

DOUGLAS SHIRE COUNCIL

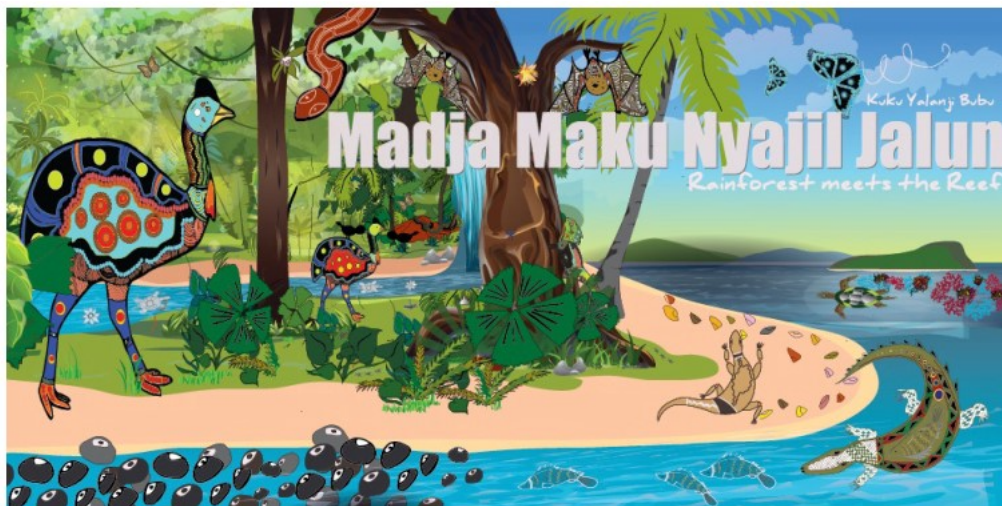
ORDINARY COUNCIL MEETING

MINUTES

Tuesday, 1 October 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, 1 OCTOBER 2019 COMMENCING AT 10.00AM**

1. PRESENT

Cr Abigail Noli (Chair/Deputy Mayor), Cr David Carey, Cr Michael Kerr and Cr Roy Zammataro.

Officers in Attendance

Mark Stoermer (Chief Executive Officer), Michael Kriedemann (Executive Manager Infrastructure), Terry Farrelly (Manager People and Community Services), Tara Killeen (Chief Financial Officer), Juanita Holden (Acting Manager Governance, Paul Hoye (Manager Environment and Planning), Jenny Elphinstone (Senior Planning Officer), Gaye Scott (Community Liaison Officer), Pieter Kleinhans (Coordinator Civil Operations), Cameron Case (Technical Officer Civil Works), Helen Coulthard (Grants Officer), Michael Matthews (Project Engineer), Robert Donovan (Team Leader Property), Amy Mail (Media & Communications Officer), Sean O'Connor (Senior Procurement Officer), Anjee Lake (Administration Officer), Nicole Barton (Mayoral and Councillor Support Officer) and Brenda Jang (Executive Assistant).

ACKNOWLEDGEMENT OF COUNTRY

Cr Noli 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

Cr Julia Leu (Mayor).

2. CONFLICT OF INTEREST/MATERIAL PERSONAL INTEREST

Cr Zammataro declared that he has a conflict of interest in Closed Item 9.2, *Contractual Matter S275 1 E Local Government Regulation 2012 – Contract for Whyanbeel Causeway No. 1 Upgrade Project*, (as defined by section 175D of the *Local Government Act 2009*) in that his son is employed by the Company named in the report and that he will be dealing with this declared conflict of interest by leaving the meeting while this matter is discussed and voted on.

3. MAYORAL MINUTE

Nil

4. CONFIRMATION OF MINUTES OF COUNCIL MEETING

ORDINARY MEETING HELD ON TUESDAY, 10 SEPTEMBER 2019

Moved Cr Carey

Seconded Cr Zammataro

“That the Minutes of the Ordinary Meeting held on Tuesday, 10 September 2019 be confirmed.”

Carried unanimously

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5. AGENDA ITEMS

5.1. MATERIAL CHANGE OF USE FOR AQUACULTURE, ERA AND REMOVAL, OF MARINE PLANTS, BARRAMUNDI FARM EXTENSION, L3 VIXIES RD, WONGA BEACH

Jenny Elphinstone, Senior Planning Officer

Moved Cr Carey

Seconded Cr Kerr

“That Council approves the combined development application for a Material Change of Use for Aquaculture, an Environmentally Relevant Activity for Aquaculture and application for the removal, destruction or damage of marine plants, over land described as Lot 3 on SP292103, located at Lot 3 Vixies Road, Wonga Beach, subject to the following:

- A. **APPROVED DRAWING(S) AND / OR DOCUMENT(S)** (and as amended by Condition 3 of the Assessment Manager’s conditions.

The term ‘approved drawing(s) and / or document(s)’ or other similar expressions means:

Drawing or Document	Reference	Date
<i>Daintree Saltwater Barramundi – Aquaculture – Overall Plan</i>	<i>Unreferenced and undated plan submitted to Council on 17 May 2019 (Council Document ID:90215).</i>	<i>17 May 2019</i>
<i>Site Plan with Existing Ponds</i>	<i>Figure 10 on page 24 of the Daintree Saltwater Barramundi Farm Expansion, Material Change of Use Application Report, Version 2.1, prepared by Ecosustainability, (Council document 867058), from RPS.</i>	<i>17 June 2018</i>
<i>Existing Production Ponds</i>	<i>Figure 11 on page 24 of the Daintree Saltwater Barramundi Farm Expansion, Material Change of Use Application Report, Version 2.1, prepared by Ecosustainability, (Council document 867058), from RPS.</i>	<i>17 June 2018</i>
<i>Overall Layout and Schematic Arrangement Over Aerial Image</i>	<i>Figure 3, on Page 14, of the Applicant’s response to the request from information issued by Douglas Shire Council, provided on 21 March 2019 (Council document ID:895735).</i>	<i>21 March 2019</i>
<i>Proposed Pond Layout</i>	<i>Gary T Pozi Drawing 18/03 Sheet 1 Version B, Plan 9 Design, of the Daintree Saltwater Barramundi Farm Expansion, Material Change of Use Application Report, Version 2.1, prepared by Ecosustainability, (Council document 867058)</i>	<i>28 March 2019</i>
<i>File 180337C</i>	<i>Unreferenced and undated plan, Plan 10 Design (Pond Dimensions), of the Daintree Saltwater Barramundi Farm Expansion, Material Change of Use Application Report, Version 2.1, prepared by Ecosustainability, (Council document 867058).</i>	<i>17 June 2018</i>
<i>Farm Expansion Preliminary Acid Sulphate Soils Management Plan</i>	<i>Ecosustainability Report Version 1.1</i>	<i>18 April 2018</i>

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<i>Drawing or Document</i>	<i>Reference</i>	<i>Date</i>
<i>Daintree Saltwater Barra Farm, Wonga Beach, Geotechnical Investigation Report</i>	<i>PGI, Contract PGC00118014, Version 1.3 Final, (Council Document 867058).</i>	<i>9 February 2018</i>
<i>Daintree Saltwater Barramundi Flood Study, Response to DSC request for Information 1 August 2019</i>	<i>RECS Consulting Engineers & Building Design, Project 62-2018, Received by Council 28 August 2019 (Council document ID 916914)</i>	<i>August 2019</i>

B. ASSESSMENT MANAGER CONDITIONS AND ADVICES

1. *Carry out the approved development generally in accordance with the approved drawing(s) and/or document(s), and in accordance with:*
 - a. *The specifications, facts and circumstances as set out in the application submitted to Council; and*
 - b. *The following conditions of approval and the requirements of Council's Planning Scheme and the FNQROC Development Manual.*

Except where modified by these conditions of approval.

Timing of Effect

2. *The conditions of the Development Permit must be effected prior to the commencement of use except where specified otherwise in these conditions of approval.*

Operational Works

3. *An Operational Works Approval is required for the earthworks and drainage associated with the development.*

Such works must be completed to the satisfaction of the Chief Executive Officer prior to commencement of use or issue of a compliance certificate for the plan of survey, whichever occurs first. Where plans are required, three (3) A1 size copies of the plans and one (1) copy at A3 size must be submitted to Council.

Acid Sulfate Soil Management Plan

4. a. *Undertake an Acid Sulfate Soil sampling, investigation and analysis in the area to be affected by this development in accordance with:*
 - i. *the Queensland Acid Sulfate Soil Technical Manual Soil Management Guidelines version 4.0 (2014);*
 - ii. *the Acid Sulfate Soils - Laboratory Methods Guidelines (version. 2.1, June 2004; and*
 - iii. *the State Planning Policy 2017.*
- b. *Provide a statement to Council that*
 - i. *present Acid Sulfate Soils and/or Possible Acid Sulfate Soils are not present; or*
 - ii. *that management of present Acid Sulfate Soils and/or Possible Acid Sulfate Soils has been incorporated into an Acid Sulfate Soils*

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Environmental Management Plan prepared in accordance with the abovementioned documents.

Identification of soils with a pyrite content in excess of the action levels will trigger a Acid Sulfate Soil Environmental Management Plan which must be prepared to the satisfaction of the Chief Executive Officer.

Where earthworks are undertaken without a Development Permit for Operational Work, the results of this investigation must be submitted to Council for approval, ten (10) business days prior to any earthworks or clearing being commenced on the site.

Where earthworks are undertaken in association with a Development Permit for Operational Work, the results must accompany such application lodged to Council.

Council finds the Preliminary Acid Sulphate Soils Management Plan, as submitted with the application, to be sufficient to accompany a future application for a Development Permit for Operational Work provided it is lodged in a Final format and consideration is given to nominating a minimum standard of competency and knowledge of treatment during construction, in particular for high risk situations where onsite testing is required.

Storage of Machinery and Plant

5. *The storage of any machinery, material and vehicles must not cause a nuisance to surrounding properties, to the satisfaction of the Chief Executive Officer.*

Lawful Point of Discharge

6. *All stormwater from the property must be directed to a lawful point of discharge such that it does not adversely affect surrounding properties or properties downstream from the development, all to the requirements and satisfaction of the Chief Executive Officer.*

Minimum Height for Bunds of Changed Ponds

7. *The bunds of the changed ponds are to have a minimum height of 3.9m AHD.*

Sediment and Erosion Control

8. *Soil and water management measures must be installed / implemented prior to discharge of water from the site, such that no external stormwater flow from the site adversely affects surrounding or downstream properties (in accordance with the requirements of the Environmental Protection Act 1994, and the FNQROC Development Manual).*

Noise

9. *The proposed activity must be conducted in a manner that -*
 - a. *applies such reasonable and practicable means necessary to avoid, minimise or manage (in that order) the emission or likelihood of emission of noise that constitutes an intrusive or nuisance noise; and*
 - b. *achieves the acoustic quality objectives of the Environmental Protection (Noise) Policy 2008.*

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External Lighting

10. *Any external lighting installed upon the premises including car parking areas must be designed such that the vertical illumination at a distance of 1.5 metres outside the boundary of the subject land must not exceed eight (8) lux measured at any level upwards from ground level.*

Requirement for an Environmental Authority

11. *The development can only be undertaken in accordance with an approved and effective Environmental Authority.*

Referral Agency Requirements

12. *The development must only be undertaken in accordance with the referral agency conditions and advices.*

Assessment Manager Advices

1. *This approval, granted under the provisions of the Planning Act 2016, shall lapse six (6) years from the day the approval takes effect in accordance with sections 85(1)(b) and 71 of the Planning Act 2016.*
2. *This approval does not negate the requirement for compliance with all relevant Local Laws and statutory requirements.*
3. *For information relating to the Planning Act 2016, log on to www.dsd.qld.gov.au . To access the FNQROC Development Manual, Local Laws and other applicable Policies log on to www.douglas.qld.gov.au.*
4. *A separate Environmental Authority (EA) is required to be issued from the Department of Environment and Science for the operation of the Environmentally Relevant Activity.*

Note i. The EA0001769 as approved on the 21 May 2019 includes conditions regarding noise emissions.

Note ii An Environmental Authority may be amended by the Department of Environment and Science at a future time exclusive to the use of the land under the ERA and the Material Change of Use.

5. *The Commonwealth Environment Protection and Biodiversity Conservation Act 1999 applies to action that has, will have or is likely to have a significant impact on matters of national environmental significance.*

Further information on the EPBC Act can be obtained from the Department of the Environment, Water, Heritage and the Arts website www.environment.gov.au/epbc EPBC Act Policy Statement 1.1 Significant Impact Guidelines Matters of National Environmental Significance (Oct. 2009).

C. Reasons for Decision

The reasons for this decision are:

1. *Sections 29(9), 60, 62 and 63 of the Planning Act 2016:*
 - a. the approved plan(s) and document(s) as per A above;*
 - b. the Conditions and Advices as per B above;*

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- c. to ensure the development satisfies the benchmarks of the 2006 Douglas Shire Planning Scheme (as amended); and
 - d. to ensure compliance with the Planning Act 2016.
2. Findings on material questions of fact:
- a. the development application was properly lodged to the Douglas Shire Council on 25 September 2018 under section 29(9) and 51 of the Planning Act 2016 and Part 1 of the Development Assessment Rules;
 - b. the development application contained information from the applicant which Council reviewed together with Council’s own investigation of assessment against the State Planning Policy 2016, the Far North Queensland Regional Plan 2008-2031 and the 2006 Douglas Shire Planning Scheme (as amended) in making its assessment manager decision.
3. Evidence or other material on which findings were based:
- a. the development triggered assessable development under the Assessment Table associated with the Rural Areas and Rural Settlements Locality and the Planning Area;
 - b. Council undertook an assessment in accordance with the provisions of sections 29(9), 60, 62 and 63 of the Planning Act 2016; and
 - c. the applicant’s reasons have been considered and the following findings are made:
 - i. Subject to conditions the development satisfactorily meets the Planning Scheme requirements.

D. Concurrence Agency Conditions & Requirements

Concurrence Agency	Concurrence Agency Reference	Date	Council Electronic Reference
State Department Manufacturing, Infrastructure and Planning	1810-7611 SRA	28 May 2019	904332

Refer to Attachment 2: Concurrence Agency Requirements. (Please note that these conditions / requirements may be superseded by subsequent negotiations with the relevant referral agencies).”

Carried unanimously

5.2. COMBINED MCU FOR MULTIPLE DWELLINGS AND ROL (1 LOT INTO 5 LOTS) 11-15 DICKSON STREET, CRAIGLIE
Jenny Elphinstone, Senior Planning Officer

Moved Cr Kerr

Seconded Cr Zammataro

“That Council approves a Preliminary Approval for the combined development application for a material change of use for multiple dwellings (three additional dwellings) and reconfiguration of a lot (1 into 5 lots), generally in accordance with the Austart Homes Job No 000, Site Plan and Lot Plan as amended 16 August 2019 (Council document ID 916135, over land described as Lot 404 on C2251, located at 11 - 15 Dickson Street, Craiglie, subject to the following:

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A. CONDITIONS IMPOSED BY THE ASSESSMENT MANAGER

Preliminary approval limit

1. *This preliminary approval is for a period of two (2) years from the date the approval takes effect.*

Lot Yield

2. *The allotment yield as detailed on Austart Homes Lot Plan amended 16 August 2019 may reduce due to constraints. The lot yield will ultimately be determined following compliance with the conditions of this Development Permit with particular reference to Road layout and sewer design conditions.*

Road Layout

3. *Further investigations must be undertaken by an appropriately qualified professional with respect to the proposed road layout and compliance with Queensland Streets and the FNQROC Development Manual. The investigation is to include but not be limited to the following:*
 - a. *Dickson Street must be designed to show how the road can be upgraded to an Access Street standard at the alignment proposed on the plans, having regard to the existing horizontal and vertical geometry of the intersection and the current access arrangements to existing lots on Dickson Street. The design must include underground drainage, kerb and channel, property accesses on both sides of the road and street lighting;*
 - b. *Dickson Street must be constructed in accordance with the approved plans for the frontage of the site inclusive of underground drainage and street lighting. The road formation must include the kerb and channel on the development side. A minimum of 5.5m wide sealed section of the ultimate profile is to be constructed;*
 - c. *Plans are to be submitted demonstrating that each allotment can accommodate an individual driveway with sufficient frontage at the kerb and sufficient separation from the intersection; and*
 - d. *Design the road interface to the existing intersection in accordance with FNQROC and Austroads guidelines for intersections. The plans must show how the new road interfaces with the existing intersection, including curve radii, pavement extent, surface grade and crossfall, and linemarking. Supporting calculations are to include assessment of the sight lines and turn templates for the design vehicles and check vehicles; and*
 - e. *The design must have regard to the differing land zones on either side of the Street.*

Additional plans and supporting information incorporating the above requirements must be submitted prior to the issue of a Development Permit for Reconfiguration of a lot.

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Drainage Study of Site

4. *Undertake a local drainage study of the site to determine the drainage required to facilitate access to the property from Dickson Street and to demonstrate that the works have no impacts on upstream and downstream properties. In particular, the study must address the following:*
 - a. *The contributing catchment boundaries;*
 - b. *Calculation of the volume of stormwater flow for the minor (5-year ARI) and major (100-year ARI) flood events;*
 - c. *Primary and secondary flow paths for the 5, 10 and 100 year ARI flood events (pre and post development);*
 - d. *Identify the underground drainage infrastructure required on Old Port Road and Dickson Street to convey runoff and allow conventional road and verge profile per the FNQROC Development Manual;*
 - e. *The extent of the 100-year ARI flood event in relation to the site and the frontage roads both pre- and post-development;*
 - f. *Identify any requirement for drainage easements;*
 - g. *Information on the proposed works and any impacts proposed at the drainage outlet from the proposed development or frontage road upgrades, including implications for access to the neighbouring lot on Dickson Street; and*
 - h. *Lawful point of discharge.*

The study must be endorsed by the Chief Executive Officer prior to the issue of a Development Permit for Reconfiguration of a lot.

Sewerage Works Internal

5. *Undertake the following sewerage works internal to the subject land:*
 - a. *Provide a single internal sewer connection to each lot in accordance with the FNQROC Development Manual;*
 - b. *The sewer design plans are required to demonstrate that the sewer alignments achieve the separation and setback distances from buildings, structures and boundaries in accordance with FNQROC and WASA guidelines. The plans must also show the existing trees and clearances achieved to these; and*
 - c. *Where the sewer is not within the subject land, the drawings must detail the offsets, levels, vegetation and any site features that will impact the constructability of the sewer. Land owners consent for the sewer on the land is required.*

The above works must be designed and constructed in accordance with the FNQROC Development Manual.

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Additional plans and supporting information incorporating the above requirements must be submitted prior to the issue of a Development Permit for Reconfiguration of a lot.

ADVICES

1. *This approval does not negate the requirement for compliance with all other relevant Local Laws and other statutory requirements.*
2. *For information relating to the Planning Act 2016 log on to www.dsdmip.qld.gov.au. To access the FNQROC Development Manual, Local Laws and other applicable Policies, log on to www.douglas.qld.gov.au.*
3. *Council can support a request for a Negotiated Decision Notice to elevate this preliminary approval to a development permit in the event that the conditions of the preliminary approval are complied with.*

B. Reasons for Decision

The reasons for this decision are:

1. *Sections 60, 62 and 63 of the Planning Act 2016:*
 - a. *the proposed plan(s) and document(s) as detailed above;*
 - b. *the Conditions and Advices as listed above;*
 - c. *to ensure the development satisfies the benchmarks of the 2018 Douglas Shire Planning Scheme Version 1.0; and*
 - d. *to ensure compliance with the Planning Act 2016.*
2. *Findings on material questions of fact:*
 - a. *the development application was properly lodged to the Douglas Shire Council on 26 March 2019 under section 51 of the Planning Act 2016 and Part 1 of the Development Assessment Rules;*
 - b. *the development application contained information from the applicant which Council reviewed together with Council's own investigation of assessment against the State Planning Policy and the 2018 Douglas Shire Planning Scheme in making its assessment manager decision.*
3. *Evidence or other material on which findings were based:*
 - a. *The development triggered assessable development under the Assessment Table associated with the Zone Code;*
 - b. *Council undertook an assessment in accordance with the provisions of sections 60, 62 and 63 of the Planning Act 2016; and*
 - c. *The applicant's reasons have been considered and the following findings are made:*
 - i. *A request for further information was sought seeking detail of the proposed infrastructure and development of the adjacent road area. The extent of information received is insufficient to condition a Development Permit. The extent of information available is sufficient to condition a Preliminary Approval.*

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C. *Concurrence Agency Conditions & Requirements*

<i>Concurrence Agency</i>	<i>Concurrence Agency Reference</i>	<i>Date</i>	<i>Council Electronic Reference</i>
<i>State Department Manufacturing, Infrastructure and Planning</i>	<i>1906-11654 SRA</i>	<i>23 July 2019</i>	<i>911727</i>

Refer to Attachment 2: Concurrence Agency Requirements. (Please note that these conditions / requirements may be superseded by subsequent negotiations with the relevant referral agencies).

Carried unanimously

5.3. SPONSORSHIP REQUEST MOSSMAN STATE HIGH SCHOOL PRESENTATION NIGHT

Lisa Golding, Team Leader Community and Economic Development

Moved Cr Kerr

Seconded Cr Carey

“That Council:

- 1. approves \$500 sponsorship for the Mossman State High School Annual Presentation Evening utilising funds from the People and Community Services operational budget; and*
- 2. delegates authority to the Chief Executive Officer in accordance with the Local Government Act 2009 to finalise any and all matters associated with the above matters.”*

Carried unanimously

5.4. NAMING OF UNNAMED ROAD OFF SYNDICATE ROAD

Gaye Scott, Community Liaison Officer
Pieter Kleinhans, Coordinator Civil Operations

Moved Cr Zammataro

Seconded Cr Kerr

“That Council resolves to name the unnamed road off Syndicate Road in Mossman Splendour Road.”

Carried unanimously

5.5. CYCLE NETWORK LOCAL GOVERNMENT GRANTS PROGRAM - JUNCTION BRIDGE AND MOSSMAN TO NEWELL PROJECTS

Helen Coulthard, Grants Officer
Michael Matthews, Project Engineer

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Moved Cr Carey

Seconded Cr Zammataro

“That Council resolves to:

- 1. enter into a funding agreement with the State of Queensland (represented by the Department of Transport and Main Roads) under the Cycle Network Local Government Grants Program for the Junction Creek Pedestrian Bridge Construction and North Mossman to Newell Beach Design;*
- 2. contribute 50% towards the total project cost for each project, to be allocated in the 2020/2021 Budget; and*
- 3. delegate authority under Section 257 of the Local Government Act 2009 to the Chief Executive Officer to administer the above matters.”*

Carried unanimously

5.6. SCHEDULE OF FEES AND CHARGES MOSSMAN POOL AND CARAVAN
PARK 2019/2020
Robert Donovan, Team Leader Property

Moved Cr Noli

Seconded Cr Kerr

“That Council:

- 1. adopts the Schedule of Fees and Charges for the Mossman Pool and Caravan Park 2019/20 financial year as per Attachment 1;*
- 2. adopts the proposed opening and closing times for the Mossman Pool; and*
- 3. delegates authority under Section 257 of the Local Government Act 2009 to the Chief Executive Officer to negotiate fees and charges and opening and closing times for the pool operations where circumstances warrant and to make minor administrative amendments to the Schedule.”*

Carried unanimously

5.7. DELEGATIONS REGISTER POLICY
Juanita Holden, Manager Governance

Moved Cr Noli

Seconded Cr Carey

“That Council adopt the Delegation Register Policy as presented.”

Carried unanimously

5.8. COUNCIL TO CEO DELEGATION
Juanita Holden, Manager Governance

Moved Cr Carey

Seconded Cr Zammataro

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“That Council under S257 of the Local Government Act 2009 resolves to delegate the exercise of the powers contained within the Delegations Register – Council to Chief Executive Officer. Furthermore these powers must be exercised subject to the limitations contained in the Delegations Register as listed.”

Carried unanimously

6. NOTICES OF MOTION

Nil

7. URGENT BUSINESS

Nil

8. PETITIONS

Nil

9. CLOSED SESSION

Moved Cr Zammataro

Seconded Cr Carey

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

- 9.1. *Prejudicial Matter S275 1(h) Local Government Regulation 2012 – **Port Douglas Waterfront South Precinct;***
- 9.2. *Contractual Matter S275 1(e) Local Government Regulation 2012 – **Contract for Whyanbeel Causeway No.1 Upgrade Project;***
- 9.3. *Contractual Matter S275 1(e) Local Government Regulation 2012 – **Contract for Davison Street Footpath;** and*
- 9.4. *Prejudicial Matter S275 1(h) Local Government Regulation 2012 – **Specialised ICT Service Providers”***

Carried unanimously

MEETING WITHDRAWAL

Cr Zammataro had declared that he had a conflict of interest in Closed Item 9.2, *Contractual Matter S275 1 E Local Government Regulation 2012 – Contract for Whyanbeel Causeway No. 1 Upgrade Project*, (as defined by section 175D of the *Local Government Act 2009*), in that his son is employed by the Company named in the report and excluded himself from the meeting whilst the matter was being discussed. Cr Zammataro left the meeting at 10.39am.

MEETING RE-ATTENDANCE

Cr Zammataro re-attended the meeting at 10.40am.

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OUT OF CLOSED SESSION

Moved Cr Kerr

Seconded Cr Carey

“That Council resolves to move out of Closed Session.”

Carried unanimously

9.1. PREJUDICIAL MATTER S275 1 H LOCAL GOVERNMENT REGULATION
2012 - PORT DOUGLAS WATERFRONT SOUTH PRECINCT
Robert Donovan, Team Leader Property

Moved Cr Carey

Seconded Cr Kerr

“That Council receives and notes the Port Douglas Waterfront Masterplan South Precinct report.”

Carried unanimously

MEETING WITHDRAWAL

Cr Zammataro had declared that he had a conflict of interest in Closed Item 9.2, *Contractual Matter S275 1 E Local Government Regulation 2012 – Contract for Whyanbeel Causeway No. 1 Upgrade Project*, (as defined by section 175D of the *Local Government Act 2009*) in that his son is employed by the Company named in the report and excluded himself from the meeting whilst the matter was being voted on. Cr Zammataro left the meeting at 10.44am.

9.2. CONTRACTUAL MATTER S275 1 E LOCAL GOVERNMENT REGULATION
2012 - CONTRACT FOR WHYANBEEL CAUSEWAY NO 1 UPGRADE
PROJECT
Michael Matthews, Project Engineer

Moved Cr Kerr

Seconded Cr Noli

“That Council resolves to:

- 1. enter into contract 2019-91 Whyanbeel Causeway No. 1 Upgrade Project at Whyanbeel with Kenmac Constructions Pty Ltd ABN: 27 059 322 235; and*
- 2. delegate authority to the Chief Executive Officer, (under Section 257(1)b of the Local Government Act 2009) to negotiate, finalise and execute any and all matters associated with the contract.”*

Carried unanimously

MEETING RE-ATTENDANCE

Cr Zammataro re-attended the meeting at 10.45am.

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- 9.3. CONTRACTUAL MATTER S275 1 E LOCAL GOVERNMENT REGULATION 2012 - CONTRACT FOR DAVIDSON STREET FOOTPATH
Pieter Kleinhans, Coordinator Civil Operations

Moved Cr Zammataro

Seconded Cr Carey

“That Council resolves to:

1. *enter into contract 2020–060 Davidson Street W4Q Footpath with FNQ Concreters, ABN: 93 991 670 861; and*
2. *delegate 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 contract.”*

Carried unanimously

- 9.4. PREJUDICIAL MATTER S275 1 H LOCAL GOVERNMENT REGULATION 2012 - SPECIALISED ICT SERVICE PROVIDERS
Tara Killeen, Chief Financial Officer

Moved Cr Noli

Seconded Cr Carey

“That Council resolves to approve seven (7) ICT Suppliers as specialised service providers under S235(b) of the Local Government Regulation 2012 for the supply of equipment and services, for a period of two years.

Supplier	Service area
A.A.B.	<i>Multifunction Printer / Scanner / Copiers</i>
Cairns Audio Visual	<i>Audio / Visual specialist (Room fit outs)</i>
ChemAlert	<i>WHS / chemical handling safety data</i>
Dimension Data	<i>Deskphone system</i>
Emerg	<i>Douglas pre-amalgamation Enterprise Suite software – to be decommissioned this financial year.</i>
Redmans	<i>Quest – eMail archiving</i>
Safety Culture - iAuditor	<i>iAuditor – A general purpose mobile forms completion tool.”</i>

Carried unanimously

CLOSURE OF MEETING

The meeting closed at 10.45am.

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CONFIRMED THIS 22ND DAY OF OCTOBER 2019

Abigail Noli

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DEPUTY MAYOR/CHAIR