



MINUTES OF THE GENERAL MEETING OF THE HINCHINBROOK SHIRE COUNCIL

HELD IN THE COUNCIL CHAMBERS, INGHAM
ON THURSDAY 2ND APRIL, 2009
AT 4.00 P.M.

ATTENDANCE

- Present were Councillors G. Giandomenico, A.J. Lancini, G.P. Gianotti, P.D. Lynch, L.R. Molachino and S.J. Kaurila.
- Also present was the Chief Executive Officer (R.W. Clark), Manager Corporate & Economic Development (R.F. Pennisi) and Executive Secretary (B.K. Edwards).

APOLOGY

- An apology for non-attendance was received from 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 12th March, 2009 be approved as a correct record of proceedings and be signed by the Mayor.
(Crs. Lancini and Kaurila - Carried unanimously)

2. COMMITTEE BUSINESS REPORT -

The Joint Committee submitted a report of meeting held on 31st March, 2009.

Resolved – That the report be received for consideration.

(Crs. Lynch and Molachino - Carried unanimously)

BUSINESS -

1. INSTRUCTION SHEETS

Consideration was given to monthly Instruction Sheets during the months of January / February, 2009.

Resolved – That the Report be received and noted.

2. CEO REPORT OF COUNCILLOR REQUESTS

Consideration of CEO Report of Councillor Requests for the period 5th March, 2009 to 25th March, 2009.

Resolved – That the Report be received and noted.

That all of the recommendations contained in Instruction Sheets and CEO Report of Councillor Requests 2.1. and 2.2. be adopted.

(Crs. Lancini and Molachino – Carried unanimously)

3. FUNCTION II - DEVELOPMENT AND PLANNING

A. PROGRAM A – ECONOMIC DEVELOPMENT

1. DEPARTMENT OF NATURAL RESOURCES & WATER, Townsville, 20th March, 2009, seeking Council's views and / or requirements in relation to the granting of a Road Licence over Ragonesi Road. Road Licence 24/502 was held in the name of V. & M.M. Vitale and was surrendered to allow for the issue of two (2) new road licences as a result of a subdivision of the abutting freehold parcels. The proposed new licences are as follows:-
 - Lot 1 on AP13584 to be issued to Salvatore Girgenti to be attached to Lot 10 on SP208304;
 - Lot 2 on AP13584 to be issued to Vincenzo and Monica Mary Vitale to be attached to Lot 4 on SP208304.

Resolved – That Council advise the Department that it has no objection nor any requirements in relation to the granting of Road Licences over Ragonesi Road.
(Crs. Kaurila and Molachino - Carried unanimously)

2. DEPARTMENT OF NATURAL RESOURCES & WATER, Atherton, 18th March, 2009, seeking Council's views and / or requirements in relation to an application for a Temporary Road Closure over Lot A on TSV2008-53 abutting Lot 1 on RP739178, Parish of Marathon being part of Costa's Road and Neames Inlet Road, Macknade.

Resolved - That Council advise the Department that it would not object to a temporary Road Closure (Road Licence) on Costa's Road subject to a minimum 5m width being left for access through to the Seymour and similarly for the Neames Inlet Road proposal, subject to the temporary road closure (Road Licence) being well clear of the road construction.
(Crs. Kaurila and Lancini - Carried unanimously)

3. THORSBY & HOMEWOOD PTY. LTD., Ingham, 11th March, 2009, on behalf of **R.V. Cavallaro** seeking an extension of approval for two years until 12th April, 2011 (original approval date 12th April, 2007) for completion of the proposed Reconfiguration of Land (rearrangement of boundaries) between Lot 1 on RP705205 and Lot 2 on RP899127, Parish of Lannercost at Badiola's Road, Lannercost. (069/0040)

Resolved – That an extension of time for two years until 12th April, 2011 in which to complete the proposed reconfiguration be granted and the applicant be advised that a further extension may not be granted.
(Crs. Lancini and Molachino - Carried unanimously)

Cr. G. Giandomenico declared a material personal interest in Item 2.5.A.4. and left the meeting and did not participate in the discussions or recommendation thereon. Deputy Mayor, Cr. A.J. Lancini assumed the Chair.

4. G. & C. GIANDOMENICO, F. MORRIS, S. & V. GOITIANDIA & S. FIGHERA, Ingham, 17th March, 2009, seeking an extension of approval for two years until 12th April, 2011 (original approval date 12th April, 2007) for completion of the proposed Reconfiguration of Land (subdivision) into 16 lots of Lot 13 on SP193128, Lots 60 & 61 on RP703683 & Lot 1 on RP739354, Parish of Cordelia at Renouf & Stone Streets, Ingham. (066/0155)

The meeting noted that works have commenced in relation to this reconfiguration, however they will not be completed prior to the expiry date of the 12th April, 2009.

Resolved – That an extension of time for two years until 12th April, 2011 in which to complete the proposed reconfiguration be granted and the applicant be advised that a further extension may not be granted.
(Crs. Gianotti and Molachino - Carried unanimously)

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

5. WOLTER ROWLANDS, TOWN PLANNING GROUP, Townsville, 6th March, 2009, on behalf of **D.J. & R.G. Perkins** regarding their application for reconfiguration of land (rearrangement of boundaries) of Lots 1-5 and 9-12 on RP703813 at Four Mile Road and Regazzoli's Road, Braemeadows. Requesting Council to consider a negotiated decision of condition (a) "*The development being as per the proposal plans submitted with the Development Application with the necessary reworking to 2ha minimum lot size consistent with Arnot Creek*" be amended by removing the minimum 2ha requirement to read "*The development being as per the proposal plans submitted with the Development Application and stamped as approved.*" (066/0199)

Consideration was also give to a Report to Council from Manager Engineering Services dated 20th March, 2009 regarding the applicant's request to Negotiate Conditions of a Decision.

Resolved – That Council defer consideration to the next series of meetings pending receipt of a revised layout plan.

(Crs. Kaurila and Lancini - Carried unanimously)

6. THORSBY & HOMEWOOD, Ingham, 20th February, 2009, on behalf of **T.A. Duffy** seeking approval of the proposed reconfiguration of land (rearrangement of boundaries) between Lots 11 and 38 on SP219093, Parish of Garrawalt at Tarakan Road, Abergowrie. Land is zoned *Rural*. (071/0013)

Resolved – That as the application is in line with previous approvals of Council, approval be granted subject to the following conditions:-

- (a) Provision of a constructed access to each lot to Council's standard;
- (b) Utility services to be separate and located wholly within the block being served;
- (c) Evidence to be furnished to confirm that a electricity supply is available to the new lot; and
- (d) Evidence that potable water supply in accordance with the Hinchinbrook Shire Planning Scheme can be made available to each lot.

(Crs. Kaurila and Lancini - Carried unanimously)

7. THORSBY & HOMEWOOD, Ingham, 27th February, 2009, on behalf of **M.R. Homewood** seeking approval of the proposed reconfiguration of land (rearrangement of boundaries) between Lot 2 on RP713852, Lot 2 on RP720560 and Lot 5 on RP709082, Parish of Waterview at Helen's Hill Road, Helen's Hill. Land is zoned *Rural*. (068/0038)

Resolved – That as the application is in line with previous approvals of Council, approval be granted subject to the following conditions:-

- (a) Provision of constructed access to each lot to Council's standard; and
- (b) Utility services (power, water, and telephone) to be separated and located wholly within the block being served.

(Crs. Lancini and Molachino - Carried unanimously)

8. THORSBY & HOMEWOOD, Ingham, 25th February, 2009, on behalf of **H. & A, Hilderbrandt, A. Moroney & E. Ferris** seeking approval of the proposed reconfiguration of land (subdivision) into two (2) lots of Lot 2 on RP740784 plus proposed access easement through Lot 5 on SP211133, Parish of Barrett at Oak Hills Road, Mount Fox. Land is zoned *Rural Settlement*. (074/0014)

Resolved –That the Development Application of Holger and Alexis Hildebrandt be refused on the following grounds:-

- (a) Minimum road frontages set out in Schedule 5 of the Hinchinbrook Shire Planning Scheme are not met; and
- (b) The proposal is considered to have poor lot layout and would result in difficulty in providing separate utility services.

(Crs. Gianotti and Lancini - Carried unanimously)

9. THORSBY & HOMEWOOD, Ingham, 8th October, 2008, on behalf of **V. & M, Castellani** seeking approval of the proposed reconfiguration of land (subdivision) into two (2) lots of Lot 68 on SP214784, Parish of Leach at Abergowrie Road, Abergowrie. Land is zoned *Rural*.
(073/0036)

Resolved – That as the proposal is considered to comply with the Hinchinbrook Shire Planning Scheme, approval be granted subject to the following conditions:-

- (a) Provision of a constructed access to each lot to Council's standards; and
 - (b) All utility services (telephone, water, and electricity) are to be separated and wholly located on the particular lot being served.
- (Crs. *Kaurila and Molachino - Carried unanimously*)

10. THORSBY & HOMEWOOD, Ingham, 29th October, 2008, on behalf of **G. Low** seeking approval of the proposed reconfiguration of land (subdivision) into two (2) lots of Lot 6 on SP116052, Parish of Leach at Abergowrie Road, Elphinstone Pocket. Land is zoned *Rural*.
(073/0037)

Resolved – That the Development Application of G. Low be refused on the following grounds:-

- (a) That the proposed lots do not have sufficient areas of land suitable for intensive agricultural use and thus do not comply with Schedule 5 of the Hinchinbrook Shire Planning Scheme requirements.
- (Crs. *Gianotti and Kaurila - Carried unanimously*)

11. THORSBY & HOMEWOOD, Ingham, 3rd October, 2008, on behalf of **G. Hall** seeking approval of the proposed reconfiguration of land (subdivision) into five (5) lots of Lot 4 on RP853351, Parish of Trebonne at Bruch Highway (Townsville Road), Toobanna. Land is zoned *Village*.
(065/0122)

Resolved – That as the proposal is considered to comply with the Hinchinbrook Shire Planning Scheme, approval be granted subject to the following conditions:-

- (a) The reconfiguration being as per Sketch Plan 4301-1 submitted with the Development Application, but including truncation of the proposed Lot 4 corner, Bruce Highway and Allan Lane;
- (b) Provision of constructed accesses, including inverts to kerb & channel to each lot to Council's standards;
- (c) Upgrading of the section of Allan Lane road leading off Townsville Road and fronting the development to an 8m sealed and kerbed standard, and including appropriate turnout off Townsville Road;
- (d) Filling and levelling of lots and footpaths, to ensure water drains to the front of lots and/or other legal points of discharge;
- (e) Provision of a separate water reticulation service to each lot;
- (f) Payment to Hinchinbrook Shire Council of water headworks contribution of \$6,000 (Four (4) additional lots x \$1,500);
- (g) Payment to Hinchinbrook Shire Council of Public Open Space Contribution of \$6,000 (Four (4) additional lots x \$1,500);
- (h) Provision of 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 and including 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. Payment of Engineering Plan Scrutiny fee based on 2% of the approved cost estimate of engineering construction works;
- (k) 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
- (l) 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. *Lancini and Kaurila - Carried unanimously*)

12. R. MAZLIN, Mount Fox, 3rd March, 2009, seeking approval of the proposed reconfiguration of land (subdivision) into two (2) lots of Lot 14 on SP221829, Parish of Barrett at Mount Fox Road, Mount Fox. Land is zoned *Rural Settlement*. (074/0015)

Resolved – That as the proposal is considered to comply with the Hinchinbrook Shire Planning Scheme, approval be granted subject to the following conditions:-

- (a) Provision of a constructed access to each lot to Council's standards;
 - (b) All utility services (phone, water, electricity) are to be separated and wholly located on the particular lot being served;
 - (c) Evidence that electricity supply is available to the new lot is to be furnished; and
 - (d) Payment of a Public Open Space headworks contribution of \$1,500-00.
- (Crs. *Gianotti and Kaurila - Carried unanimously*)

13. PROPOSED SUBDIVISION – LOT 4 on SP140422 – J.R., M.K., G.C., I.L. GIRGENTI. Consideration of Report to Council from Manager Engineering Services dated 24th March, 2009, regarding a request from J.R., M.K., G.C. & I.L. Girgenti for Council's views on a proposal to subdivide Lot 4 on SP140422 into two (2) lots on Four Mile Road, Braemeadows.

Resolved – That Council advise that it has considered the Girgenti's proposal to subdivide an existing small block located on Four Mile Road in the Rural Zone, and that such an application would be most unlikely to receive favourable consideration due to the proposal being clearly at odds with the intent of the Hinchinbrook Shire Planning Scheme in relation to the Rural Zone.

(Crs. *Gianotti and Lynch - Carried unanimously*)

4. FUNCTION V - INFRASTRUCTURE MANAGEMENT

A. PROGRAM A – TRANSPORT

1. RESIDENTS OF 75 – 96 MUSGRAVE STREET, HALIFAX, Halifax, undated, requesting Councillor Andrew Lancini to submit a proposal to Council for the construction of a footpath along the roadside from Skene Avenue to Stephsens Avenue, Halifax. Advising that this 500m length is an extreme danger to pedestrians due to them having to walk on the road as the grass is usually long, and the ground uneven and slippery when wet. Advising that other Halifax residents would like the opportunity to have a safe walking path into the Halifax business centre for health and fitness reasons, economics and other reasons, however are dissuaded from doing so from the risks involved. (034/0008)

Consideration was also given to a Report to Council from Manager Engineering Services dated 19th March, 2009 providing an estimated cost of the proposal and seeking Council's direction regarding the request.

Resolved – That the proposal be costed and included in the Forward Works Program.
(Crs. *Kaurila and Gianotti - Carried unanimously*)

B. PROGRAM E – BUILT ENVIRONMENT

1. M. NAZZARI, R. & M. MILNE, E. & G. KEHL, & S. & T. SCHNEIDER, Taylors Beach, 9th March, 2009, requesting Council to augment the existing beach wall at the southern end of John Dory Street, Taylors Beach to repair the affects of time, exceptional tides and storms, and to prepare for the expected future. Advising that rocks along the beach wall have slumped and this section of beach has had no Council augmentation for at least 20 years. Further advising that the existing wall has performed very well in protecting the public's interests when compared with the unprotected areas of the beach south of the existing park, however they believe that enhancing the existing wall is the most economical and best way to protect the beach in the future. (099/0005)

Consideration was also given to a Report to Council from Manager Engineering Services dated 18th March, 2009 regarding the augmentation of the existing beach wall at the southern end of John Dory Street, Taylors Beach.

Resolved – That Council advise the concerned residents of John Dory Street that it is including the requested repair work in its Natural Disaster Relief Recovery Arrangements (NDRRA) submission with plans to undertake the requested work should such works be approved by the Environmental Protection Agency.
(Crs. Gianotti and Molachino - Carried unanimously)

5. **FINANCIALS**

Consideration was given to a report of financial activities for the month of March, 2009.

The meeting also received a Rates Statistics Presentation from the Finance Manager.

Resolved - That the Reports be received and noted.

6. **WORKS REPORT**

Consideration was given to a report of civil operations for the month of March, 2009.

Resolved – That the Report be received and noted.

***That all of the recommendations contained in Financials and Works Report 2.5. and 2.6. be adopted.
(Crs. Lynch and Lancini – Carried unanimously)***

7. **FUNCTION V - INFRASTRUCTURE MANAGEMENT**

A. **PROGRAM A – TRANSPORT**

1. **PROPOSED JOHNSTONE STREET CONSTRUCTION – LAND ACQUISITIONS.**

Consideration of Report to Council from Manager Engineering Services dated 18th March, 2009 providing an update on the proposed Johnstone Street construction project and explaining the methodology adopted in determining likely amounts of compensation for land acquisitions.

Resolved – That the Manager Engineering Services proceed to continue negotiations with the landowners and that the outcome be reported back to the next series of Council Meetings.

(Crs. Lancini and Molachino - Carried unanimously)

2. **PAUL KURMASS**, Phosphate Hill, 19th March, 2009, requesting Council to extend the Road Register on Tinkle Creek Road at Lannercost from the boundary of Lot 74 to Lot 75 (approximately an extra 0.5 of a km) as the road is unsafe and it provides access to his block and is the only access for their neighbour. Previous discussions between Council and the Department of Natural Resources & Water have occurred and this seems to be the most logical solution as the road is gazetted according to the Department and it is the only access for Lot 75.

Consideration was also given to a Report to Council from Manager Engineering Services dated 25th March, 2009 regarding request from Mr. Paul Kurmass to extend the maintained length of Tinkle Creek Road.

Resolved – That Council advise the Applicant that there is insufficient public benefit for it to assume maintenance responsibility for the section of Tinkle Creek Road beyond the current maintained extent which terminates at Chainage 1,610m.

That the applicable landowner be advised that any works in the Road Reserve must be authorised by Council and constructed to applicable standards.

(Crs. Gianotti and Lynch - Carried unanimously)

3. REVIEW OF HSC 09/03 – SUPPLY, DELIVERY & LAY OF HOT MIX ASPHALT.
Consideration of Report to Council from Works Engineer dated 25th March, 2009 regarding offers received for the supply, delivery and lay of hot mix asphalt on various roads throughout the Shire.

Resolved - That Council accept Boral Asphalt offered price of \$124,949.44 including GST for the supply and lay of hot mix asphalt.
(Crs. Gianotti and Lancini - Carried unanimously)

4. REVIEW OF HSC 09/04 – SUPPLY & SPRAY BITUMEN SURFACING.
Consideration of Report to Council from Works Engineer dated 25th March, 2009 regarding offers received for the supply and spraying of bitumen surfacing at Bambaroo, Blackrock, Hawkins Creek Macknade and Forrest Beach areas for Council's 2008 / 2009 Reseal Program.

Resolved – That Council accept the offer of Boral Asphalt for sealing works, HSC 09/04 on the basis of it representing the best value.
(Crs. Gianotti and Lancini - Carried unanimously)

5. REVIEW OF HSC 09/06 – ROAD STABILISING CONTRACT – VARIOUS ROADS IN THE HINCHINBROOK SHIRE.
Consideration of Report to Council from Works Engineer dated 25th March, 2009 regarding offers received for road pavement stabilising for remainder of the Category 1 flood damage for Natural Disaster Recovery Relief Arrangement Claim for the North and West Queensland Monsoonal Flood & Tropical Cyclone Charlotte and Ellie – January and February, 2009 events.

Resolved – That Council accept Downer EDI Works offer for the full service contract for HSC 09/06 – Road Stabilising Contract – Various Roads in Hinchinbrook Shire.
(Crs. Gianotti and Lancini - Carried unanimously)

B. PROGRAM C – TECHNICAL SERVICES

Cr. L. Molachino declared a material personal interest in Item 2.7.B.1. as the applicant is related and left the meeting and did not participate in the discussions or recommendation thereon.

1. SITING RELAXATION APPLICATION – 50 PATTERSON PARADE, LUCINDA.
Consideration of Report to Council from Infrastructure Engineer dated 13th March, 2009 in relation to a Siting Relaxation Application received for a proposed open patio 4.94m from the front road boundary at 50 Patterson Parade, Lucinda.

Resolved – That Council approve the Siting Relaxation Application to locate a new open patio 4.94m from the front road boundary at 50 Patterson Parade, Lucinda as the structure is expected to facilitate acceptable streetscape.
(Crs. Lancini and Kaurila - Carried unanimously)

Cr. L. Molachino returned to the meeting.

2. SITING RELAXATION APPLICATION – 6 MARINA PARADE, INGHAM.
Consideration of Report to Council from Infrastructure Engineer dated 19th March, 2009 in relation to a Siting Relaxation Application received for a proposed extension (garage) to an existing dwelling at 6 Marina Parade, Ingham.

Resolved – That Council approve the Siting Relaxation Application to locate a new extension within the required road boundary set back distance at 6 Marina Parade, Ingham as the structure is expected to conform to the Queensland Development Code.
(Crs. Lancini and Kaurila - Carried unanimously)

C. PROGRAM E – BUILT ENVIRONMENT

Cr. P. Lynch declared a material personal interest in Item 2.7.C.1. as the applicant is a member of the Lions Club, however did not leave the meeting and did not participate in the discussions or recommendation thereon.

1. LIONS CLUB OF FORREST BEACH, Allingham, undated, advising that members have expressed concern at recent meetings at the amount of dog droppings on the foreshore and the thoughtless behaviour of some people in the stinger net. Seeking Council's permission to erect a sign encouraging dog-walkers to pick up their pets' mess, discouraging people from allowing dogs into the net and directing swimmers not to sit on the net pontoon. Further advising that the Club would be happy to negotiate with Council as to the exact wording and the location of a sign. Also advising that the Club would like to see at least one more location for dog litter bags further north of the present one near Progress Park.

Resolved – That Council erect a suitable sign at the 3 Stinger Net locations (Forrest Beach, Taylors Beach and Lucinda) and the matter of additional dog litter bags will be referred to the Forrest Beach Public Open Space Review.
(Crs. Gianotti and Kaurila - Carried unanimously)

2. COMMUNITY FEEDBACK - CYCLONE ELLIE / MONSOONAL FLOOD EMERGENCY RESPONSE.

Consideration of Report by the Local Disaster Management Group (LDMG) on issues raised during the public meetings held to receive feedback on the emergency response.

Resolved – That Council receive and note the Report and the LDMG will be considering these issues and reporting back to Council in due course as to the action to be taken in relation to each item.
(Crs. Molachino and Lancini - Carried unanimously)

Consideration was also given to a Preliminary Report by the Manager Engineering Services on the proposed flood access over Palm Creek.

Resolved – That Council at this stage receive and note the Report and that the issue be further discussed at the Local Disaster Management Group (LDMG) Meeting.

That Council advise the LDMG to pursue the safe pedestrian access and emergency vehicle crossings using the Queensland Rail vehicle as a matter of urgency.
((Crs. Molachino and Lancini - Carried unanimously)

D. PROGRAM G – WATER

1. APPLICATION TO CONNECT TO WATER SUPPLY IN THE FOUR MILE ROAD AREA.
Consideration of Report to Council from Water & Sewerage Manager dated 11th March, 2009 regarding a request from Mr. David Robino to connect to the water supply in the Four Mile Road area.

Resolved – That Council allow Mr. Robino to connect to the Four Mile Road water supply at cost based on how / where he would require his connection off the existing water mains.

That Council apply a normal headworks charge of \$1,500 to the connection.
(Crs. Lancini and Molachino - Carried unanimously)

2. APPLICATION TO CONNECT TO SEWERAGE SCHEME IN LUCINDA.
Consideration of Report to Council from Water & Sewerage Manager dated 25th March, 2009 regarding a request from Mr. Stephen Burke to connect to the sewerage scheme in Lucinda.

Resolved – That Council defer consideration of this matter pending receipt of the finalised report on the whole of beach areas being presented to Council by Maunsells where Council then decide on what will happen for the whole Lucinda scheme area.
(Crs. Molachino and Kaurila - Carried unanimously)

8. **FUNCTION III – COMMUNITY SERVICES**

A. **PROGRAM A – COMMUNITY ASSISTANCE**

1. INGHAM KENNEL & OBEDIENCE CLUB INC., Ingham, 4th March, 2009, advising that over the Easter weekend (10th to 13th April, 2009), the Club will conduct a major dog obedience and agility event at the Ingham Showgrounds attracting entries from some of the very best obedience and agility dogs and their handlers statewide. The event is advertised in *The Queensland Dog World* February, 2009 edition which is distributed Queensland wide on a monthly basis. Requesting Council to consider providing financial or inkind support toward this event. (041/0023)

Resolved – That Council provide financial assistance in the sum of \$250 as this event fulfills Council's Support for Events Policy.
(Crs. Lynch and Lancini - Carried unanimously)

2. INGHAM GOLF CLUB, Ingham, 2nd March, 2009, advising that the Club will soon be submitting the plans for their new clubhouse (multi-purpose facility with catering facilities for about 80-120 people) to Council for approval. Unfortunately due to the Club's current financial position, the Club has encountered a shortfall in funds of approximately \$100,000 - \$140,000 for the building's construction. Their financial position has been exacerbated as a result of the recent flooding which has prevented them from being able to generate an income from their golf course.

Commending the Local Disaster Management Group on their efforts during the recent flood and the Club is aware that one of the many challenges faced by the Group was locating an appropriate, self-contained facility to accommodate both emergency personnel and evacuees during the flood event.

Advising that when completed, the new clubhouse will be located in an area above historical flood levels and will be conveniently situated close to the hospital and SES building with ample area to accommodate a number of helicopters and other emergency equipment. The Club believes that the clubhouse would be ideally suited as an emergency evacuation facility for the Shire and would be prepared to enter into a Memorandum of Agreement with the Council to formalise their offer.

Requesting Council to consider the Club's proposal, and should Council accept, advising that they would be interested in knowing the following:-

1. Would the Ingham Golf Club be eligible to source Local, State or Federal Government emergency management funding to help us meet our current financial shortfall (\$100,000-\$140,000) for our building's construction?
2. If the Club is eligible, would Council be prepared to support and assist them in sourcing any available funding?

The Club is prepared to meet with Council to share any or all information regarding their current financial position and building plans and regardless of whether Government funding is available, advising that the Club is happy to make their new clubhouse available to the community in a disaster situation. (076/0045)

Resolved – That Council advise that the Club may be eligible for Natural Disaster Mitigation Program (NDMP) funding via a local agency such as the Council and that Council would be prepared to have further discussions in supporting and assisting the Club with their funding application.

(Crs. Kaurila and Lancini - Carried unanimously)

9. **FUNCTION IV – HEALTH & ENVIRONMENT SERVICES**

A. **PROGRAM A – HEALTH SERVICES**

1. FAILURE TO COMPLY WITH INFRINGEMENT NOTICES PURSUANT TO LOCAL LAW No. 13 (OVERGROWN & UNSIGHTLY ALLOTMENTS) 2006.
Consideration of Report to Council from Environmental Health Technical Officer dated 11th March, 2009 requesting Council to review the current policy and discuss the consequent introduction of Infringement Notices to owner / occupiers for failing to comply with notices pursuant to Local Law No. 13 (Overgrown and Unsightly Allotments) 2006.

Resolved – For the purpose of encouraging owner / occupiers to properly maintain allotments resulting in the increased amenity of the Shire and to significantly decrease the cost to Council and the time required by Health Service Regulatory Officers to investigate matters relating to overgrown and unsightly allotments that Council carry out the following:-

1. The current Allotments – Clearing of Overgrowth Policy be reviewed and it be consequently amended to include that:-
As from 1st July, 2009 Council will issue an Infringement Notice to the owner / occupier of an allotment who fails to comply with a notice issued pursuant to Sections 4 and 5 of Local Law No. 13 (Overgrown and Unsightly Allotments) 2006.
2. The wording of notices currently issued pursuant to Sections 4 and 5 of Local Law No. 13 (Overgrown and Unsightly Allotments) 2006 be immediately changed to advise owner / occupiers of the change in policy.
3. Local media outlets to be used to advise Shire residents of the intended change to policy.

(Crs. Lynch and Kaurila - Carried unanimously)

10. FUNCTION III – COMMUNITY SERVICES

A. PROGRAM A – COMMUNITY ASSISTANCE

1. NAIDOC WEEK SCHOOL INITIATIVES, Brisbane, February, 2009, requesting Council's financial support towards the 2009 NAIDOC Week School Initiative Competitions which has been an instrumental school activity during NAIDOC Week for the last seven years. The initiatives provide an educational component on the relevance and importance of NAIDOC Week including: cultural diversity within our communities and friendship and harmony and showcases the pivotal points in Indigenous history and local landmarks. The competitions have brought a coordinated educational component to the week-long celebrations and have been overwhelmingly successful with last year 105,030 entries being received from schools who participated in a variety of competitions. NAIDOC Week for 2009 will be held from the 5th to 12th July, 2009. The initiatives are coordinated with the support of councils, Department of Education, Training and the Arts, Sport & Recreation Queensland, Catholic Education Commission, Department of Education, Employment & Workplace Relations, Department of Health & Ageing along with other state and federal counterparts. Requesting Council to consider providing financial assistance in the sum of \$450 towards the printing and distribution of entry forms for the (colouring-in; short story writing; creative writing and essay writing competitions) and posters that are distributed to all primary and secondary schools within the local government area.

Resolved – That Council provide financial assistance to the sum of \$450 to the NAIDOC Week School Initiatives towards the printing and distribution of entry forms for the colouring-in; short story writing; creative writing and essay writing competitions and posters that are distributed to all primary and secondary schools within the local government area.

(Crs. Lancini and Molachino - Carried unanimously)

B. PROGRAM C – RECREATION

Cr. L. Molachino declared a conflict of interest in Item 2.10.B.1. as he is a member of the Association and left the meeting and did not participate in the recommendation thereon.

1. HERBERT RIVER PASTORAL & AGRICULTURAL ASSN INC., Ingham, 8th March, 2009, requesting Council to provide a detailed costing of the renovations to the Show Societies storage area estimated to be in the sum of \$18,000 and further requesting Council to bear these costs to some extent.

Resolved – That Council include in their 2009/2010 budget deliberations costings to partition an area next to the Show Society's office for storage purposes.

(Crs. Lynch and Kaurila - Carried unanimously)

Cr. L. Molachino returned to the meeting.

11. **FUNCTION I - CORPORATE SERVICES**

A. PROGRAM A – CORPORATE GOVERNANCE

1. **STRATEGIC MANAGEMENT TEAM MEETING MINUTES.**

Consideration was given to a Report of the meetings held on the 11th March, 2009.

The following management issues were discussed:-

1. ORC Meeting Minutes;
2. Employee Leave Policy Review;
3. Recognition of Employee Long Service Policy;
4. Department of Local Government Sustainability Reporting;
5. IT Server Virtualisation Project;
6. Climate Change Local Action Plan;
7. Earth Hour 2009.

Resolved – That the Report be received and noted.

(Crs. Lancini and Molachino - Carried unanimously)

2. **NORTH QUEENSLAND LOCAL GOVERNMENT ASSOCIATION**, Ayr, 4th March, 2009, forwarding Notice of Conference for the Association's upcoming biannual conference to be hosted by Flinders Shire Council from 6th to 8th May, 2009 at the Diggers Entertainment Centre located in Brodie Street, Hughenden. Registrations close on the 24th April, 2009 and agenda items must be submitted by Monday 6th April, 2009. The early deadline will enable the agenda to be available on the Burdekin Shire Council's website one month prior to the conference to allow each Council to discuss agenda items at their own Council meetings prior to the NQLGA Conference. (007/0004)

Resolved – That Council be represented by the Mayor, Cr. G. Giandomenico and Cr. Kaurila at the NQLGA conference.

That the following motion be put forward at the Conference:-

- Power to levy an administrative fee for serving notices on Overgrown Allotments.
- That the State Government ensure onground extension officers are provided in rural areas to assist land managers implement best land management practices and natural resource management principles.

(Crs. Lancini and Lynch - Carried unanimously)

3. **LOCAL GOVERNMENT ASSOCIATION OF QUEENSLAND INC.**, Brisbane, received 11th March, 2009, forwarding Registration Paper for Elected Member Update 2009 advising that a one day program will be held in Townsville on Wednesday 20th May, 2009 at a venue yet to be advised. Registration is \$290 (incl GST) per person or \$275 (incl GST) if three or more people from the one Council attend. Registrations close on the 4th May, 2009. (007/0003)

Resolved - That consideration regarding Councillor representation to the Elected Member Update 2009 be deferred to the April series of meeting.

That the Deputation Day for the 20th May, 2009 be rescheduled to Wednesday 27th May, 2009 in view of the clash of dates with the Elected Member Update.

(Crs. Kaurila and Molachino - Carried unanimously)

4. **HINCHINBROOK YOUTH COUNCIL**, Ingham, undated, thanking Council for agreeing to allow the carryover of the Youth Council's 2008 funds into their 2009 funds and requesting a letter confirming that the funds have been carried over.

Resolved – That the Youth Council budget provision be based on \$5,000 (January – December, 2008) with future years budget allocations being calculated including any unspent funds from 2008 onwards, subject to Council's discretion to review budget allocations each year as part of the formal annual budget process.

(Crs. Kaurila and Lynch - Carried unanimously)

5. DEPARTMENT OF LOCAL GOVERNMENT, SPORT & RECREATION, Brisbane, 12th December, 2008, advising that the Department has developed “*Guidelines for the conduct of informal briefing sessions by local governments*” to provide clarification with regard to the use of briefing sessions.

Resolved – That the advice be received and noted.

That Council direct the Chief Executive Officer to develop a Confidentiality Policy based on the Department Guidelines for consideration at a future Council Meeting.
(*Crs. Lancini and Kaurila - Carried unanimously*)

Cr. P. Lynch declared a conflict of Interest in Item 2.11.A.6. as he is employed by the Hinchinbrook Community Support Centre and is a member of the Transport Development & Solutions Alliance and left the meeting and did not participate in the discussions or recommendation thereon.

6. TRANSPORT DEVELOPMENT & SOLUTIONS ALLIANCE CONFERENCE.
Consideration of request from Jenny Leigh of Transport Development & Solutions Alliance (TDSA) for Council to consider sponsoring the TDSA Conference to be held in Brisbane on the 23rd and 24th April, 2009. The Conference theme is “*the business of community responsive transport*”.

Resolved – That Council sponsor the TDSA Conference by providing satchel inserts in the amount of \$220.
(*Crs. Gianotti and Kaurila - Carried unanimously*)

Cr. P. Lynch returned to the meeting.

B. MISCELLANEOUS CORRESPONDENCE

1. MAX J. CARLYON, Mount Fox, 6th March, 2009, thanking Council and its workers for resurrecting the Mount Fox Road where the damage was extreme but somehow Council's men overcame all the obstacles and gave motorists passage down the mountain. Mr. Carlyon had to make numerous trips to Ingham during the time the men were working and they were always cheerful and gave him free passage after moving their machinery. Also requesting his most genuine thanks to Mayor Pino. (044/0034)
2. HINCHINBROOK CHAMBER OF COMMERCE, INDUSTRY & TOURISM INC., Ingham, 10th March, 2009, thanking Council for approving assistance to the Chamber to undertake photocopying of the Chamber's brochures which are being distributed now. (079/0130)
3. MAYOR'S OFFICE OF THE CITY OF ONKAPARINGA, South Australia, 12th March, 2009, offering sincere sympathy and condolences to the people of Hinchinbrook Shire following the recent devastating floods and advising that they were saddened at the loss of life and property and admire the efforts of the volunteers and non-volunteers who continue to deal with the aftermath. (044/0034)
4. ANDREW CRIPPS MP, MEMBER FOR HINCHINBROOK, Ingham, 13th March, 2009, responding to Council's correspondence regarding Council's priorities during the current State Election campaign and offering his views in relation to:-
 - All tide access to Dungeness;
 - Pontoon at Dungeness Boat Ramp;
 - Our Town Our Future;
 - Flood Free Access Over Palm Creek;
 - Wallaman Falls Accommodation;
 - Airport Emergency Control Centre; and
 - Department of Natural Resources & Water Issues.

5. DEPARTMENT OF MAIN ROADS, Townsville, 17th March, 2009, advising that the Department intends to re-declare the Bruce Highway (Townsville – Ingham) following completion of sections 2 and 3 of the Ring Road Project in Townsville, and recent local government amalgamations. This declaration within Council's local government area, is purely to update the current gazettal and will reflect the latest cadastral information from the Digital Cadastral Data Base and be based on the digital road centreline. Copies of the draft Road Declaration Plans forwarded with this correspondence. Should Council wish to make a submission concerning this proposed re-declaration, they should do so within 30 days from the date of this letter. (105/0002)
6. DEPARTMENT OF NATURAL RESOURCES & WATER, Cairns, 18th March, 2009, advising that the application for a Temporary Road Closure on Costa's Road and Neames Inlet Road described as Lots 1 and 2 on Drawing TSV2008-23 has been withdrawn by the applicant and the case is now closed. (017/0002)

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

C. PROGRAM C – MINUTES OF ORGANISATIONS / COMMITTEES ON WHICH COUNCIL IS REPRESENTED

1. HINCHINBROOK SHIRE YOUTH COUNCIL.
Consideration of Minutes of Hinchinbrook Shire Youth Council Meetings held on 9th and 16th March, 2009.
2. LUCINDA PROGRESS ASSOCIATION INC.
Consideration of Minutes of Lucinda Progress Association Inc. Meeting held on 3rd March, 2009.
3. NORTH QUEENSLAND SPORTS FOUNDATION.
Consideration of Minutes of North Queensland Sports Foundation Meetings held on 21st November, 2008 and 13th March, 2009.

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

12. COUNCILLOR ACTIVITY REPORT

Consideration of Councillor Activity Reports as at the 25th March, 2009 to ensure transparency and public scrutiny of Councillor workload.

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

13. FUNCTION I - CORPORATE SERVICES

A. PROGRAM A – CORPORATE GOVERNANCE

1. PROPOSED 2009 / 2010 COMMERCIAL CHARGES, REGULATORY FEES & OTHER CHARGES – ANIMALS.
Consideration was given to a draft extract schedule of Commercial Charges, Regulatory Fees & Other Charges in relation to Animals for 2009 / 2010.

Resolved – That the draft extract schedule as proposed be adopted for the 2009 / 2010 year.
(Crs. Lynch and Lancini - Carried unanimously)

Manager Engineering Services Bruce Leach entered the meeting at 5.05 p.m.

14. **FUNCTION V - INFRASTRUCTURE MANAGEMENT**

A. **PROGRAM A – TRANSPORT**

1. **OPTIONS FOR THE CONSTRUCTION OF THE INGHAM AIRPORT TERMINAL.**

Consideration of a Report to Council from Manager Technical Support dated 25th March, 2009 regarding options for the construction of the Ingham Airport Terminal.

Resolved – That Council make an offer of \$10,000 to purchase the demountable building from the Gilroy Santa Maria College and negotiate with the College the removal of the building.

(Crs. Lancini and Lynch - Carried unanimously)

15. **MAYORAL MINUTE**

FUNCTION I - CORPORATE SERVICES

A. **PROGRAM A – CORPORATE GOVERNANCE**

1. **CORPORATE IDENTITY POLICY.**

Consideration of Council's Corporate Identity Policy.

Resolved – That Council review the Corporate Identity Policy and any associated operational procedures to ensure that the role of Councillors Corporate Identity Portfolio is clarified and this be conducted during the implementation of the new Corporate Identity.

(Crs. Lancini and Kaurila - Carried unanimously)

16. **FUNCTION II - DEVELOPMENT AND PLANNING**

A. **PROGRAM A – ECONOMIC DEVELOPMENT**

1. **STATUS REPORT ON PROPOSAL TO ACQUIRE STRIP OF LAND FOR ROAD PURPOSES THROUGH REAR OF ROYAL HOTEL PROPERTY.**

Consideration of a Report to Council from Manager Engineering Services dated 31st March, 2009 providing a status report on proposal to acquire a strip of land for road purposes through the rear of the Royal Hotel property.

Resolved – That the Manager Engineering Services continue negotiations with the landholder.

(Crs. Molachino and Lancini - Carried unanimously)

17. **FUNCTION I - CORPORATE SERVICES**

A. **PROGRAM A – CORPORATE GOVERNANCE**

1. **COUNCIL ENTERPRISE BARGAINING NEGOTIATIONS.**

Consideration of Report to Council from Chief Executive Officer tabling the Log of Claims from the employees.

Resolved – That the Report be received, noted and accepted and that the Chief Executive Officer continue negotiations with the workforce and further report back to Council.

(Crs. Molachino and Lancini - Carried unanimously)

3. **GENERAL MEETING BUSINESS**

1. **FUNCTION V - INFRASTRUCTURE MANAGEMENT**

A. **PROGRAM A – TRANSPORT**

1. **HSC 09/05 – SUPPLY OF COVER AGGREGATES.**

Consideration of Report to Council from Works Engineer dated 1st April, 2009 regarding off received for the supply only (at quarry) of various quantities of 7mm, 10mm and 14mm of precoated cover aggregates / precoated screening for Council's Annual Reseal Program.

Resolved – That Council accept Cemex Australia's offer for the supply of cover aggregates for the sum of \$131,089.28.

(Crs. Lancini and Molachino - Carried unanimously)

2. **FUNCTION III – COMMUNITY SERVICES**

A. **PROGRAM C – RECREATION**

1. **TENDER FOR HINCHINBROOK AQUATIC CENTRE LEASE.**

Consideration of Report to Council from Manager Corporate Communications dated 2nd April, 2009 regarding the Tender received for the Lease of the Hinchinbrook Aquatic Centre.

Resolved – That Council accept the Tender submitted by Glen and Lisa White and direct officers to commence negotiations to finalise a new Lease.

(Crs. Lancini and Kaurila - Carried unanimously)

4. **CONCLUSION** – This concluded the business of the meeting which closed at 5.15 p.m.

5. **APPROVED** and adopted this 23rd day of **April, 2009**.

MAYOR