



MINUTES

Wednesday, 14 December 2022

Ordinary Council Meeting

**MINUTES OF MAREEBA SHIRE COUNCIL
ORDINARY COUNCIL MEETING
HELD AT THE COUNCIL CHAMBERS
ON WEDNESDAY, 14 DECEMBER 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 Mario Mlikota

2 APOLOGIES/LEAVE OF ABSENCE/ABSENCE ON COUNCIL BUSINESS

Cr Daniel (Danny) Bird was granted a leave of absence.

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

Nil

5 CONFIRMATION OF MINUTES

RESOLUTION 2022/241

Moved: Cr Mario Mlikota

Seconded: Cr Mary Graham

That the minutes of Ordinary Council Meeting held on 16 November 2022 be confirmed.

CARRIED

RESOLUTION 2022/242

Moved: Cr Kevin Davies

Seconded: Cr Lenore Wyatt

That the minutes of Special Council Meeting held on 30 November 2022 be confirmed.

CARRIED

6 BUSINESS ARISING OUT OF MINUTES OF PREVIOUS MEETING

Nil

7 DEPUTATIONS AND DELEGATIONS

Nil

8 CORPORATE AND COMMUNITY SERVICES

8.2 R SHEPPARD - RECONFIGURING A LOT - SUBDIVISION (1 INTO 2 LOTS) - LOT 11 ON RP800497 - 141 COBRA ROAD, MAREEBA - RAL/22/0010

RESOLUTION 2022/243

Moved: Cr Lenore Wyatt

Seconded: Cr Lachlan (Locky) Bensted

1. That in relation to the following development application:

APPLICATION		PREMISES	
APPLICANT	R Sheppard	ADDRESS	141 Cobra Road, Mareeba
DATE LODGED	8 July 2022	RPD	Lot 11 on RP800497
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), concurrence agency conditions in (E), relevant period in (F), further permits in (G), and further approvals from Council listed in (H);

And

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

(A) 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
7963	Proposed RAL - Option 4	-	26/10/2022

(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.

3.9 Bushfire Management

3.9.1 Any new dwelling erected on proposed Lot 2 must:

- (i) Achieve a setback from hazardous vegetation of 1.5 times the predominant mature canopy tree height or 10 metres, whichever is greater.
- (ii) Include on-site water storage of not less than 5,000 litres, fitted with standard rural fire brigade fitting where necessary, to be provided at the same time the dwelling is constructed.

3.9.2 A Bushfire Hazard Management Plan for proposed Lot 2 must be prepared to the satisfaction of Council's delegated officer. The Bushfire Hazard Management Plan must address, at minimum, Performance Outcomes PO3, PO4 and PO8 of the Bushfire Hazard Bushfire Hazard Overlay Code. Any future use of Lot 2 must comply with the requirements of the Bushfire Hazard Management Plan at all times.

4. Infrastructure Services and Standards

4.1 Access

4.1.1 An access crossover must be constructed (from the edge of the road pavement of Cobra Road to the property boundary of each allotment) in accordance with the FNQROC Development Manual, to the satisfaction of Council's delegated officer.

4.1.2 A bitumen sealed driveway shall be provided within access handle of proposed Lot 2. The driveway must:

- (i) have a minimum formation width of 3 metres;
- (ii) be constructed for the full length of the access handle and include an access crossover;
- (iii) be formed with one-way cross fall to cater for stormwater drainage such that any stormwater runoff is contained within the access handle; and
- (iv) include service and utility conduits provided for the full length of the access handle.

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 2, 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 2, 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) Easement Documents

Council has developed standard easement documentation to assist in the drafting of formal easement documents for Council easements. Please contact the Planning Section for more information regarding the drafting of easement documents for Council easements.

(d) 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.

(e) 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.

(f) Notation on Rates Record

A notation will be placed on Council's Rate record with respect to each lot regarding the following conditions:

- condition regarding bushfire management

(g) 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.

(h) 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) REFFERAL AGENCY CONDITIONS

State Assessment and Referral Agency response dated 4 November 2022

(F) RELEVANT PERIOD

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

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

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

- Nil

(H) OTHER APPROVALS REQUIRED FROM COUNCIL

- Access approval arising from condition number 4.1

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

8.3 J & V XHAFAER - RECONFIGURING A LOT - SUBDIVISION (1 INTO 2 LOTS) - LOT 7 ON SP117678 - 100 BLACKS ROAD, MAREEBA - RAL/22/0016

RESOLUTION 2022/244

Moved: Cr Lachlan (Locky) Bensted

Seconded: Cr Kevin Davies

1. That in relation to the following development application:

APPLICATION		PREMISES	
APPLICANT	J & V Xhafer	ADDRESS	100 Blacks Road, Mareeba
DATE LODGED	13 September 2022	RPD	Lot 7 on SP117678
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.

(A) 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
DWG No 9173 - LL1	Development Plan Proposed Reconfiguration of a Lot (1 Lot into 2 Lots)	Twine Surveys Pty Ltd	11/07/2022

(C) ASSESSMENT MANAGER’S CONDITIONS (COUNCIL)

(a) Development assessable against the Planning Scheme

1. Development must be carried out substantially 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 of the development, except where specified otherwise in these conditions of approval.
- 3. General
 - 3.1 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.
 - 3.2 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.
 - 3.3 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.
 - 3.4 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.
 - 3.5 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.
 - 3.6 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

The existing access crossovers servicing **both allotments** must be upgraded in accordance with FNQROC Development Manual standards, 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

- (a) Where the existing reticulated water supply does not currently service the site or is not at an adequate capacity, the developer is required to extend or upgrade the reticulated water supply infrastructure to connect the site to Council's existing infrastructure at a point that has sufficient capacity to service the development in accordance with FNQROC Development Manual standards (as amended).
- (b) A water service connection must be provided to each lot in accordance with FNQROC Development Manual standards (as amended) to the satisfaction of Council's delegated officer.

4.4 Wastewater Disposal

The existing on-site effluent disposal system on Lot 71 must be evaluated by a registered site and soil evaluator, and a report lodged with Council outlining compliance with the On-Site Domestic-Wastewater Management Standard (AS/NZS1547:2000) to the satisfaction of Council's delegated officer.

The wastewater disposal system including trenches must be contained wholly within Lot 71.

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.

4.6 Telecommunications

The applicant/developer must enter into an agreement with a telecommunication carrier to provide telecommunication services to each allotment 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	Credit Detail	Charge
	<i>\$ per Lot</i>	<i>Lots</i>	<i>Lots</i>	
Residential Lot (Water Charge Only)	\$5,065.00	1 Lot (Additional)	Nil	\$5,065.00
TOTAL CURRENT AMOUNT OF CHARGE				\$5,065.00

CARRIED

8.4 COUNCIL POLICY REVIEW

RESOLUTION 2022/245

Moved: Cr Mary Graham

Seconded: Cr Mario Mlikota

That Council:

1. Repeals the
 - (a) Signing of Correspondence and Documents Policy – adopted 17 November 2021
 - (b) Business Continuity Management Policy – adopted 18 April 2018
 - (c) Contact with Lobbyists Policy – adopted 21 November 2018
 - (d) Investigation Policy – adopted 21 November 2018
2. Adopts the
 - (a) Signing of Correspondence and Documents Policy
 - (b) Contact with lobbyists Policy
 - (c) Investigation Policy

CARRIED

8.5 COMMUNITY HOUSING FUTURE OPTIONS

RESOLUTION 2022/246

Moved: Cr Lenore Wyatt

Seconded: Cr Lachlan (Locky) Bensted

That Council:

1. Requests formal approval from the Department of Communities, Housing and Digital Economy for Council to engage Mareeba Community Housing Company to construct a new

two x two-bedroom duplex for seniors at Dickenson Close, Mareeba being Lot 515 SP276113, to be funded by the Community Housing Reserve.

2. Commences negotiations with the Department of Communities, Housing and Digital Economy to divest the Long-Term Community Housing Service to the Mareeba Community Housing Company.
3. Engages 99 Consulting to provide management services for the divestment project.

CARRIED

8.6 FINANCIAL STATEMENTS PERIOD ENDING 30 NOVEMBER 2022

RESOLUTION 2022/247

Moved: Cr Mario Mlikota

Seconded: Cr Mary Graham

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

CARRIED

8.1 T-MSC2022-09 PROVISION OF DEBT MANAGEMENT SERVICES

RESOLUTION 2022/248

Moved: Cr Lenore Wyatt

Seconded: Cr Lachlan (Locky) Bensted

That the Council awards Tender T-MSC2022-09 Provision of Debt Management Services to Collection House for a period of three (3) years from December 2022 to December 2025, with an option to extend for a one (1) year period.

CARRIED

9 INFRASTRUCTURE SERVICES

9.1 T-MSC2022-12 SUPPLY AND DELIVERY TYPE 4.3 ROAD BASE

RESOLUTION 2022/249

Moved: Cr Mario Mlikota

Seconded: Cr Mary Graham

That the Council endorses the awarding of Tender T-MSC2022-12 Supply and Delivery Type 4.3 Road Base to Davis Transport as per the tendered Schedule of Rates.

CARRIED

9.2 REGIONAL AND REMOTE RECYCLING MODERNISATION FUND - BALER PROJECT**RESOLUTION 2022/250**

Moved: Cr Lenore Wyatt

Seconded: Cr Kevin Davies

That Council:

1. Confirms there is sufficient finance available to undertake this project, establish and operate the facility and achieve the milestones in the funding agreement between Mareeba Shire Council and the State of Queensland (acting through the Department of State Development, Infrastructure, Local Government and Planning).
2. Approves the unconditional investment of \$74,976 to deliver this project.

CARRIED

9.3 INFRASTRUCTURE SERVICES, WATER AND WASTE OPERATIONS REPORT - NOVEMBER 2022**RESOLUTION 2022/251**

Moved: Cr Mario Mlikota

Seconded: Cr Mary Graham

That Council receives the Infrastructure Services, Water and Waste Operations Report for November 2022.

CARRIED

9.4 INFRASTRUCTURE SERVICES, TECHNICAL SERVICES OPERATIONS REPORT - NOVEMBER 2022**RESOLUTION 2022/252**

Moved: Cr Kevin Davies

Seconded: Cr Lenore Wyatt

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

CARRIED

9.5 INFRASTRUCTURE SERVICES, WORKS SECTION ACTIVITY REPORT - NOVEMBER 2022**RESOLUTION 2022/253**

Moved: Cr Lachlan (Locky) Bensted

Seconded: Cr Mary Graham

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

CARRIED

9.6 INFRASTRUCTURE SERVICES, CAPITAL WORKS MONTHLY REPORT - NOVEMBER 2022

RESOLUTION 2022/254

Moved: Cr Mary Graham

Seconded: Cr Mario Mlikota

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

CARRIED

9.7 PARKS AND OPEN SPACES ACTION PLAN QUARTERLY PROGRESS REPORT - SEPTEMBER TO NOVEMBER 2022

RESOLUTION 2022/255

Moved: Cr Lenore Wyatt

Seconded: Cr Kevin Davies

That Council receives the Parks and Open Spaces Action Plan Quarterly Progress Report for the months of September to November 2022.

CARRIED

9.8 KURANDA WALKING NETWORK PLAN

RESOLUTION 2022/256

Moved: Cr Lenore Wyatt

Seconded: Cr Kevin Davies

That Council

1. Adopts the Kuranda Walking Network Plan (WNP).
2. Uses the Kuranda Walking Network Plan (WNP) to develop a Priority Works Plan.

CARRIED

10 OFFICE OF THE CEO

10.1 MAREEBA MULTICULTURAL FESTIVAL COMMITTEE APPOINTMENT

RESOLUTION 2022/257

Moved: Cr Mary Graham

Seconded: Cr Lachlan (Locky) Bensted

That Council:

1. Appoints the following new members to the Mareeba Multicultural Festival Advisory Committee:
 - Samantha Dooley;
 - Tuoivasa Ngan-Woo;
 - Nonoa Bejramovic.
2. Notes the attached Minutes of the Mareeba Multicultural Festival Advisory Committee meetings held on Tuesday, 30 August 2022 and Tuesday, 15 November 2022.

CARRIED

Cr Toppin (Mayor) Moved to adjourn the meeting at 10:45am and that it would be reconvened at 2pm.

CARRIED

Due to fact that there were no members of the public present when the meeting was adjourned the Councillors decided that the meeting could reconvene earlier as there is no disadvantage to members of the public.

Cr Toppin (Mayor) Moved to reconvene the meeting at 12:13pm.

CARRIED

10.2 SALE OF LAND DUE TO RATES AND CHARGES IN ARREARS

RESOLUTION 2022/258

Moved: Cr Kevin Davies

Seconded: Cr Mary Graham

That Council:

- 1 Sell the land listed below due to the rates and charges which have accrued on the rateable lands remaining unpaid for one (1) year or longer, in accordance with section 140(1)(c)(ii) of the *Local Government Regulation 2012*;

Property No	Property Description
19930	Lot 8 SP 143217
19931	Lot 9 SP 143217

19935	Lot 13 SP 143217
19940	Lot 18 SP 143217
19941	Lot 19 SP 143217
19943	Lot 21 SP 143217
19944	Lot 22 SP 143217
19945	Lot 23 SP 143217
19946	Lot 24 SP 143217
19947	Lot 25 SP 143217
19950	Lot 28 SP 143217
19987	Lot 60 SP 143218
19994	Lot 67 SP 143218
19988	Lot 61 SP 143218
19929	Lot 7 SP 143217
19934	Lot 12 SP 143217

- 2 To re-affirm the recommendation in which Council resolved on 20 April 2022 to sell the land list below due to the rates and charges which have accrued on the rateable lands remaining unpaid for three (3) years or longer, in accordance with section 140 of the *Local Government Regulation 2012*; and

Property No	Property Description
19928	Lot 6 SP 143217
19933	Lot 11 SP 143217
19937	Lot 15 SP 143217
19938	Lot 16 SP 143217
19939	Lot 17 SP 143217
19942	Lot 20 SP 143217
19948	Lot 26 SP 143217
19952	Lot 30 SP 143217
19953	Lot 31 SP 143217
19954	Lot 32 SP 143217
19955	Lot 33 SP 143217
19956	Lot 34 SP 143217

19957	Lot 35 SP 143217
19958	Lot 36 SP 143217
19959	Lot 37 SP 143217
19960	Lot 38 SP 143217
19962	Lot 40 SP 143217
19963	Lot 41 SP 143217
19965	Lot 43 SP 143217
19966	Lot 44 SP 143217
19967	Lot 45 SP 143217
19968	Lot 46 SP 143217
19969	Lot 47 SP 143217
19970	Lot 48 SP 143217
19971	Lot 49 SP 143217
19972	Lot 50 SP 143217
19973	Lot 51 SP 143217
19974	Lot 52 SP 143217
19975	Lot 53 SP 143217
19976	Lot 54 SP 143217
19977	Lot 55 SP 143217
19978	Lot 56 SP 143217
19989	Lot 62 SP 143218
19990	Lot 63 SP 143218
19991	Lot 64 SP 143218
19992	Lot 65 SP 143218
19993	Lot 66 SP 143218
60392	Lot 58 SP 143218
60394	Lot 68 SP 143218
60395	Lot 69 SP 143218
60396	Lot 3 SP 139622

3. Delegate to the Chief Executive Officer the power to take all further steps under Chapter 4, Part 12 Division 3 of the *Local Government Regulation 2012* to effect sale of land (including, for avoidance of doubt, the power to end sale procedures including the authority to remove a property where circumstances arise whereby the continuation of this action is considered unwarranted or inappropriate).

CARRIED

11 CONFIDENTIAL REPORTS

Nil

12 BUSINESS WITHOUT NOTICE

At 12:17 pm, Cr Kevin Davies left the meeting.

12.1 COUNCIL DELEGATION

RESOLUTION 2022/259

Moved: Cr Lenore Wyatt

Seconded: Cr Lachlan (Locky) Bensted

That Council delegate authority to the CEO to enter into an agreement, without going to tender, with a suitable contractor to manage Council's aquatic facilities and Dimbulah Caravan Park until 30 June 2023 after consultation with the Councillors.

CARRIED

13 NEXT MEETING OF COUNCIL

The next meeting of Council will be held at 9:00am on 25 January 2023.

There being no further business, the meeting closed at 12:19pm.

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Cr Angela Toppin

Chairperson