

MINUTES OF THE ORDINARY COUNCIL MEETING OF THE DOUGLAS SHIRE COUNCIL HELD
AT THE DOUGLAS SHIRE COUNCIL CHAMBERS, 64-66 FRONT STREET, MOSSMAN ON
TUESDAY, 9 AUGUST 2016, COMMENCING AT 10.00AM

1. PRESENT

Cr Julia Leu (Mayor), Cr Abigail Noli (Deputy Mayor), Cr David Carey, Cr Michael Kerr, Cr Roy Zammataro, Linda Cardew (Chief Executive Officer), Darryl Crees (General Manager Corporate Services), Paul Hoye (General Manager Operations), Kerrie Hawkes (Executive Officer), Lloyd Nunns (Senior Procurement Officer), Susanna Andrews (Property Officer), Greg McLean (Communications and Events Officer) and Nicole Barton (Mayoral and Councillor Support Officer) and Nevinia Davenport (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.

ORDER OF BUSINESS SUSPENDED

The Chair suspended the order of business in accordance with the standing orders to enable Item 3 to be considered in the first instance.

3. MAYORAL MINUTE

Moved Cr Leu

“That Council resolve to allow Cr Kerr to attend the Council Meeting today via teleconference.”

Carried unanimously.

ORDER OF BUSINESS RESUMED

The order of business resumed.

APOLOGIES

Nil.

2. CONFLICT OF INTEREST/MATERIAL PERSONAL INTEREST

Nil.

4. CONFIRMATION OF MINUTES OF COUNCIL MEETINGS

ORDINARY MEETING HELD ON 19 JULY 2016

Moved Cr Noli

Seconded Cr Zammataro

“That the Minutes of the Ordinary Meeting held on Tuesday, 19 July 2016, be confirmed.”

Carried unanimously.

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5. AGENDA ITEMS

5.01. PUMP TRACK

Annette Tranent, Grants Officer

Moved Cr Carey

Seconded Cr Leu

“That Council approves a \$100,000 grant application to the Get Playing Places and Spaces fund and a Council contribution of the remaining cost of approximately \$25,000 to build an asphalt Pump Track on part of Lot 99 SP150469 Reserve for Recreation, (Port Douglas Sports Complex) as part of the proposed Family Skills Park.”

Carried unanimously.

5.02. WATER AND WASTEWATER QUARTERLY REPORT FOR PERIOD ENDED JUNE 2016

Paul Hoye, General Manager Operations

Moved Cr Noli

Seconded Cr Carey

“That the Quarterly Report of the Water and Wastewater branch for the period ending June 2016 be received and noted.”

Carried unanimously.

5.03. CAPITAL WORKS PROGRESS REPORT FOR THE PERIOD ENDED 30 JUNE 2016

Paul Hoye, General Manager Operations

Moved Cr Carey

Seconded Cr Zammataro

“That Council receives and notes the final progress report for the Capital Works Program for the 2015 - 2016 financial year.”

Carried unanimously.

5.04. OPERATIONAL PLAN 2015-2016 QUARTERLY REPORT FOR PERIOD ENDED JUNE 2016

Darryl Crees, General Manager Corporate Services

Moved Cr Leu

Seconded Cr Noli

“That Council notes the progress of the implementation of the Operational Plan 2015 - 2016.”

Carried unanimously.

5.05. CROCODILE MANAGEMENT SUBMISSION TO THE DEPARTMENT OF ENVIRONMENT AND HERITAGE PROTECTION

Kerrie Hawkes, Executive Officer

Moved Cr Carey

Seconded Cr Leu

“That Council resolves to support and submit the attached Crocodile Management submission to the Department of Environment and Heritage Protection.

An amendment to the resolution was moved.

Moved Cr Noli

Seconded Cr Zammataro

“That Council resolves to support and submit the attached Crocodile Management submission to the Department of Environment and Heritage Protection with the following changes to the letter to the Department of Environment and Heritage Protection – Page 2 of the letter and dot point 6:

- *Survey of popular freshwater creeks – There are a number of freshwater swimming areas that need to be included in the survey areas. These include:*
 - ~~*The Mossman River from Foxtan Bridge to Anich’s Bridge. The Mossman River upstream from Foxtan Bridge.*~~
 - ~~*The Mossman River from South Mossman Bridge to Shannonvale Causeway-The Shannonvale Causeway.*~~
 - *Spring Creek*

At the conclusion of the survey these three nominated freshwater creeks to be converted to a proactive zone 2 to future proof these very popular swimming holes.”

For: Cr Noli and Cr Zammataro.

Against: Cr Leu, Cr Carey and Cr Kerr.

Lost.

The original motion was put to the vote.

Carried unanimously.

**5.06. FRAUD AND CORRUPTION CONTROL PLAN & FRAUD AND
CORRUPTION GENERAL POLICY**

Darryl Crees, General Manager Corporate Services

Moved Cr Carey

Seconded Cr Leu

“That Council:

- 1. adopts the Fraud and Corruption Control Plan;*
- 2. adopts the revised Fraud and Corruption General Policy; and*
- 3. notes the activities completed to date and scheduled to be completed to mitigate risks associated with fraud and corruption in Council.”*

Carried unanimously.

**5.07. EXPENSES REIMBURSEMENT POLICY FOR ELECTED
REPRESENTATIVES**

Darryl Crees, General Manager Corporate Services

Moved Cr Noli

Seconded Cr Carey

“That Council adopts the revised Expenses Reimbursement Policy for Elected Representatives General Policy.”

Carried unanimously.

6. NOTICES OF MOTION

Nil.

7. URGENT BUSINESS

Nil.

8. PETITIONS

Nil.

9. CLOSED SESSION

Moved Cr Carey

Seconded Cr Noli

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

- 9.1 Prejudicial Matter S275 (1) (H) Local Government Regulation 2012 - Caveat - 6 Birdwing Street, Craiglie*
- 9.2 Contractual Matter S275 (1) (E) Local Government Regulation 2012 - Register of Sole Source Suppliers - Additions*

Carried unanimously.

OUT OF CLOSED SESSION

Moved Cr Carey

Seconded Cr Noli

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

Carried unanimously.

**9.1. PREJUDICIAL MATTER S275 (1) (H) LOCAL GOVERNMENT
REGULATION 2012 - CAVEAT - 6 BIRDWING STREET, CRAIGLIE**

Susanna Andrews, Property Officer

Moved Cr Carey

Seconded Cr Leu

The item was deferred to the next available Ordinary Council Meeting.

Carried unanimously.

**9.2. CONTRACTUAL MATTER S275 (1) (E) LOCAL GOVERNMENT
REGULATION 2012 - REGISTER OF SOLE SOURCE SUPPLIERS -
ADDITIONS**

Lloyd Nunns, Senior Procurement Officer

Moved Cr Carey

Seconded

“That Council:

1. *resolves in accordance with section 235 of the Local Government Regulation 2012 that the Council's register of sole source suppliers be extended to include:*
 - i. *Radio Port Douglas 107.1FM Pty Ltd*
 - ii. *Cairns Post Media Group*
2. *delegates authority to the Mayor and Chief Executive Officer in accordance with Local Government Act 2009 to negotiate, finalise and execute any and all matters in relation to this contractual arrangement.”*

The motion lapsed for want of a seconder.

Moved Cr Noli

Seconded Cr Leu

“That Council:

3. *resolves in accordance with section 235 of the Local Government Regulation 2012 that the Council's register of sole source suppliers be extended to include:*
 - i. *Radio Port Douglas 107.1FM Pty Ltd*
 - ii. *The Newsport Corporation Pty Ltd*
 - iii. *Cairns Post Media Group*
4. *delegates authority to the Mayor and Chief Executive Officer in accordance with Local Government Act 2009 to negotiate, finalise and execute any and all matters in relation to this contractual arrangement.”*

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COUNCIL HELD ON TUESDAY, 9 AUGUST 2016, COMMENCING AT 10.00AM

For: Cr Leu, Cr Noli, Cr Zammataro and Cr Kerr.
Against: Cr Carey.

Carried.

CLOSURE OF MEETING

The meeting closed at 11.51am.

CONFIRMED THIS 31st DAY OF AUGUST 2016


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MAYOR/CHAIR