



MINUTES

Wednesday, 15 May 2019

Ordinary Council Meeting

**MINUTES OF MAREEBA SHIRE COUNCIL
ORDINARY COUNCIL MEETING
HELD AT THE COUNCIL CHAMBERS
ON WEDNESDAY, 15 MAY 2019 AT 9:00AM**

1 MEMBERS IN ATTENDANCE

Cr Alan Pedersen (Deputy Mayor), Cr Edward (Nipper) Brown, Cr Kevin Davies, Cr Mary Graham, Cr Angela Toppin, Cr Lenore Wyatt

2 APOLOGIES/LEAVE OF ABSENCE/ABSENCE ON COUNCIL BUSINESS

Leave of Absence

Cr Tom Gilmore

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

Cr Davies declared a potential conflict of interest in relation to ITEM 9.4 as Cr Davies is employed by a company which is in partnership with the proponents parent company. Cr Davies will leave the room and not participate in the debate.

5 CONFIRMATION OF MINUTES

RESOLUTION 2019/25

Moved: Cr Angela Toppin

Seconded: Cr Lenore Wyatt

That the minutes of Ordinary Council Meeting held on 17 April 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 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

RESOLUTION 2019/26

Moved: Cr Mary Graham

Seconded: Cr Angela Toppin

1. That in relation to the following development application:

APPLICATION		PREMISES	
APPLICANT	SND Developers Pty Ltd	ADDRESS	28 Keeble Street, Mareeba
DATE OF REQUEST	14 January 2019	RPD	Lot 71 on SP136296
TYPE OF APPROVAL	Development Permit		
PROPOSED DEVELOPMENT	Material Change of Use - Short-Term Accommodation		

and in accordance with the Planning Act 2016,the following:

- (A) The Adopted Infrastructure Charges Notice issued for Development Approval MCU/18/0019 on 21 November 2018 be maintained.

2. Advice of Council's decision issued to the applicant, submitters and referral agency."

CARRIED

8.2 APPLICATION FOR CONVERSION TO FREEHOLD OF TERM LEASE 216805 OVER LOT 146 ON HG524, LOCALITY OF DIMBULAH

RESOLUTION 2019/27

Moved: Cr Edward (Nipper) Brown

Seconded: Cr Angela Toppin

That Council advise the Department of Natural Resources, Mines and Energy that Council has no objection to the conversion to freehold of Term Lease 216805 over Lot 146 on HG524 situated at Leedingham Creek Road, Dimbulah, subject to Lot 146 on HG524 being amalgamated with adjoining Lot 110 on HG94 to ensure legal access.

CARRIED

8.3 FURTHER DEALING OF PASTORAL HOLDING 9/5154 OVER LOT 5154 ON PH713, LOCALITY OF BARWIDGI

RESOLUTION 2019/28

Moved: Cr Edward (Nipper) Brown

Seconded: Cr Angela Toppin

That Council advise the Department of Natural Resources, Mines and Energy that Council has no objection to the renewal of Pastoral Holding PH9/5154 over land described as Lot 5154 on PH713, situated at Ootann Road, Locality of Barwidgi or the conversion of Lot 5154 on PH713 to freehold.

CARRIED

8.4 POLICY REVIEW

RESOLUTION 2019/29

Moved: Cr Mary Graham

Seconded: Cr Lenore Wyatt

That Council repeals the Cemeteries Policy (adopted 2 April 2014) and adopts the attached Cemeteries Policy.

CARRIED

8.5 TRADE WASTE POLICY

RESOLUTION 2019/30

Moved: Cr Angela Toppin

Seconded: Cr Kevin Davies

That Council:

1. Repeals the following policies and Plans:
 - (a) Trade Waste Policy (adopted 19 April 2017)
 - (b) Trade Waste Management Plan (adopted 19 April 2017)
2. Adopt the Trade Waste Policy (attached)
3. Adopt the 2019/20 fees for Trade Waste initial applications

CARRIED

8.6 DELEGATIONS UPDATE APRIL 2019

RESOLUTION 2019/31

Moved: Cr Edward (Nipper) Brown

Seconded: Cr Angela Toppin

That:

1. Council delegates the exercise of the powers contained in the attached Tables of Delegable Powers, with such powers to be exercised subject to any limitations; and
2. Any prior delegations of power relating to the same matters are revoked.

CARRIED

8.7 BUILDING, PLUMBING AND PLANNING FEES AND CHARGES 2019/20

RESOLUTION 2019/32

Moved: Cr Mary Graham

Seconded: Cr Lenore Wyatt

That Council adopt the proposed 2019/20 fees and charges as attached for:

1. Building and Plumbing
2. Planning

CARRIED

8.8 FINANCIAL STATEMENTS PERIOD ENDING 30 APRIL 2019

RESOLUTION 2019/33

Moved: Cr Kevin Davies

Seconded: Cr Mary Graham

That Council note the financial report for the period ending 30 April 2019.

CARRIED

8.9 GENERAL AND FINANCE FEES AND CHARGES 2019/20

RESOLUTION 2019/34

Moved: Cr Angela Toppin

Seconded: Cr Lenore Wyatt

That Council adopts the attached General and Finance Fees and Charges for 2019/20.

CARRIED

8.10 COMMUNITY HOUSING RENT REVIEW

RESOLUTION 2019/35

Moved: Cr Edward (Nipper) Brown

Seconded: Cr Mary Graham

That Council, as per the State Governments policy, adopts and implements the reviewed rents for eligible community housing tenants from 29 July 2019.

CARRIED

8.11 STANDING ORDERS (MEETING PROCEDURES) FOR COUNCIL MEETINGS

RESOLUTION 2019/36

Moved: Cr Kevin Davies

Seconded: Cr Mary Graham

That Council:

1. Repeals the Standing Orders (Meeting Procedures) for Council Meetings adopted on 17 April 2019; and
2. Adopts the amended Standing Orders (Meeting Procedures) for Council Meetings as attached.

CARRIED

9 INFRASTRUCTURE SERVICES

9.1 TRAFFIC ADVISORY COMMITTEE - MINUTES OF MEETING HELD 16 APRIL 2019

RESOLUTION 2019/37

Moved: Cr Kevin Davies

Seconded: Cr Mary Graham

That Council:

1. Receives the minutes of the Traffic Advisory Committee Meeting held Tuesday, 16 April 2019 and;
2. In relation to Item 19.04-02 of the minutes, removes 4 taxi ranks on Byrnes Street; 2 bays opposite the Post Office and 2 bays opposite Priceline Pharmacy, reducing the total number of taxi parking bays in Byrnes Street from 8 to 4.

CARRIED

9.2 MAREEBA AIRPORT UPGRADING - APRIL 2019 PROGRESS REPORT

RESOLUTION 2019/38

Moved: Cr Kevin Davies

Seconded: Cr Mary Graham

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

CARRIED

9.3 INFRASTRUCTURE SERVICES, TECHNICAL SERVICES MONTHLY ACTIVITIES REPORT - APRIL 2019

RESOLUTION 2019/39

Moved: Cr Lenore Wyatt

Seconded: Cr Kevin Davies

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

CARRIED

At 9:13 am, Cr Kevin Davies left the meeting.

9.4 APPLICATION FOR SIMULTANEOUS ROAD OPENING AND CLOSING, LOT 46 ON RP851443, RA 1886 KENNEDY HIGHWAY, KURANDA

RESOLUTION 2019/40

Moved: Cr Lenore Wyatt

Seconded: Cr Mary Graham

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

Council has no objection to the simultaneous road opening and closing with the following conditions:

1. The proposed new road reserve alignment must include usable land to allow for appropriate access off the Kennedy Highway; and
2. The proposed new road reserve alignment is to be of a suitable width and similar in area to the existing road reserve; and
3. The proponent is wholly responsible for all costs associated with finalising the process.

CARRIED

At 9:13 am, Cr Kevin Davies returned to the meeting.

9.5 APPLICATION FOR PERMANENT ROAD CLOSURE, COYLE AND HUME ROADS, BIBOOHRA.

RESOLUTION 2019/41

Moved: Cr Lenore Wyatt

Seconded: Cr Kevin Davies

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

Council has no objection to the permanent road closure, with the following conditions:

1. Access arrangements need to be agreed upon between any third-party utility providers and the proponent prior to closure; and
2. A section at the Coyle Road and Hume Road intersection is to be excluded from being permanently closed to provide adequate traffic width through the intersection, with the area to be determined upon final survey; and
3. If the road closure is granted, the sought-after land is to be amalgamated into each of the four (4) abutting freehold lots, being:
 - (a) Lot 200 on SP108025;
 - (b) Lot 201 on SP177750;
 - (c) Lot 202 on SP227855;
 - (d) Lot 203 on SP227855; and
4. The proponent is wholly responsible for all costs associated with finalising the process.

CARRIED

9.6 TECHNICAL SERVICES FEES AND CHARGES 2019/20

RESOLUTION 2019/42

Moved: Cr Angela Toppin

Seconded: Cr Mary Graham

That Council adopts the attached Sport and Community Hall Hire, Rural Addressing, Gates and Grids and Aerodromes Fees and Charges 2019/20.

CARRIED

9.7 INFRASTRUCTURE SERVICES, WATER AND WASTEWATER GROUP MONTHLY OPERATIONS REPORT - APRIL 2019

RESOLUTION 2019/43

Moved: Cr Mary Graham

Seconded: Cr Lenore Wyatt

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

CARRIED

9.8 INFRASTRUCTURE SERVICES, WASTE OPERATIONS REPORT - APRIL 2019

RESOLUTION 2019/44

Moved: Cr Edward (Nipper) Brown

Seconded: Cr Lenore Wyatt

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

CARRIED

9.9 TENDER EVALUATION TMSC2019-08 - GREEN WASTE MANAGEMENT SERVICES

This item has been held over to a future meeting.

9.10 WATER AND WASTEWATER FEES AND CHARGES 2019/20

RESOLUTION 2019/45

Moved: Cr Mary Graham

Seconded: Cr Kevin Davies

That Council adopts the attached Water and Wastewater Fees and Charges 2019/20.

CARRIED

9.11 WASTE FEES AND CHARGES 2019/20

RESOLUTION 2019/46

Moved: Cr Edward (Nipper) Brown

Seconded: Cr Lenore Wyatt

That Council adopts the attached Waste Fees and Charges 2019/20.

CARRIED

9.12 TENDER EVALUATION TMSC2019-06 HERBERTON-PETFORD ROAD RESHEET - SUPPLY AND DELIVERY OF TYPE 4.3 ROAD BASE

RESOLUTION 2019/47

Moved: Cr Angela Toppin

Seconded: Cr Mary Graham

That Council endorses the awarding of Tender TMSC2019-06 for the supply and delivery of approximately 16,000 tonnes of Type 4.3 Road Base for the Herberton - Petford Road Resheet Project to Bolwarra Enterprises Pty Ltd T/A Wongabel Quarries and Concrete at \$28.05 per tonne (including GST) amounting to a total value of \$448,800.00 (including GST).

CARRIED

9.13 TENDER EVALUATION TMSC2019-07 ANZAC AVENUE BRIDGE DECK REPLACEMENT - BRIDGE SUBSTRUCTURE

RESOLUTION 2019/48

Moved: Cr Kevin Davies

Seconded: Cr Edward (Nipper) Brown

That Council endorses the awarding of Tender TMS2019-07 for the supply, fabrication and delivery of structural steel components for the Anzac Avenue bridge substructure in Mareeba to CSF Industries Pty Ltd T/A CSF Steel Fabricators for the lump sum amount of \$218,782.30 (including GST).

CARRIED

9.14 INFRASTRUCTURE SERVICES, WORKS SECTION ACTIVITY REPORT - APRIL 2019

RESOLUTION 2019/49

Moved: Cr Kevin Davies

Seconded: Cr Lenore Wyatt

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

CARRIED

10 OFFICE OF THE CEO

10.1 CHRISTMAS SHUTDOWN AND OFFICE CLOSURE FOR STAFF FUNCTION

RESOLUTION 2019/50

Moved: Cr Lenore Wyatt

Seconded: Cr Angela Toppin

That Council approves the 2019/20 Christmas/New Year closure from 1pm on Friday 20 December 2019 and reopen Monday 6 January 2020.

CARRIED

10.2 PETITION TO WAIVE THE IRVINEBANK RESERVOIR WATER SUPPLY BENEFITED AREA CHARGE

RESOLUTION 2019/51

Moved: Cr Kevin Davies

Seconded: Cr Edward (Nipper) Brown

That Council receives the petition.

CARRIED

11 CONFIDENTIAL REPORTS

Nil

12 BUSINESS WITHOUT NOTICE

Nil

13 NEXT MEETING OF COUNCIL

The next meeting of Council will be held at Mareeba on 19 June 2019.

There being no further business, the meeting closed at 9.27am.

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Cr Alan Pedersen

Chairperson