



DOUGLAS SHIRE COUNCIL

# ORDINARY COUNCIL MEETING

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## MINUTES

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Tuesday 10 December 2024

ENSURING EXCELLENCE IN GOVERNANCE  
ACCOUNTABLE AND TRANSPARENT DECISION-MAKING  
INCLUSIVE ENGAGEMENT, PLANNING AND PARTNERSHIPS  
CELEBRATING OUR COMMUNITIES



**MINUTES OF THE ORDINARY COUNCIL MEETING OF THE DOUGLAS SHIRE  
COUNCIL HELD ON TUESDAY 10 DECEMBER 2024 COMMENCING AT 10:00A.M.**

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Mayor Cr Scmazzon opened the meeting at 10:00am by welcoming everyone to the Ordinary Meeting of the Douglas Shire Council being held on 10 December 2024 at the Mossman Council Chambers.

This Ordinary Meeting of Council is being Live Streamed on Council's Website and will also be available for others to watch at a later time.

Cr Scmazzon acknowledged the Kuku Yalanji people who are the Traditional Custodians of the Land on which this meeting is being held and paid respect to their Elders past, present and emerging, and extended that respect to other Indigenous Australians who may be listening or watching this morning.

**DOUGLAS SHIRE COUNCIL  
ORDINARY MEETING  
TUESDAY 10 DECEMBER 2024  
10:00AM  
ORDER OF BUSINESS**

<b>1. Attendance &amp; Apologies .....</b>	<b>5</b>
1.1. PRESENT .....	5
1.2. APOLOGIES.....	5
1.3. OFFICERS IN ATTENDANCE .....	5
<b>2. Conflict Of Interest/Material Personal Interest .....</b>	<b>5</b>
<b>3. Deputations.....</b>	<b>5</b>
<b>4. Mayoral Minutes.....</b>	<b>5</b>
<b>5. Confirmation Of Minutes Of Council Meeting .....</b>	<b>5</b>
5.1. CONFIRM MINUTES - ORDINARY MEETING HELD 26 NOVEMBER 2024.....	5
<b>6. Officers Reports.....</b>	<b>6</b>
6.1. MAYOR'S DIARY FOR NOVEMBER 2024 .....	6
6.2. CHIEF EXECUTIVE OFFICER'S DIARY FOR NOVEMBER 2024.....	6
6.3. ORDINARY COUNCIL MEETING SCHEDULE FOR 2025 .....	6
6.4. APPOINTMENT OF THE ACTING CHIEF EXECUTIVE OFFICER OF THE DOUGLAS SHIRE COUNCIL .....	7
6.5. 2025 AUSTRALIA DAY AWARDS .....	7
6.6. TRUSTEE LEASE PART OF LOT 92 ON SR81, 44 GROGAN STREET MOSSMAN - MOSSMAN & DISTRICT SHOW SOCIETY INC .....	7
6.7. TRUSTEE PERMIT PART OF LOT 92 ON SR81, 44 GROGAN STREET MOSSMAN - IT'S MY TIME FITNESS .....	8

6.8.	TRUSTEE LEASES PART OF LOT 92 ON SR81, 44 GROGAN STREET MOSSMAN - MOSSMAN JUNIOR RUGBY LEAGUE CLUB INC .....	9
6.9.	LOCAL DISASTER MANAGEMENT PLAN .....	10
6.10.	CYCLONE JASPER CONTRACTS AWARDED REPA.....	10
<b>7.</b>	<b>Notices Of Motion .....</b>	<b>10</b>
7.1.	NOTICE OF MOTION - DAINTREE FERRY MONTHLY REPORTS.....	10
<b>8.</b>	<b>Urgent Business.....</b>	<b>11</b>
<b>9.</b>	<b>Petitions.....</b>	<b>11</b>
<b>10.</b>	<b>Closed Session.....</b>	<b>11</b>
<b>11.</b>	<b>Meeting Closure .....</b>	<b>11</b>

## **1. ATTENDANCE & APOLOGIES**

### **1.1. PRESENT**

Cr Lisa Scomazzon (Mayor), Cr Roy Zammataro (Deputy Mayor), Cr Damian Meadows, Cr Abigail Noli, Cr Michael Rees

### **1.2. APOLOGIES**

There were no apologies

### **1.3. OFFICERS IN ATTENDANCE**

S Osman (Chief Executive Officer), M Eastham (General Manager TC Jasper Corporate and Communities), R Higgins (Acting Manager Governance), S Roberts (Manager Community Services), J Nicholson (Acting Chief Financial Officer), P Hoyer (Manager Disaster Management Unit), C Batchelor (Team Leader Property), H Coulthard (Property Officer), N Crimmins (Senior Records Management Officer), K Williams (Executive Assistant), M Wilson (Senior Media and Communications Officer), T Woodhams (Digital Communications Officer)

## **2. CONFLICT OF INTEREST/MATERIAL PERSONAL INTEREST**

Nil

## **3. DEPUTATIONS**

Nil

## **4. MAYORAL MINUTES**

Nil

## **5. CONFIRMATION OF MINUTES OF COUNCIL MEETING**

### **5.1. CONFIRM MINUTES - ORDINARY MEETING HELD 26 NOVEMBER 2024**

**Moved** Cr Rees

**Seconded** Cr Meadows

*That the Minutes of the Ordinary Meeting held Tuesday 26 November 2024 be confirmed.*

**Carried** Unanimously

## 6. OFFICERS REPORTS

### 6.1. MAYOR'S DIARY FOR NOVEMBER 2024

**Moved** Cr Noli

**Seconded** Cr Rees

*That Council notes the Mayor's external appointments for the month of November 2024.*

**Carried** Unanimously

### 6.2. CHIEF EXECUTIVE OFFICER'S DIARY FOR NOVEMBER 2024

**Moved** Cr Meadows

**Seconded** Cr Rees

*That Council notes the Chief Executive Officer's external calendar appointments for the month of November 2024.*

**Carried** Unanimously

### 6.3. ORDINARY COUNCIL MEETING SCHEDULE FOR 2025

**Moved** Cr Meadows

**Seconded** Cr Rees

*That Council adopt the meeting schedule for the Ordinary Council Meetings for 2025 as presented below:*

DAY	DATE	TIME
Friday	31 January 2025	10:00AM
Tuesday	18 February 2025	10:00AM
Tuesday	25 March 2025	10:00AM
Tuesday	29 April 2025	10:00AM
Tuesday	27 May 2025	10:00AM
Tuesday	24 June 2025	10:00AM
Tuesday	29 July 2025	10:00AM
Tuesday	26 August 2025	10:00AM
Tuesday	30 September 2025	10:00AM
Tuesday	28 October 2025	10:00AM
Tuesday	25 November 2025	10:00AM
Tuesday	9 December 2025	10:00AM

**Carried** Unanimously

#### **6.4. APPOINTMENT OF THE ACTING CHIEF EXECUTIVE OFFICER OF THE DOUGLAS SHIRE COUNCIL**

**Moved** Cr Rees

**Seconded** Cr Zammataro

*That in accordance with the requirements of Section 195 of the Local Government Act 2009 Council appoint Matthew Eastham ASM, General Manager TC Jasper Corporate and Community, to the appointment of Acting Chief Executive Officer during any absences from duty of the Chief Executive Officer for the period 11 December 2024 to 30 June 2025.*

**Carried** Unanimously

#### **6.5. 2025 AUSTRALIA DAY AWARDS**

**Moved** Cr Meadows

**Seconded** Cr Rees

*That Council:*

- 1. endorses the Australia Day Awards recipients as decided by the Australia Day panel in line with the Douglas Shire Australia Day Award Guidelines.*
- 2. delegates authority under Section 257(1)(b) of the Local Government Act 2009 to the Chief Executive Officer to negotiate, finalise and execute any matters in relation to administering the Australia Day Awards Ceremony for 2025.*

**Carried** Unanimously

#### **6.6. TRUSTEE LEASE PART OF LOT 92 ON SR81, 44 GROGAN STREET MOSSMAN - MOSSMAN & DISTRICT SHOW SOCIETY INC**

**Moved** Cr Noli

**Seconded** Cr Rees

*That Council:*

- 1. Resolves to apply an exception on the disposal of a valuable non-current asset under Section 236 (1)(b)(ii) of the Local Government Regulation 2012 as the disposal is to a community organisation;*
- 2. Enters a trustee lease with Mossman and District Show Society Inc over the double-storey administration building on Lot 92 on SR81, 44 Grogan Street Mossman, for the purposes of administration, meetings and storage, subject to but not limited to the following terms and conditions:*
  - a) for a term of ten (10) years from 1 February 2025 to 31 January 2035;*
  - b) with rent for the first year of the term being \$110 (GST Inc) and subject to annual review in accordance with the Brisbane All Groups Consumer Price Index (CPI);*
  - c) with the lessee responsible for all reasonable costs associated with preparing and registering the lease, including surveying;*



*d) the standard terms document for trustee leasing registered under dealing number 720830775 and Schedule 3 of the Land Regulation 2020; and*

*e) the trustee lease schedule includes variations to the standard terms document 720830775 removing rates charges normally levied by Council as trustee; and*

- 3. Enters shared user agreements with Mossman and District Show Society Inc over all relevant buildings on Lot 92 on SR81, 44 Grogan Street Mossman for the annual Mossman Show; and*
- 4. Delegates authority under Section 257(1)(b) of the Local Government Act 2009 to the Chief Executive Officer to negotiate, finalise and execute any and all matters associated with the trustee lease and shared user agreements.*

**Carried** Unanimously

## **6.7. TRUSTEE PERMIT PART OF LOT 92 ON SR81, 44 GROGAN STREET MOSSMAN - IT'S MY TIME FITNESS**

**Moved** Cr Rees

**Seconded** Cr Noli

*That Council:*

- 1. Resolves to apply an exception on the disposal of a valuable non-current asset under Section 236 (1)(b)(ii) of the Local Government Regulation 2012 as the disposal is to a community organisation;*
- 2. Enters a one-year trustee permit with It's My Time Fitness for Women Inc for the purposes of a gym, fitness classes, meeting room and storage area over the bottom storey of the Grandstand Building, approximately 225m<sup>2</sup>, on Lot 92 on SR81, 44 Grogan Street Mossman, subject to but not limited to the following terms and conditions:*
  - a) for a term of one (1) year from 1 March 2025 to 28 February 2026;*
  - b) with rent for the first year of the term being \$152.47 (GST Inc) plus Brisbane All Groups Consumer Price Index (CPI) for December 2024 Quarter;*
  - c) the standard terms document for trustee leasing registered under dealing number 720830775 and Schedule 3 of the Land Regulation 2020;*
  - d) the trustee permit schedule includes variations to the standard terms document 720830775 removing rates charges normally levied by Council as trustee; and*
- 3. Delegates authority under section 257(1)(b) of the Local Government Act 2009, power under section 60(1) of the Land Act 1994 to the Chief Executive Officer to enter a further two, one-year trustee permits with It's My Time Fitness for Women Inc under the same terms and conditions above; and*
- 4. Delegates authority under Section 257(1)(b) of the Local Government Act 2009 to the Chief Executive Officer to negotiate, finalise and execute any and all matters associated with the initial trustee permit and subsequent trustee permits.*



**Carried** Unanimously

**6.8. TRUSTEE LEASES PART OF LOT 92 ON SR81, 44 GROGAN STREET  
MOSSMAN - MOSSMAN JUNIOR RUGBY LEAGUE CLUB INC**

**Moved** Cr Noli

**Seconded** Cr Meadows

*That Council:*

1. *Resolves to apply an exception on the disposal of a valuable non-current asset under Section 236 (1)(b)(ii) of the Local Government Regulation 2012 as the disposal is to a community organisation;*
2. *Enters a trustee lease with Mossman Junior Rugby League Club Inc. for the purposes of a clubhouse, meeting room and storage area over approximately 90m<sup>2</sup> of the amenities building and 105m<sup>2</sup> being the canteen on Lot 92 on SR81 44 Grogan Street Mossman, subject to but not limited to the following terms and conditions:*
  - a) *for a term of ten (10) years from 1 March 2025 to 28 February 2035;*
  - b) *with rent for the first year of the term being \$110 (GST Inc) and subject to annual review in accordance with the Brisbane All Groups Consumer Price Index (CPI);*
  - c) *with the lessee responsible for all reasonable costs associated with preparing and registering the lease, including surveying;*
  - d) *the standard terms document for trustee leasing registered under dealing number 720830775 and Schedule 3 of the Land Regulation 2020; and*
  - e) *the trustee lease schedule includes variations to the standard terms document 720830775 removing rates charges normally levied by Council as trustee; and*
3. *Enters a trustee lease with Mossman Junior Rugby League Club Inc. for the purposes of a gym, indoor training and storage area over approximately 275m<sup>2</sup> being the WS Johnston Pavilion on Lot 92 on SR81 44 Grogan Street Mossman, subject to but not limited to the following terms and conditions:*
  - a) *for a term of three (3) years from 1 March 2025 to 29 February 2028;*
  - b) *with rent for the first year of the term being \$110 (GST Inc) and subject to annual review in accordance with the Brisbane All Groups Consumer Price Index (CPI);*
  - c) *with the lessee responsible for all reasonable costs associated with preparing and registering the lease, including surveying;*
  - d) *the standard terms document for trustee leasing registered under dealing number 720830775 and Schedule 3 of the Land Regulation 2020; and*
  - e) *the trustee lease schedule includes variations to the standard terms document 720830775 removing rates charges normally levied by Council as trustee; and*
4. *Enters a shared user agreement with Mossman Junior Rugby League Club Inc over the amenities building change rooms 1 and 2; and*

5. *Delegates authority under Section 257(1)(b) of the Local Government Act 2009 to the Chief Executive Officer to negotiate, finalise and execute any and all matters associated with the trustee leases and shared user agreement.*

**Carried** Unanimously

## **6.9. LOCAL DISASTER MANAGEMENT PLAN**

**Moved** Cr Meadows

**Seconded** Cr Noli

*That Council approves, in accordance with s 80 (1)(b) of the Disaster Management Act 2003, the Local Disaster Management Plan December 2024.*

**Carried** Unanimously

## **6.10. CYCLONE JASPER CONTRACTS AWARDED REPA**

**Moved** Cr Rees

**Seconded** Cr Noli

*That Council:*

1. *In accordance with s235(c) Local Government Regulation 2012, retrospectively endorse \$796,447.00 in Reconstruction of Essential Public Assets expenditure committed in November 2024, in relation to the Cyclone Jasper Disaster Event.*
2. *Council to note the funding received to date from Queensland Reconstruction Authority (QRA) for Reconstruction of Essential Public Assets.*

**Carried** Unanimously

## **7. NOTICES OF MOTION**

### **7.1. NOTICE OF MOTION - DAINTREE FERRY MONTHLY REPORTS**

**Moved** Cr Zammataro

**Seconded** Cr Noli

Cr Zammataro gave notice of his intention to move the following motion at the Council Meeting scheduled for Tuesday 10 December 2024.

1. *That at all monthly Council meetings, Councillors be provided financial reports relating to the Daintree Ferry; and*
2. *Be updated monthly with the progress in seeking Expressions of Interest from private enterprise to purchase and operate the Daintree Ferry.*

**Discussion resulted in an amended motion.**

**Moved** Cr Meadows

**Seconded** Cr Rees

1. *That at all monthly Council meetings, Councillors be provided financial reports relating to the Daintree Ferry; and*
2. *with the progress in seeking Expressions of Interest from private enterprise to purchase and operate the Daintree Ferry.*

**Carried** Unanimously

**The new motion became the substantive motion.**

**Moved** Cr Zammataro

**Seconded** Cr Meadows

1. *That at all monthly Council meetings, Councillors be provided financial reports relating to the Daintree Ferry; and*
2. *with the progress in seeking Expressions of Interest from private enterprise to purchase and operate the Daintree Ferry.*

**Carried** Unanimously

## **8. URGENT BUSINESS**

Nil

## **9. PETITIONS**

Nil

## **10. CLOSED SESSION**

Nil

## **11. MEETING CLOSURE**

The meeting closed at 10:28am

**CONFIRMED THIS 31<sup>ST</sup> DAY OF JANUARY 2025.**

.....  
MAYOR/CHAIR

