



MINUTES OF THE GENERAL MEETING
OF THE
HINCHINBROOK SHIRE COUNCIL

HELD IN THE COUNCIL CHAMBERS,
INGHAM
ON WEDNESDAY 25TH AUGUST, 2010
AT 4.10 P.M.

- ATTENDANCE
- Present were Councillors G. Giandomenico, A.J. Lancini, L.R. Molachino, P.D. Lynch, and G.P. Gianotti.
 - Also present was the Chief Executive Officer (R.W. Clark), Manager Engineering Services (B.E. Leach), Finance Manager (C.J. Trost), and Executive Secretary (B.K. Edwards).

- APOLOGY
- Apologies for non-attendance were received from Cr. S.J. Kaurila and Cr. D.M. Bosworth 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 5th August, 2010 be approved as a correct record of proceedings and be signed by the Deputy Mayor.
(Crs. Lancini and Molachino - Carried unanimously)

2. BUSINESS -

1. CEO REPORT OF COUNCILLOR REQUESTS

Consideration of CEO Report of Councillor Requests for the period 29th July, 2010 to 18th August, 2010.

Resolved – That the advice be received and noted and a Nil Report be recorded.

2. INSTRUCTION SHEETS

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

Resolved – That the Report be received and noted.

3. FINANCIALS

Consideration was given to a report of financial activities as at the 24th August, 2010.

Resolved - That the Report be received and noted.

4. WORKS REPORT

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

Resolved – That the Report be received and noted.

That all of the resolutions contained in CEO Report of Councillor Requests, Instruction Sheets, Financials and Works Report 2.1. – 2.4. be adopted.

(Crs. Lancini and Gianotti – Carried unanimously)

5. OPERATIONAL ACTION 1.0 - COMMUNITY

1. AUSTRALIAN ITALIAN FESTIVAL ASSOCIATION INC., Ingham, 20th July, 2010, thanking Council for its generosity and past support of the Festival and seeking Council sponsorship towards the 17th 2011 Australian Italian Festival as with costs increasing every year, Council's sponsorship is fundamentally critical to the continuity of the festivals future. Advising that festival organisation employs a trainee to assist the Festival Director who is enrolled in a Certificate III in Administration with a 12 month contract. With the help of all the various skills the trainees have acquired, once they leave, they have been able to go to University to further their studies or acquire positions in marketing and advertising. The Association strongly believes that the festival organisation has played a very important part in training these young people from the community and given them the opportunities to succeed. Funding avenues available to the festival have become scarce, and therefore Council's continued sponsorship will play an important part in presenting the 2011 event. (012/0002)

Resolved – That consideration be deferred to the next series of meetings.
(Crs. Lynch and Molachino – Carried unanimously)

2. HERBERT RIVER AMATEUR SWIMMING CLUB INC., Ingham, 2nd August, 2010, requesting Council's continued support towards the Club's local carnival to be held on Saturday 9th October, 2010. The carnival caters for both "A" and "B" grade swimmers from the Whitsundays, Burdekin, Charters Towers, Hughenden, Richmond, Townsville, Cardwell and Tully with approximately 200 competitors, and 100 parents. (012/0002)

Resolved – That Council provide the Herbert River Amateur Swimming Club with \$250 (excl. GST) as the annual carnival fulfils Council's Support for Events Policy guidelines.

3. HERBERT RIVER PASTORAL & AGRICULTURAL ASSOCIATION INC., Ingham, 4th August, 2010, the Bull Ride Committee thanks Council for its sponsorship of the 2009 PBR Bull Ride and advising that the 2010 PBR Bull Ride will be held on Saturday 9th October, 2010. Seeking Council's continued sponsorship of the event. (012/0002)

Resolved – That Council provide the sum of \$720 (excl. GST) towards the 2010 PBR Bull Ride.

That all of the resolutions contained in 1.0 Community 2.5.2. and 2.5.3. be adopted.

(Crs. Lancini and Molachino – Carried unanimously)

6. OPERATIONAL ACTION 2.0 - ECONOMY

1. LOCAL GOVERNMENT ASSOCIATION OF QUEENSLAND (LGAO) LTD., Fortitude Valley, 9th August, 2010, advising the National Retailers Association has applied to the Queensland Industrial Relations Commission seeking the amendment of the Trading Hours Order for Non-Exempt Shops Trading by Retail to allow trading for Non-Exempt Shops on Monday 27th December, 2010 and Tuesday 28th December, 2010, and that the closure of non-exempt retailers on Saturday 1st January, 2011 is no longer appropriate.

Resolved – That Council advise the LGAO that it has no objection to small retailers opening on Monday 27th December, 2010, and Tuesday 28th December, 2010.
(Crs. Molachino and Lancini – Carried unanimously)

2. DEPARTMENT OF ENVIRONMENT & RESOURCE MANAGEMENT, Townsville, 27th July, 2010, advising that in relation to the application for Purchase / Allocation of Reservation in Title over Lot 2 on RP715816, it is the Department's understanding that Council's preference is for the reservation in title to be used for the dedication of a road through the Girgenti property on the alignment of the access easement described as Easement A on RP745442. In order for Council to use (all or part) of the reservation for road purposes, Council is required to acquire the area under the *Acquisition of Land* Act and request the Department (Acquisitions) to investigate the resumption of possession of all or part of the reservation. Providing further requirements as a pre-requisite of any investigation of this nature and requesting Council to advise if it intends to pursue the resumption process. In the event that Council does not wish to apply for resumption, the Department seeks Council's objections or requirements it may have in relation to the sale of the reservation to the applicant. (066/0204)

Resolved – That Council contact the landowners to ascertain whether they are in agreement with the proposal to dedicate a road over the existing road construction.
(*Crs. Molachino and Lancini – Carried unanimously*)

3. D. SMITH, Allingham, 10th August, 2010, seeking an extension of approval for two years until 28th August, 2012 (original approval date 28th August, 2008) for completion of the proposed reconfiguration (subdivision) into two (2) lots of Lot 1 on RP726535, Parish of Trebonne at Cooper Street, Ingham. (065/0120)

Resolved - That an extension of time for two years until the 28th August, 2012 in which to complete the proposed reconfiguration be granted and the applicant be advised that no further extensions will be granted.
(*Crs. Lancini and Gianotti - Carried unanimously*)

Cr. G. Gianotti declared a material personal interest in Item 2.6.4. as he is related to and employed by the applicant and left the meeting and took no further part in the discussions or resolution thereon.

4. D.J. GIANOTTI, Ingham, 10th August, 2010, seeking an extension of approval for four years until 17th August, 2014 (original approval date 17th August, 2006) for completion of the proposed Material Change of Use – Code Assessment – General Industry - Abrasive Blasting over Lot 174 on CWL2926, Parish of Trebonne at 32 Challands Street, Ingham. (058/0163)

Resolved - That an extension of time for two years until the 17th August, 2012 in which to complete the proposed Material Change of Use conditions be granted and the applicant be advised that no further extensions will be granted.
(*Crs. Lynch and Molachino – Carried unanimously*)

Cr. G. Gianotti returned to the meeting.

5. ELEANOR PELLERI, Toobanna, 12th August, 2010, seeking an extension of approval for six (6) months until 2nd March, 2011 (original approval date 2nd March, 2010) for completion of the Operational Works (Filling) Filling of Land at 2-4 Origlasso Street, Ingham over Lot 4 on RP730358 and Lot 47 on RP726782, Parish of Cordelia. (116/0081)

Resolved - That an extension of time for six months until the 2nd March, 2011 in which to complete the proposed Operational Works (Filling) Filling of Land be granted and the applicant be advised that no further extensions will be granted.
(*Crs. Lancini and Molachino – Carried unanimously*)

6. THORSBY & HOMEWOOD PTY. LTD., Ingham, 12th July, 2010, on behalf of S. Guazzo seeking approval of the proposed reconfiguration of land (rearrangement of boundaries) between Lots 2, 5, 6 and 7 on RP707788 to add part of unused CSR cane railway back into original Lots 2, 5, 6 and 6 and including creation of easement across Lot 7 to allow access to Lot 5, Parish of Trebonne at Trebonne Road, Ingham. Land is zoned *Rural*. (065/0139)

Consideration was also given to an Engineering Planning Report by the Manager Engineering Services dated 18th August, 2010 regarding the proposed reconfiguration.

Resolved – That the Development Application for Reconfiguration (rearrangement of boundaries) between Lots 2, 5, 6 and 7 on RP707788 to add part of unused CSR cane railway back into original Lots 2, 5, and 6 and including creation of easement across Lot 7 to allow access to Lot 5, Parish of Trebonne be approved subject to the following condition:-

- (a) The Applicant providing a property access to Hinchinbrook Shire Council / Department of Transport and Main Roads Standards off Trebonne Road, or demonstrating that such is already in existence.
(Crs. Gianotti and Lancini – Carried unanimously)

Cr. G. Giandomenico declared a material personal interest in Item 2.6.7. as he has blocks for sale in close proximity to the development and left the meeting and did not participate in the discussions or resolution thereon.

Cr. A.J. Lancini assumed the Chair.

CLOSED MEETING – That pursuant to Chapter 5 Part 2 Division 3 Section 72 (1) (g) of the *Local Government (Operations) Regulation 2010*, Council resolve to go into Closed Meeting to discuss Item 2.6.7. of the General Meeting Minutes.
(Crs. Gianotti and Lynch – 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)

7. 49 CASSADY STREET, INGHAM – FLOOD IMPACT ASSESSMENT OF PROPOSED DEVELOPMENT.

Consideration of the results of flood modelling commissioned by the proponents of the residential development at 49 Cassady Street, Ingham in response to a planning condition that the filling associated with the development has no adverse impacts on neighbouring land.

Resolved – That Council advise that the filling footprint as set out in BMT WBM's report dated 13th August, 2010 and modelled impacts are accepted. Any rearrangement of filling or any filling outside the footprint would require a new modelling run and fresh approval from Council.

(Crs. Lynch and Molachino – Carried unanimously)

The Mayor, Cr. G. Giandomenico returned to the meeting at 4.56 p.m. and resumed the Chair.

8. GENERAL MEETING – WEDNESDAY 25TH AUGUST, 2010.

Resolved – That the General Meeting be held on Wednesday 25th August, 2010 at 4.00 p.m. in lieu of being held on Thursday 26th August, 2010.

9. ECONOMIC GROWTH STRATEGY.

Consideration of draft Economic Growth Strategy.

Resolved – That the Economic Growth Strategy be adopted.

That all of the resolutions contained in 2.0 Economy – 2.6.8. and 2.6.9. be adopted.
(Crs. Lancini and Molachino – Carried unanimously)

7. OPERATIONAL ACTION 3.0 - ENVIRONMENT

1. HON. NEIL ROBERTS MP, MINISTER FOR POLICE, CORRECTIVE SERVICES AND EMERGENCY SERVICES, Brisbane, 24th May, 2010, announcing that Round 2 (2010 / 2011) of the Natural Disaster Resilience Program (NDRP) is now open and inviting Council to submit one or more proposals for NDRP funding to enhance community resilience in our region. NDRP Round 2 closes on the 31st August, 2010. (044/0022)

Further consideration was given to a Report to Council from Chief Executive Officer dated 17th August, 2010 suggesting Council consider applying for funding to carry out a feasibility study on the proposal to provide a pedestrian walkway attached to the Queensland Rail (QR) bridge over Palm Creek.

Resolved – That Council submit a Stage 1 funding application under Round 2 to carry out a preliminary study to provide a pedestrian walkway attached to the Queensland Rail bridge over Palm Creek involving a total estimated cost of \$25,000 which would require Council to fund its 1/3rd share of \$8,300.

(Crs. Lynch and Lancini – Carried unanimously)

Cr. G. Giandomenico was not present in the room for discussions on Item 2.7.2. (HSC 10/43).

Cr. A.J. Lancini assumed the Chair.

2. REVIEW OF TENDERS – HSC 10/43, HSC 10/42, HSC 10/41, and HSC 10/37.
Consideration of tenders received for HSC 10/43 – Flood Damage Pavement Repairs; HSC 10/42 – Supply Of Quarry Gravel and Rock For Road Restoration Works Under Natural Disaster Relief And Recovery Arrangements 2010; HSC 10/41 – Hire Of Plant and Equipment – Short Term Basis For Natural Disaster Relief And Recovery Arrangements; and HSC 10/37 – Denutting Of Coconut Palms.

Further consideration was given to a Report to Council from Works Engineer dated 25th August, 2010 regarding the tenders received.

Resolved – That in relation to HSC 10/43 – Flood Damage Pavement Repairs – Various Locations 2010, Council accept the offer from Cheshire Contractors Pty. Ltd. to undertake flood damage reconditioning at various locations throughout Hinchinbrook Shire's road network.

(Crs. Gianotti and Molachino – Carried unanimously)

Cr. G. Giandomenico declared a material personal interest in Item 2.7.2 (HSC 10/42) as he is a Director of IQC Quarries and left the meeting and did not participate in the discussions or resolution thereon.

Cr. A.J. Lancini assumed the Chair.

Resolved – That in relation to HSC 10/42 – Supply of Quarry Gravel and Rock for Road Restoration Works under Natural Disaster Relief and Recovery Arrangements 2010, Council reject all prices submitted by the suppliers Timrith Transport, IQC Quarries Pty. Ltd., SnE Plant Hire Pty. Ltd., Holcim (Australia) Pty. Ltd., and Morton's Earthmoving, and accept Maranco Earthmoving Pty. Ltd. submitted price for type 2.4 material subject to quality testing to confirm material quality.

(Crs. Gianotti and Molachino – Carried unanimously)

The Mayor, Cr. G. Giandomenico returned to the meeting at 5.09 p.m. and resumed the Chair.

Resolved – That in relation to HSC 10/41 – Hire of Plant & Equipment – Short Term Basis for Natural Disaster Relief and Recovery Arrangements, Council note the annual plant hire offer process and the prepared lists for offered plant.

(Crs. Gianotti and Lancini – Carried unanimously)

Resolved – That in relation to HSC 10/37 Denutting of Coconut Palms, Council accept the offer from Annika Kraaz for the Denutting of Coconut Palms in the Hinchinbrook Shire.

(Crs. Gianotti and Lancini – Carried unanimously)

3. PROPOSED LOWER HERBERT WATER MANAGEMENT AUTHORITY LIFT PUMP AT CATHERINA CREEK.

Consideration of Report to Council from Manager Engineering Services dated 18th August, 2010, in relation to a request from the Lower Herbert Water Management Authority to locate a lift pump station in Catherina Creek Road.

Resolved – That Council receive and note the decision by the Herbert River Improvement Trust and Council endorses their recommendations and convey the following information to the Lower Herbert Water Management Authority:-

1. The Alluvium report satisfactorily establishes in the Trust's mind that a proposed lift pump station pumping to a maximum level of 4.0 on AHD with a maximum capacity of 2m³/second would not cause any nuisance to downstream landowners or to the waterway itself. Although Alluvium have recommended that drawdown should be managed after period of extended high levels. The Trust has also noted that the works would require issue of the relevant permit by the Department of Environment and Resource Management [DERM].
2. The points of concern listed as 1, 3 and 4 in the Trust's correspondence of the 16th December 2010, to Council have not been addressed, although Alluvium have noted in their report that point 1 would need to be investigated. The Trust is unable to give final consideration to the proposed works until it has received responses to these points.
3. The Trust has not viewed a detailed layout of the proposed works setting out operating levels and parameters, and would need such prior to giving final consideration to the proposal.
4. The Trust has not seen a cost/benefit analysis for the proposed works and would think that such an exercise should be carried out for works of this nature involving expenditure of Public Funds"

(Crs. Lancini and Gianotti – Carried unanimously)

8. 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 25th August, 2010.

Resolved – That the Minutes be received and noted.

(Crs. Lancini and Gianotti – Carried unanimously)

- ##### 2. HON. CAMERON DICK MP, ATTORNEY-GENERAL AND MINISTER FOR INDUSTRIAL RELATIONS,
- Brisbane, 29th July, 2010, advising as Minister responsible for the administration of the *Holidays Act 1983*, he is empowered to appoint, upon request by the Chief Executive Officer of the local government for the district concerned, a special holiday within a district, and requesting Council to advise of any holidays it wishes to declare for 2011 by Friday 8th October, 2010. (079/0020)

Resolved – That Council nominate Friday 8th July, 2011 as the Ingham Public Show Holiday.

(Crs. Molachino and Lancini – Carried unanimously)

3. PARAPLEGIC BENEFIT FUND.

Consideration of advice from the Paraplegic Benefit Fund that Council's Corporate Membership renewal is due on the 30th September, 2010 and seeking Council's advice as to whether it will renew its membership for the 2010 / 2011 year.

Resolved – That Council proceed with implementation of coverage for each Councillor and employee for the 2010 / 2011 financial year at a cost of \$22 per person (approximately \$4,642 incl. GST) with the option for immediate family coverage being available at the cost of the individual.

(Crs. Molachino and Gianotti – Carried unanimously)

MISCELLANEOUS CORRESPONDENCE

1. INGHAM VETERANS GOLF, Ingham, 29th July, 2010, thanking Council for its contribution towards the 2010 Open Championships which attracted golfers of veteran age from southern Queensland and centres in New South Wales, Victoria and the Northern Territory, as well as being supported by players from throughout North Queensland and from the local area. Forwarding receipt for Council's financial assistance in the sum of \$250 (excl. GST).(012/0002)

2. ANDREW CRIPPS MP, MEMBER FOR HINCHINBROOK, Ingham received 28th July, 2010, forwarding copy of correspondence received by Mr. Cripps from The Hon. Neil Roberts MP, Minister for Police, Corrective Services and Emergency Services dated 20th July, 2010, regarding land management practices of forestry properties in North Queensland. Confirming that the timber industry within the Shire is represented by 4 companies such as Elders Forestry, Forestry Plantations Queensland Pty. Ltd., Rewards Group, and Great Southern Plantations, with responsibility for fire management on these plantations resting with the relevant companies. The Commissioner, Queensland Fire & Rescue Service has advised Rural Operations is aware there is some fuel accumulation in these plantations area, but it is currently not considered to be a high fire risk. However, Rural Operations has initiated communication with these companies to assist them with their fire management responsibilities, and meetings with local rural fire brigade First Officers and these companies are being arranged to assist in developing dialogue and to offer information and assistance, particularly with respect to hazard reduction burns and fire breaks. Further advising that as this matter falls within the portfolios of the Hon. Andrew Fraser MP, Treasurer and Minister for Employment and Economic Development and Hon. Stephen Robertson MP, Minister for Natural Resources, Mines and Energy, and Minister for Trade, a copy of Andrew Cripps' correspondence has been forwarded to these ministers for their consideration. (056/0012)
3. DEPARTMENT OF VETERANS' AFFAIRS COMMEMORATIONS, Canberra, 30th July, 2010, advising that during the Anzac Centenary, which will mark the period 2014 to 2018, Australia will commemorate 100 years since our involvement in the First World War and also a century of service in war, defence and peacekeeping. This Centenary will provide the opportunity to recognise not only the significant events of the First World War, such as the landings and battles at Gallipoli and the Western Front, but those that followed on the Kokoda Track, the plight of prisoners of war, of those who fought on the Coral Sea; in fierce air battles over Europe and in Pacific skies, battles like Kapyong and Long Tan; those who protect the innocent, making and keeping peace in places like Somalia and Timor Leste and those who fight today in the deserts of Iraq and the formidable terrain of Afghanistan.

The Australian Government has appointed a National Commission on the Commemoration of the Anzac Centenary, with its key role being to call forth ideas from all Australians about how we should commemorate this important chapter in our history in local communities and nationally. The National Commission has launched a public submission process that will be open until 17th September, 2010 and will then review the ideas put forward and make recommendations to Government on options to mark the centenary. Encouraging Council to put forward its ideas and suggestions about how the Australian community can be engaged to mark the Anzac Centenary and a sample submission form is available at www.anzaccentenary.gov.au. Forwarding a brochure with more information about the submission process. Planning for the Centenary is around six principle themes:-

- Century of service;
- Community engagement;
- Infrastructure and capital works;
- Education, public awareness and community access;
- Commemorative services;
- International relations and cooperation.

Submissions should identify the principle theme or themes that the idea addresses.(079/0017)

4. ANDREW CRIPPS MP, MEMBER FOR HINCHINBROOK, Ingham received 12th August, 2010, forwarding copy of correspondence received by Mr. Cripps from The Hon. Tim Mulherin MP, Minister for Primary Industries, Fisheries and Rural and Regional Queensland dated 3rd August, 2010, concerning the weed and feral animal infestations on the Managed Investment Scheme (MIS) properties in the Shire. (056/0012)
5. STATE EMERGENCY SERVICE – HINCHINBROOK UNIT, Ingham, 14th August, 2010, forwarding Unit quarterly report for April – June, 2010. (040/0011)

6. DEPARTMENT OF INFRASTRUCTURE & PLANNING, Brisbane, received 18th August, 2010, acknowledging Council's Annual Return on the Status of Asset Management for 2009/2010 as part of the Sustainability and Reporting process which determines the extent to which Asset Management Plans exist for each significant asset class being managed by Queensland local governments. Advising that it is evident from the return that Council has progressed its asset management planning processes during 2009/2010 and noting that Council is yet to establish Asset Management Plans for all of Council's infrastructure assets. Finalisation of these plans is a major consideration in supporting your long term sustainability strategy. Commending Council on the amount of work that has been carried out in this area and the Department looks forward to continuing to work with Council on this important area.(100/0012)
7. LOCAL GOVERNMENT REMUNERATION AND DISCIPLINE TRIBUNAL, Brisbane, 18th August, 2010, advising that the Tribunal will determine by the 1st December, 2010 the remuneration to be paid to Queensland Local Government Mayors, Deputy Mayors and Councillors. The Tribunal is providing the opportunity for Councillors, including Mayors and Deputy Mayors to raise matters with the Tribunal that they would like the Tribunal to give special consideration to when making its annual determination. Councillors are invited to attend a deputation with the Tribunal at the LGAQ Conference in Mackay on Tuesday 31st August and Wednesday 1st September, 2010. Further advising that the Tribunal is also inviting written submissions from local governments, interested parties and the public to assist in making its annual determination. Submissions can be emailed to enquiries@remunerationtribunal.qld.gov.au and more information can be found on www.dip.qld.gov.au/lgrdt. Submissions close on Wednesday 29th September, 2010. (004/0004)

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

MINUTES OF ORGANISATIONS / COMMITTEES ON WHICH COUNCIL IS REPRESENTED

1. INGHAM SHOWGROUNDS MANAGEMENT ADVISORY COMMITTEE.
Consideration of minutes of the Ingham Showgrounds Management Advisory Committee Meeting held on the 27th July, 2010.
2. HINCHINBROOK SHIRE YOUTH COUNCIL.
Consideration of minutes of the Hinchinbrook Shire Youth Council Meeting held on the 11th August, 2010.

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

9. OPERATIONAL ACTION 1.0 - COMMUNITY

1. INGHAM EARLY LEARNING CENTRE, Ingham, 26th July, 2010, advising that the Centre is a community based not-for-profit childcare centre providing affordable and high quality childcare to Shire families. Further advising that they are the only Centre to provide care for children from 0 - primary school age, together with long day care and school age care. The Centre is having great difficulty in sustaining the viability of the Centre as families are leaving the district in search of employment, and families are also simply unable to afford childcare. These issues have led the Centre to put off staff due to decreased children attending the Centre.

Requesting Council to consider reducing the Centre's annual rates or providing continuous financial support to assist with the viability of the Centre to allow them to continue to provide childcare to the district. Also advising that various fundraising events have been run and grants applied for which have been unsuccessful as community support is not provided and the Centre is not eligible for the grants due to another privately owned centre in close proximity. (013/0007)

Consideration of further letter from Ingham Early Learning Centre dated 17th August, 2010 providing evidence / information demonstrating that their land is used for education purposes and enclosing proof of *License for a Centre Based Child Care Service* from the Office for Early Childhood Education and Care and *National Childcare Accreditation Council Certificate* to prove they are a Childcare Centre that provides an educational program to young children.

Consideration was also given to a Report to Council from Revenue Supervisor dated 23rd August, 2010 regarding the Ingham Early Learning Centre's claim that they are a Centre used for educational purposes.

Resolved – That Council advise that it is prepared to consider an application of financial hardship, subject to presentation of financial statements in support of the Ingham Early Learning Centre's application.

(Crs. Lynch and Lancini – Carried unanimously)

2. BLUECARE, Ingham, 16th August, 2010, advising that in previous years Blue Care Ingham Day Respite Centre in conjunction with the Blue Care Ingham Community Care Services have organised and run the International Day of the Older Person Luncheon for the senior citizens of the Shire. In the past Bluecare have not charged the community to attend and with the rising cost of food, fuel and staff wages, Bluecare management has decided not to run the function this year.

Further advising that another contributing factor to their decision is that the Showgrounds Pavilion was trialled last year due to workplace health and safety reasons at the Shire Hall, and even though the community enjoyed the event, complaints were received that the hall was too hot and the music could not be heard at the back of the Pavilion. Also, as it takes many people to run an event like this, Bluecare is finding it more difficult to attract volunteers to assist in running the event, and therefore Community Care Service staff had to be used which added to their costs. (007/0012)

Resolved – That Council receive and note the advice with regret.

(Crs. Lancini and Gianotti – Carried unanimously)

10. OPERATIONAL ACTION 2.0 - ECONOMY

1. DEVELOPMENT APPLICATION FOR MATERIAL CHANGE OF USE – CLOSE TO RURAL BOUNDARY – SITING RELAXATION – CASSOWARY COAST HOMES FOR AND ON BEHALF OF S. & C. STEPHENSON – FOUR MILE ROAD, VIA INGHAM – LOT 8 on SP237053.

Consideration of Report to Council from Acting Infrastructure Engineer dated 17th August, 2010 regarding proposed Material Change of Use – Code Assessment – Close to Rural Boundary - Siting Relaxation over Lot 8 on SP237053, Parish of Cordelia at Four Mile Road, Via Ingham. Land is zoned *Rural*. (058/0315)

Resolved – That Council approve the Material Change of Use Application - Close to Rural Boundary, Siting Relaxation of Cassowary Coast Homes who is acting on behalf of Mr. and Mrs. Stephenson, on the grounds that the proposed residential development will be sited in a location compatible with existing land use in the area, and meets other relevant requirements of the Rural Zone Code and Flooding and Inundation Code.

(Crs. Gianotti and Lancini – Carried unanimously)

11. OPERATIONAL ACTION 3.0 - ENVIRONMENT

1. ROAD MATTER – OGG STREET, LUCINDA.

Consideration of Report to Council from Manager Engineering Services dated 19th August, 2010, regarding concerns raised in relation to the unauthorised use of the Town Reserve between Ogg Street and Carr Street.

Resolved – That Council advise that it has no concern with the current use of the Town Reserve and road on the basis that Council's intent in the future is for this area to be used for residential development purposes and Council reiterate its non-objection for a temporary road closure over this area.

(Crs. Lancini and Molachino – Carried unanimously)

2. TERRAIN NATURAL RESOURCE MANAGEMENT, Innisfail, 16th August, 2010, advising that Terrain is currently seeking applications for two vacancies on its Board – Director Local Government and Director Conservation. Of particular interest to Council is the Director Local Government. Applications are sought from current or past Councillors or senior executives from a Wet Tropics Local Government Authority. This Director will bring a comprehensive understanding of NRM issues in the wet tropics and a thorough understanding of the role of local government in addressing such issues. The individual should also be well known and regarded within government and business circles. Directorships are non-salaried positions, however meeting fees and travel expenses are paid. Applications close COB 17th September, 2010. (046/0013)

Resolved –That Council support Cr. Patrick Lynch’s nomination as a Director Local Government on the Terrain Board.
(Crs. Lancini and Molachino – Carried unanimously)

12. OPERATIONAL ACTION 4.0 - GOVERNANCE

1. BURDEKIN CRIME PREVENTION & COMMUNITY SAFETY CONFERENCE.
Consideration of Cr. Maria Bosworth’s attendance at the Crime Prevention & Community Safety Conference in Ayr on Thursday 26th and Friday 27th August, 2010.

Resolved – That Cr. Maria Bosworth register her attendance at the Crime Prevention & Community Safety Conference in Ayr on Thursday 26th and Friday 27th August, 2010.
(Crs. Molachino and Lancini – Carried unanimously)

3. GENERAL MEETING BUSINESS

1. OPERATIONAL ACTION 4.0 - GOVERNANCE

CLOSED MEETING – That pursuant to Chapter 5 Part 2 Division 3 Section 72 (1) (e) of the *Local Government (Operations) Regulation 2010*, Council resolve to go into Closed Meeting to discuss Item 3.1.1. of the General Meeting Business.

(Crs. Lynch and Molachino– 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 Molachino – Carried unanimously)

1. CHIEF EXECUTIVE OFFICER PERFORMANCE REVIEW FACILITATION.
Consideration of Project Proposal from Mead Consulting Services Pty. Ltd. to facilitate a professional performance review of the Chief Executive Officer in the sum of \$3,400 (incl. GST) plus accommodation and travel.

Consideration of Project Proposal from Vision Management (Qld) Pty. Ltd. to facilitate a professional performance review of the Chief Executive Officer in the sum of \$2,680 (incl. GST) plus travel.

Resolved – That Council approve the proposal from Mead Consulting Services Pty. Ltd. to facilitate a professional performance review of the Chief Executive Officer in the sum of \$3,400 (incl. GST) plus accommodation and travel.

(Crs. Molachino and Lancini – Carried unanimously)

4. CONCLUSION – This concluded the business of the meeting which closed at 5.30 p.m.

5. APPROVED and adopted this 16th day of September, 2010.

MAYOR