



**HINCHINBROOK
SHIRE COUNCIL**

MINUTES OF THE GENERAL MEETING
OF THE
HINCHINBROOK SHIRE COUNCIL

HELD IN THE COUNCIL CHAMBERS,
INGHAM ON
THURSDAY 9TH DECEMBER, 2010
AT 4.10 P.M.

ATTENDANCE - Present were Councillors G. Giandomenico, G.P. Gianotti, L.R. Molachino, S.J. Kaurila, P.D. Lynch and D.M. Bosworth.

- Also present was the Chief Executive Officer (R.W. Clark), Manager Corporate & Economic Development (R.F. Pennisi), Manager Engineering Services (B.E. Leach) and Executive Secretary (B.K. Edwards).

APOLOGY - An apology for non-attendance was received from Cr. A.J. Lancini 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 18th November, 2010 be approved as a correct record of proceedings and be signed by the Mayor.
(Crs. Kaurila and Molachino – Carried unanimously)

2. COMMITTEE BUSINESS REPORT -
The Joint Committee submitted a report of meeting held on 8th December, 2010.

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

BUSINESS -

1. CEO REPORT OF COUNCILLOR REQUESTS

Consideration of CEO Report of Councillor Requests for the period 11th November, 2010 to 1st December, 2010.

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

2. FINANCIALS

Consideration was given to a report of financial activities as at the 2nd December, 2010.

Resolved - That the Report be received and noted.

3. WORKS REPORT

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

Resolved – That the Report be received and noted.

4. INSTRUCTION SHEETS

Consideration was given to the monthly Instruction Sheets during the months of October / November, 2010.

Resolved – That the Report be received and noted.

*That all of the resolutions contained in CEO Report of Councillor Requests 2.1., Financials 2.2., Works Report 2.3., and Instruction Sheets 2.4. be adopted.
(Crs. Bosworth and Kaurila – Carried unanimously)*

5. OPERATIONAL ACTION 2.0 - ECONOMY

1. DEPARTMENT OF ENVIRONMENT & RESOURCE MANAGEMENT, Townsville, 5th November, 2010, seeking Council's views and / or requirements in relation to an application received for the temporary road closure of Long Pocket Lane, separating Lot 20 on CWL2103 from Lot 2 on RP712596. Should the temporary road closure be approved, it would be used for sugar cane purposes. (017/0002)

Resolved – That Council advise the Department that it objects to the temporary road closure of Long Pocket Lane, separating Lot 20 on CWL2103 from Lot 2 on RP712596 on the grounds that it is required for access to Lot 1 on CWL2103.

2. DEPARTMENT OF ENVIRONMENT & RESOURCE MANAGEMENT, Townsville, 5th November, 2010, seeking Council's views and / or requirements in relation to an application received for the permanent road closure of part of Morley's Road abutting Lot 13 on RP705307. Should the permanent road closure be approved, it would be used for sugar cane farming purposes. (019/0005)

Resolved – That Council advise the Department that it objects to the permanent road closure of part of Morley's Road abutting Lot 13 on RP705307 on the basis that the section of road is required for road purposes and to ensure adequate level of visibility to road users about the adjacent rail crossing.

3. DEPARTMENT OF ENVIRONMENT & RESOURCE MANAGEMENT, Townsville, 12th November, 2010, seeking Council's views and / or requirements in relation to an application received for the permanent road closure of road separating Lot 11 on RP705195 from Lot 1 on CWL1337 (off Long Pocket Road). Should the permanent road closure be approved, it would be used for sugar cane farming purposes. (023/0003)

Resolved – That Council advise the Department that it is opposed to the proposed closure of road separating Lot 11 on RP705195 from Lot 1 on CWL1337 (off Long Pocket Road) on the basis that the road is currently used by a number of individuals

4. DEPARTMENT OF ENVIRONMENT & RESOURCE MANAGEMENT, Townsville, 12th November, 2010, seeking Council's views and / or requirements in relation to an application received for the permanent road closure of part of Romano's Road separating Lot 3 on RP705230 from Lot 147 on CWL3173. Should the permanent road closure be approved, it would be used for sugar cane purposes. (023/0004)

Resolved – That Council advise the Department that it is objects to the proposed permanent road closure of part of Romano's Road separating Lot 3 on RP705230 from Lot 147 on CWL3173 on the basis that the road serves as a legal access point to Tinkle Creek and the road may at some stage have significance as an access to Tinkle Creek for Natural Resource Management.

5. DEPARTMENT OF ENVIRONMENT & RESOURCE MANAGEMENT, Townsville, 12th November, 2010, seeking Council's views and / or requirements in relation to an application received for the permanent road closure of road separating Lot 7 from Lot 10 on SP133148. Should the permanent road closure be approved, it would be used for production of sugar cane.(018/0001)

Resolved – That Council advise the Department that it is objects to the proposed permanent road closure of road separating Lot 7 from Lot 10 on SP133148 on the basis that the road serves as a legal access point to the applicant's property and is a legal means of accessing the Unallocated State Land to the east and south of the property.

*That all of the resolutions contained in 2.0 Economy – 2.5.1 to 2.5.5. be adopted.
(Crs. Kaurila and Gianotti – Carried unanimously)*

6. R.S. & K.M. Mazlin, Mt. Fox, 22nd November, 2010, providing a statement undertaking that in relation to the release of Survey Plan 226373 to them they will provide solar power at their expense to that parcel of land described as Lot 12 on SP226373 within a reasonable period of time being 12 months as from the date of the letter (22nd November, 2010). (074/0015)

Further consideration was given to correspondence from Hill Building Services dated 6th December, 2010 forwarding **Covenant from Barrister, Mr. Kempthorne regarding solar power for the block to be subdivided.**

Resolved – That Council advise the applicant that it will accept a Bank Guarantee in the amount of \$57,111, being the cost estimate by Ergon to extend the reticulated power to the property boundary of the proposed new lot off Lot 14 on SP221829, and that the applicant be given a period of twelve (12) months in which to either provide reticulated power or install solar power in satisfaction of condition c) of the reconfiguration approval as set out in the Decision Notice dated 9th April, 2009.

(Crs. Kaurila and Molachino – Carried unanimously)

7. J. BOOY, CADASTRAL & ENGINEERING SERVICES, Townsville, 4th November, 2010 on behalf of *Lester O'Brien* seeking approval of the proposed reconfiguration of land (subdivision) of Lots 5 and 6 on SP179181 into 4 lots at Corner Beatts Road and Poppi's Road, Allingham. Land is zoned *Village*. (066/0222)

Consideration was also given to an Engineering Planning Report by the Manager Engineering Services dated 1st December, 2010 regarding the proposed reconfiguration.

Resolved – That the Development Application for Reconfiguration (subdivision) of Lots 5 and 6 on SP179181 into 4 Lots, be approved subject to the following conditions:-

- (a) The fronting sections of Beatts Road and Poppi's Road to be upgraded to Hinchinbrook Shire's urban standards (8m seal and pavement);
- (b) Provision of kerb and channel to Hinchinbrook Shire's standard profiles and including invert access crossings to each allotment to the fronting sections of Beatts Road and Poppi's Road;
- (c) Filling and levelling of lots and footpaths, to ensure water drains to the front of lots and/or other legal points of discharge, and filling/profiling as necessary to comply with the Hinchinbrook Shire Planning Scheme requirements regarding flood and storm tide levels;
- (d) Surface drainage to be catered for in a manner that lessens possible impacts in receiving areas;
- (e) Upgrading of the water main from Beatts Road as necessary, to serve the development and provision of a separate water reticulation service to each lot including enveloping pipes as necessary;
- (f) Payment to the Council of water headworks contribution of \$4,665 (Three (3) additional lots x \$1,555);
- (g) Payment to the Council of public open space contribution of \$4,665 (Three (3) additional lots x \$1,555);
- (h) 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;
- (i) 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;

- (j) Prior to commencement of civil works, submission to Council for approval of engineering drawings and specifications setting out proposed works;
- (k) Payment of an engineering plan scrutiny fee based on 2% of the approved cost estimate of engineering construction works;
- (l) 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
- (m) 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.

(Crs. Gianotti and Kaurila – Carried unanimously)

8. P. & M. CORRADINI INVESTMENTS PTY. LTD., Ingham, 18th February, 2010 seeking approval of the proposed reconfiguration of land (subdivision) of Lot 201 on CP841915 into 3 lots at Challands Street and Industrial Avenue, Ingham. Land is zoned *Industrial*. (065/0133)

Consideration was also given to an Engineering Planning Report by the Manager Engineering Services dated 6th December, 2010 regarding the proposed reconfiguration.

Resolved – That Council approve the request from P. & M. Corradini Investments Pty. Ltd. to change the existing approval from 3 lots to 5 lots.

(Crs. Kaurila and Molachino – Carried unanimously)

Cr. L.R. Molachino declared a material personal interest in Item 2.5.9. and left the meeting and did not participate in the discussions or recommendation thereon.

9. M. PELLERI, Ingham, 13th August, 2010, seeking approval of the proposed Material Change of Use – Impact Assessment – Vacant Land to Steel and Vehicle Storage Depot of Lot 1 on RP721508, Parish of Cordelia at 29 Halifax Road, Ingham. Land is zoned *Residential*. (058/0316)

Consideration was also given to a Planning Assessment Report by the Manager Corporate & Economic Development dated 30th November, 2010, and Engineering Planning Report from Manager Engineering Services dated 1st December, 2010, regarding the proposed Material Change of Use.

Resolved – That conditional approval be granted for the proposed Material Change of Use – Impact Assessment – Steel and Vehicle Storage Depot over Lot 1 on RP721508, Parish of Cordelia, for the following reasons:-

- (a) The proposed development is consistent with the Hinchinbrook Shire Planning Scheme.

The following conditions should be attached to an approval, if issued by Council:-

- (a) Development is to be carried out generally in accordance with the proposal plan submitted with the Development Application;
- (b) All access parking and manoeuvring areas are to be appropriately treated so as to produce a dust free surface. Prior to commencing any building works the Applicant is to submit a layout plan of treated access, parking and manoeuvring provision on site for Council's approval;
- (c) Prior to commencing any works on site the, the developer is to demonstrate via an appropriate hydrological method, that the proposed works (including perimeter fencing) will not adversely impact on adjacent areas in times of flood, both in terms of possible elevated flood levels and increased flow velocities;
- (d) Prior to building works commencing, the Applicant is to submit a landscaping plan that meets the Hinchinbrook Shire Planning Scheme requirements for Council's consideration and approval. Landscaping is to include an 8m vegetative buffer along the northern boundary of the allotment. Such works to be part of the approval:-
- (e) Payment to Hinchinbrook Shire Council of sewerage headworks contribution of \$1,500;
- (f) Payment to Hinchinbrook Shire Council of water headworks contribution of \$1,500; and

(g) Department of Transport and Main Roads requirements as set out in Referral Agency response of 12th October 2010 are to be met.

(Crs. Lynch and Gianotti – Cr. Kaurila recorded her vote against the motion)

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

10. INGHAM AIRPORT – REQUEST FOR LEASE TO D. & B. BLANCH OF BLANCH AIR PTY. LTD. - PART OF RESERVE FOR LANDING GROUND R411.

Consideration of Report to Council from Customer and Corporate Services Officer dated 1st December, 2010, seeking Council's direction in relation to a request received from Don and Bobbie Blanch of Blanch Air Pty. Ltd. for an area to lease of part of Reserve for Landing Ground R411 in Lot 118 on Plan CWL3455 which is an approximate area of 2,000m² adjoining Lease C currently tenured to E.G. & M. Blanch.

Further consideration was given to a Report to Council from Customer and Corporate Services Officer dated 9th December, 2010 providing further information in relation to the lessee's request for an additional area to lease.

Resolved – That consideration be deferred to the January, 2011 series of meetings pending receipt of further information.

11. INGHAM AIRPORT – RENEWAL OF LEASE TO E.G. & M. BLANCH OF BLANCH AIR PTY. LTD. – PART OF RESERVE FOR LANDING GROUND R411.

Consideration of Report to Council from Customer and Corporate Services Officer dated 1st December, 2010, seeking Council's direction in relation to renewing the lease to Edgar George and Mary Blanch of Blanch Air Pty. Ltd. over part of Reserve for Landing Ground R411 in Lot 118 on Plan CWL3455 (Lease C).

Further consideration was given to a Report to Council from Customer and Corporate Services Officer dated 9th December, 2010 providing further information in relation to the lease.

Resolved – That consideration be deferred to the January, 2011 series of meetings pending receipt of further information.

12. INGHAM AIRPORT – RENEWAL OF LEASE TO R.N. & H.A. LIDDLE OF LIDDLES AIR SERVICES – PART OF RESERVE FOR LANDING GROUND R411.

Consideration of Report to Council from Customer and Corporate Services Officer dated 1st December, 2010, seeking Council's direction in relation to renewing the lease to Rodger Norman and Heather Ann Liddle of Liddles Air Services over part of Reserve for Landing Ground R411 in Lot 118 on Plan CWL3455 (Lease B).

Further consideration was given to a Report to Council from Customer and Corporate Services Officer dated 9th December, 2010 providing further information in relation to the lease.

Resolved – That consideration be deferred to the January, 2011 series of meetings pending receipt of further information.

That all of the resolutions contained in 2.0 Economy – 2.5.10. to 2.5.12. be adopted.

(Crs. Lynch and Bosworth – Carried unanimously)

6. OPERATIONAL ACTION 3.0 - ENVIRONMENT

1. PRIVATE ROAD NAMING – HINCHINBROOK SHIRE – REQUEST TO ERECT COUNCIL STREET SIGN FOR PRIVATE ROAD – LOCALITY OF ABERGOWRIE.

Consideration of Report to Council from Acting Infrastructure Engineer dated 17th November, 2010 seeking Council's direction in relation to a request received from Mr. Ed Cattoni to erect a Council Compliant Street Sign on El Alamein Road adjacent to Lee Creek. The sign is proposed to be directed down a private road on Mr. Cattoni's property which is adjacent to the riparian vegetation along Lee Creek. Mr. Cattoni proposes to name the private road "Victor Cattoni Avenue" in honour of his late father.

Resolved – That Council receive and note the Report and respond outlining Council's reasons for refusing the written request to erect a sign on a Council maintained road.

(Crs. Lynch and Kaurila – Carried unanimously)

2. QUEENSLAND TRANSPORT, Garbutt, 18th November, 2010, advising of a number of safety concerns for the School Crossing Supervisor and pedestrians surrounding the pedestrian crossing on Eleanor Street, at the Ingham State School as follows:-

- School side of Eleanor Street there is no path leading from the kerb to the crossing. This area is steep and becomes slippery when wet; and
- At the other side of the crossing there is no flat standing area for the School Crossing Supervisor. This area is quite steep and becomes slippery when wet.

Resolved – That Council carry out maintenance work to the two ramp accesses to a maximum of \$5,000 and pedestrian walkways be submitted as a future TIDS projects.
(Crs. Bosworth and Kaurila – Carried unanimously)

3. ANDREW CRIPPS MP, Ingham, 1st November, 2010, on behalf of Mr. Cazzulino regarding concerns about the intersection of Marini's Road and Gentle Annie Creek Road, Halifax and required upgrades to this intersection. (032/0006)

Resolved – That priority be given to undertaking the necessary identification survey so that encroaching cane interfering with road visibility can be removed on Mona Road and Marini's Road.

That the applicant be advised that Gentle Annie Creek Road is to be removed from Council's Maintenance Register on the grounds that maintenance of that road does not provide a general public benefit, however a once off maintenance grade will be conducted prior to the removal of the road from the Register.

(Crs. Gianotti and Kaurila – Carried unanimously)

4. PEST SURVEY PLAN.
Consideration of a Pest Survey Program to be conducted for the whole of the Hinchinbrook Local Government area to survey and map areas for the control of Pond Apple, Hymenachne, Giant Sensitive Plant, Mikania Vine, Siam Weed and Acacia curassavica to comply with the *Land Protection (Pest and Stock Route Management) Act 2002*.

Resolved – In accordance with the *Land Protection (Pest and Stock Route Management) Act 2002*, Council authorises a Pest Survey Program to be conducted for the whole of the Hinchinbrook Local Government area, valid for a period of three months starting on the 29th December, 2010. The purpose of the program is to survey and map areas for the control of Pond Apple, Hymenachne, Giant Sensitive Plant, Mikania Vine, Siam Weed and Acacia curassavica.

(Crs. Lynch and Kaurila – Carried unanimously)

5. BEACH COMMUNITIES SEWERAGE SCHEME.
Consideration of Report to Council from Acting Infrastructure Engineer dated 30th November, 2010 in relation to the AECOM Planning Report November, 2010 for the Beach Communities Sewerage Scheme and response to the Minister for Local Government in regard to subsidy offer.

Resolved – That Council endorse the actions of Council officers in seeking application of part of the offered State funding to carry out a detailed design including the investigation of background water quality parameters in the Lower Herbert River. That Council investigate additional or alternative funding sources to provide a minimum of 80 % subsidy for a future Coastal Communities Sewerage Scheme.

In the event that the Department of Infrastructure & Planning do not accept Council's counter-offer, that Council decline the offer of subsidy funding on the grounds that the limited funding offered will not be able to adequately address the broad issue of effluent pollution into the Great Barrier Reef marine environment and will impose unsustainable financial burdens onto the Hinchinbrook Shire community.

(Crs. Kaurila and Molachino – Carried unanimously)

6. STATE EMERGENCY SERVICES SUBSIDY PROGRAM 2011 / 2012
Consideration of submitting an application for subsidy to replace the current SES Toyota Landcruiser with a Toyota Landcruiser Troop Carrier.

Resolved – That Council submit an application for State Emergency Services subsidy of \$18,800 towards the cost of replacing the current SES Toyota Landcruiser Station Wagon with a Toyota Landcruiser Troop Carrier.
(Crs. Gianotti and Lynch – Carried unanimously)

Cr. G. Giandomenico and Cr. D.M. Bosworth declared a Material Personal Interest in Item 2.6.7 and left the meeting and did not participate in discussions or the recommendation thereon.

Cr. G. Gianotti was appointed to the Chair by the Councillors present.
(Crs. Lynch and Kaurila – Carried unanimously)

7. HSC 10 / 55 ANNUAL SUPPLY OF QUARRY PRODUCTS & NATURALLY OCCURRING BASE GRAVELS.

Consideration of Report to Council from Works Engineer regarding tenders received for the annual supply of quarry products.

Resolved – That Council note the conforming offers received and advise all conforming Offerers that all prices submitted will be placed on Council's List of Suppliers. Individual orders will be placed according to Council's requirements, cost effectiveness and suitability of the various offered products.

That Council advise the Offerers not complying with necessary permitting / licensing requirements that their offers have been accepted, but orders will not be placed until the necessary permits / licences have been obtained.

That Council not accept the two late offers received.

That Council recall offers for the annual supply of Naturally Occurring Base Gravels and Type 2.4 Material in February, 2011.

(Crs. Lynch and Kaurila – Carried unanimously)

Cr. G. Giandomenico and Cr. D.M. Bosworth returned to the meeting and Cr. G. Giandomenico resumed the Chair.

8. HSC 10 / 57 ANNUAL SUPPLY & SPRAYING OF BITUMINOUS PRODUCTS.

Consideration of Report to Council from Works Engineer regarding tenders received for the annual supply of bituminous products.

Resolved – That Council accept the best valued offer, that being received from Fulton Hogan Industries for the supply and spraying of bitumen surfacing for Council's annual supply arrangement.

(Crs. Kaurila and Gianotti – Carried unanimously)

9. REQUEST TO CONSTRUCT A BUS PICK-UP / DROP-OFF AREA ALONG HAWKINS CREEK ROAD.

Consideration of Report to Council from Engineering Compliance & Technical Officer dated 30th November, 2010 regarding a proposal to construct a bus pick-up / drop-off area as a result of the current informal pick-up location on the northern side of the road being unsuitable both for safety and personal reasons.

Resolved – That consideration be deferred to a future series of meeting pending further advice from the relevant Bus Conveyancing Committee.

(Crs. Bosworth and Kaurila – Carried unanimously)

10. REQUEST TO SELL PRODUCE FROM HERBERT STREET CARPARK ADJACENT ROTARY PARK.

Consideration of Report to Council from Engineering Compliance & Technical Officer dated 1st December, 2010 regarding a request received from Mr. Holt seeking permission from Council to sell produce from the Herbert Street car park adjacent Rotary Park, opposite the old Barra Enterprises building.

Resolved – That Mr. Holt be advised that Council does not give permission to sell produce from the Herbert Street car park adjacent Rotary Park, opposite the old Barra Enterprises building, as it is an inappropriate use in this location.

(Crs. Gianotti and Molachino – Carried)

7. OPERATIONAL ACTION 4.0 - GOVERNANCE

1. WHK, Townsville, 5th November, 2010, advising that Council's audit for 2009 / 2010 has been completed, the financial statements audited and the general purpose financial statements for 2009 / 2010 were certified without qualification and enclosed for inclusion in our Annual Report. Also providing a summary of the issues identified from the final stage of the audit. (502/0092)

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

2. APPRENTICESHIPS AND TRAINEESHIPS.
Consideration of a Report on the situation regarding Council employment of apprentices and traineeships.

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

3. COMMUNITY PLAN CONSULTATION AND ENGAGEMENT PROCESS.
Consideration of a draft Report from Chief Executive Officer detailing suggested scope of the issues and stakeholders to be involved in the formulation of the draft Community Plan.

Resolved – That consideration be deferred to the Council Meeting on Tuesday 25th January, 2011.
(Crs. Kaurila and Lynch – Carried unanimously)

4. MAYOR'S EXPENDITURE REVIEW COMMITTEE (MERC) PROCESS.
Consideration of a Report from Chief Executive Officer dated 1st December, 2010 reporting on the activity to date regarding the budget expenditure review process commenced by Council in June / July, 2010 and undertaken in the past five months.

Resolved – That the Report be received and accepted.

That it is Council's intention to formally adopt the following savings measures as worked up in the MERC process as from July, 2011:-

1. Reduction in ongoing Road Maintenance expenditure of \$200,000 per annum primarily comprising reductions in unsealed road maintenance as follows:-
 - decreasing frequency of and unplanned maintenance grading;
 - reduction in road-side slashing through reducing the width of road-side slashing; and
 - concentrating on roadside safety needs.
2. Close the Forrest Beach Green Waste Transfer Station – identified savings of \$30,000 per annum;
3. Close the Halifax Waste Transfer Station – identified approximate savings of \$120,000 per annum;
4. Close Halifax Library – identified approximate savings of \$38,000 per annum.
5. Cease the Courier Service and In-house Depot cleaning, and redeploy that employee elsewhere in the organisation.

That consultation be had in early 2011 with:-

- affected employees;
- the Lower Herbert and Forrest Beach communities regarding these planned closures.

A Communication Plan be developed for the workplace for these planned closures and changes to Council's operations.

(Crs. Bosworth and Gianotti – Carried unanimously)

5. 2010 / 2011 BORROWINGS.

At 30th June, 2010 Council had approved borrowing with Queensland Treasury Corporation in the sum of \$6 million in a redraw facility. Internal loans from Council's Water & Sewerage Business Activities can be used to fund the projects planned for this capital expenditure. Water & Sewerage business activities will apply for external borrowings when required to fund Capital projects in the future.

Resolved – That Council close the redraw facility and use internal loans from Water & Sewerage business activities.

(Crs. Lynch and Molachino – Carried unanimously)

MISCELLANEOUS CORRESPONDENCE

1. DEPARTMENT OF ENVIRONMENT AND RESOURCE MANAGEMENT, Brisbane, 23rd November, 2010, advising that on the 18th November, 2010 the Governor in Council approved amendments to the Protected Area Estate and enclosing the following documents:-
 - a) plans AP19238 and AP19251 for Abergowrie Forest Reserve 2 and Giringun Forest Reserve;
 - b) plans CWL666, CWL2255 and CWL3168 relating to the amendment to Halifax Bay Wetlands National Park; and
 - c) copy of *Forestry and Nature Conservation Legislation Amendment Regulation (No. 3) 2010*, being Subordinate Legislation 2010 No. 315 notified in the Queensland Government Gazette dated 19th November, 2010. (077/0008)
2. NORTH QUEENSLAND SPORTS FOUNDATION, Townsville, 15th November, 2010, advising Cr. Margaret Cochrane from the Cairns Regional Council was re-elected as President of the Foundation. The Commander Centre Sportstar Awards will be hosted by the Richmond Shire Council Richmond Civic Centre on Saturday 14th May, 2011. \$300 per Council will be made available as a subsidy by the Foundation for the Awards and the closing date for receipt of applications is Monday 11th April, 2010. The 2nd biennial Great Western Games are scheduled for the Mount Isa and North West region on 30th and 31st July, 2011. BHP Billiton's Cannington Mine will once again support the North Queensland Sports Development Bursaries in 2011, where over 20 individual bursaries of \$500 will be awarded to junior sportsmen and women. The closing date will be 30th June, 2011. Advising dates and regions for the 2010 North Queensland Sports Education Tours and the proposed dates for Hinchinbrook Shire is the 20th to 24th June, 2011. 2011 calendars will be forwarded to Council in the near future for distribution. Confirming that the Suncorp Group ended its partnership with The Foundation and discussions are being held with a number of entities who have shown interest in taking over the sponsorship. (079/0025)
3. NATIONAL TRANSPORT COMMISSION AUSTRALIA, Melbourne, undated, providing copy of National Transport Commission's (NTC) annual report for 2009/2010 financial year. (033/0017)
4. JACKSON WYLES & FAMILY, Ingham, 7th November, 2010, thanking Council for providing financial support to attend the National Primary School Trials in Bendigo. (012/0002)
5. HON. DESLEY BOYLE MP, MINISTER FOR LOCAL GOVERNMENT AND ABORIGINAL AND TORRES STRAIT ISLANDER PARTNERSHIPS, City East, 16th November, 2010, advising that Council's request for Natural Disaster Relief and Recovery Arrangements grant assistance for emergency works and immediate post-disaster repairs required following Tropical Cyclones Olga, Neville, Ului and Paul and flooding from January to April, 2010 in the sum of \$758,274 (excl. GST) has been approved. (011/0059)
6. INGHAM STATE HIGH SCHOOL, Ingham, 12th November, 2010, enclosing a Certificate of Appreciation in recognition of Council's contribution to Presentation Night. (012/0002)
7. AUSTRALIAN LOCAL GOVERNMENT ASSOCIATION, Deakin, undated, advising the ALGA recently commissioned a Report into local road funding regarding the continuing challenges facing councils in maintaining local road networks and the findings of the Report were released at the 2010 National Local Roads and Transport Congress in October, 2010 and enclosing a copy of the Report and the Communiqué from the Congress. (007/0003)

8. LOCAL GOVERNMENT ASSOCIATION OF QUEENSLAND LTD., Fortitude Valley, 19th November, 2010, advising that the Association's Policy Executive approved a special mandatory levy on member councils of \$500,000 to fund a major pre-positioning campaign for Constitutional Recognition of Local Government. Council has been sent an invoice for the levy (\$3,709.20 incl. GST) which equates to approximately one seventh of its normal Association annual subscription and is calculated on the same basis.

This money will be spent in the first half of 2011 to undertake a pre-positioning campaign – a subtle positive re-positioning of Queensland Councils image in the mind of Queenslanders, i.e. it won't be a premature campaign for Constitutional Recognition, rather a necessary precursor. The ALGA is coordinating a national campaign in concert with each State Association and it has recently completed major quantitative and qualitative polling through the Civic Consultancy Group on community attitudes towards our sphere of government generally and Constitutional Recognition specifically. This will be either a two or three year campaign and the most likely date of a referendum (the Prime Minister recently stated that she will hold a referendum over the next 203 years on recognition in the Australian Constitution of Indigenous people) and subsequently announced on the 9th November that there would be a second referendum question on recognizing Local Government in the Australian Constitution) is October / November, 2012. All councils will be provided with media and community engagement materials at the appropriate time so that local efforts can feed into and reinforce the State and National campaigns. When the date of the referendum is known, the LGAQ will levy a second \$500,000 on member Councils in either the 2011 / 2012 or 2012 / 2013 financial years. (007/0003)

9. DEPARTMENT OF INFRASTRUCTURE & PLANNING, 30th November, 2010, forwarding Law, Justice and Safety Committee's Report on its inquiry into *A new Local Government Electoral Act: Review of the local government electoral system (excluding Brisbane City Council)* including recommendations.

Resolved – That the list of correspondence be received and noted.

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

1. LACHLAN LA ROSA.
Participation in School Sport Australia 12 years and under National Touch Championships held in Canberra from 25th to 29th October, 2010.

Resolved – That the Report be received and noted.

8. COUNCILLOR ACTIVITY REPORT
Consideration of Councillor Activity Reports as at the 7th December, 2010 to ensure transparency and public scrutiny of Councillor workload.

Resolved – That the Report be received and noted.

That all of the resolutions contained in Miscellaneous Correspondence, Report of Clubs / Organisations receiving Support for Events / Individual Achievements Policies – Funding, and Councillor Activity Report be adopted.

(Crs. Bosworth and Kaurila – Carried unanimously)

9. OPERATIONAL ACTION 1.0 - COMMUNITY

1. HOLY TRINITY ANGLICAN PARISH, Ingham, 2nd October, 2010, advising that the Ingham Anglican Church is seeking funding from the local community to complete necessary work at the All Souls Memorial Church at Victoria Estate. The Church was built by volunteer labour under the supervision of a professional builder and architect in 1922 as a memorial to the young men from Victoria Estate who did not return from the First World War. The Victoria Mill workers at the time contributed towards the costs as well as volunteer labourers from the Ingham Anglican Parish community. The ground was gifted to the Church for the building of this memorial by CSR. The Ingham Anglican Parish has maintained the Church up to now and it is sadly in need of more extensive and expensive repairs such as roofing, electrical work, window frames, painting, plastering, etc. A quote of \$18,000 has been obtained for a portion of the most urgent work and the Parish received a grant from the Queensland Government Memorial Restoration Fund on a \$1 for \$1 basis i.e. \$9,000. The Church is a popular tourist attraction for Ingham as well as a meaningful reminder of village life at Victoria Estate from the early 1900's and is a special place for weddings, baptisms and funerals. Requesting the community to contribute to this appeal. (012/0002)

Resolved – That Council advise the Holy Trinity Anglican Parish that the Donations Budget for 2010 / 2011 has been fully committed and we are unable to assist at this time.
(Crs. Molachino and Kaurila – Carried unanimously)

2. INGHAM SUGAR CITY RODEO INC., Ingham, 30th November, 2010, following the Committee's deputation with Council on Thursday 25th November, 2010, formally seeking the following sureties to allow the Committee to progress the funding application process associated with the sourcing of external funding for the covered arena project at the Ingham Showground:-
- (1) Council's consent (as trustee of the Ingham Showground) for Ingham Sugar City Rodeo Inc. to construct an 82.5 x 50 x 6m Covered arena at the Ingham Showground;
 - (2) Development approval for construction of an 82.5 x 50 x 6m Covered arena at the Ingham Showground;
 - (3) Building approval to construct an 82.5 x 50 x 6m covered arena at the Ingham Showground;
 - (4) Written confirmation of Council's intention to commit \$250,000.00 in financial support for the project, subject to Ingham Sugar City Rodeo Inc, Ingham Showground user groups and Department of Communities contributions being secured as detailed in Ingham Sugar City Rodeo Inc. "Draft" five year Cash flow forecast provided. (041/0010)

Resolved – That Council is unable to commit to the project at this stage and requires a business plan and whole of life costing for the project prior to giving any further consideration to the request.
(Crs. Molachino and Kaurila – Carried unanimously)

3. DEPARTMENT OF ENVIRONMENT & RESOURCE MANAGEMENT, Townsville, 1st December, 2010, advising that the Department offers to request the Minister to seek a grant in fee simple by the Governor in Council over Lot 1 on drawing TSV2009-53 at Ogg Street, Lucinda with the purchase price being determined at \$1,650,000 incl. GST and subject to council to paying for all associated costs. Notification of acceptance of offer form must be returned to the Department by the 6th January, 2011. (017/0013)

Resolved – That the advice be received and noted and Council advise the Department that the purchase price of \$1,650,000 is uneconomical for Council to develop, and Council will negotiate further with the Department.
(Crs. Bosworth and Molachino – Carried unanimously)

4. INGHAM ROTARY CLUB, Ingham, 6th December, 2010, requesting Council to waive Shire Hall hire fees for the purpose of conducting Carols by Candlelight on Sunday 5th December, 2010.

Manager Environmental Health Services, T. Tanase entered the meeting at 5.00 p.m.

Resolved – That Council donate the sum of \$540 to the Ingham Rotary Club being the hire fees for the presentation of the Carols by Candlelight held on Sunday 5th December, 2010 at the Shire Hall.
(Crs. Lynch and Kaurila – Carried – The Mayor, Cr. G. Giandomenico used his casting vote to carry the motion)

10. OPERATIONAL ACTION 2.0 - ECONOMY

1. CARR'S MONA FARM, Charters Towers, 30th November, 2010, advising that neither of Council's proposed plans are suitable and that they are happy for the present lease to remain in place.

Further consideration was also given to correspondence dated 4th December, 2010 from Carr's Mona Farm in relation to this matter.

Resolved – That consideration be deferred to the February, 2011 series of meetings pending receipt of all information.

(Crs. Gianotti and Lynch – Carried unanimously)

2. S. & E. GILEPPA, Ingham, 11th November, 2010 seeking approval of the proposed reconfiguration of land (access easement) of Lot 2 on RP718471 at Bruce Highway, Bambaroo. Land is zoned *Rural*. (068/0041)

Consideration was also given to an Engineering Planning Report by the Manager Engineering Services dated 6th December, 2010 regarding the proposed reconfiguration.

Resolved – That the Development Application for Reconfiguration (access easement) of Lot 2 on RP718471, be approved as it complies with the Planning Scheme.

3. SITING RELAXATION APPLICATION – 3- FERN STREET, ALLINGHAM.
Consideration of a Report to Council from Acting Infrastructure Engineer dated 3rd December, 2010 in relation to a Siting Relaxation Application received from MJM Constructions on behalf of Mr. Robert Peirce for a proposed new residence at 3 Fern Street, Allingham for the front (street) boundary setback (2.0m). (061/0004)

Resolved – That Council approve the Siting Relaxation Application for MJM Constructions submitted on behalf of Mr. Robert Peirce on the grounds that the proposed residence is expected to maintain the existing amenity of neighbouring residents. Furthermore, the proposed residence is not likely to impact on the outlook or views of existing properties in the precinct.

4. TECHNOLOGY LEARNING CENTRE – PROGRESS REPORT.
Consideration of Report to Council from Manager Corporate & Economic Development dated 6th December, 2010 providing an update on the progress of the construction of the Technology Learning Centre.

Resolved – That the Report be received and noted.

*That all of the resolutions contained in 2.0 Economy – 2.10.2. to 2.10.4. be adopted.
(Crs. Bosworth and Kaurila – Carried unanimously)*

11. OPERATIONAL ACTION 3.0 - ENVIRONMENT

1. HSC 10/50 – SUPPLY AND DELIVERY OF ONE (1) ONLY NEW GRADER.
Further consideration was given to the matter of offers received for the replacement of Unit 410 Cat 12 G Grader.

Resolved – That Council purchase the Caterpillar 12M Grader from Hastings Deering Townsville excluding the big tyre option.

That Council accept the private offer from Mr. Raymond Marbelli as per correspondence dated 6th December, 2010 being an additional \$2,000 over his original offered price and to include laser mast and receiver.

(Crs. Gianotti and Bosworth – Carried – The Mayor, Cr. G. Giandomenico used his casting vote to carry the motion – Cr. Lynch, Cr. Molachino and Cr. Kaurila recorded their votes against the motion)

12. OPERATIONAL ACTION 4.0 - GOVERNANCE

MISCELLANEOUS CORRESPONDENCE

1. DEPARTMENT OF INFRASTRUCTURE & PLANNING, received 3rd December, 2010, thanking Council for completing and returning its "Annual Return on Governance" for 2010 which seeks to evaluate community planning, financial planning and risk management processes of Council. Advising that it is evident that Council has not yet established community planning processes or risk management processes, but has an integrated its financial planning processes to provide support to Council's long term sustainability strategy. Further advising that it was encouraging to note the work Council has undertaken in these important areas and offering the Department's support to undertake these tasks. (007/0096)
2. DEPARTMENT OF ENVIRONMENT & RESOURCE MANAGEMENT, Townsville, forwarding copy of correspondence forwarded by the Department to Geoffrey Feather of 10 Carr Crescent, Lucinda advising of their decision to refuse his application for Permit to Occupy over part of Lot 391 on L4694 adjoining Lot 1 on L46927 and application for Temporary Road Closure over part of Ogg Street, Lucinda. (017/0013)
3. NOORLA BOWLS CLUB, Ingham, 24th November, 2010, thanking Council for providing financial assistance of \$250 towards the Club's Championship Fours Weekend which had to be cancelled to another day weather permitting. (012/0002)

Resolved – That the list of correspondence be received and noted.

(Crs. Lynch and Bosworth – Carried unanimously)

13. OPERATIONAL ACTION 4.0 - GOVERNANCE

1. CHIEF EXECUTIVE OFFICER'S PERFORMANCE REVIEW.
Consideration of Mead Consulting Services Pty. Ltd. Report dated 22nd November, 2010 on the Chief Executive Officer's Performance Review.

Resolved - That Council receive Mead Consulting Services Pty. Ltd. Report dated 22nd November, 2010 on the Chief Executive Officer's Performance Review.

(Crs. Molachino and Bosworth – Carried unanimously)

3. GENERAL MEETING BUSINESS

1. OPERATIONAL ACTION 3.0 - ENVIRONMENT

1. FORREST BEACH BOAT RAMP.
Consideration of Report to Council from Manager Engineering Services dated 9th December, 2010 providing Council with a summary of the findings from the Forrest Beach Boat Ramp investigation conducted by Engineering Consultants, GHD. This investigation featured extensive community consultation with the aim of determining the most suitable upgrade option for the facility that had universal public acceptance.

Resolved – That consideration be deferred to the January, 2011 series of meetings to allow Council to consider the Report.

(Crs. Bosworth and Gianotti – Carried unanimously)

2. OPERATIONAL ACTION 4.0 - GOVERNANCE

MISCELLANEOUS CORRESPONDENCE

1. FORREST BEACH PROGRESS ASSOCIATION, Allingham, 2nd December, 2010, thanking Council for the improvements carried out on the amenities block at the Vince Corbett Park which looks wonderful. Advising that the Association takes great pride in the beach facilities and the revitalization of the amenities block is another step in the right direction to improve the lifestyle in our community. (079/0128)

2. FORREST BEACH PROGRESS ASSOCIATION, Allingham, 2nd December, 2010, advising that the Association has noted that Council is unable to sponsor a Queensland Week 2011 event which was proposed to be held by the Association. At the Association's meeting of the 29th November, 2010 it was agreed not to proceed with holding an event, however if they decide to organise something in the future Council's offer of assistance will be considered and appreciated. (079/0128)
3. QUEENSLAND STATE ARCHIVES, Sunnybank Hills, 6th December, 2010, congratulating Council for its winning entry in the local government category of the Queensland State Archives' "*Our Records Count*" Poster Challenge and advising that the judges were particularly impressed with the relevance of the poster image to our local community, and the importance of records in such an event. The Poster Challenge awards were presented at the Queensland State Archives' Records and Information Management Forum in Brisbane on the 23rd November, 2010 and as Council was unable to have a representative present on the date, forwarding an award certificate as acknowledgement of Council's success. As a category winner, Council will be contact by Queensland State Archives to determine the type of recordkeeping resources Council would like developed from its entry. (007/0017)

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

4. CONCLUSION – This concluded the business of the meeting which closed at 5.15 p.m.
5. APPROVED and adopted this 25th day of January, 2011.

MAYOR