Provision of kerb and channel to Hinchinbrook Shire Council's standard profiles and including invert access crossings to each allotment;
 - (d) Provision of surface and underground stormwater drainage as necessary to adequately drain the development, and adjoining lots that currently drain into the development site;
 - (e) Filling and levelling of lots and footpaths, to ensure water drains to the front of lots and/or other legal points of discharge;
 - (f) Filling in an approved manner of at least 500 m² on each block has surface levels above the mapped 1% AEP flood level;
 - (g) The developer to demonstrate via an appropriate hydrological method, that the proposed works (including any necessary buffering) will not adversely impact on adjacent areas in times of flood both in terms of possible elevated flood levels and increased flow velocities. Additionally the developer is required to provide controls in the layout to prevent later construction of structures that may result in adverse flood impacts at a later time e.g. fencing;
 - (h) Provision of a separate water reticulation service to each lot from existing mains including enveloping pipes as necessary, and provision of works external to the development as/if necessary to ensure adequate flows and pressures are available. The developer is to demonstrate via an appropriate hydraulic study that adequate supply is available and that supply in existing areas is not compromised;
 - (i) Provision of a sewerage reticulation to each lot from existing mains, and provision of external works as necessary;
 - (j) Payment to the Council of water headworks contribution of \$18,660 (twelve (12) additional lots x \$1,555);
 - (k) Payment to the Council of sewerage headworks contribution of \$18,660 (twelve (12) additional lots x \$1,555);

- (l) Payment to the Council of Public Open Space contribution of \$18,660 (twelve (12) additional lots x \$1,555);
- (m) Provision of underground electricity reticulation to each lot, including network of street lighting for minor roads to the current Australian Standard AS/NZS 1158.3.1:1999;
- (n) Provision to Telstra's requirements, of telecommunications conduits under the road at various intervals to serve the proposed lots without requiring future excavation of the sealed road surface;
- (o) Prior to commencement of civil works, submission to Council for approval of engineering drawings and specifications setting out the proposed works. Payment of an engineering plan scrutiny fee based on 2% of approved cost estimate of engineering construction works;
- (p) 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
- (q) 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.
- (r) The developer to submit for Council approval, details of a suitable noise attenuation, headlights, and dust nuisance device/buffer strip on the Harvey Street frontage and to demonstrate that such provision will adequately suppress noise, headlight and dust arising from the existing industrial use on the western side of Harvey Street. This noise attenuation, headlights, and dust nuisance device/buffer, when approved by Council is to form part of the approved works.

(Crs. Lynch and Gianotti – Carried unanimously)

9. FUNCTION III – COMMUNITY SERVICES

A. PROGRAM C – RECREATION

1. MICHAEL PELLERI, Ingham, 27th April, 2010, advising that he would like to purchase part of Reserve R1176 described as Lot 31 on Plan CWL3558 being Mylrea Park Reserve, however the Department of Environment & Resource Management have valued the land at \$110,000 plus expenses which he believes he cannot accept.

Resolved – That the information be received and noted.

(Crs. Molachino and Lancini – Carried unanimously)

10. FUNCTION I - CORPORATE SERVICES

A. PROGRAM A – CORPORATE GOVERNANCE

1. FINANCIAL MANAGEMENT & SUSTAINABILITY WORKSHOPS PROGRAM.

Consideration of email correspondence from The Hon. Desley Boyle MP, Minister for Local Government & Aboriginal & Torres Strait Islander Partnerships inviting the Mayor, two Councillors and the Chief Executive Officer to attend the Financial Management & Sustainability Workshops 2010 – "Services, Service Levels, Costs and Risks" at Council's choice of either Cairns on the 13th May, 2010; Roma on the 3rd June, 2010; or Brisbane on the 13th October, 2010.

Resolved – That Council not attend the Financial Management & Sustainability Workshops in Cairns, Roma or Brisbane as the Mayor and Chief Executive Officer intend on attending the Workshop on Monday 30th August, 2010 prior to the LGAQ Conference in Mackay.

(Crs. Lancini and Lynch – Carried unanimously)

2. 2010 / 2011 COMMERCIAL CHARGES, REGULATORY FEES & OTHER CHARGES - TRANSPORT / TECHNICAL SERVICES / HEALTH, WASTE & ENVIRONMENT / ECONOMIC DEVELOPMENT / COMMUNITY SERVICES / INTERNAL SUPPORT SERVICES.

Consideration was given to a draft Schedule of Commercial Charges, Regulatory Fees & Other Charges - in relation to Transport / Technical Services / Health, Waste & Environment / Economic Development / Community Services / Internal Support Services for 2010 / 2011.

Further consideration was given to a Report to Council from Finance Asset Officer dated 10th May, 2010 regarding an amendment and addition to the Proposed Fees & Charges for 2010 / 2011 draft document for headworks contributions and proposed exemptions referring to the New Change of Ownership Fee.

NEW FEE – COMPLIANCE ASSESSMENT PERTAINING TO THE SUSTAINABLE PLANNING ACT 2009

Consideration of Report to Council from Manager Corporate & Economic Development dated 12th May, 2010 regarding introducing a new fee into the proposed 2010 / 2011 Schedule of Commercial Charges, Regulatory Fees & Other Charges for Compliance Assessments pertaining to the *Sustainable Planning Act 2009*.

SUSTAINABLE PLANNING ACT 2009 – INFRASTRUCTURE CHARGING.

Consideration of Report to Council from Manager Corporate & Economic Development dated 12th May, 2010 regarding introducing a new fee into the proposed 2010 / 2011 Schedule of Commercial Charges, Regulatory Fees & Other Charges for Compliance Assessments pertaining to the *Sustainable Planning Act 2009*.

Resolved – That the draft extract schedules be adopted for the 2010 / 2011 financial year.
(Crs. Lynch and Bosworth – Carried unanimously)

B. MISCELLANEOUS CORRESPONDENCE

1. CIRRUS COMMUNICATIONS PTY. LTD., Gosford, 19th April, 2010, providing feedback regarding Cirrus Communications' activities and progress on the installation of its wireless broadband network in the Ingham region in March, 2010.
2. TERRAIN NATURAL RESOURCE MANAGEMENT, Innisfail, 27th April, 2010, advising of the Annual General Meeting of Members on Friday 28th May, 2010 at 5.00 p.m. in Innisfail.
(044/0006)
3. LOCAL GOVERNMENT ASSOCIATION OF QUEENSLAND INC., Fortitude Valley, 23rd April, 2010, advising that the LGAQ has for over the last five years acted as a group representative for Queensland local government under the financial assistance scheme for respondents to native title applications, administered by the Federal Attorney-General. The LGAQ has worked closely with Councils to develop an effective native title negotiation model that has been recognised nationally. The LGAQ resigned from its role as a native title group representative on the 26th February, 2010, as over the last eighteen months in particular, the LGAQ together with the legal representatives instructed by Councils have been engaged in unrewarding discussions with the Attorney General's Department about the resource burden associated with the schemes burgeoning administration. The LGAQ will continue in its role in name only for the time being to ensure that the group representative structure is in place. The LGAQ will further advise the outcome of a meeting to discuss these arrangements tentatively scheduled with the Attorney General's Department in mid-May.
(007/0029)

Resolved – That the list of miscellaneous correspondence be received and noted.
(Crs. Molachino and Lancini – Carried unanimously)

11. COUNCILLOR ACTIVITY REPORT

Consideration of Councillor Activity Reports as at the 5th May, 2010 to ensure transparency and public scrutiny of Councillor workload.

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

12. FUNCTION I - CORPORATE SERVICES

A. PROGRAM A – CORPORATE GOVERNANCE

1. LEAVE OF ABSENCE – CR. S. KAURILA.

Consideration of request by Cr. S Kaurila for leave of absence from Council from the 4th June, 2010 to 10th August, 2010.

Resolved – That Council approve leave of absence for Cr. S. Kaurila from the 4th June, 2010 to 10th August, 2010.

(Crs. Lancini and Molachino – Carried unanimously)

2. HLMAC MEETING – TUESDAY 18TH MAY, 2010.

Consideration of waiving fee for the HLMAC Committee to hire the Tyto Conference Centre on Tuesday 18th May, 2010 for the purpose of providing a presentation for local people by Mr. Mal Turner, GBRMPA Field Operations Manager on the effects of climate change on the Great Barrier Reef islands and inshore reefs.

Resolved – That Council make a donation of \$140 (excl. GST) if required to the cost of hiring the main hall of the Tyto Conference Centre for the HLMAC presentation.

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

B. PROGRAM B – COUNCIL SUPPORT SERVICES – FINANCIAL SERVICES

1. MT. FOX RURAL FIRE SPECIAL RATE.

Consideration of Report to Council from Revenue Supervisor dated 28th April, 2010 seeking Council's direction in relation to the introduction of a special rate to assist the Mount Fox Rural Fire Brigade to run, maintain and replace its Fire Truck and enable the Brigade to be more self sufficient.

Further consideration was also given to a letter from Mrs. Marilyn Morrissey dated 30th April, 2010 on behalf of concerned ratepayers of Mt. Fox recording their objection to the proposed introduction of a Mt. Fox Rural Fire Brigade – Equipment Management Levy. Further advising that a meeting with Inspector Tony Hazell (Rural Operations Area Director) and concerned Mt. Fox ratepayers is being arranged with a date yet to be set. Also forwarding Petition signed by concerned ratepayers who are against the proposed introduction of the levy. (040/0009)

Resolved – That Council not agree to levy a special rate for the Mount Fox Rural Fire Brigade and the Rural Fire Service be advised that Council will prefer a greater majority in favour of a levy.

(Crs. Molachino and Bosworth – Carried unanimously)

3. GENERAL MEETING BUSINESS

1. FUNCTION II - DEVELOPMENT AND PLANNING

A. PROGRAM A – ECONOMIC DEVELOPMENT

1. HERBERT RIVER PONY CLUB, Ingham, 9th May, 2010, seeking Council's permission for Council to allow the Club to have caretakers (Mr. John Hasties and Ms. Monica Forde) reside on their grounds in a caravan at the back of the clubhouse to assist with the grounds etc. due to the upcoming State event to be held in Ingham commencing on the 27th June, 2010. Advising that the Club has showers, toilets and power to accommodate the caretakers. Further advising that the Club would be looking to continue this arrangement for some time following the State event if at all possible.

Resolved – That Council approve the use of the siting of the caravan for a period of six months.

(Crs. Lynch and Molachino – Carried unanimously)

2. FUNCTION V - INFRASTRUCTURE MANAGEMENT

(c) PROGRAM C – TECHNICAL SERVICES

1. UPGRADE OF SHOWGROUNDS LIGHTING PROJECT – VARIATION TO SCOPE OF WORKS.

Consideration of Report to Council from Manager Technical Support dated 12th May, 2010 regarding changing the scope of works to allow the upgrade of the access track and construction of 2 x hard standings for the newly installed and commissioned showground lights.

Resolved – That Council approve the change in the scope of works to allow the upgrade of the access track and construction of 2 x hard standings valued at approximately \$27,000.
(Crs. Molachino and Lynch – Carried unanimously)

2. HSC 10/04 THE UPGRADE OF KELLY THEATRE SEATING – FABRIC TYPE AND COLOUR.
Consideration of Report to Council from Manager Technical Support dated 12th May, 2010 regarding advice received from Macrosphere Pty. Ltd. that the fabric chosen by Council for the upgrade of the Kelly Theatre seating will be delayed by 8 to 10 weeks whilst the fabric is being manufactured.

Resolved – That Council note the delay and approve the original order to continue.
(Crs. Bosworth and Molachino – Carried unanimously)

3. FUNCTION III – CORPORATE SERVICES

A. PROGRAM A – CORPORATE GOVERNANCE

1. CHIEF EXECUTIVE OFFICER – ANNUAL LEAVE.

Consideration of a request by the Chief Executive Officer to take annual leave for the period commencing Friday 2nd July, 2010 and returning Tuesday 20th July, 2010, and the appointment of Manager Corporate & Economic Development, Ms. Rosemary Pennisi as Acting Chief Executive Officer during this period.

Resolved – That Council approve the nominated annual leave for the Chief Executive Officer and the Manager Corporate & Economic Development be appointed Acting Chief Executive Officer during this period.
(Crs. Bosworth and Molachino – Carried unanimously)

CLOSED MEETING – That pursuant to Chapter 6 Section 463 (1) (b) of the *Local Government Act 1993*, Council resolve to go into Closed Meeting to discuss Item 3.3.A.1. of the General Meeting Minutes.
(Crs. Lynch and Gianotti – Carried unanimously)

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

OPEN MEETING - Resolved that Council return to Open Meeting.
(Crs. Lynch and Gianotti – Carried unanimously)

C. PROGRAM A – CORPORATE GOVERNANCE

1. ANNUAL PERFORMANCE REVIEW OF CHIEF EXECUTIVE OFFICER.

Consideration of Report to Council from Mayor dated 6th May, 2010 reporting on annual performance review discussions held by the Mayor and the Deputy Mayor, Cr. Lancini with the CEO, Mr. Robert Clark on Tuesday 4th May, 2010 as required in accordance with the terms and conditions of his Employment Contract.

Resolved – That the performance review be received and noted and considered satisfactory, subject to various adjustments being made for the ensuing 12 months review period as required by Council and discussed with the Chief Executive Officer.

That the CEO's annual cash component of his salary be increased by 4% as from 1st July, 2010.

(Crs. Lynch and Lancini– Carried – Cr. Bosworth recorded her vote against the motion – Cr. Giandomenico was required to use his casting vote)

4. CONCLUSION – This concluded the business of the meeting which closed at 6.20 p.m.
5. APPROVED and adopted this 1st day of June, 2010.

MAYOR