



MINUTES OF THE GENERAL MEETING OF THE HINCHINBROOK SHIRE COUNCIL

HELD IN THE COUNCIL CHAMBERS, INGHAM
ON THURSDAY 20TH AUGUST, 2009
AT 4.00 P.M.

ATTENDANCE

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

APOLOGY

- Apologies for non-attendance were received from Cr. G. Giandomenico and Cr. S.J. Kaurila and it was resolved that leave of absence be granted.

PRAYER

- The Acting Mayor opened the meeting with prayer.

1. MINUTES

- Resolved that the Minutes of the General Meeting held on the 6th August, 2009 and Special Budget Meeting Minutes of the 10th August, 2009 be approved as a correct record of proceedings and be signed by the Mayor.
(Crs. Lynch and Molachino - Carried unanimously)

2. COMMITTEE BUSINESS REPORT -

The Joint Committee submitted a report of meeting held on 18th August, 2009.

Resolved – That the report be received for consideration.

BUSINESS -

1. CEO REPORT OF COUNCILLOR REQUESTS

Consideration of CEO Report of Councillor Requests for the period 30th July, 2009 to 12th August, 2009.

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

2. FINANCIALS

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

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

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

A. **PROGRAM A – ECONOMIC DEVELOPMENT**

1. DEPARTMENT OF ENVIRONMENT & RESOURCE MANAGEMENT, Townsville, 28th August, 2009, seeking Council's views and / or requirements in relation to an application for Permit to Occupy received of an area adjoining Lot 1 on L46927 at Ogg Street, Lucinda. The proposed use of the land is for Residential (extended use and maintenance of garden and lawn). (077/0001)

Resolved - That Council advise the Department that it has no objection to a Permit to Occupy over area adjoining Lot 1 on L46927 at Ogg Street, Lucinda.
(Crs. Molachino and Lynch - Carried unanimously)

4. **WORKS REPORT**

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

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

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

A. **PROGRAM A – ECONOMIC DEVELOPMENT**

1. J. GLINDEMANN, Mt. Fox, 17th July, 2009, seeking approval of the proposed reconfiguration of land (staged subdivision) into four lots of Lot 1 on WU5, Parish of Barrett at Mount Fox Road, Mount Fox. Land is zoned *Rural*. (074/0017)

Resolved - That the Development Application for Reconfiguration (subdivision) into four lots of Lot 1 on WU5, Parish of Barrett be approved subject to the following conditions:-

- (a) Property accesses to Hinchinbrook Shire Council's Standards to be in place to each lot;
- (b) All utility services (phone, water, electricity) are to be separated and wholly located on the block being served;
- (c) Evidence to be furnished to confirm that an electricity supply is available to each lot;
- (d) Evidence to be furnished to confirm that a potable and secure water supply is available to each lot;
- (e) Evidence to be furnished to confirm that sufficient, accessible supply of water is available for fire-fighting purposes to each lot; and
- (f) Payment of a Public Open Space headworks contribution of \$1,555-00.

(Crs. Bosworth and Gianotti - Carried unanimously)

2. L.J. SPROATS, Ingham, 26TH June, 2009, seeking approval of the proposed reconfiguration of land (rearrangement of boundaries) between Lots 23, 24, 25, 34, 35 and 36 on RP703720, Parish of Cordelia at 5 - 9 Warren Street, Ingham. Land is zoned *Residential*. (066/0205)

Further consideration was given to a Report to Council from Manager Engineering Services dated 19th August, 2009 regarding further discussions held between the Manager and the applicant to seek clarification in relation to buffer distances and parking provision.

Resolved - That the Development Application for Reconfiguration (rearrangement of boundaries) between Lots 23, 24, 25, 34, 35 and 36 on RP703720, Parish of Cordelia be approved subject to the following conditions:-

- (a) Development is to be generally as set out in the proposal plan with minor reworking of proposed boundaries such that a minimum separation of 10 metres between the outermost projection of the existing Hotel and allotment boundaries is achieved;
- (b) Property accesses to be constructed to Hinchinbrook Shire Council's Standards and redundant accesses removed;
- (c) All utility services (telephone, water, and electricity) are to be separated and wholly located on the particular lot being served;
- (d) 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 levels;
- (e) Provision of works required to provide sewerage to service to each lot;
- (f) Prior to commencement of subdivision works, the Applicant is to submit a detailed landscaping and recreation area plan that meets the Hinchinbrook Shire Planning Scheme's requirements for Council's consideration and approval. Such works is to be provided as part of this approval;
- (g) Prior to commencement of subdivision works, the Applicant is to submit a detailed drawing showing provision of 19 off street car parking spaces, manoeuvring space and access, that meets the Hinchinbrook Shire Planning Scheme's requirements for Council's consideration and approval. Such works is to be provided as part of this approval; and
- (h) Prior to commencement of works, the Applicant is to submit a proposal regarding creation of new lots in the mapped flood area, that meets the Hinchinbrook Shire Planning Scheme's requirement for Council's consideration and approval. Such works is to be provided as part of this approval.

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

3. KHA DEVELOPMENT MANAGERS, Townsville, 22nd May, 2009, on behalf of **B.K. & J.A. Fenoglio** seeking approval for the proposed Material Change of Use – Impact Assessment - Multiple Unit Development (3 units) over Lot 2 on RP703723, Parish of Cordelia at 22 Eleanor Street, Ingham. Land is zoned *Residential*. (058/0282)

Resolved – That conditional approval be granted for the proposed Material Change of Use – Impact Assessment – Multiple Unit Development over Lot 2 of RP703723, Parish of Cordelia for the following reasons:-

- (a) The proposed development does not conflict with the residential zone code.

That the approval be subject to the following conditions:-

- (a) Development is to be carried out generally in accordance with the submitted plans, TAY150/1 to 6;
- (b) Property access/invert crossing is to be constructed to Hinchinbrook Shire Council Standards. The existing redundant access is to be removed and the kerb reinstated;
- (c) All stormwater is to be directed to either the kerb and channel or underground systems or otherwise approved legal point of discharge, as applicable. Any new kerb and channelling, pits, sections of underground line, or other ancillary works, are to be to Hinchinbrook Shire Council Standards;
- (d) Payment to the Council of water headworks contribution of \$2,332-50 (1.50 x ETU's additional);
- (e) Payment to the Council of sewerage headworks contribution of \$2332-50 (1.50 x ETU's additional); and
- (f) Payment to the Council of Public Open Space contribution of \$2332-50 (1.50 x ETU's additional).

(Crs. Bosworth and Molachino - Carried unanimously)

4. J.R., M.K., G.C. & I.L. GIRGENTI, Victoria Estate, 16th June, 2009, seeking approval for the proposed Material Change of Use – Impact Assessment – Develop Rural Zoned Land for Subdivision Purposes over Lot 4 on SP140422, Parish of Cordelia at Lot 4 Four Mile Road, Ingham. Land is zoned *Rural*. (058/0284)

Resolved – That proposed Material Change of Use – Impact Assessment – Develop Rural Zoned Land for Subdivision Purposes of Lot 4 on SP140422, Parish of Cordelia be refused for the following reasons:-

- (a) The proposed development is inconsistent with the Rural Zone Code;
- (b) The Application is a one off reconfiguration of a large block which does not represent orderly residential development for the shire;
- (c) The proposed reconfiguration is inconsistent with the Hinchinbrook Shire Planning Scheme in regard to lot sizes in the Rural Zone; and
- (d) The proposed development is inconsistent with the State Planning Policy 1/92.
(*Crs. Gianotti and Lynch - Carried – Cr. Bosworth recorded her vote against the motion*)

6. FUNCTION V - INFRASTRUCTURE MANAGEMENT

A. PROGRAM A – TRANSPORT

1. LUCINDA BUS SHELTERS.

Consideration of Report to Council from Manager Engineering Services dated 12th August, 2009, regarding Lucinda Progress Association's request for a new bus shelter at the old Pearson Street site and in front of Wanderers Holiday Village with the existing Patterson Parade / Ferrero Street shelter to remain.

Resolved - That Council advise the Lucinda Progress Association that it has accepted their proposal and is to install the proposed new shelter in Pearson Street as it is able to and the proposed shelter adjacent Wanderers Holiday Village, as funding becomes available.

(*Crs. Molachino and Bosworth - Carried unanimously*)

2. GEOFF FEATHER, Lucinda, 6th August, 2009, expressing his concern regarding the ongoing safety and misuse of the unconstructed area of Ogg Street, Lucinda. Advising that as this road is not formed there are issues with dust, and in wet conditions the storm water lies on the corner of Carr Crescent and Ogg Street as there is nowhere else for the water to go. Inconsiderate residents are using this area as main access into their home when they have front access, and in wet conditions cause ruts and damage and dry conditions causing dust to the neighbouring properties. These same residents are also clearing native land by knocking down trees. Also advising that on the 2nd July, 2009 unaware to the Council, an unknown party pushed a "fire break" through to the end of Ogg Street from Carr Crescent further damaging the land. Horses, motor bikes and four wheelers now also use this area and he is concerned for the safety of these people and their animals. Requesting Council to close the road until such time Council is able to properly seal and kerb Ogg Street right through. (017/0013)

Resolved – That Council advise that it has no objection to a temporary road closure of that section of Ogg Street, Lucinda adjacent to Mr. Feather's property.

(*Crs. Molachino and Bosworth - Carried unanimously*)

B. PROGRAM C – TECHNICAL SERVICES

1. SITING RELAXATION APPLICATION – DELEGATION OF AUTHORITY FOR CERTAIN APPLICATIONS.

Consideration of Report to Council from Infrastructure Engineer dated 7th August, 2009 requesting Council's consideration of granting delegation authority to the Manager Engineering Services to decide straightforward Siting Relaxation Applications for residential buildings.

Resolved – That Council delegate authority to the Manager Engineering Services, for the decision making of straightforward Siting Relaxation Applications for residential buildings which includes:-

- **Class 1 (e.g. Dwellings)**
 - ☑ Seeking front boundary setback relaxation of extensions in-line with existing structure;
 - ☑ Requesting side and / or rear boundary setback of more than 750 mm or extensions in-line with existing structure; and
 - ☑ Requesting side and / or rear boundary setback when mean height of structure is less than 4.5 m.

- **Class 10 (e.g. Sheds)**
 - ☑ Seeking front boundary setback relaxation of extensions in-line with existing structure;
 - ☑ Requesting side and / or rear boundary setback of more than 750 mm when structure is to be built from non-maintenance free material or extensions in-line with existing structure;
 - ☑ Requesting side and / or rear boundary setback of more than 0 mm when structure is to be built from maintenance free material.
 - ☑ Requesting side and/or rear boundary setback when mean height of structure is less than 4.0 m; and
 - ☑ Requesting side and/or rear boundary setback when the combined length of structure / s is less than 12.0 m.

(Crs. Gianotti and Bosworth - Carried unanimously)

2. SITING RELAXATION APPLICATION – 53 LEICHHARDT STREET, ALLINGHAM.
Consideration of a Report to Council from Infrastructure Engineer dated 31st July, 2009 in relation to a Siting Relaxation Application received for a proposed shed approximately 9m x 12m x 3.9m, 0.5m from the side boundary at 53 Leichhardt Street, Allingham.

Resolved – That Council approve the Siting Relaxation Application of Mr. S. Lahtinen, on the grounds that the proposed shed is not expected to impact on the daylight and ventilation to habitable rooms on the concerned lots, or adversely impact on the amenity of surrounding properties.

3. SITING RELAXATION APPLICATION – 2 LYONS STREET, INGHAM.
Consideration of a Report to Council from Infrastructure Engineer dated 31st July, 2009 in relation to a Siting Relaxation Application received for a proposed extension to an existing house and a proposed shed at 2 Lyons Street, Ingham.

Resolved – That Council approve the Siting Relaxation Application of A. & M. Carmelito, on the grounds that the proposed extension to the house and proposed shed are expected to facilitate acceptable streetscape and unlikely to impact on the outlook and views of neighbouring residents.

4. SITING RELAXATION APPLICATION – 122 PATTERSON PARADE, LUCINDA.
Consideration of a Report to Council from Infrastructure Engineer dated 6th August, 2009 in relation to a Siting Relaxation Application received for a proposed shed approximately 9m x 7m x 3.6m, a minimum 0.5m from the side boundary at 122 Patterson Parade, Lucinda.

Resolved – That Council approve the Siting Relaxation Application of J. Stevens, on the grounds that the proposed shed is not expected to impact on the daylight and ventilation to habitable rooms on the concerned lots, or adversely impact on the amenity of surrounding properties.

*That all of the recommendations contained in Infrastructure Management – Technical Services 2.6.B.2. and 2.6.B.4. be adopted.
(Crs. Bosworth and Molachino – Carried unanimously)*

5. INGHAM STATE HIGH SCHOOL, Ingham, 10th August, 2009, advising with regret that the School is unable to continue with the proposed construction of units in Fraser Street. While the School's desire to participate remains very strong, unfortunately due to the passage of time the School's staffing arrangements for 2010 a project manager to oversee the project is not able to be appointed. Further advising that the School still recognises the value of this project and should circumstances change in the future, they would welcome the opportunity to reform the project partnership. Thanking Council for their support of the project over the last two years. (058/0274)

Resolved – That Council receive and note the advice and investigate the option of selling the land as one parcel.

(Crs. Bosworth and Lynch - Carried unanimously)

6. CONCERNS RAISED WITH THE ABILITY TO INSTALL RURAL NUMBERING ALONG EWAN ROAD, MT. FOX.

Consideration of Report to Council dated 11th August, 2009, seeking Council's direction in relation to concerns raised with the ability to install rural numbering along Ewan Road, Mt. Fox.

Resolved – That Council defer consideration pending discussions with the Charters Towers Regional Council.

(Crs. Molachino and Bosworth - Carried unanimously)

C. PROGRAM E – BUILT ENVIRONMENT

1. DEPARTMENT OF ENVIRONMENT & RESOURCE MANAGEMENT, Townsville, 28th July, 2009, requesting Council's views and / or requirements in relation to an application received by the Department for a Riverine Quarry Material Allocation received from Mr. Peter Giandomenico. The application is for the extraction of up to 8,000 cubic metres per year of sand from the bed of the Herbert River adjacent to Lot 4 on RP707788 and Lot 5 on RP749050. Access to the site is via Abergowrie Road, through these properties via an existing access track through to the bed of the Herbert River. Removals are proposed from a point bar deposit adjacent to the river bank and the type of deposit being targeted is generally in keeping with departmental objectives for river management. There are existing, smaller scale operators at this site. (034/0003)

Resolved - That Council advise the Department that it has no objection to the Riverine Quarry Material Allocation and has no requirements in relation to the application.

(Crs. Gianotti and Lynch - Carried unanimously)

2. TOWNSVILLE CITY COUNCIL – EMERGENCY MANAGEMENT UNIT, Townsville 3rd August, 2009, requesting Council's consideration of participating in a 3 year cyclone season billboard advertising campaign using 5 billboards, one in Burdekin Shire area south of Ayr, one in Hinchinbrook Shire area north of Ingham, and 3 in the Townsville Council area at a cost of \$3,000 + GST per year for rental and \$1,000 + GST per year for production / install.

Resolved – That Council participate in the regional billboard promotion to promote cyclone season awareness.

(Crs. Lynch and Molachino - Carried unanimously)

7. FUNCTION IV – HEALTH & ENVIRONMENT SERVICES

A. PROGRAM B – ENVIRONMENTAL SERVICES

1. WALLABY MANAGEMENT PLAN.

Consideration of Report to Council from Environmental Health Officer dated 29th July, 2009 seeking Council direction in relation to a Wallaby Management Plan and report from private sector consultant AECOM Australia Pty. Ltd. regarding the development of a Plan.

Resolved – That Council distribute the plan to the stakeholders and convene a meeting with the stakeholders to discuss the future action of wallaby management.

(Crs. Lynch and Bosworth - Carried unanimously)

2. CLEAN UP AUSTRALIA DAY – OCTOBER, 2009.

Consideration of Report to Council from Environmental Health Officer dated 30th July, 2009 seeking Council direction in relation to participation in Clean Up Australia in October, 2009 as Council did not participate in the campaign in March, 2009 due to the February, 2009 floods. Also seeking Council direction in relation to a suggested new initiative of Clean Up our Shire Week to be run in conjunction with the Clean Up Australia campaign.

Resolved – That Council indicate it wishes to participate in Clean Up Australia in October, 2009 and the "Clean up our Shire" initiative.

That Council indicate to Clean Up Australia that it only supports the one event per year.

(Crs. Bosworth and Molachino - Carried unanimously)

8. **FUNCTION III – COMMUNITY SERVICES**

A. **PROGRAM A – COMMUNITY ASSISTANCE**

Cr. G. Gianotti declared a conflict of interest in Item 2.8.A.1. however did not leave the meeting.

1. INGHAM TENNIS ASSOCIATION, Ingham, 10th August, 2009, advising that the Association is hosting the annual round of the Junior Master on the 15th and 16th August, 2009 to be conducted by a junior tennis coordinator. The event is expected to attract over 100 players many of which will travel to Ingham from Cairns to Mackay. Requesting Council to consider providing financial support to the event. (012/0002)

Resolved – That as the event qualifies under Council's Support for Events Policy, Council provide financial assistance to the Association in the sum of \$250 (excl. GST).

That it be noted that the Ingham Tennis Association has received financial assistance in this calendar year, however this was a North Queensland Junior Master Competition hosted by the Association.

(Crs. Bosworth and Molachino - Carried unanimously)

2. INGHAM TOASTMASTERS, Ingham, 30th July, 2009, advising that Ingham Toastmasters was chartered 40 years ago and many of the community's prominent successful business people have been or are a current member of this distinguished organisation. The Club will celebrate this achievement on the 12th September, 2009 at the Royal Hotel with Toastmaster Members being invited from all over Queensland. Requesting Council's financial assistance of the celebrations to assist the Club promote the event and cover expenses. (007/0012)

Resolved – That as Ingham Toastmasters celebrations fulfil Council's Support for Events Policy guidelines, Council provide the sum of \$250.

(Crs. Bosworth and Lynch - Carried unanimously)

Cr. A.J. Lancini declared a conflict of interest in Item 2.8.A.3., however did not leave the meeting.

3. HINCHINBROOK YOUTH COUNCIL, Ingham, received 30th July, 2009, advising that the Hinchinbrook Youth Council and the Youth Network will host a three day (Friday Night, Saturday and Sunday) Regional Youth Conference in Ingham in early November with 120 youth attending from the Burdekin, Charters Towers and Townsville region. This conference is a "Life Skills" conference with such things as CPR drug and alcohol overdose recognition, car maintenance, healthy living and lifestyle, and self protection are just some of the topics to be covered as well as a tour of the Tyto Wetlands. A date is yet to be finalised pending the outcome of another booking at the Showgrounds.

Requesting Council to consider waiving the fee (or part thereof) for the hire of the Ingham Showgrounds which is required to sleep and feed the youth overnight on Friday and Saturday nights, together with access to the showers, toilets and kitchen for the weekend. Local caterers would also be using these facilities.

Further advising that everything required to host the conference will be accessed locally except for one presenter and the Police has been approached to date regarding security and funding has been secured to pay for this.

Also requesting Council's suggestions as to where the Youth Council can access mattresses as these are required for sleeping arrangements also.

It was noted that the Youth Council have advised the event has been postponed until early March, 2010.

Resolved – That Council donate the sum of \$510 to the Youth Council in support of the event.

That Council provide those mattresses from the flood emergency earlier in the year to the Youth Council.

(Crs. Lynch and Molachino - Carried unanimously)

Cr. D.M. Bosworth declared a material personal interest in Item 2.8.A.4. and left the meeting and did not participate in the discussions or resolution thereon.

4. HERBERT RIVER GUN CLUB, Ingham, 12th August, 2009, advising that the Club will host the Northern Zone Clay Target Coaching Weekend on the 29th and 30th August, 2009 with Graeme Boyd (Australian Coaching Coordinator for the ACTA) providing his services for the weekend and whose presence will attract junior and senior shooters from all over North Queensland for his guidance. Requesting Council's financial support in hosting this event which is directed at the Junior shooters in the region. Further advising that the Club has the largest number of juniors of any Clay Target Club in Queensland and this coaching can only improve the support in the region. Also forwarding letters from the Queensland Clay Target Association and newspaper articles from last years coaching weekends.

Resolved – That as the event qualifies under Council's Support for Events Policy, Council provide financial assistance to the Association in the sum of \$250 (excl. GST).

That it be noted that the Herbert River Gun Club has received financial assistance in this calendar year, however this event is a Northern Zone Clay Target Coaching Weekend hosted by the Club.

(Crs. Molachino and Gianotti - Carried unanimously)

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

5. ANDELAIN NOTTING, Ingham, 12th August, 2009, advising that she is 15 years old and recently became eligible to represent the Ingham State High School and the Shire of Hinchinbrook in the Apex Australia Teenage Fashion Awards in Brisbane on the 12th September, 2009. This event will be televised on Foxtel as was it last year when the School won the section. Further advising that she will be modelling her Merry Go Round in the wearable art section and requesting Council to consider providing financial assistance towards the cost of transporting her artwork and travelling to the Awards. Also advising that she is selling raffle tickets and carrying out her own fundraising. (012/0002)

Resolved – That as this event fulfils Council's Support for Achievement Policy, Council provide financial assistance in the sum of \$250 to Miss. Notting.

6. REBECCA ZATTA, Ingham, 4th August, 2009, advising that she has been selected in the girls 14 years North Queensland Team to attend the 2009 Vikings National School Futsal Championships at Albury / Wodonga from the 28th September to 2nd October, 2009. Requesting Council to consider providing financial assistance towards her costs involved in representing the Ingham State High School and district. Further advising that this year she has represented North Queensland at the State Swimming Titles and Herbert River at the State Netball Titles. (012/0002)

Resolved – That as the 2009 National School Futsal Championships fulfil Council's Support for Achievement Policy guidelines, Council provide the sum of \$250 to Miss. Rebecca Zatta.

7. OLIVIA ZATTA, Ingham, 10th August, 2009, advising that she has been selected in the girls U/13 years North Queensland Team to attend the 2009 Vikings National School Futsal Championships at Albury / Wodonga from the 28th September to 2nd October, 2009. Requesting Council to consider providing financial assistance towards her costs involved in travelling to the Championships. Further advising that she has been travelling to Townsville for weekly training sessions. (012/0002)

Resolved – That as the 2009 National School Futsal Championships fulfil Council's Support for Achievement Policy guidelines, Council provide the sum of \$250 to Miss. Olivia Zatta.

That all of the recommendations contained in Community Services – Community Assistance 2.8.A.5. and 2.8.A.7. be adopted.

(Crs. Gianotti and Molachino – Carried unanimously)

8. HINCHINBROOK COMMUNITY SUPPORT CENTRE, Ingham, 11th June, 2009, thanking Council for support over the past twelve months and requesting Council to continue its financial support into the 2009 / 2010 financial year. (012/0002)

Resolved – That Council provide the sum of \$32,672 to the Hinchinbrook Community Support Centre for the 2009 / 2010 financial year.

9. AUSTRALIAN ITALIAN FESTIVAL ASSOCIATION INC., Ingham, 12th June, 2009, seeking Council sponsorship towards the 2010 16th Australian Italian Festival. Advising that the 2009 Festival proved to be successful after being moved to the Pavilion side of the Ingham Showgrounds, however with the ever increasing costs associated with the event, sponsorship such as Council's contribution is especially critical. (012/0002)

Resolved – That Council provide the sum of \$45,000 to the Australian Italian Festival together with \$9,000 inkind support for the 2010 Festival.

That all of the recommendations contained in Community Services – Community Assistance 2.8.A.8. and 2.8.A.9. be adopted.

(Crs. Gianotti and Molachino – Carried unanimously)

Cr. P. Lynch declared a conflict of interest in Item 2.8.A.10., however did not leave the meeting.

10. ROTARY MARAKA FESTIVAL, Ingham, 14th May, 2009, advising that the 2009 Rotary Maraka Festival will be held between 24th and 31st October, 2009 which will celebrate 50 years of Maraka with the first festival being held in 1958. Requesting Council to continue its sponsorship of the festival and advising that the Committee has reserved Major Sponsorship for Council of the Mardi Gras which gives Council sole naming rights for the event. (012/0002)

Resolved – That Council provide the sum of \$4,000 to the Rotary Maraka Festival together with \$7,500 inkind support including fireworks for the 2009 Festival.

(Crs. Gianotti and Molachino - Carried unanimously)

B. PROGRAM C – RECREATION

1. HINCHINBROOK AQUATICS – L. & G. WHITE, Ingham, 26th July, 2009, thanking Council for recently inspecting the Hinchinbrook Aquatic Centre and associated facilities and advising Council of a number of priorities that need to be addressed at the Centre in the future. Requesting Council to consider providing the following acquisitions and upgrades, listed in priority order:-

1. Safety Equipment as per Royal Lifesaving Society Requirements (State of the Industry: Aquatic Facility Safety Assessments 2008):-

- Spinal Board and a set of rigid extrication (cervical) collars;

2. Securing of Kiosk counter area; preferably a pull down grille, which allows the Kiosk counter area to remain open when attended and quickly secured when required;

3. Provision of shade over 25 mtr pool;
4. Provision of shade over southern end of 50 mtr pool; and
5. Refurbishment of kitchen, bathroom and toilet of manager's residence.

Resolved – That the Pool Lessee be advised of the following:-

1. Council will ensure that safety equipment is provided in accordance with the Royal Lifesaving Society Requirements;
2. Council will investigate options of providing kiosk counter security for further discussion with the Lessee;
3. Provision of shade over the 25 mtr pool and southern end of the 50 mtr pool will depend on the availability of appropriate Government grant programs for shade structures;
4. Further discussions be held with the Lessee regarding refurbishment of the residence and intended use.

(Crs. Bosworth and Lynch - Carried unanimously)

2. DENNIS CAPRA, Ingham, 5th August, 2009, seeking permission to hire the Halifax Community Hall on Saturday 12th September, 2009 from 6.00 p.m. until 1.00 a.m. the following morning for his and Cedric Geesu's birthday party. Advising that alcohol will be on the premises as BYO as well as a band and assuring Council that the terms and conditions for hire of the hall will be adhered to.

Resolved – That Council permit the use of the Halifax Community Hall on Saturday 12th September, 2009 from 6.00 p.m. until 1.00 a.m.

3. CHERYL EVANS, 6th August, 2009, seeking permission to hire the Halifax Community Hall on Saturday 14th November, 2009 for her partners 50th birthday party. Advising that alcohol will be on the premises as well as a band and 50 to 60 people will be invited including members of the Hinchinbrook SES group and Ingham business owners.

Resolved – That Council permit the use of the Halifax Community Hall on Saturday 14th November, 2009.

That all of the recommendations contained in Community Services – Recreation 2.8.B.2. and 2.8.B.3. be adopted.

(Crs. Bosworth and Molachino – Carried unanimously)

9. FUNCTION I - CORPORATE SERVICES

A. PROGRAM A – CORPORATE GOVERNANCE

1. STRATEGIC MANAGEMENT TEAM MEETING MINUTES.
Consideration was given to the Minutes of the SMT Meeting held on the 12th August, 2009.

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

2. STATEWIDE CONDUCT REVIEW PANEL LIST.
Consideration to appoint the Local Government Association of Queensland "Statewide Conduct Review Panel List" as Council's pool of qualified people from which Council can appoint a Conduct Review Panel under Section 250Z of the *Local Government Act*.

Resolved – That Council appoint the LGAQ State Wide Conduct Review Panel List (Jan 09) (as published by the LGAQ on LGOnline from time to time) as Council's Conduct Review Panel Pool required under Section 250Z of the *Local Government Act*.

(Crs. Gianotti and Lynch - Carried unanimously)

3. LOCAL GOVERNMENT ACT – ADDITIONAL ROLES OF MAYOR.
Consideration of delegating power to the Mayor under Section 231 (1) of the *Local Government Act* to exercise executive or operational power to act under Section 250U of the *Local Government Act* in the event that the Chief Executive Officer is unable to act.

Resolved – That Council delegate to the position of Mayor power to take action under Section 250U of the *Local Government Act* to be exercised only in the event that the Chief Executive Officer is prevented from taking such action due to having a material personal or conflict of interest in the matter under investigation.

(Crs. Gianotti and Molachino - Carried unanimously)

4. NORTH QUEENSLAND LOCAL GOVERNMENT ASSOCIATION, Ayr, 28th July, 2009, advising that the Association resolved to forward to all Member Councils a copy of a letter received by the NQLGA from Mrs. Beth Honeycombe, Chairman of Tropical Medical Training (TMT), requesting the Association's assistance. Mrs. Honeycombe's letter advises that TMT is a not-for-profit public company established to deliver vocational General Practice education and training. TMT finds placement for their GP Registrars with General Practitioners and hospitals in communities across North Queensland. The company is seeking the support of local authorities to take responsibility for seeking out and making welcome General Practice Registrars who undertake training in their local hospitals or medical practices.

Further advising that the Executive resolved to write to all Member Councils requesting feedback on each Council's policy for welcoming new medical practitioners and trainees to their community, and as soon as all Council responses are received by the Association they will be collated and feedback provided back to TMT. (007/0004)

Resolved – That consideration be deferred to next Committee Meeting on Tuesday 8th September, 2009 pending receipt of further information.

(Crs. Bosworth and Lynch - Carried unanimously)

5. NORTH QUEENSLAND LOCAL GOVERNMENT ASSOCIATION, Ayr, 29th July, 2009, forwarding Notice of Conference for the Association's upcoming biannual conference to be hosted by Whitsunday Regional Council from the 4th to 6th November, 2009. Advising that Registrations close on Friday 2nd October, 2009 and agenda items must be submitted as a Word document by Friday 25th September, 2009. (007/0004)

Resolved - That Council be represented by the Mayor, Cr. Pino Giandomenico and one other Councillor yet to be decided at the North Queensland Local Government Association Conference in Airlie Beach from the 4th to 6th November, 2009.

(Crs. Gianotti and Bosworth - Carried unanimously)

B. MISCELLANEOUS CORRESPONDENCE

1. NORTH QUEENSLAND SPORTS FOUNDATION, Townsville, 27th July, 2009, advising that Board will maintain Council levies at the same rate as last year which is 20.48c per capita, and therefore for the 2009 / 2010 financial year, based on a population figure of 12,194, the levy fro the Hinchinbrook Shire Council will be \$2,747.06 (incl. GST). Also advising that the 14th Suncorp North Queensland Games will be held in Cairns from the 9th to 12th April, 2010 which will be held outside of the Easter period for the second time. The Commander Centre North Queensland Sportstar Awards will be held in Home Hill on Saturday 13th March, 2010 and the Foundation is now seeking expressions of interest for the future hosting of the 2011 Sportstar Awards. Further advising that 32 BHP Cannington Sport Development bursaries were awarded from a total of 16 Councils, and the date for the 2011 Western Games in Mount Isa has not yet been set, however the Board will continue to support this event. (079/0025)
2. BURDEKIN SHIRE COUNCIL, Ayr, 29th July, 2009, forwarding copy of correspondence sent to the Local Farmers Market Working Group and Steering Committee Members regarding the Working Group's resolution to approach the NQACC to seek funds of \$5,000 to support further research into the viability of local farmers markets in the NQ5 region, which funds are additional to the \$20,000 already received from BluePrint for the Bush.

Further advising that NQACC has agreed to provide the requested funding, subject to a final project report being made available to each of the constituent shires in the NQACC region, and to the regional development organisations MITEZ and Gulf Savannah Development, in view of the potential for these findings to help build further capacity in the region for similar initiatives.

The funds will be utilised to cover the costs for an appropriate qualified consultant to undertake the work and will cover such expenses as accommodation, consultancy fees, meals, and preparation time.

3. CHILDREN'S CANCER INSTITUTE AUSTRALIA, Randwick, 29th July, 2009, thanking Council for its support of the Big Q Townsville to Cairns Bike Ride 2009 and forwarding official receipt. (007/0048)
4. HERBERT RIVER GUN CLUB, Ingham, 12th August, 2009, thanking Council for its support of the Club's annual Clay Target Shoot which on the Saturday saw 46 shooters and Sunday brought a record number of 54 shooters with competitors travelling from the Burdekin, Charters Towers, Townsville, Normanton and as far south as Shepparton, Victoria. Shooters and their families specifically enjoyed the opportunity to attend other Shire events on the same weekend such as the Open Garden Tour and the PBR Bull Ride. Also thanking Council for the cleaning assistance offered to the Club following the record flood earlier this year which was not required.

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

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

1. LUCINDA PROGRESS ASSOCIATION.
Consideration of minutes of the Lucinda Progress Association held on the 27th July, 2009.
2. TREBONNE ACTION GROUP.
Consideration of minutes of the Trebonne Action Group held on the 11th June, 2009.

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

10. COUNCILLOR ACTIVITY REPORT

Consideration of Councillor Activity Reports as at the 12th August, 2009 to ensure transparency and public scrutiny of Councillor workload.

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

11. FUNCTION III – COMMUNITY SERVICES

A. PROGRAM C – RECREATION

1. FORREST BEACH SHOP LEASE.
Consideration of Report to Council from Manager Corporate Communications dated 18th August, 2009 regarding tender received for the Forrest Beach Shop Lease and seeking Council's direction in relation to accepting the offer.

Resolved – That Council accept the offer and finalise the contract for the Forrest Beach Shop Lease.
(Crs. Lynch and Molachino - Carried unanimously)

3. GENERAL MEETING BUSINESS

1. FUNCTION V – INFRASTRUCTURE MANAGEMENT

A. PROGRAM A – TRANSPORT

1. QUEENSLAND TRANSPORT, Brisbane, 14th August, 2009, advising that Council's application under the Regional Airport Development Scheme (RADS) for the 2009 / 2010 financial year to reseal the airport was unsuccessful and the 2010 / 2011 round of RADS funding is open and will close on the 30th November, 2009.

Resolved – That Council authorise the Manager Engineering Services to obtain an independent assessment of the state of the bitumen seal at the Ingham Airport.
(Crs. Lynch and Gianotti - Carried unanimously)

B. PROGRAM C – TECHNICAL SERVICES

1. **MERCER LANE STREETScape IMPROVEMENTS**

Consideration of update of progress of Mercer Lane Streetscape project from Manager Engineering Services including information on three (3) tenders received for the fabrication and erection of the Mercer Lane structure (excluding roofing, foundations and paving).

Resolved – That Corradini Engineering be awarded the contract based on price and being able to meet with the necessary timeline.
(Crs. Lynch and Molachino - Carried unanimously)

C. PROGRAM A – CORPORATE GOVERNANCE

1. **LOWER HERBERT WATER MANAGEMENT AUTHORITY**, Ingham, 18th June, 2009, forwarding Tax Invoice for Council's contribution towards the operations and maintenance of the Lower Herbert Water Management Authority drainage services provided to urban areas in the sum of \$40,000 for the 2009 / 2010 financial year.

Resolved – That Council provide funding in the sum of \$40,000 to the Lower Herbert Water Management Authority for the 2009 / 2010 financial year.
(Crs. Bosworth and Gianotti - Carried unanimously)

4. **CONCLUSION** – This concluded the business of the meeting which closed at 5.20 p.m.

5. **APPROVED** and adopted this 10th day of **September, 2009**.

ACTING MAYOR