

**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, 18 NOVEMBER 2014 COMMENCING AT 10.05 AM**

PRESENT

Cr Julia Leu, Cr Abigail Noli, Cr David Carey, Cr Bruce Clarke, Cr Terry Melchert, Linda Cardew (Chief Executive Officer), Darryl Crees (General Manager Corporate Services), Paul Hoyer (General Manager Operations), Kerrie Hawkes (Executive Officer), Rebecca Assman (Manager Governance), John Rehn (Manager Finance & IT), Greg McLean (Communication/Events Officer), and Nicole Barton (Mayor & Councillor Support Officer).

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

There were no apologies.

CONFLICT OF INTEREST/MATERIAL PERSONAL INTEREST

Nil.

MAYORAL MINUTE

PROVISION OF POWER TO COMMUNITIES NORTH OF THE DAINTREE RIVER

Moved Cr Leu

"The Douglas Shire Council considers electricity supply is first and foremost a State Government responsibility.

However the Council acknowledges that in representing the interests of its residents in the area it has a responsibility to advocate on their behalf.

Further, that the Council considers the provision of electricity to householders and businesses in communities north of the river to be an essential service and in that respect there is a legitimate entitlement to a reliable State supplied electricity service to the residents and businesses in the area.

The Council acknowledges that until recently, the limitation on electricity supply to communities north of the river was primarily as a consequence of a desire by relevant governments and authorities to restrict the prospect of over development of, and consequent negative impacts upon, this unique and sensitive world heritage environment area.

It is further acknowledged however that with the adoption and implementation of the 2006 Douglas Shire Planning Scheme and the substantial completion of the "buy back" of land that had the potential for development, much of the risks to over development of the area have been mitigated.

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In acknowledgment of these circumstances the Council's policy position on the provision of a reliable State auspiced electricity supply is that proposals for extension of electricity supply will, in principle, not be opposed.

In recognition of this, for its part, the Council will co-operate fully with proposals for the extension of electricity supply to properties north of the river. Provided however that any proposals clearly take into account the sensitive environmental characteristics of the area, the fact that it is an area largely of world heritage significance and the climatic risks impacting the area such as cyclones and other weather events, all of which will impact decisions about the nature and scale of electricity supply infrastructure which may be provided".

Carried unanimously.

CONFIRMATION OF MINUTES OF COUNCIL MEETING

ORDINARY MEETING HELD ON 4 NOVEMBER 2014

Moved Cr Carey

Seconded Cr Melchert

"That the Minutes of the Ordinary Meeting held on Tuesday, 4 November 2014 be confirmed subject to the following amendment:-

- *On Page 20, immediately above the last line, the following sentence be inserted –
"Council Officers reported that legal advice has been received detailing why it is not possible to legally implement the proposed deletion of condition 14a."*

Carried unanimously.

**5.1 ANNUAL REPORT FOR DOUGLAS SHIRE COUNCIL 1 JANUARY –
30 JUNE 2014**

Kerrie Hawkes: Executive Officer # 433387
Linda Cardew: Chief Executive Officer

Moved Cr Carey

Seconded Cr Noli

"That Council resolves to adopt the Annual Report for the period 1 January 2014 to 30 June 2014."

Carried unanimously.

**5.2 MEMBERSHIP OF THE DOUGLAS SHIRE LOCAL DISASTER
MANAGEMENT GROUP**

Paul Hoye: General Manager Operations

Moved Cr Noli

Seconded Cr Carey

That Council, in accordance sections 33,34 and 35 of the Disaster Management Act 2003 appoint the following positions as members of the Local Disaster Management Group for the Douglas Shire Council area:-

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Position	Organisation
Chairperson - Mayor	Douglas Shire Council
Deputy Chairperson- Deputy Mayor	Douglas Shire Council
Local Disaster Coordinator-General Manager Operations	Douglas Shire Council
Deputy Local Disaster Coordinator- Chief Executive Officer	Douglas Shire Council
Deputy Local Disaster Coordinator- General Manager Corporate Services	Douglas Shire Council
Local Disaster Recovery Coordinator – Community and Economic Development Officer	Douglas Shire Council
Media Advisor–Communications and Events Officer	Douglas Shire Council
Core Member-Manager Infrastructure	Douglas Shire Council
Core Member-Manager Water & Waste	Douglas Shire Council
Core Member-Manager Development & Environment	Douglas Shire Council
Core Member-OIC Port Douglas Station	Queensland Police Service
Core Member-Area Commander, Northern Command	Queensland Fire & Emergency Services
Core Member-Director of Nursing	Mossman Hospital
Core Member-Local Controller	State Emergency Service
Core Member-Area Coordinator, Far Northern Region	Queensland Fire & Emergency Services
Core Member-Executive Officer	Tourism Port Douglas & Daintree
Core Member -Officer In Charge, Port Douglas	Queensland Ambulance Service

Cr Melchert suggested an amendment to the motion to include "All Councillors be invited to attend the meetings as observers"

The mover and seconder agreed to the amendment.

Cr Melchert withdrew the amendment.

Carried unanimously.

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**5.3 AMENDMENT TO DATE OF ORDINARY COUNCIL MEETING
2 DECEMBER 2014**

Rebecca Assman: Manager Governance

Darryl Crees: General Manager Corporate Services #433366

Moved Cr Carey

Seconded Cr Melchert

"That Council amends the date of the Ordinary Council Meeting from 2 December 2014 to 3 December 2014 to allow the Mayor and Chief Executive Officer to attend a meeting with the Honourable David Crisafulli MP, Minister for Local Government, Community Recovery and Resilience."

Carried unanimously.

**5.4 RATES BASED FINANCIAL ASSISTANCE TO NOT FOR PROFIT
RECREATION, SPORTING & COMMUNITY GROUPS FOR 2014/2015**

Darryl Crees: General Manager Corporate Services #433886

Moved Cr Melchert

Seconded Cr Clarke

"That Council:

- approves the late application for Rates Based Financial Assistance to the Mossman Golf Club (Assessment 873539) for the half year ending 31 December 2014; and*
- provides a 50% concessional on general rates in accordance with clause 2.2(c) of the Rates Based Financial Assistance Policy For Not For Profit Recreation, Sporting and Community Groups."*

Carried unanimously.

5.5 FINANCIAL REPORT FOR PERIOD ENDING 31 OCTOBER 2014

Darryl Crees – General Manager Corporate Services

Moved Cr Carey

Seconded Cr Noli

"That Council notes the Financial Report for the period ended 31 October 2014. "

Carried unanimously.

5.6 REPORT FROM THE CHIEF EXECUTIVE OFFICER

Linda Cardew: Chief Executive Officer

Moved Cr Noli

Seconded Cr Carey

"That Council receives and notes the report."

Carried unanimously.

6.1 NOTICE OF MOTION – CR CLARKE - GRID QUALITY RETICULATED POWER TO COMMUNITIES NORTH OF THE DAINTREE RIVER

Moved Cr Clarke

Seconded Cr Melchert

“That the Douglas Shire Council:-

- a) Becomes an advocate for the communities north of the Daintree River to be connected to Grid Quality Reticulated Power;*
- b) Requests that the State Government immediately reinstate Ergon Energy as the energy provider to the communities north of the Daintree River;*
- c) Requests the State Government to take immediate steps to start to extend the Grid Quality Reticulated Power to the communities north of the Daintree River;*
- d) Send these requests to the Queensland Premier, The Hon Campbell Newman, at the earliest possible convenience.”*

Cr Noli suggested an amendment to point c) to read as follows:-

“c) Requests the State Government to take immediate steps to start to extend the Grid Quality Reticulated Power to the communities north of the Daintree River that takes into account the sensitive environmental characteristics of the area including the World Heritage status;”

The mover and seconder agreed to the amendment and the amendment formed part of the motion.

Cr Carey foreshadowed a motion if the current motion is defeated that the Council convey its policy decision as determined this morning in the Mayoral Minute, to the Queensland Premier the Hon Campbell Newman MP, the State Member for Cook the Hon David Kempton MP, and the Federal Member for Leichhardt the Hon Warren Entsch MP, and Mr Russell O’Doherty (Chairman of the Daintree Electricity Committee).

Cr Noli suggested an amendment to point a) to read as follows:-

- a) Advocates for the communities north of the Daintree River to be connected to Grid Quality Reticulated Power;*

The mover and seconder agreed to the amendment and the amendment formed part of the motion.

Motion now reads:-

“That the Douglas Shire Council:-

- a) Advocates for the communities north of the Daintree River to be connected to Grid Quality Reticulated Power;*
- b) Requests that the State Government immediately reinstate Ergon Energy as the energy provider to the communities north of the Daintree River;*

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- c) *Requests the State Government to take immediate steps to start to extend the Grid Quality Reticulated Power to the communities north of the Daintree River that takes into account the sensitive environmental characteristics of the area including the World Heritage status;*
- d) *Send these requests to the Queensland Premier, The Hon Campbell Newman, at the earliest possible convenience."*

For:- Crs Clarke, Melchert and Noli.

Against:- Crs Leu and Carey.

Carried

7. URGENT BUSINESS

Nil

8. CLOSED SESSION

Moved Cr Carey

Seconded Cr Melchert

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

- *Contractual Matter S275 (1)(E) Local Government Regulation 2012 – Tender for the Operation and Management of Caravan Park and Campground Situated at 24-32 Davidson Street, Port Douglas (Tropic Breeze);*
- *Contractual Matter S275 (1)(E) Local Government Regulation 2012 – Natural Disaster Relief and Recovery Arrangements – Contract for the Restoration of Bloomfield Track."*

Carried unanimously.

OUT OF CLOSED SESSION

Moved Cr Melchert

Seconded Cr Clarke

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

Carried unanimously.

8.1 CONTRACTUAL MATTER S275 (1) (E) LOCAL GOVERNMENT REGULATION 2012 – TENDER FOR THE OPERATION AND MANAGEMENT OF CARAVAN PARK AND CAMPGROUND SITUATED AT 24-32 DAVIDSON STREET, PORT DOUGLAS (TROPIC BREEZE)

Rebecca Assman, Manager Governance: #433274
Darryl Crees, General Manager Corporate Services

Moved Cr Melchert

Seconded Cr Carey

“That Council resolves:

- 1. that in accordance with Section 228 of the Local Government Regulation 2012 the tender for the Operation and Management of Caravan Park and Campground situated at 24-32 Davidson Street, Port Douglas be awarded to Brewgrove Pty Ltd; and;*
- 2. to delegate authority to the Mayor and Chief Executive Officer in accordance with section 257 of the Local Government Act 2009 to finalise all matters associated with the lease of the above property.”*

Carried unanimously.

8.2 CONTRACTUAL MATTER S275 (1) (E) LOCAL GOVERNMENT REGULATION 2012 – NATURAL DISASTER RELIEF AND RECOVERY ARRANGEMENTS – CONTRACT FOR THE RESTORATION OF BLOOMFIELD TRACK

Paul Hoye: General Manager Operations

Moved Cr Carey

Seconded Cr Clarke

That Council resolves to:-

- 1. Enter into contract DSCNDRRA10-RFT1 with Scott Earthmoving and Bulk Haulage Pty Ltd for the restoration of the Cape Tribulation – Bloomfield Road from chainage 14.040 to chainage 26.080 as part of the delivery of Natural Disaster Relief and Recovery Arrangements 2014 Funded Restoration Works Northern Roads Package; and*
- 2. Delegates authority to the Mayor and Chief Executive Officer in accordance with the Local Government Act 2009 to negotiate, finalise and execute any and all matters associated with the contract.*

For:- Crs Leu, Noli, Carey and Clarke.

Against:- Cr Melchert.

Carried.

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CLOSURE OF MEETING

The meeting closed at 11.48 am.

CONFIRMED THIS 3RD DAY OF DECEMBER 2014


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MAYOR/CHAIR