

DOUGLAS SHIRE COUNCIL

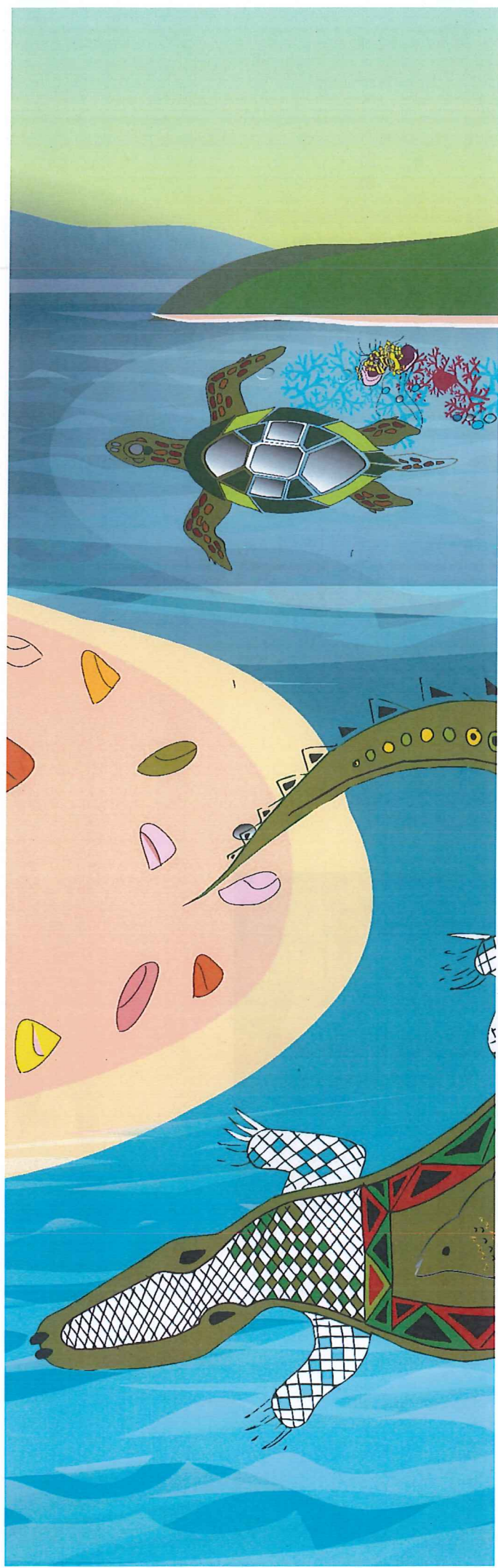
ORDINARY COUNCIL MEETING

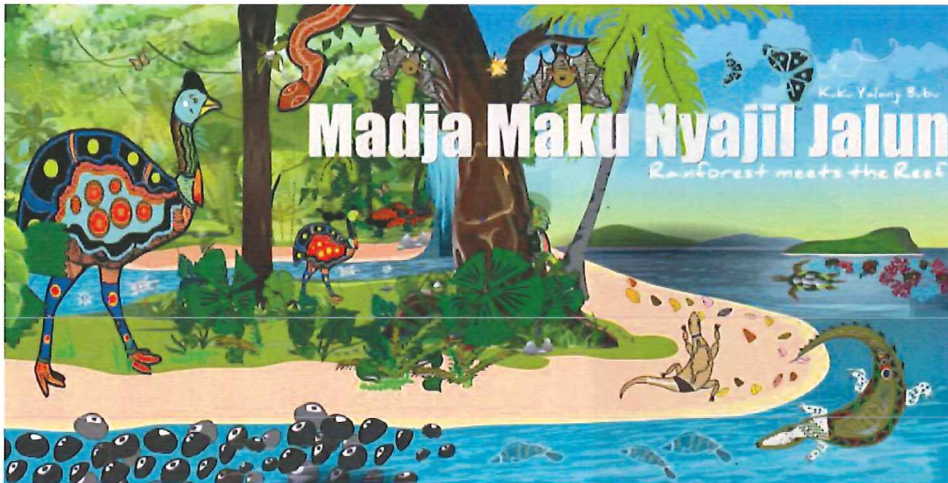
MINUTES

Tuesday, 10 September 2019

ENSURING EXCELLENCE IN GOVERNANCE
ACCOUNTABLE AND TRANSPARENT DECISION-MAKING
ENGAGING, PLANNING, PARTNERING
CELEBRATING OUR COMMUNITIES

DOUGLAS
SHIRE COUNCIL





Douglas Shire Council would like to show its appreciation by acknowledging local indigenous artists Lenice Schonenberger, Loretta Pierce (Lenoy) and Ronald Bamboo for providing the cover artwork entitled "**Daintree Ferry**"

**MINUTES OF THE ORDINARY COUNCIL MEETING OF THE DOUGLAS SHIRE COUNCIL
HELD ON TUESDAY, 10 SEPTEMBER 2019 COMMENCING AT 10.00AM**

1. PRESENT

Cr Julia Leu (Mayor), Cr Abigail Noli (Deputy Mayor), Cr David Carey, Cr Michael Kerr, Cr Roy Zammataro,

Officers in Attendance:

Mark Stoermer (Chief Executive Officer), Michael Kriedemann (Executive Manager Infrastructure), Tara Killeen (Chief Financial Officer), Terry Farrelly (Manager People and Community Services), Juanita Holden (Acting Manager Governance), Peter Tonkes (Manager Water and Wastewater), Tom Volling (Senior Communications Officer), Tim Ellis (Arts and Culture Officer), Scott Hahne (Manager Project Office), Luke Chappell (Project Manager), Nicole Barton (Mayoral and Councillor Support Officer) and Brenda Jang (Executive Assistant).

ACKNOWLEDGEMENT OF COUNTRY

Cr Leu acknowledged the Kuku Yalanji people who are the Traditional Custodians of the Land and paid respect to their Elders both past and present and extended that respect to other Indigenous Australians present.

APOLOGIES

Nil

2. CONFLICT OF INTEREST/MATERIAL PERSONAL INTEREST

Nil

3. MAYORAL MINUTE

Moved Cr Leu

"That Council congratulates the 18 Council Officers who are to be presented with Recognition Awards at this Council meeting today, acknowledging their outstanding contribution in local government to their communities over the last 10 - 30 years of service at Douglas Shire Council."

BACKGROUND

The Douglas Shire is blessed with not just a spectacular natural environment, but a very dedicated local government team committed to doing their best for our communities.

This morning we will be presenting 18 Council Officers with Recognition Certificates for achieving the milestones of 10 years, 15 years, 20 years, 25 years and 30 years of service to Douglas Shire Council and our communities.

These valued staff members have experienced so much in their careers many enduring first amalgamation, and then all experiencing de-amalgamation and their knowledge and expertise has been invaluable.

On behalf of Council, I would like to sincerely thank them for all of their hard work and commitment over many years and express our gratitude for their valued input to all facets of Council activities. Please join me in giving them a round of applause for their efforts.

Carried unanimously

4. CONFIRMATION OF MINUTES OF COUNCIL MEETINGS

**4.1 CONFIRMATION OF MINUTES OF ORDINARY MEETING HELD TUESDAY
20 AUGUST 2019**

Moved Cr Carey

Seconded Cr Noli

"That the Minutes of the Ordinary Meeting held on Tuesday 20 August 2019 be confirmed."

Carried unanimously

**4.2 CONFIRMATION OF MINUTES OF SPECIAL MEETING HELD WEDNESDAY
28 AUGUST 2019**

Moved Cr Noli

Seconded Cr Carey

"That the Minutes of the Special Meeting held on Wednesday 28 August 2019 be confirmed."

Carried unanimously

5. AGENDA ITEMS

5.1. INDIGENOUS LANGUAGE SIGNAGE (ILS) - PROJECT FUNDING OF STAGE 1

Tim Ellis, Arts and Culture Officer

Moved Cr Carey

Seconded Cr Zammataro

"That Council:

- 1. receives and notes completion of Stage 1 of the Indigenous Language Signage (ILS) Project; and*
- 2. resolves to allocate a further \$40,000 from the approved capital works funds allocated for FY2020/21, FY2021/22, FY2022/23 to purchase and install signage across the Douglas Shire and commence stage 2 consultations."*

Carried unanimously

5.2. MONTHLY FINANCIAL REPORT AUGUST 2019

Tara Killeen, Chief Financial Officer

Moved Cr Leu

Seconded Cr Noli

"That Council notes the Financial Report for the period ended 31 August 2019."

Carried unanimously

5.3. AUDIT COMMITTEE TERMS OF REFERENCE

Juanita Holden, Acting Manager Governance

Moved Cr Noli

Seconded Cr Kerr

MINUTES OF THE ORDINARY COUNCIL MEETING OF THE DOUGLAS SHIRE COUNCIL
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"That Council adopt the Audit Committee Terms of Reference as presented subject to the "two Councillors" being amended to "two Councillors, being the Mayor and the Deputy Mayor unless otherwise agreed by Council."

For: Cr Leu, Cr Noli, Cr Kerr, Cr Zammataro

Against: Cr Carey

Carried

5.4. AUDIT COMMITTEE MEMBERS

Juanita Holden, Acting Manager Governance

Moved Cr Noli

Seconded Cr Kerr

"That pursuant to s210 of the Local Government Regulation 2012, Council establish an Audit Committee, furthermore that the committee shall consist of four members as follows: two appropriately qualified external members of which the Chairperson is one, and two Councillors."

Carried unanimously

5.5. STANDING ORDERS FOR COUNCIL MEETINGS GENERAL POLICY

Moved Cr Noli

Seconded Cr Carey

"That Council:

- 1. adopt the updated Standing Orders for Council Meetings General Policy as presented; and*
- 2. resolve to audio record all Ordinary and Special Meetings of Council and make available for the public on the Council Website."*

Carried unanimously

5.6. CHRISTMAS CLOSE DOWN PERIOD 2019

Juanita Holden, Acting Manager Governance

Moved Cr Zammataro

Seconded Cr Carey

"That Council resolves to nominate the close down period for 2019 as being from close of business Tuesday 24 December 2019 to start of business Thursday 2nd January 2020."

Carried unanimously

6. NOTICES OF MOTION

6.1 REPEAL RESOLUTION AND MOVE A MOTION FOR THE HEALTHY REEF PARTNERSHIP.

Moved Cr Leu

Seconded Cr Kerr

"That Council resolve, as per s262 of the Local Government Regulation 2012, to repeal the resolution of item 5.10 of the 18 June 2019 ordinary meeting of Council:

MINUTES OF THE ORDINARY COUNCIL MEETING OF THE DOUGLAS SHIRE COUNCIL
HELD ON TUESDAY, 10 SEPTEMBER 2019 COMMENCING AT 10.00AM

1. *Join the Healthy Reef Partnership for a 3-year term with financial terms as specified in the closed session report;*
2. *Consider adoption of the National Carbon Offset Standard;*
3. *Commit to carbon mitigation projects which will reduce Council's carbon footprint;*
4. *Investigate carbon offset projects located within the Douglas Shire; and*
5. *Delegate authority under Section 257 of the Local Government Act 2009 to the Chief Executive Officer to finalise any and all matters associated with the contract.*

Carried unanimously

Moved Cr Leu

Seconded Cr Carey

"That Council resolves to:

1. *consider adoption of the National Carbon Offset Standard;*
2. *commit to carbon mitigation projects which will reduce Council's carbon footprint; and*
3. *investigate carbon offset projects located within the Douglas Shire."*

Moved Cr Carey

Seconded Cr Leu

"That the motion be amended to include the following additional point:

confirm a previously publicly stated undertaking it will now broaden its community consultation through public workshops and on-site visits, part of which will include residents and groups being invited to register their interest to receive information about the project and consultation opportunities."

For: Cr Leu, Cr Noli, Cr Carey, Cr Zammataro

Against: Cr Kerr

Carried

The amended motion became the substantive motion and was put to the vote:

1. *consider adoption of the National Carbon Offset Standard;*
2. *commit to carbon mitigation projects which will reduce Council's carbon footprint;*
3. *investigate carbon offset projects located within the Douglas Shire; and*
4. *confirm a previously publicly stated undertaking it will now broaden its community consultation through public workshops and on-site visits, part of which will include residents and groups being invited to register their interest to receive information about the project and consultation opportunities."*

For: Cr Leu, Cr Noli, Cr Carey, Cr Zammataro

Against: Cr Kerr

Carried

7. URGENT BUSINESS

Nil

8. PETITIONS

Nil.

9. CLOSED SESSION

Moved Cr Carey

Seconded Cr Kerr

"That Council resolves to move into Closed Session to discuss the following matters:

9.1 **CONTRACTUAL MATTER S275 (E) LOCAL GOVERNMENT REGULATION 2012 - MARTIN SCULLETT DRIVE PUMP STATION REPLACEMENT**

9.2 **PREJUDICIAL MATTER S275 (1)(H) AND (E) LOCAL GOVERNMENT REGULATION 2012 - INTERNAL AUDIT PLAN 2019-2022**

Carried unanimously.

OUT OF CLOSED SESSION

Moved Cr Noli

Seconded Cr Kerr

"That Council resolves to move out of Closed Session."

Carried unanimously

9.1. CONTRACTUAL MATTER S275 (E) LOCAL GOVERNMENT REGULATION 2012 - MARTIN SCULLETT DRIVE PUMP STATION REPLACEMENT

Luke Chappell, Project Manager

Moved Cr Zammataro

Seconded Cr Kerr

"That Council:

1. *resolves to award Contract Number 2020-003 Martin Scullett Drive Pump Station Replacement to FGF Developments Pty Ltd (ABN 67 102 951 039) for an amount of \$330,208.28 exclusive of GST; and*
2. *delegates authority under section 257 of the Local Government Act 2009 to the Chief Executive Officer to negotiate, finalise and execute any and all matters in relation to this contract."*

Carried unanimously

9.2. PREJUDICIAL MATTER S275 (1)(H) AND (E) LOCAL GOVERNMENT REGULATION 2012 - INTERNAL AUDIT PLAN 2019-2022

Juanita Holden, Acting Manager Governance

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Moved Cr Leu

Seconded Cr Carey

"That Council:

1. *endorse the Strategic Internal Audit Plan for Financial Years 2019/2020 to 2021/2022 as presented; and*
2. *in accordance with s234 of the Local Government Regulation 2012, (Exception for LGA Arrangement), engage Pacifica Chartered Accountants to undertake the Three Year Strategic Internal Audit for the Financial Years 2019/2020 to 2021/2022 under Local Buy Contract Business Management Services, Contract Number BUS249-0515.*

Carried unanimously

CLOSURE OF MEETING

The meeting closed at 10.48am

CONFIRMED THIS FIRST DAY OF OCTOBER 2019


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DEPUTY MAYOR/CHAIR