



MINUTES

Wednesday, 26 October 2022

Ordinary Council Meeting

**MINUTES OF MAREEBA SHIRE COUNCIL
ORDINARY COUNCIL MEETING
HELD AT THE COUNCIL CHAMBERS
ON WEDNESDAY, 26 OCTOBER 2022 AT 9:00AM**

1 MEMBERS IN ATTENDANCE

Cr Angela Toppin (Mayor), Cr Kevin Davies, Cr Mary Graham, Cr Lenore Wyatt, Cr Lachlan (Locky) Bensted, Cr Daniel (Danny) Bird, Cr Mario Mlikota

2 APOLOGIES/LEAVE OF ABSENCE/ABSENCE ON COUNCIL BUSINESS

Nil

3 BEREAVEMENTS/CONDOLENCES

A minute's silence was observed as a mark of respect for those residents who passed away during the previous month.

4 DECLARATION OF CONFLICTS OF INTEREST

Cr Mlikota declared a prescribed conflict of interest in relation to *ITEM 8.1 H & J Bottcher - Reconfiguring a Lot - Subdivision (1 into 2 lots) - Lot 34 on RP733269 - 91 Pine Close, Bibohra - RAL/22/0014* as his daughter is employed by the Town Planner lodging the application. Cr Mlikota advised that as a result of this conflict he will leave the meeting whilst the matter is considered and voted on.

5 CONFIRMATION OF MINUTES

RESOLUTION 2022/201

Moved: Cr Mario Mlikota

Seconded: Cr Lenore Wyatt

That the minutes of Ordinary Council Meeting held on 21 September 2022 be confirmed.

CARRIED

6 BUSINESS ARISING OUT OF MINUTES OF PREVIOUS MEETING

Nil

7 DEPUTATIONS AND DELEGATIONS

Nil

At 9:02 am, Cr Mario Mlikota left the meeting.

8 CORPORATE AND COMMUNITY SERVICES

8.1 H & J BOTTCHER - RECONFIGURING A LOT - SUBDIVISION (1 INTO 2 LOTS) - LOT 34 ON RP733269 - 91 PINE CLOSE, BIBOOHRA - RAL/22/0014

RESOLUTION 2022/202

Moved: Cr Daniel (Danny) Bird

Seconded: Cr Lachlan (Locky) Bensted

1. That in relation to the following development application:

APPLICATION		PREMISES	
APPLICANT	H & J Bottcher	ADDRESS	91 Pine Close, Biboohra
DATE LODGED	17 August 2022	RPD	Lot 34 on RP733269
TYPE OF APPROVAL	Development Permit		
PROPOSED DEVELOPMENT	Reconfiguring a Lot - Subdivision (1 into 2 lots)		

and in accordance with the Planning Act 2016, the applicant be notified that the application for a development permit for the development specified in (A) is:

Approved by Council in accordance with the approved plans/documents listed in (B), subject to assessment manager conditions in (C), assessment manager’s advice in (D), relevant period in (E), further permits in (F), and further approvals from Council listed in (G);

And

The assessment manager does not consider that the assessment manager’s decision conflicts with a relevant instrument.

APPROVED DEVELOPMENT: Development Permit for Reconfiguring a Lot - Subdivision (1 into 2 lots)(B) APPROVED PLANS:

Plan/Document Number	Plan/Document Title	Prepared by	Dated
9132-LL4 Rev A	Proposed Reconfiguration of Lot 34 on RP733269 (1 lot into 2 lots)	Twine Surveys Pty Ltd	10.8.2022

(C) ASSESSMENT MANAGER’S CONDITIONS (COUNCIL)

(a) Development assessable against the Planning Scheme

1. Development must be carried out generally in accordance with the approved plans and the facts and circumstances of the use as submitted with the application, and subject to any alterations:
 - found necessary by the Council’s delegated officer at the time of examination of the engineering plans or during construction of the development because of particular engineering requirements; and

- to ensure compliance with the following conditions of approval.

2. Timing of Effect

- 2.1 The conditions of the development permit must be complied with to the satisfaction of Council's delegated officer prior to the endorsement of the plan of survey for the development, except where specified otherwise in these conditions of approval.

3. General

- 3.1 The development approval would not have been issued if not for the conditions requiring the construction of infrastructure or the payment of infrastructure charges/contributions within the conditions of approval.
- 3.2 The applicant/developer is responsible for the cost of necessary alterations to existing public utility mains, services or installations required by works in relation to the proposed development or any works required by condition(s) of this approval.
- 3.3 All payments or bonds required to be made to the Council pursuant to any condition of this approval must be made prior to the endorsement of the plan of survey and at the rate applicable at the time of payment.
- 3.4 The developer must relocate (in accordance with FNQROC standards) any services such as water, sewer, drainage, telecommunications and electricity that are not wholly located within the lots that are being created/serviced where required by the relevant authority, unless approved by Council's delegated officer.
- 3.5 Where utilities (such as sewers on non-standard alignments) traverse lots to service another lot, easements must be created in favour of Council for access and maintenance purposes. The developer is to pay all costs (including Council's legal expenses) to prepare and register the easement documents.
- 3.6 Where approved existing buildings and structures are to be retained, setbacks to any new property boundaries are to be in accordance with Planning Scheme requirements for the relevant structure and/or Queensland Development Code.
- 3.7 All works must be designed, constructed and carried out in accordance with FNQROC Development Manual requirements (as amended) and to the satisfaction of Council's delegated officer.
- 3.8 Charges

All outstanding rates, charges, and expenses pertaining to the land are to be paid in full.

4. Infrastructure Services and Standards

4.1 Access

An access crossover must be upgraded/constructed to both Lots 341 and 342 (from the edge of the road to the property boundary or 10m, whichever is lesser) in accordance with FNQROC Development Manual Standards (as amended), to the satisfaction of Council's delegated officer.

4.2 Stormwater Drainage

- (a) The applicant/developer must take all necessary steps to ensure a non-worsening effect on surrounding land as a consequence of the development.
- (b) All stormwater drainage collected from the site must be discharged to an approved legal point of discharge.

4.3 Water Supply

At the time of construction of a dwelling on proposed Lot 342, a water supply must be provided via:

- (a) a bore or bores are provided in accordance with the Design Guidelines set out in the Planning Scheme Policy 4 – FNQROC Regional Development Manual; or
- (b) on-site water storage tank/s:
 - (i) with a minimum capacity of 90,000L; and
 - (ii) which are installed and connected prior to the occupation of the dwelling.

4.4 Wastewater Disposal

At the time of construction of a future dwelling or outbuilding on proposed Lot 342, any associated on-site effluent disposal system must be constructed in compliance with the latest version On-Site Domestic Wastewater Management Standard (ASNZ1547) to the satisfaction of the Council's delegated officer.

4.5 Electricity provision/supply

The applicant/developer must ensure that an appropriate level of electricity supply is provided to each allotment in accordance with FNQROC Development Manual standards (as amended) to the satisfaction of Council's delegated officer.

Written advice from an Electricity Service Provider is to be provided to Council indicating that an agreement has been made for the provision of power reticulation.

4.6 Telecommunications

The applicant/developer must demonstrate that a connection to the national broadband network is available for each allotment, or alternatively, enter into an agreement with a telecommunication carrier to provide telecommunication services to each lot and arrange provision of necessary conduits and enveloping pipes.

(D) ASSESSMENT MANAGER'S ADVICE

(a) An Adopted Infrastructure Charges Notice has been issued with respect to the approved development. The Adopted Infrastructure Charges Notice details the type of infrastructure charge/s, the amount of the charge/s and when the charge/s are payable.

(b) The Adopted Infrastructure Charges Notice does not include all charges or payments that are payable with respect to the approved development. A number of other charges or payments may be payable as conditions of approval. The applicable fee is set out in Council's Fees & Charges Schedule for each respective financial year.

(c) Endorsement Fees

Council charges a fee for the endorsement of a Survey Plan, Community Management Statements, easement documents, and covenants. The fee is set out in Council's Fees & Charges Schedule applicable for each respective financial year.

(d) Compliance with applicable codes/policies

The development must be carried out to ensure compliance with the provisions of Council's Local Laws, Planning Scheme Policies, Planning Scheme and Planning Scheme Codes to the extent they have not been varied by a condition of this approval.

(e) Environmental Protection and Biodiversity Conservation Act 1999

The applicant is advised that referral may be required under the *Environmental Protection and Biodiversity Conservation Act 1999* if the proposed activities are likely to have a significant impact on a matter of national environmental significance. Further information on these matters can be obtained from www.dcceew.gov.au.

(f) Cultural Heritage

In carrying out the activity the applicant must take all reasonable and practicable measures to ensure that no harm is done to Aboriginal cultural heritage (the "cultural heritage duty of care"). The applicant will comply with the cultural heritage duty of care if the applicant acts in accordance with gazetted cultural heritage duty of care guidelines. An assessment of the proposed activity against the duty of care guidelines will determine whether or to what extent Aboriginal cultural heritage may be harmed

by the activity. Further information on cultural heritage, together with a copy of the duty of care guidelines and cultural heritage search forms, may be obtained from www.dsdsatsip.qld.gov.au.

(E) RELEVANT PERIOD

When approval lapses if development not started (s.85)

- Reconfiguring a Lot – four (4) years (starting the day the approval takes effect).

(F) OTHER NECESSARY DEVELOPMENT PERMITS AND/OR COMPLIANCE PERMITS

- Nil

(G) OTHER APPROVALS REQUIRED FROM COUNCIL

- Access approval arising from condition number 4.1 (Please contact Planning Section to obtain application form and applicable fee)

2. That an Adopted Infrastructure Charges Notice be issued for the following infrastructure charge/s for:

Development Type	Rate	Measure	Charge	Credit Detail	Balance
	\$ per Lot <small>(40% reduction of standard charge for no town water/sewer)</small>	Lots		Lots	
Residential	\$12,156.00	2 Lots	\$24,312.00	1 lot	\$12,156.00
TOTAL CURRENT AMOUNT OF CHARGE					\$12,156.00

CARRIED

At 9:03 am, Cr Mario Mlikota returned to the meeting.

8.2 APPLICATION FOR CONVERSION TO FREEHOLD - LOT 3 ON M356138, 3 BARRETT STREET, MAREEBA

RESOLUTION 2022/203

Moved: Cr Kevin Davies
 Seconded: Cr Mary Graham

That Council advise the Department of Resources that Council has no objection to the conversion to freehold of Perpetual Lease 9/2148 described as Lot 3 on M356138, situated at 3 Barrett Street, Mareeba.

CARRIED

8.3 APPLICATION FOR COMMERCIAL OTHER - SUBSIDIARY ON PREMISES (RESTAURANT) LICENCE - BOSCA'S BURGER BAR - LOT 45 ON SP167408, 86 BYRNES STREET, MAREEBA

RESOLUTION 2022/204

Moved: Cr Mario Mlikota

Seconded: Cr Lenore Wyatt

That Council advise the Office of Liquor and Gaming Regulation of the Department of Justice and Attorney General that Council has no objection to the granting of a “Commercial other subsidiary on premises (restaurant) licence” to Dinos Burger Bar and Pizza Restaurant Pty Ltd over Bosca's Burger Bar on land described as Lot 45 on SP167408, situated at 86 Byrnes Street, Mareeba, subject to the standard trading conditions.

CARRIED

8.4 CHANGE OF DEVELOPMENT APPROVAL - COMARAY PTY LTD - RECONFIGURING A LOT - SUBDIVISION (1 INTO 64 LOTS IN 5 STAGES) - LOT 100 ON SP320506 & LOT 200 ON SP323217 - EMERALD END ROAD & COUNTRY ROAD, MAREEBA - REC/08/0096

RESOLUTION 2022/205

Moved: Cr Daniel (Danny) Bird

Seconded: Cr Lenore Wyatt

It is recommended that:

1. In relation to the application to change the following development approval:

APPLICATION		PREMISES	
APPLICANT	Comaray Pty Ltd	ADDRESS	Emerald End Road, Country Road and Annie Court, Mareeba
DATE REQUEST FOR CHANGE TO DEVELOPMENT APPROVAL LODGED	30 August 2022	RPD	Lot 100 on SP320506 and Lot 200 on SP323217
TYPE OF APPROVAL	Development Permit		
PROPOSED DEVELOPMENT	Reconfiguring a Lot - Subdivision (1 into 64 Lots in 5 Stages)		

and in accordance with the Planning Act 2016, the following

- (a) The description of the approved development of Council’s Negotiated Decision Notice dated 28 March 2012 be amended as follows:

*This Decision Notice approves a **Development Permit for Reconfiguring a Lot - Subdivision creating a further ~~64~~ 61 lots in five (5) stages made assessable by the Mareeba Shire Planning Scheme 2004.***

*Stage 3 - creating 12 rural residential lots
Stage 4 - creating 13 rural residential lots*

- Stage 5 - creating 15 rural residential lots
- Stage 6 - creating 9 rural residential lots
- Stage 8 - creating ~~15~~ **a total of 12** rural residential lots **over the following substages:**
 - **Stage 8a creating Lots 101 & 102**
 - **Stage 8b creating Lots 75 & 83 - 89**
 - **Stage 8c creating Lots 103 & 76 - 78**

Where the approved Stages are defined on approved Plan 11/4743 Stages 3-6(2B) dated 23/8/2011 except for Stage 8 ~~which is defined on amended Plan CRE17-018-C01, dated 29/01/18~~ **and its substages defined on Plans 9076 LL3 Rev B - Stage 1 Plan of Lot 101 & 102, 9076 LL2 Rev B - Stage 2 Plan of Lots 75 & 83 - 89 and 9076 LL2 Rev B - Stage 3 Plan of Lots 76 - 78 & 103 all dated 12/7/2022.**

- (b) The approved plan/s of Council’s Negotiated Decision Notice dated 28 March 2012 be amended as follows:

(c)

Plan/Document Number	Plan/Document Title	Prepared by	Dated
11/4743-Stages 3-6 (2B)	Proposed Reconfiguration of Stages 3-6 & 8 Country Road Estate	Twine Surveys Pty Ltd	23.8.2011
CRE17-018-C01	Layout Plan Stage 8 - 1 Lot into 15 Lots	Benchmark Survey & Design	29/01/18
<u>9076 LL3 Rev B</u>	<u>Stage 1 - Plan of Lots 101 & 102</u>	<u>Twine Surveys Pty Ltd</u>	<u>12/7/2022</u>
<u>9076 LL2 Rev B</u>	<u>Stage 2 - Plan of Lots 75 & 83 - 89</u>	<u>Twine Surveys Pty Ltd</u>	<u>12/7/2022</u>
<u>9076 LL2 Rev B</u>	<u>Stage 3 - Plan of Lots 76 - 78 & 103</u>	<u>Twine Surveys Pty Ltd</u>	<u>12/7/2022</u>

Condition 3.11 of Council’s Negotiated Decision Notice dated 28 March 2012 be amended as follows:

3.11 Stage 8b and 8c Requirements

- a) **Prior to lodgement of an application for Operational Works for Stage 8b or 8c, the applicant will:**
 - i) *in addition to any other Stormwater Management Plan requirements, provide a conceptual stormwater design for the stage that details how any threats or impacts from upstream dams will be addressed;*
 - ii) *demonstrate, through that stormwater design, how stormwater flows that: originate outside the site, flow through the site, and discharge downstream of the site, will be suitably directed and contained.*
 - iii) *demonstrate how stormwater infrastructure will be incorporated into the lot design in accordance with the requirements of this approval;*
 - iv) *demonstrate how it is intended to maintain water quality within that storage in accordance with the requirements of Appendix 1 Parts A & C of State Planning Policy 4/10 Healthy Waterways.*

- v) *demonstrate that suitable building platforms can be provided on proposed lots with slopes greater than 1:6.*
- vi) *demonstrate that average lot size for the entire development exceeds 3000 sq m.*

These requirements will be to the satisfaction of Council's delegated officer.

- b) *The developer will prepare a management and operation plan for any artificial storage area within any proposed lot in accordance with Appendix 1 Part C of State Planning Policy 4/10 Healthy Waterways to the satisfaction of Council's delegated officer.*
 - c) *the registered owner of any lot containing an artificial storage area within any proposed lot will be responsible for the maintenance and operation of that storage area in accordance with the required management and operation plan.*
- (d) Condition 3.12 of Council's Negotiated Decision Notice dated 28 March 2012 be amended as follows:

3.12 Design Changes

- i) *Prior to lodgement of an application for Operational Works for Stage 6, the developer will provide an amended layout plan for that stage which ensures that the connecting road to the eastern boundary is almost square to that boundary.*
- ii) *Prior to lodgement of an application for Operational Works for Stage **8b or 8c**, the developer will provide an amended layout plan for that stage which complies with the requirements of any other conditions of this approval.*

These requirements will be to the satisfaction of Council's delegated officer.

- (e) Condition 4.14 of Council's Negotiated Decision Notice dated 28 March 2012 be amended as follows:

4.14 External Works - Emerald End Road

*Prior to Council endorsing a plan of survey creating any new lot under Development Approval REC/08/0096 (excluding Lot 26 of Stage 3 **and Lots 101 and 102 of Stage 8a**), the following works must be completed to the satisfaction of Council's delegated officer:*

- (i) (a) *The applicant is to construct kerb and channel on Emerald End Road for the complete frontage of the subject land and also between the subject land and the intersection of Emerald End Road and Country Road.*
- (b) *The applicant is to widen and extend the existing bitumen on Emerald End Road by two (2) metres for the complete frontage of the subject land and also between the subject land and the intersection of Emerald End Road and Country Road.*

(ii) *Alternatively, in lieu of constructing the works required by Conditions 2(i)(a) and 2(i)(b), the applicant is to contribute to Council an amount equivalent to the construction cost of the following works:*

(a) *The construction of kerb and channel on Emerald End Road for the complete frontage of the subject land and also between the subject land and the intersection of Emerald End Road and Country Road.*

(b) *The widening and extension of the existing bitumen on Emerald End Road by two (2) metres for the complete frontage of the subject land and also between the subject land and the intersection of Emerald End Road and Country Road.*

The applicable contribution shall be calculated based on the actual construction cost at the time of payment, to the satisfaction of Council's delegated officer. The construction cost shall be adjusted on 30 June each year in accordance with the Road Industry Construction Index.

(iii) *The Intersection of Emerald End Road and Country Road is to be designed and constructed in accordance with the FNQROC Development Manual, as amended.*

The main points to note from the manual are that the finished surface is to be in asphalt and the design is to be in accordance with NAASRA Part 5.

(iv) *Prior to works commencing, plans for the abovementioned works must be approved as part of a subsequent application for operational works.*

(f) Additional condition 3.14 be included on Council's Negotiated Decision Notice dated 28 March 2012 as follows:

3.14 Prior to the endorsement of a plan of survey for any lot created in Stage 8c, the operational works associated with Stage 8b must be completed (in addition to any works required under Condition 4.15), to the satisfaction of Council's delegated officer.

Lot 78 of Stage 8c must be accessed and serviced via the new road proposed to service Stage 8b. No access is permitted to Lot 78 from Country Road.

(g) Additional condition 4.15 be included on Council's Negotiated Decision Notice dated 28 March 2012 as follows:

4.15 Access - Country Road (Lots 76, 77 and 78 of Stage 8c)

Prior to Council endorsing a plan of survey creating lots 76 or 77 of Stage 8c, an access crossover must be constructed (from the edge of Country Road to the property boundary of each lot) in accordance with FNQROC Development Manual standards, as amended.

The location of the access crossovers and the design width of the crossover at the commencement of the crossover (edge of Country Road) must be approved by Council's delegated officer prior to any development works commencing.

Lot 78 of Stage 8c must be accessed and serviced via the new road proposed to service Stage 8b. No access is permitted to Lot 78 from Country Road.

2. A Notice of Decision on Request to Change a Development Approval be issued to the applicant and the Department of State Development, Infrastructure, Local Government and Planning, State Assessment and Referral Agency (SARA) via email CairnsSARA@dsdilgp.gov.au (reference: 2008/007471) advising of Council's decision.

CARRIED

8.5 PROPOSED INTERIM LOCAL GOVERNMENT INFRASTRUCTURE PLAN AMENDMENT

RESOLUTION 2022/206

Moved: Cr Lenore Wyatt

Seconded: Cr Mary Graham

That Council in accordance with section 21 of the *Planning Act 2016* and Chapter 5, Part 2 of the Minister's Guidelines and Rules make an interim Local Government Infrastructure Plan amendment to update the schedule of works and plans for trunk infrastructure.

CARRIED

8.6 FINANCIAL STATEMENTS PERIOD ENDING 30 SEPTEMBER 2022

RESOLUTION 2022/207

Moved: Cr Daniel (Danny) Bird

Seconded: Cr Kevin Davies

That Council receives the Financial Report for the period ending 30 September 2022.

CARRIED

8.7 AUDITOR-GENERAL'S 2022 FINAL REPORT

RESOLUTION 2022/208

Moved: Cr Mario Mlikota

Seconded: Cr Lachlan (Locky) Bensted

That Council receive and note the attached report.

CARRIED

8.8 OPERATIONAL PLAN 2022/23 PROGRESS REPORT JULY TO SEPTEMBER 2022**RESOLUTION 2022/209**

Moved: Cr Lenore Wyatt

Seconded: Cr Mary Graham

That Council receives and notes the progress report on implementation of the 2022/23 Operational Plan for the period July to September 2022.

CARRIED**8.9 DEVELOPMENT AND GOVERNANCE QUARTERLY REPORT - JULY TO SEPTEMBER 2022****RESOLUTION 2022/210**

Moved: Cr Lachlan (Locky) Bensted

Seconded: Cr Daniel (Danny) Bird

That Council receives the quarterly report of the Development and Governance Group for the July to September 2022 quarter.

CARRIED**8.10 MAREEBA INDUSTRIAL PARK - SALE OF LAND****RESOLUTION 2022/211**

Moved: Cr Daniel (Danny) Bird

Seconded: Cr Lenore Wyatt

That Council:

1. Notes the information contained in this report and accepts the offer to purchase Lot 60 SP198060 for the discounted price of \$81,769.00 (incl GST); and
2. Delegate authority to the Chief Executive Officer to dispose of Lot 60 SP198060 via appropriate Contract instrument.

CARRIED**8.11 ASSIGNMENT OF LEASE INTEREST - PART OF LOT 412 SP103859****RESOLUTION 2022/212**

Moved: Cr Lachlan (Locky) Bensted

Seconded: Cr Mary Graham

That Council consents to the assignment of all interests in unregistered Lease over part of Lot 412 on SP103859, located at 4-12 Thooree Street Kuranda, held by Hobbit Holdings NQ Pty Ltd, as assignor, to Aoming Pty Ltd, as assignee, conditional upon:

1. Full payment of all amounts of lease rental and rates, fees and charges due as at the date of the assignment being effected, including any outstanding amounts;
2. Cost of all professional costs, duties and outgoings associated with the bringing into effect of the assignment of the lease interest being borne by the assignor, in accordance with Clause 2.08.2 of the Lease; and
3. Full adherence by the assignor and assignee to the conditions contained in Clause 2.08.1 and all sub-clauses relevant thereto, as contained in the Lease; and
4. Provision of a Certificate of Currency for Plate Glass Insurance in accordance with Clause 2.18.1 and Public Liability Insurance in accordance with Council's *Standard Requirements for Public Liability Insurance for Approval Holders*.

CARRIED

9 INFRASTRUCTURE SERVICES

9.1 T-MSC2022-10 BICENTENNIAL LAKES DESIGN - TENDER AWARD

RESOLUTION 2022/213

Moved: Cr Daniel (Danny) Bird

Seconded: Cr Lenore Wyatt

That Council, subject to the finalisation of an acceptable contract,

1. awards Tender MSC2022-10 Bicentennial Lakes Design to Trinity Engineering and Consulting Pty Ltd, and
2. delegates authority to the Chief Executive Officer to finalise the contract in consultation with the Mayor and Councillors.

CARRIED

9.2 TRAFFIC ADVISORY COMMITTEE - MINUTES OF MEETING HELD 20 SEPTEMBER 2022

RESOLUTION 2022/214

Moved: Cr Kevin Davies

Seconded: Cr Daniel (Danny) Bird

That Council receives the minutes of the Traffic Advisory Committee Meeting held Tuesday, 20 September 2022.

CARRIED

9.3 INFRASTRUCTURE SERVICES, TECHNICAL SERVICES OPERATIONS REPORT - SEPTEMBER 2022**RESOLUTION 2022/215**

Moved: Cr Mary Graham

Seconded: Cr Lenore Wyatt

That Council receives the Infrastructure Services, Technical Services Operations Report for September 2022.

CARRIED

9.4 INFRASTRUCTURE SERVICES, CAPITAL WORKS MONTHLY REPORT - SEPTEMBER 2022**RESOLUTION 2022/216**

Moved: Cr Mario Mlikota

Seconded: Cr Lachlan (Locky) Bensted

That Council receives the Infrastructure Services Capital Works Monthly Report for the month of September 2022.

CARRIED

9.5 FNQ035 FNQROC REGIONAL SUPPLY OF WATER CHEMICALS**RESOLUTION 2022/217**

Moved: Cr Kevin Davies

Seconded: Cr Mario Mlikota

That Council:

1. Awards Tender FNQ035 FNQROC regional Supply of Water Chemicals to Awards the following contracts:
 - a) Package 1 – Liquid Sodium Hypochlorite to Coogee QCA Pty Ltd
 - b) Package 2 – Liquid Aluminium Sulphate to Cleveland Bay Chemical Company Pty Ltd
 - c) Package 3 – Aluminium Chloralhydrate to Cleveland Bay Chemical Company Pty Ltd
 - d) Package 4 – Liquid Sodium Hydroxide to Cleveland Bay Chemical Company Pty Ltd
 - e) With a contract term of 3.5 years with two extension options of up to 12 months each (3.5 + 1 + 1), with maximum total term of 5.5 years for each package; and
2. Delegates authority to the CEO in accordance with the Local Government Act 2009 to enter into contracts, finalise and negotiate any and all matters relating to this contract and each package subject to normal procurement practices and policies for the amount of \$190,000 excluding GST.

CARRIED

9.6 FNQ031 REGIONAL COLLECTION AND REMOVAL OF FERROUS METAL, NON-FERROUS METAL AND USED LEAD ACID BATTERIES**RESOLUTION 2022/218**

Moved: Cr Kevin Davies

Seconded: Cr Lenore Wyatt

That Council:

1. Awards Tender FNQ031 Regional Collection and Removal of Ferrous Metal, Non-Ferrous Metal and Used Lead Acid Batteries to Sims Group Australia Holdings Pty Ltd with a contract term of 3 years, with two extension options of up to 12 months each (3 + 1 + 1), to a maximum total term of five (5) years; and
2. Delegates authority to the CEO in accordance with the *Local Government Act 2009* to enter into contracts, finalise and negotiate any and all matters relating to each package.

CARRIED

9.7 INFRASTRUCTURE SERVICES, WATER AND WASTE OPERATIONS REPORT - SEPTEMBER 2022**RESOLUTION 2022/219**

Moved: Cr Daniel (Danny) Bird

Seconded: Cr Mary Graham

That Council:

1. receives the Infrastructure Services, Water and Waste Operations Report for September 2022; and
2. endorses the approval of a new capital works project for the replacement of the standby generator for the Dimbulah Water Treatment Plant to be funded through savings in the current capital works program for water.

CARRIED

9.8 INFRASTRUCTURE SERVICES, WORKS SECTION ACTIVITY REPORT - SEPTEMBER 2022**RESOLUTION 2022/220**

Moved: Cr Lenore Wyatt

Seconded: Cr Kevin Davies

That Council receives the Infrastructure Services, Works Progress Report for the month of September 2022.

CARRIED

10 OFFICE OF THE CEO

10.1 ANNUAL REPORT 2021/22

RESOLUTION 2022/221

Moved: Cr Lenore Wyatt
Seconded: Cr Mary Graham

That Council adopts the Annual Report for the 2021/22 Financial Year.

CARRIED

11 CONFIDENTIAL REPORTS

Nil

12 BUSINESS WITHOUT NOTICE

12.1 GREAT WHEELBARROW RACE COMMITTEE

RESOLUTION 2022/222

Moved: Cr Lachlan (Locky) Bensted
Seconded: Cr Lenore Wyatt

That Sherri Soncin be appointed as a Committee Member for the Great Wheelbarrow Race Committee.

CARRIED

13 NEXT MEETING OF COUNCIL

The next meeting of Council will be held at 09:00am on 16 November 2022.

There being no further business, the meeting closed at 9:43am.

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Cr Angela Toppin

Chairperson