



MINUTES

Tuesday, 19 March 2019
Ordinary Council Meeting

**MINUTES OF MAREEBA SHIRE COUNCIL
ORDINARY COUNCIL MEETING
HELD AT THE COUNCIL CHAMBERS
ON TUESDAY, 19 MARCH 2019 AT 9:00AM**

1 MEMBERS IN ATTENDANCE

Cr Tom Gilmore (Mayor), Cr Alan Pedersen (Deputy Mayor), Cr Kevin Davies, Cr Mary Graham, Cr Angela Toppin, and Cr Lenore Wyatt.

2 APOLOGIES/LEAVE OF ABSENCE/ABSENCE ON COUNCIL BUSINESS

Cr Edward (Nipper) Brown was granted a leave of absence from the meeting.

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 ANY MATERIAL PERSONAL INTERESTS/CONFLICTS OF INTEREST

Nil

5 CONFIRMATION OF MINUTES

RESOLUTION 2019/25

Moved: Cr Kevin Davies

Seconded: Cr Lenore Wyatt

That the minutes of Ordinary Council Meeting held on 20 February 2019 be confirmed.

CARRIED

6 BUSINESS ARISING OUT OF MINUTES OF PREVIOUS MEETING

Nil

7 DEPUTATIONS AND DELEGATIONS!

Nil

8 CORPORATE AND COMMUNITY SERVICES

8.1 S TORRISI - MATERIAL CHANGE OF USE - WAREHOUSE (STORAGE SHED) - LOT 19 ON M356128 & LOT 23 ON CP903074 - 34B JAMES STREET & 135 MASON STREET, MAREEBA - MCU/18/0029

RESOLUTION 2019/26

Moved: Cr Angela Toppin

Seconded: Cr Alan Pedersen

1. That in relation to the following development application:

APPLICATION		PREMISES	
APPLICANT	S Torrissi	ADDRESS	34B James Street & 135 Mason Street, Mareeba
DATE LODGED	13 December 2018	RPD	Lot 19 on M356128 & Lot 23 on CP903074
TYPE OF APPROVAL	Development Permit		
PROPOSED DEVELOPMENT	Material Change of Use - Warehouse (Storage Shed)		

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 Material Change of Use - Warehouse (Storage Shed)

(B) APPROVED PLANS:

Plan/Document Number	Plan/Document Title	Prepared by	Dated
DWG No. S001	Site Plan	Cardinal Metal Roofing	n/a
n/a	Elevation & Floor Plan	Cardinal Metal Roofing	n/a
MARB11239 Sheet 1	Foundation Plan	Fairdinkum Sheds	31/5/2018
MARB11239 Sheet 2	Elevations	Fairdinkum Sheds	31/5/2018
MARB11239 Sheet 6	Elevations	Fairdinkum Sheds	31/5/2018

(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, subject to any alterations:
 - found necessary by 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 commencement of the use except where specified otherwise in these conditions of approval.
 - 2.2 Prior to the commencement of use, the applicant must notify Council that all the conditions of the development permit have been complied with, 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 commencement of the use and at the rate applicable at the time of payment.
 - 3.3 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.
 - 3.4 Noise Nuisance

Refrigeration equipment, pumps, compressors and mechanical ventilation systems must be located, designed, installed and maintained to achieve a maximum noise level of 3dB(A) above background levels as measured from noise sensitive locations and a maximum noise level of 8dB(A) above background levels as measured from commercial locations.
 - 3.5 Waste Management

If an onsite refuse storage area is provided for the approved use, it must be screened from view from adjoining properties and road reserve by either a 1 metre wide landscaped screening buffer, a 1.8m high solid fence or by a building.

4. Infrastructure Services and Standards

4.1 Access

The access crossover onto Mason Street must be maintained in good order for the life of the approved use, to the satisfaction of Council's delegated officer.

4.2 Stormwater Drainage/Water Quality

4.1.1 The applicant must ensure a non-worsening effect on surrounding land as a consequence of the development and must take all reasonable and practicable measures to ensure discharge occurs in compliance with the Queensland Urban Drainage Manual (QUDM) and the FNQROC Development Manual.

4.1.2 All stormwater drainage from the approved use must be discharged to an approved legal point of discharge.

4.3 All car parking spaces and internal driveways/vehicle manoeuvring areas must be concrete, asphalt or bitumen sealed, line marked where necessary, and appropriately drained prior to the commencement of the use, to the satisfaction of Council's delegated officer.

All car parking spaces and internal driveways must be constructed in compliance with the following standards and to the satisfaction of Council's delegated officer:

- Australian Standard AS2890:1 Off Street Parking – Car Parking Facilities;
- Australian Standard AS1428:2001 – Design for Access and Mobility.

4.4 Fencing

A 1.8 metre high solid screen (no gaps) timber or Colorbond fence of neutral colour is to be erected along the subject land's entire common boundary with Lots 36 to 40 on M356114, to the satisfaction of Council's delegated officer.

All fencing must be kept clean, in good order and safe repair for the life of the approve use, to the satisfaction of Council's delegated officer.

4.5 Lighting

Where outdoor lighting is required the developer shall locate, design and install lighting to operate from dusk to dawn within all areas where the public will be given access, which prevents the potential for light spillage to cause nuisance to neighbours and must be provided in accordance with Australian Standard 1158.1 – Lighting for Roads and Public Spaces.

Illumination resulting from direct, reflected or other incidental light emanating from the subject land does not exceed 8 lux when measured at any point 1.5m outside the property boundary of the subject site. The lighting fixtures installed on site must meet appropriate lux levels as documented within Australian Standard 4282 – Control of the Obtrusive Effects of Outdoor Lighting.

(D) ASSESSMENT MANAGER'S ADVICE

- (a) 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.

- (b) 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.

- (c) Compliance with Acts and Regulations

The erection and use of the building must comply with the Building Act and all other relevant Acts, Regulations and Laws, and these approval conditions.

- (d) 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.environment.gov.au.

- (e) 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.datsip.qld.gov.au.

(E) RELEVANT PERIOD

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

- Material Change of Use – six (6) years (starting the day the approval takes effect);

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

- Development Permit for Building Work

(G) OTHER APPROVALS REQUIRED FROM COUNCIL

- Nil

CARRIED

8.2 BROBOCA PTY LTD - MATERIAL CHANGE OF USE - MEDIUM IMPACT INDUSTRY - LOTS 12, 14 & 16 ON NR7652 - -7 SLADE STREET & 58 CHEWKO ROAD, MAREEBA - MCU/18/0027

RESOLUTION 2019/27

Moved: Cr Mary Graham

Seconded: Cr Angela Toppin

1. That in relation to the following development application:

APPLICATION		PREMISES	
APPLICANT	Broboca Pty Ltd	ADDRESS	5-7 Slade Street & 58 Chewko Road, Mareeba
DATE LODGED	23 November 2018	RPD	Lots 12, 14 & 16 on NR7652
TYPE OF APPROVAL	Development Permit		
PROPOSED DEVELOPMENT	Material Change of Use - Medium Impact Industry		

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 Material Change of Use - Medium Impact Industry

(B) APPROVED PLANS:

Plan/Document Number	Plan/Document Title	Prepared by	Dated
2380 Sheet C1 of 3	Existing Floor & Site Plan	PD Designs	September 2018
2380 Sheet C2 of 3	Proposed Site & Layout Plan	PD Designs	September 2018
2380 Sheet C3 of 3	Proposed Site Plan	PD Designs	September 2018

(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, subject to any alterations:
 - found necessary by 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 commencement of the use except where specified otherwise in these conditions of approval.

- 2.2 Prior to the commencement of use, the applicant must notify Council that all the conditions of the development permit have been complied with, 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 commencement of the use and at the rate applicable at the time of payment.

- 3.3 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.

- 3.4 Waste Management

On site refuse storage area must be provided and be screened from view from adjoining properties and road reserve by 1 metre wide landscaped screening buffer, 1.8m high solid fence or building.

Where bulk bins are used and are to be serviced on site, certification by a Registered Professional Engineer of Queensland (RPEQ) must be provided to Council prior to the issue of a building permit which demonstrates that internal access is of adequate design and construction to allow waste collection/delivery vehicles to enter and exit the site in a forward gear.

4. Infrastructure Services and Standards

4.1 Access

All 3 proposed access crossovers must be upgraded/constructed to an industrial access crossover standard (from the edge of Chewko Road/Slade Street pavement to the property boundary of the subject land) in accordance with the FNQROC Development Manual, to the satisfaction of Council's delegated officer.

4.2 Stormwater Drainage/Water Quality

- (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) Prior to building works commencing the applicant must submit a Stormwater Management Plan and Report prepared and certified by a suitably qualified design engineer (RPEQ) that meets or exceeds the standards of design and construction set out in the Queensland Urban Drainage Manual (QUDM) and the FNQROC Development Manual to the satisfaction of Council's delegated officer.
- (c) The Stormwater Management Plan and Report must include provisions to intercept and control stormwater flows along driveways.
- (d) The applicant/developer must construct the stormwater drainage infrastructure in accordance with the approved Stormwater Management Plan and Report.
- (e) All stormwater drainage must be collected from site and discharged to an approved legal point of discharge.

4.3 Car Parking/Internal Driveways

The applicant/developer must ensure the development is provided with a minimum of 15 on-site car parking spaces, not including any car parking within the buildings, which are available solely for the parking of vehicles associated with the use of the premises.

All car parking spaces, internal driveways and trafficable areas (including the access handle driveway to Slade Street must be concrete or asphalt sealed, line-marked and appropriately drained prior to the commencement of the use, to the satisfaction of Council's delegated officer.

All car parking spaces and internal driveways must be constructed in compliance with the following standards, to the satisfaction of Council's delegated officer:

- Australian Standard AS2890:1 Off Street Parking – Car Parking Facilities;
- Australian Standard AS1428:2001 – Design for Access and Mobility.

A sign must be erected in proximity to the access driveways indicating the availability of on-site parking.

4.4 Landscaping

- (a) Prior to the commencement of the use, a landscape plan must be prepared for the site and submitted to Council's delegated officer for consideration and approval. The extent of landscaping on site should be generally consistent with that shown on the approved site plan.
- (b) All plant varieties must be generally in accordance with Schedule A of Planning Scheme Policy No. 9 (Landscaping Policy).
- (c) The landscaping of the site must be carried out in accordance with the endorsed landscaping plan, and irrigated, mulched and maintained to the satisfaction of Council's delegated officer.

4.5 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 the subject land in accordance with FNQROC Development Manual standards (as amended) to the satisfaction of Council's delegated officer.

4.6 Sewerage Connection

- (a) Where sewerage connections are not available to the site, or where existing connections are not satisfactory for the proposed development, the developer is required to extend or upgrade the reticulated sewerage 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) The developer must connect the proposed development to Council's reticulated sewerage system in accordance with FNQROC Development Manual Standards (as amended) to the satisfaction of Council's delegated officer.

(D) ASSESSMENT MANAGER'S ADVICE

- (a) The change in the use of any building may also require a change in the classification of the building under the Building Act. You are advised to contact a Building Certifier to establish if a change in the classification of the building is required.

- (b) A Trade Waste Permit will be required prior to the commencement of use. Please contact Council's Building and Plumbing Department for further information prior to the lodgement of any application for compliance permit for plumbing and drainage works.

- (c) Water Meters/Water Service Connection

Should a water service connection upgrade be required, prior to the water service connection works commencing and the installation of the meters by Council, an application for a Plumbing Compliance Permit is required to be submitted with detailed hydraulic drawings. The cost of the required water connection and meter (capping of any existing meter may be required) will be determined based upon the approved hydraulic drawings at the time of lodgement of a Water Quotation Request.

- (d) Property Connection to existing sewer main

Should a sewerage connection upgrade be required, prior to new connection works commencing, a request for a Property Connection Quotation must be lodged with Council. The cost of the required property connection will be determined based upon the assessment of the Property Connection Quotation Request.

- (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) Compliance with Acts and Regulations

The erection and use of the building must comply with the Building Act and all other relevant Acts, Regulations and Laws, and these approval conditions.

- (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.environment.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.datsip.qld.gov.au

(E) RELEVANT PERIOD

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

- Material Change of Use – six (6) years (starting the day the approval takes effect);

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

- Development Permit for Building Work

(G) OTHER APPROVALS REQUIRED FROM COUNCIL

- Compliance Permit for Plumbing and Drainage Work
- Access approval arising from condition number 4.1

CARRIED

8.3 PORKDIG PTY LTD - MATERIAL CHANGE OF USE - SERVICE STATION & FOOD AND DRINK OUTLET - LOT 701 AND 702 ON M3565 - 1 HERBERTON STREET AND 255 BYRNES STREET, MAREEBA - MCU/18/0007

This item has been held over to a future meeting at the request of the developer.

8.4 NEGOTIATED ADOPTED INFRASTRUCTURE CHARGES NOTICE - SND DEVELOPERS PTY LTD - MATERIAL CHANGE OF USE - SHORT-TERM ACCOMMODATION - LOT 71 SP136296 - 28 KEEBLE STREET, MAREEBA - MCU/18/0019

This item has been held over to a future meeting at the request of the applicant.

8.5 ADOPTED INFRASTRUCTURE CHARGES RESOLUTION (NO.1) 2019

RESOLUTION 2019/28

Moved: Cr Kevin Davies

Seconded: Cr Mary Graham

That Council under section 113 of the Planning Act 2016 adopt Adopted Infrastructure Charges Resolution (No.1) 2019 to have effect on and from 19 March 2019.

CARRIED

8.6 FURTHER DEALING OF SPECIAL LEASE 9/52077 OVER LOT 459 ON HG455, LOCALITY OF DIMBULAH**RESOLUTION 2019/29**

Moved: Cr Alan Pedersen

Seconded: Cr Lenore Wyatt

That Council advise the Department of Natural Resources, Mines and Energy that Council has no objection to the renewal of the special lease over land described as Lot 459 on HG455, situated at 52-54 Argyle Street, Dimbulah or the conversion of Lot 459 on HG455 to freehold.

CARRIED

8.7 FURTHER DEALING OF SPECIAL LEASE 9/51553 OVER LOTS 108 & 109 ON K4131, LOCALITY OF KOAH**RESOLUTION 2019/30**

Moved: Cr Kevin Davies

Seconded: Cr Angela Toppin

That Council advise the Department of Natural Resources, Mines and Energy that Council has no objection to the renewal of the special lease over land described as Lots 108 and 109 on K4131, situated at 16 Barron Street, Koah or the conversion of Lots 8 and 9 on K4131 to freehold.

CARRIED

8.8 FURTHER DEALING OF TERM LEASE 214422 OVER LOT 41 ON M356130, LOCALITY OF MAREEBA**RESOLUTION 2019/31**

Moved: Cr Lenore Wyatt

Seconded: Cr Kevin Davies

That Council advise the Department of Natural Resources, Mines and Energy that Council has no objection to the renewal of the term lease over land described as Lot 41 on M356130, situated at 83 Vaughan Street, Mareeba or the conversion of Lot 41 on M 356130 to freehold.

CARRIED

8.9 FURTHER DEALING OF TERM LEASE 215469 ON LOT 470 ON HG650, LOCALITY OF DIMBULAH**RESOLUTION 2019/32**

Moved: Cr Angela Toppin

Seconded: Cr Mary Graham

That Council advise the Department of Natural Resources, Mines and Energy that Council has no objection to the renewal of the term lease over land described as Lot 470 on HG650, situated at Boonmoo Road, Dimbulah or the conversion of Lot 470 on HG650 to freehold.

CARRIED

8.10 DELEGATIONS UPDATE FEBRUARY 2019 AND POLICY REVIEW**RESOLUTION 2019/33**

Moved: Cr Kevin Davies

Seconded: Cr Mary Graham

That:

1. Council delegates the exercise of the powers contained in the attached Tables of Delegable Powers and Instruments of Delegation to the Chief Executive Officer, with such powers to be exercised subject to any limitations;
2. Any prior delegations of power relating to the same matters are revoked; and
3. The Delegations and Authorisations Policy be repealed and Council adopt the attached Delegations and Authorisations Policy.

CARRIED

8.11 REGULATORY FEES AND CHARGES 2019/20**RESOLUTION 2019/34**

Moved: Cr Alan Pedersen

Seconded: Cr Mary Graham

That Council adopt the proposed 2019/20 fees as listed for Animal Management, Environmental Health, and Local Law Activities.

CARRIED

8.12 FINANCIAL STATEMENTS PERIOD ENDING 28 FEBRUARY 2019**RESOLUTION 2019/35**

Moved: Cr Angela Toppin

Seconded: Cr Kevin Davies

That Council note the financial report for the period ending 28 February 2019.

CARRIED

8.13 FLOOD DISASTER DONATION AND RESERVE**RESOLUTION 2019/36**

Moved: Cr Alan Pedersen

Seconded: Cr Mary Graham

That Council donate \$10,000.00 to The Sisters of the North for distribution to affected landholders in North West Queensland.

CARRIED

8.13.1 ESTABLISHMENT OF DISASTER RESERVE**RESOLUTION 2019/37**

Moved: Cr Lenore Wyatt

Seconded: Cr Angela Toppin

That Council establish a disaster reserve from funds previously allocated to the Sports Foundation reserve.

CARRIED

8.14 COMMUNITY PARTNERSHIPS PROGRAM**RESOLUTION 2019/38**

Moved: Cr Angela Toppin

Seconded: Cr Alan Pedersen

That Council approves the request from the Lions Club of Mareeba for a \$500 sponsorship of the Lions 201Q2 District Convention under the Community Partnerships Program.

CARRIED

9 INFRASTRUCTURE SERVICES**9.1 REPORT REGARDING RESIDENT PETITION - MAREEBA RAIL TRAIL****RESOLUTION 2019/39**

Moved: Cr Lenore Wyatt

Seconded: Cr Angela Toppin

That Council receives the petition.

CARRIED

9.2 MAREEBA AIRPORT - AVIATION INDUSTRIAL PARK - ROAD NAMES**RESOLUTION 2019/40**

Moved: Cr Alan Pedersen

Seconded: Cr Lenore Wyatt

That Council endorses the following road names for roads within the Aviation Industrial Park at Mareeba Airport:

1. Ratten Drive
2. Weston Close
3. McMullan Close
4. Pittman Close

CARRIED

9.3 MAREEBA AIRPORT UPGRADING - FEBRUARY 2019 PROGRESS REPORT**RESOLUTION 2019/41**

Moved: Cr Alan Pedersen

Seconded: Cr Lenore Wyatt

That Council receives the February 2019 progress report on the Mareeba Airport Upgrade Project.

CARRIED

**9.4 APPLICATION FOR PERMANENT ROAD CLOSURE ABUTTING LOT 10 ON PLAN SP212581;
18 JACANA CLOSE, MAREEBA**

RESOLUTION 2019/42

Moved: Cr Kevin Davies

Seconded: Cr Mary Graham

That Council as the Road Manager, advises the applicant and the Department of Natural Resources, Mines and Energy that:

1. Council offers no objection to the permanent closure of the road reserve, subject to a drainage and access easement being established, in favour of Council, over this same area of land; and
2. Council would have no objection to the fencing of the area's boundary, however no permanent structures are to be built on the subject land; and
3. The applicant is wholly responsible for all costs associated with finalising the process; and
4. The said parcel of land must be amalgamated with the adjoining lot.

CARRIED

**9.5 INFRASTRUCTURE SERVICES, TECHNICAL SERVICES MONTHLY ACTIVITIES REPORT -
FEBRUARY 2019**

RESOLUTION 2019/43

Moved: Cr Mary Graham

Seconded: Cr Kevin Davies

That Council receives the Infrastructure Services, Technical Services Monthly Report for the month of February 2019.

CARRIED

9.6 TMSC2019-02 WASTE CHILLAGOE LANDFILL REDEVELOPMENT PROJECT

RESOLUTION 2019/44

Moved: Cr Kevin Davies

Seconded: Cr Angela Toppin

That Council awards Tender TMSC2019-02 Chillagoe Landfill Redevelopment Project to T & K Fitzgerald Pty Ltd for a total value of \$355,927.00 (inclusive of GST).

CARRIED

9.7 INFRASTRUCTURE SERVICES, WASTE OPERATIONS REPORT - FEBRUARY 2019**RESOLUTION 2019/45**

Moved: Cr Kevin Davies

Seconded: Cr Mary Graham

That Council receives the Infrastructure Services, Waste Operations Progress Report, February 2019.

CARRIED

9.8 INFRASTRUCTURE SERVICES, WATER AND WASTEWATER GROUP MONTHLY OPERATIONS REPORT - JANUARY 2019**RESOLUTION 2019/46**

Moved: Cr Angela Toppin

Seconded: Cr Lenore Wyatt

That Council receives the Infrastructure Services, Water and Wastewater Progress Report for the month of February 2019.

CARRIED

9.9 INFRASTRUCTURE SERVICES, WORKS SECTION ACTIVITY REPORT - JANUARY 2019**RESOLUTION 2019/47**

Moved: Cr Kevin Davies

Seconded: Cr Angela Toppin

That Council receives the Infrastructure Services, Works Progress Report for the month of February 2019.

CARRIED

10 OFFICE OF THE CEO**10.1 REPORT REGARDING RESIDENT PETITION - REVIEW OF COUNCIL ELECTORAL ARRANGEMENTS****RESOLUTION 2019/48**

Moved: Cr Alan Pedersen

Seconded: Cr Angela Toppin

That Council determines that Mareeba Shire remains undivided.

CARRIED

10.2 COUNCILLOR ATTENDANCE AT CONFERENCE**RESOLUTION 2019/49**

Moved: Cr Lenore Wyatt

Seconded: Cr Mary Graham

That Council approves the attendance of Councillor Toppin to attend the Australasian Indigenous Family Violence Policing Conference to be held in Cairns between 20 to 21 June 2019.

CARRIED

10.3 APPOINTMENT OF MAREEBA MULTICULTURAL FESTIVAL ADVISORY COMMITTEE**RESOLUTION 2019/50**

Moved: Cr Lenore Wyatt

Seconded: Cr Angela Toppin

That Council:

1. appoints Jennifer Murat as chair of the Mareeba Multicultural Festival Advisory Committee
2. appoints the following persons as members of the Committee:

Cr Mary Graham
Giuliano Cordenos
Francesco Avolio
Fred Cristaldi
Alan Wason
Iuto Patolo
Sabrina Liaver
Fatima Meteor
Milabelle Krauss
Carl Portella

CARRIED

Council would like to publically acknowledge Giuliano Cordenos his efforts over the past 20 years.

11 CONFIDENTIAL REPORTS

Nil

12 BUSINESS WITHOUT NOTICE

Nil

13 NEXT MEETING OF COUNCIL

The next meeting of Council will be held at 9am on 17 April 2019.

There being no further business, the meeting closed at 9:32am.

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Cr Tom Gilmore

Chairperson