



DOUGLAS SHIRE COUNCIL

ORDINARY COUNCIL MEETING

MINUTES

Tuesday 29 July 2025

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 29 JULY 2025 COMMENCING AT 10:00A.M.**

Mayor Cr Scmazzone opened the meeting at 10:00am by welcoming everyone to the Ordinary Meeting of the Douglas Shire Council being held on 29 July 2025 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 Scmazzone 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 29 JULY 2025
10:00 AM
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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), D Langman (Chief Engineer TC Jasper Infrastructure and Recovery), S Roberts (Manager Community Services), A Pratap (Acting Chief Financial Officer), L Vogel (Manager Environment and Planning), G Nucifora (Construction and Commercial manager DRFA), Natalie 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

Cr Zammataro informed the meeting that he has a declarable conflict of interest in item 7.6 Deadly Active Sport and Recreation Funding (as defined by Section 150EN of the Local Government Act 2009) as he is employed by Bamanga Bubu Ngadimunku Inc (BBN).

As a result of Cr Zammataro's conflict of interest, Cr Zammataro will leave the meeting room whilst the matter is considered and voted on.

Cr Rees informed the meeting that he has a declarable conflict of interest in item 7.10 2025/26 Sole and Specialised Supplier Register as his employer Surf life Saving Club Queensland is listed on the Register of Sole and Specialised Suppliers.

As a result of Cr Rees' conflict of interest, Cr Rees will leave the meeting room whilst the matter is considered and voted on.

Cr Noli informed the meeting that she has a declarable conflict of interest in Item 7.5 'Request to waive Lane Hire fees- Douglas Cluster of Schools' (as defined by Section 150EN of the Local Government Act 2009) due to her employment as a teacher at Mossman State School.

As a result of Cr Noli's conflict of interest, Cr Noli requested permission to participate in the decision making as she felt that as she is employed by the Department of Education and not the school itself there is no financial interest in the matter.

Motion – That Council resolves that Cr Noli can participate and vote due to her employer being the Department of Education and not the school itself and therefore a reasonable person would trust that the final decision is made in the public interest.

Carried unanimously

3. DEPUTATIONS

Nil

4. MAYORAL MINUTES

Nil

5. CONFIRMATION OF MINUTES OF COUNCIL MEETING

5.1. CONFIRM MINUTES - ORDINARY MEETING HELD 17 JUNE 2025

Moved Cr Meadows

Seconded Cr Noli

That the Minutes of the Ordinary Meeting held Tuesday 17 June 2025 be confirmed.

Carried unanimously

5.2. CONFIRM MINUTES - SPECIAL MEETING HELD 24 JUNE 2025

Moved Cr Noli

Seconded Cr Rees

That the Minutes of the Special Meeting held Tuesday 24 June 2025 be confirmed.

Carried unanimously

5.3. CONFIRM MINUTES - SPECIAL MEETING HELD 01 JULY 2025

Moved Cr Meadows

Seconded Cr Noli

That the Minutes of the Special Meeting held Tuesday 01 July 2025 be confirmed.

Carried unanimously

6. BUSINESS ARISING FROM PREVIOUS MINUTES

Nil

7. OFFICERS REPORTS

7.1. MAYOR'S DIARY FOR JUNE 2025

Moved Cr Rees

Seconded Cr Noli

That Council notes the Mayor's external appointments for the month of June 2025.

Carried unanimously

7.2. CHIEF EXECUTIVE OFFICER'S DIARY FOR JUNE 2025

Moved Cr Noli

Seconded Cr Rees

That Council notes the Chief Executive Officer's external calendar appointments for the month of June 2025.

Carried unanimously

7.3. LOCAL GOVERNMENT ASSOCIATION OF QUEENSLAND'S 129TH ANNUAL CONFERENCE 2025

Moved Cr Noli

Seconded Cr Rees

1. Council note that the Local Government Association of Queensland's 128th Annual Conference 2025 will be held on the Gold Coast on 20-22 October 2025;

2. Council nominate the Mayor and Deputy Mayor as Council's delegates at the Conference, and Councillors be endorsed as observers; and

3. Council authorise payment of all reasonable costs incurred by the attendee/s in relation to attendance at this event, including travel, accommodation and incidentals, noting the estimated cost of attendance per person is \$3,295.00 (GST inclusive).

Carried unanimously

7.4. LOCAL GOVERNMENT ASSOCIATION OF QUEENSLAND 129TH ANNUAL CONFERENCE 2025 - MOTION SUBMISSION

Moved Cr Rees

Seconded Cr Meadows

That Council endorse the Local Delivery of Financially Settled Offsets motion for submission to the Local Association of Queensland annual conference for consideration.

Carried unanimously

7.5. REQUEST TO WAIVE LANE HIRE FEES - DOUGLAS CLUSTER OF SCHOOLS

Cr Noli had a declarable conflict of interest in Item 7.5 Request to waive Lane Hire fees- Douglas Cluster of Schools (as defined by Section 150EN of the Local Government Act 2009) due to her employment as a teacher at Mossman State School.

As a result of Cr Noli's conflict of interest, Cr Noli requested permission to participate in the decision making as she felt that as she is employed by the Department of Education and not the school itself there is no financial interest in the matter.

Moved Cr Meadows

Seconded Cr Rees

That Council supports the Douglas Cluster of Schools, and St Augustine's Primary School, by waiving lane hire fees at the Mossman Pool for learn to swim programs.

Carried unanimously

MEETING WITHDRAWAL

Cr Zammataro had a declarable conflict of interest in item 7.6 Deadly Active Sport and Recreation Funding (as defined by Section 150EN of the Local Government Act 2009) as he is employed by Bamanga Bubu Ngadimunku Inc (BBN) and excluded himself from the meeting while the matter was being discussed and voted on.

Cr Zammataro withdrew from the meeting at 10:13am.

7.6. DEADLY ACTIVE SPORT AND RECREATION FUNDING

Moved Cr Noli

Seconded Cr Meadows

That Council endorse for funding provided by the Department of Sport, Racing and Olympic and Paralympic Games, under the Deadly Active Sport and Recreation Program, be awarded to Bamanga Bubu Ngadimunku Inc.

Carried unanimously

MEETING RE-ATTENDANCE

Cr Zammataro re-entered the meeting at 10:14am.

7.7. REGIONAL ARTS DEVELOPMENT FUND - FUNDING RECOMMENDATION

Moved Cr Meadows

Seconded Cr Noli

That Council endorse the recommendation of the Regional Arts Development Fund Advisory Committee to award \$5,000 to Port Douglas Artists Inc.

Carried unanimously

7.8. APPLICATION FOR TEMPORARY ROAD CLOSURE AND ROAD LICENCE - UNFORMED ROAD NEWELL

Moved Cr Noli

Seconded Cr Meadows

That Council:

- 1. Support an application by the landowner of 163 Newell Road, Newell, formally described as Lot 25 SP212664, for a temporary road closure and subsequent road licence over a section of unformed road, depicted within the application as the 'proposed temporary road closure and road licence area'.*
- 2. Advise the Department of Natural Resources and Mines, Manufacturing, and Regional and Rural Development that Council, as the road manager, supports the application for a temporary road closure and subsequent road licence, by completing a Part C Form LA30: Statement in relation to an application under the Land Act 1994 over State land.*

Carried unanimously

7.9. DEVELOPMENT APPLICATION FOR RECONFIGURING A LOT (1 LOT INTO 2) BONNIE DOON ROAD

Moved Cr Rees

Seconded Cr Meadows

That Council refuses the development application for Reconfiguring a Lot (One lot into two lots) over land described as Lot 3 on SP718188, on the following grounds:

- 1. The proposed development if approved will fragment Class A Agricultural land. The development is incapable of being conditioned to achieve compliance with the required codes;*
- 2. The development is inconsistent with the 2018 Douglas Shire Planning Scheme version 1.0 with regard to the Rural Zone Code and the Reconfiguring A Lot Code. The development is incapable of being conditioned to achieve compliance with the required codes;*
- 3. The fragmentation of agricultural land and the size and configuration of the proposed lots is development that is inconsistent with the Far North Queensland Regional Plan 2009-2031, the State Planning Policy 2017 and the Planning Scheme. There is no identified need for the smaller lots in the rural area in order to achieve the outcomes of: the State Planning Policy 2017, the Far North Queensland Regional Plan 2009-2031 or the 2018 Douglas Shire Planning Scheme version 1.0;*

Findings on material questions of fact:

1. *The application was properly lodged to the Douglas Shire Council on 8 May 2025 under s 51 of the Planning Act 2016 and included a planning report.*

Evidence or other material on which findings were based:

1. *Council undertook an investigation of assessment of the development, against the State Development Requirements and the 2018 Douglas Shire Planning Scheme in making its assessment manager decision; and*
2. *Council undertook an assessment in accordance with the provisions of section 60 of the Planning Act 2016.*

Discussion resulted in an amended motion.

Moved Cr Meadows

Seconded Cr Zammataro

That Item 7.9 Development Application for Reconfiguring a Lot (1 Lot into 2) Bonnie Doon Road be deferred to the next Council Meeting.

Carried unanimously

MEETING WITHDRAWAL

Cr Rees has a declarable conflict of interest in item 7.10 '2025/26 Sole and Specialised Supplier Register' as his employer Surf life Saving Club Queensland is listed on the Register of Sole and Specialised Suppliers and excluded himself from the meeting while the matter was being discussed and voted on.

Cr Rees withdrew from the meeting at 10:18am.

7.10. 2025/26 SOLE AND SPECIALISED SUPPLIER REGISTER

Moved Cr Meadows

Seconded Cr Noli

That Council:

1. *Resolves in accordance with section 235(a) and S235(b) of the Local Government Regulation 2012, it is satisfied that the nominated suppliers listed in Attachment 1 are Sole or Specialised Suppliers for the supply of equipment and services.*
2. *Delegates authority under section 257 of the Local Government Act 2009 to the Chief Executive Officer (or delegate) to enter into contracts, negotiate, finalise and execute any and all matters associated with or in relation to Sole and Specialised Suppliers subject to Council's normal procurement policies and procedures.*

Carried unanimously

MEETING RE-ATTENDANCE

Cr Rees re-entered the meeting at 10:20am.

7.11. COASTAL RECOVERY WORKS POST 2023 TC JASPER DISASTER FUNDING OPPORTUNITY

Moved Cr Noli

Seconded Cr Meadows

That Council endorses the Coastal Recovery Works Post 2023 Tropical Cyclone Jasper Disaster Event tender submitted to the State Government Department of Environment, Tourism, Science and Innovation for funding under the Category D Exceptional Circumstances – Environmental Recovery Package.

Carried unanimously

7.12. CYCLONE JASPER CONTRACTS AWARDED REPA - JUNE 2025

Moved Cr Noli

Seconded Cr Rees

That Council:

- 1. In accordance with s235(c) Local Government Regulation 2012, retrospectively endorse \$18,551,916.14 in Reconstruction of Essential Public Assets expenditure committed in June 2025, 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

7.13. TC JASPER EMERGENCY CONTRACTS

Moved Cr Meadows

Seconded Cr Rees

That:

- 1. Council retrospectively acknowledges the procurement in accordance with Local Government Regulation exception s235(c) of Stantec Australia Pty Ltd during the declared emergency for Tropical Cyclone Jasper;*
- 2. Council in accordance with the Council Resolutions adopted in its report dated 30 April 2024, Council retrospectively consider the engagement of Stantec Australia Pty Ltd related to Tropical Cyclone; and*
- 3. Council delegates authority under s 257(1)(b) of the Local Government Act 2009 to the Chief Executive Officer to finalise all outstanding matters related to the engagement of Stantec Australia Pty Ltd related to Tropical Cyclone Jasper.*

Carried unanimously

7.14. DAINTREE RIVER FERRY UPDATE JUNE 2025

Moved Cr Rees

Seconded Cr Meadows

That Council receives and notes the Daintree River Ferry financial information and tender progress for June 2025.

Carried unanimously

8. NOTICES OF MOTION

Nil

9. URGENT BUSINESS

Nil

10. PETITIONS

Nil

11. CLOSED SESSION

Nil

12. MEETING CLOSURE

The meeting closed at 10:26am.