



DOUGLAS SHIRE COUNCIL

ORDINARY COUNCIL MEETING

MINUTES

Tuesday 9 December 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 9 DECEMBER 2025 COMMENCING AT 10:00A.M.**

Mayor Cr Scmazzon opened the meeting at 10:00am by welcoming everyone to the Ordinary Meeting of the Douglas Shire Council being held on Tuesday 9 December 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 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 9 DECEMBER 2025
10:00 AM
ORDER OF BUSINESS**

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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 (Interim Chief Financial Officer), L Vogel (Manager Environment and Planning), K Williams (Executive Assistant), L Boyd (Mayor & Councillor Support Officer), M Wilson (Senior Media and Communications Officer), T Woodhams (Digital Communications Officer)

2. CONFLICT OF INTEREST/MATERIAL PERSONAL INTEREST

Cr Rees informed the meeting that he has a declarable conflict of interest in relation to Item 7.10 Development Application for Reconfiguring a Lot at 291 Mowbray Valley River Road (1 lot into 2 lots) (as defined by Section 150EN of the Local Government Act 2009) due to the applicant being a previous yoga student of Cr Rees', and Cr Rees having used the applicant's services as an architect in the past.

As a result of Cr Rees' conflict of interest, Cr Rees requested permission to participate in the decision making due to the professional nature of the relationship therefore a reasonable person would trust that the final decision is made in the public interest.

Moved Cr Meadows

Seconded Cr Zammataro

That Council resolves that Cr Rees can participate and vote due to the professional nature of the relationship 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 25 NOVEMBER 2025

Moved Cr Meadows

Seconded Cr Rees

That the Minutes of the Ordinary Meeting held Tuesday 25 November 2025 be confirmed.

Carried Unanimously

6. BUSINESS ARISING FROM PREVIOUS MEETINGS

Nil

7. OFFICERS REPORTS

7.1. MAYORS DIARY FOR NOVEMBER 2025

Moved Cr Rees

Seconded Cr Noli

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

Carried Unanimously

7.2. CHIEF EXECUTIVE OFFICER'S DIARY FOR NOVEMBER 2025

Moved Cr Noli

Seconded Cr Rees

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

Carried Unanimously

7.3. ORDINARY COUNCIL MEETING SCHEDULE FOR 2026

Moved Cr Meadows

Seconded Cr Noli

That Council adopt the meeting schedule for the Ordinary Council Meetings for 2026 as presented below:

| DAY | DATE | TIME |
|---------|------------------|---------|
| Tuesday | 27 January 2026 | 10:00AM |
| Tuesday | 24 February 2026 | 10:00AM |
| Tuesday | 24 March 2026 | 10:00AM |

| | | |
|---------|-------------------|---------|
| Tuesday | 28 April 2026 | 10:00AM |
| Tuesday | 26 May 2026 | 10:00AM |
| Tuesday | 23 June 2026 | 10:00AM |
| Tuesday | 28 July 2026 | 10:00AM |
| Tuesday | 25 August 2026 | 10:00AM |
| Tuesday | 29 September 2026 | 10:00AM |
| Tuesday | 27 October 2026 | 10:00AM |
| Tuesday | 24 November 2026 | 10:00AM |
| Tuesday | 8 December 2026 | 10:00AM |

Carried Unanimously

7.4. APPOINTMENT OF ACTING CHIEF EXECUTIVE OFFICER OF THE DOUGLAS SHIRE COUNCIL

Moved Cr Meadows

Seconded Cr Rees

That in accordance with the requirements of Section 195 of the Local Government Act 2009, Council appoint Derek Langman, Chief Engineer TC Jasper Infrastructure and Recovery, to the appointment of Acting Chief Executive Officer during any absences from duty of the Chief Executive Officer for the period 1 January 2026 to 31 December 2026.

Carried Unanimously

7.5. OPERATIONAL PLAN PROGRESS REPORT FOR JULY TO SEPTEMBER 2025

Moved Cr Rees

Seconded Cr Noli

That Council note the progress of the implementation of the 2025-2026 Operational Plan.

Carried Unanimously

7.6. LOCAL GOVERNMENT ASSOCIATION OF QUEENSLAND - SPECIAL GENERAL MEETING

Moved Cr Noli

Seconded Cr Rees

That:

- 1. Council endorse the position that Councillors should not automatically stop being a Councillor, in the event that they nominate (and campaign) for election to the Queensland Parliament; and*
- 2. Council resolve to vote, "for" the existing Local Government Association of Queensland's current policy position.*

For Cr Rees
Against Cr Scomazzon, Cr Zammataro, Cr Meadows, Cr Noli

Motion lost

An alternate motion was put forward.

Moved Cr Noli

Seconded Cr Meadows

That Douglas Shire Council does not support the Local Government Association of Queensland's current policy position and will be voting against the motion.

For Cr Scomazzon, Cr Zammataro, Cr Meadows, Cr Noli
Against Cr Rees

7.7. 2025 NOVEMBER FINANCIAL REPORTS

Moved Cr Rees

Seconded Cr Noli

That Council note the Statement of Comprehensive Income, Statement of Financial Position and Statement of Cashflows for November 2025.

Carried Unanimously

7.8. TRUSTEE PERMIT - PORT DOUGLAS SURF LIFE SAVING CLUB INC

Moved Cr Noli

Seconded Cr Rees

That Council:

In relation to tenure dealings for Port Douglas Surf Life Saving Club Inc relevant to trust land described as Lot 2 SR886 and located at 2 Esplanade, Port Douglas, undertake the following actions:

- 1. Apply an exception to the disposal of an interest in 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. Offer a Trustee Permit to Port Douglas Surf Life Saving Club Inc over the whole of the land described as Lot 2 SR886 and the facilities located thereon:*
 - a. For a term of one (1) year commencing on 1 January 2026.*
 - b. For a rental amount of \$572 (including GST).*
 - c. In accordance with Council's Standard Terms for a lease over trust land, registered under dealing number 720830775 and amended, as necessary, to more clearly define the duties, obligations and responsibilities of the trustee permittee, under the Trustee Permit.*
 - d. All reasonable costs associated with the preparation of the Trustee Permit will be borne by the trustee permittee.*

Carried Unanimously

7.9. DRAFT FNQ REGIONAL PLAN SUBMISSION

Moved Cr Rees

Seconded Cr Meadows

That Council resolves to delegate authority to the Chief Executive Officer to make a submission to the Department of State Development, Infrastructure and Planning as part of the statutory consultation period ending on 5 January 2026, for the Draft Far North Queensland Regional Plan 2025 as per Section 10 of the Planning Act 2016.

Carried Unanimously

7.10. DEVELOPMENT APPLICATION FOR RECONFIGURING A LOT AT 291 MOWBRAY RIVER ROAD (1 LOT INTO 2 LOTS)

Moved Cr Noli

Seconded Cr Zammataro

That Council refuses the development application for Reconfiguring a Lot (One lot into two lots) over land described as Lot 34 on SP331786, on the following grounds:

1. *The development creates a lot which is not of an appropriate size and configuration to retain and sustain the utility and productive capacity of the land for rural purposes. The proposed development will fragment rural land, in particular good quality agricultural land (GQAL) that is identified as Class A Agricultural Land Classification. 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 17 October 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.

For Cr Scomazzon, Cr Zammataro, Cr Noli
Against Cr Meadows, Cr Rees

Motion Carried

7.11. FNQ056 REGIONAL COLLECTION AND REMOVAL OF FERROUS METAL, NON-FERROUS METAL AND USED LEAD ACID BATTERIES

Moved Cr Meadows

Seconded Cr Zammataro

That Council:

1. Awards Contract FNQ056 – Collection and Removal of Ferrous Metal, Non-Ferrous Metal and Used Lead Acid Batteries to Sims Group Australia Holdings Pty Ltd with a contract term of 5 years with two extension options of up to 12 months each (5 + 1 + 1), with maximum total term of 7 years.
2. Delegates authority to the CEO in accordance with the Local Government Act 2009 to enter into contracts, finalise and negotiate any and all matters relating to this contract and each package subject to normal procurement practices and policies.

Carried Unanimously

7.12. CONTRACT 2889.1 DAINTREE RIVER DREDGING

Moved Cr Zammataro

Seconded Cr Rees

That Council:

1. Award Contract 2889.1 Daintree River Dredging to Marrin Pty Ltd based on a schedule of rates commencing on 14 December 2025, for a period of two years; and
2. Delegates authority to the Chief Executive Officer in accordance with the Local Government Act 2009 to enter into contracts, negotiate, finalise and execute any and all matters associated with or in relation to the contract/s subject to Council's normal procurement policies and practices.

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 10:36am.