

1. 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), Michael Kriedemann (Acting General Manager Operations), Kerrie Hawkes (Executive Officer), Donna Graham (Manager Development & Environment), Neil Beck (Planning Officer), Susanna Andrews (Technical Planning Officer), Peter Logan (Coordinator Public Spaces), Scott Hahne (NDRRA Project Engineer), Greg McLean (Communications/Events Officer), Krista O'Dell (Records Officer), Nicole Barton (Mayor and Councillor Support) 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.

APOLOGIES

Nil.

MINUTES SILENCE

A minutes silence was observed as a mark of respect for the National Police Remembrance Day.

2. CONFLICT OF INTEREST/MATERIAL PERSONAL INTEREST

Nil.

3. MAYORAL MINUTE

Nil.

4. CONFIRMATION OF MINUTES OF COUNCIL MEETINGS

ORDINARY MEETING HELD ON 8 SEPTEMBER 2015

Moved Cr Carey

Seconded Cr Clarke

"That the Minutes of the Ordinary Meeting held on Tuesday, 8 September 2015, be confirmed."

Carried unanimously.

5. AGENDA ITEMS

5.1. MATERIAL CHANGE OF USE (CODE ASSESSMENT) - TELECOMMUNICATION FACILITIES - 21R SPRING CREEK ROAD, MOWBRAY

Susanna Andrews, Technical Planning Officer

Moved Cr Noli

Seconded Cr Carey

“That Council approves the development application for Telecommunication Facilities (41 metre high monopole) over land described as Lot 11 on SP212654, located at 21R Spring Creek Road, Mowbray, subject to the following:

APPROVED DRAWING(S) AND / OR DOCUMENT(S)

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

Assessment Manager Conditions

<i>Drawing or Document</i>	<i>Reference</i>	<i>Date</i>
<i>Overall Site Plan</i>	<i>4MOS-51-09MOWB-C2 Rev 01</i>	<i>3 August 2015</i>
<i>Site Set Out Plan</i>	<i>4MOS-51-09MOWB-C3 Rev 01</i>	<i>3 August 2015</i>
<i>Site Elevation and Details</i>	<i>4MOS-51-09MOWB-C4 Rev 01</i>	<i>3 August 2015</i>

- 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 Commencement of Use, except where specified otherwise in these conditions of approval.*

Colours

- 3. The exterior finishes and colours of the facility must be non-reflective and must blend with the natural colours of the surrounding environment.*

Fencing and Signage

- 4. Construct fencing for the perimeter of the facility with a minimum 1.8 metre high mesh security fence painted the same or similar colour as the facility. The facility is to be signed with appropriate hazard and warning signs.*

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Damage to Council Infrastructure

5. *In the event that any part of Council's existing infrastructure is damaged as a result of construction activities occurring on the site, including but not limited to, mobilisation of heavy construction equipment, stripping or grubbing, the applicant/owner must notify Douglas Shire Council immediately of the affected infrastructure and have it repaired or replaced at the developer's cost, prior to Commencement of Use.*

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.*

Health

7. *The facility must comply with all relevant State and National Standards in relation to emission of light, vibration, odour and radiation.*

ADVICE

1. *This approval, granted under the provisions of the Sustainable Planning Act 2009, shall lapse four (4) years from the day the approval takes effect in accordance with the provisions of the Sustainable Planning Act 2009.*
2. *All building site managers must take all action necessary to ensure building materials and / or machinery on construction sites are secured immediately following the first cyclone watch and that relevant emergency telephone contacts are provided to Council officers, prior to commencement of works.*
3. *This approval does not negate the requirement for compliance with all other relevant Local Laws and other statutory requirements.*
4. *For information relating to the Sustainable Planning Act 2009 log on to www.dilqp.qld.gov.au . To access the FNQROC Development Manual, Local Laws and other applicable Policies log on to www.douglas.qld.gov.au .*

LAND USE DEFINITIONS*

In accordance with the Douglas Shire Planning Scheme 2008, the approved land use of Telecommunication Facilities is defined as:

Means the use of premises for the provision of telecommunication services.

The use excludes Low Impact Telecommunications Facilities as defined by the Telecommunications (Low Impact Facilities Determination) 1997 under the Telecommunications Act.

**This definition is provided for convenience only. This Development Permit is limited to the specifications, facts and circumstances as set out in the application submitted to Council and is subject to the abovementioned conditions of approval and the requirements of Council's Planning Scheme and the FNQROC Development Manual."*

Carried unanimously.

**5.2 MATERIAL CHANGE OF USE (IMPACT ASSESSMENT) INDUSTRY
(VEGETATION MULCHING AND BLENDED MATERIALS FOR SALE) -
LOT 47 CAPTAIN COOK HIGHWAY, MOWBRAY**

Jenny Elphinstone, Senior Planning Officer

Moved Cr Carey

Seconded Cr Clarke

"That Council approves the development application for Industry (Vegetation Mulching and Blended Materials for Sale) over land described as Lot 47 on RP749351, located at Captain Cook Highway, Mowbray, subject to the following:

APPROVED DRAWING(S) AND / OR DOCUMENT(S)

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

<i>Drawing or Document</i>	<i>Reference</i>	<i>Date</i>
<i>Designated Development Area</i>	<i>Projex Partners drawing 637-001-SK2 Revision A</i>	<i>7 July 2015</i>
<i>Generalised Activity Area</i>	<i>Projex Partners drawing 637-001-SK1 Revision A</i>	<i>7 July 2015</i>

Assessment Manager Conditions

- 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;*
 - 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 Commencement of Use, except where specified otherwise in these conditions of approval.*

Noise Emissions

- 3. Machinery and equipment operated at the approved facility must not make an audible noise between 6:00 pm and 7:00 am Monday to Saturday, and 6:00 pm and 8:00 am on Sundays and Public Holidays.*

Environmental Management Plan

- 4. An Environmental Management Plan for the site must be prepared by a suitably qualified person with respect to the potential environmental impacts of the development and compliance with Environmental Protection Act and subordinate legislation, Council's Local Law No 3 (Community and Environmental Management) 2011, and other relevant legislation. The plan is to include, but not be limited to the following:*

a. *Fire Management Plan.*

The stockpiling of mulch meets the Local Law No 3 (Community and Environmental Management) 2011 definition of a fire hazard. A 'fire hazard' means anything that, because of its flammable nature, its position or its quantity, exposes property to significant risk of damage or destruction by fire. The plan must include details of how the risk of spontaneous combustion of mulch stockpiles will be managed including the provision of a suitable water storage / supply that includes a 50 mm ball valve with a camlock fitting.

b. *Dust Mitigation Plan.*

The operation of the approved development has potential to create a dust nuisance from vehicle movements and maintaining stockpiles of mulch and other materials (eg potting mixtures). The plan must include details of how the generation of dust and other airborne materials will be minimized.

c. *Stormwater Management Plan*

Potential water contaminants contained on the site must be prevented from release to stormwater drainage and watercourses. Examples of water contaminants prescribed in the Environmental Protection Regulation include plant matter, for example, bark, lawn clippings, leaves, mulch, pruning waste, sawdust, shavings, woodchip and other waste from forest products. The plan must include details of how potential contamination of stormwater runoff is prevented.

d. *Pest Control Plan*

Materials stored at the approved facility may provide an environment suitable for breeding and harbourage of vermin, and mosquitoes which are vectors for Dengue and other mosquito-borne diseases. The plan must include details of how the harbourage and breeding of designated pest species will be prevented.

e. *Electric Ant Management Plan*

Electric Ant infestations have occurred in the area and a number of movement control areas are located in Port Douglas and Craiglie. Electric Ants are able to be spread via the movement of plant material. The plan must include details of measures put in place to ensure the facility does not accept material sourced from movement control areas (see attached document movement control flow chart), and what measures will be put in place to monitor the facility and respond to any identified presence of electric ants.

f. *Weed Management Plan*

*There are infestations of locally and State declared plants in the area which can be spread via the movement of propagating material such as seeds, tubers, cuttings etc. Examples of locally declared species are *Hiptage beghalensis* and *Brillantasia lamium*. Examples of State declared weed species in the area include *Miconia* spp, Siam weed, *Thunbergia* spp and African Tulip tree. The plan must include details of what measures will be put*

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in place to ensure that the facility does not contribute to the distribution of declared plant propagation material.

Two (2) copies of the Environmental Management Plan must be submitted and approved by the Chief Executive Officer prior to the Commencement of Use. The Environmental Management Plan must be implemented during the operation of the approved development, and copies of the Plan must be kept on site during hours of operation.

Limitation on number of deliveries

5. *The number of daily deliveries will be limited to a maximum of five (5) deliveries per day of green waste to the site and a maximum of five (5) delivered per day of processed material from the site utilising an up to eight (8) m³ capacity truck. All trips are to be conducted in daylight hours. The retailing or wholesaling of any material directly from the site is not permitted.*

Damage to Council Infrastructure

6. *In the event that any part of Council's existing road infrastructure is damaged as a result of construction activities occurring on the site, including but not limited to; mobilisation of heavy construction equipment, stripping and grubbing, the applicant/owner must notify Council immediately of the affected infrastructure and have it repaired or replaced at the developer's/owner's cost, prior to the Commencement of Use.*

External Works

7. *Undertake the following works external to the land at no cost to Council:*
 - a. *Provision of a concrete crossover(s) and apron(s) in accordance with FNQROC Development Manual Standard Drawing S1105.*

Such work must be constructed in accordance with part a. above to the satisfaction of the Chief Executive Officer prior to Commencement of Use.

Vehicle Parking

8. *The following must be provided:*
 - a. *A hard standing area with a rock gravel road base for the parking of at least one truck together with a suitable turning movement area; and*
 - b. *A driveway access connecting the hard standing area to the access.*

The hard standing area, turning area and driveway must be constructed of a suitable rock gravel road base to the satisfaction of the Chief Executive Officer prior to the Commencement of Use.

Signage

9. *Erect signs advising that 'No Public Dumping is Permitted'. The signs must be erected prior to Commencement of Use. One (1) sign must be located on the Captain Cook Highway frontage and the other to Trezise Road frontage. The signs must be of an appropriate size comparative to adjacent traffic speeds to the*

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satisfaction of the Chief Executive Officer. The signs must be erected prior to the Commencement of Use.

Air Emissions

10. *Dust emissions or other air pollutants, including odours, must not extend beyond the boundary of the site and cause a nuisance to surrounding properties.*

Storage of Machinery and Plant

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

Landscaping Plan

12. *The site must be landscaped in accordance with details included on a Landscaping Plan. The Landscaping Plan must show:*
- a. *Deep planting of setback areas generally to the road frontages to apply to both Captain Cook Highway and Trezise Road to generally screen the activities from the roads;*
 - b. *Species to have regard to Council's Planning Scheme Policy No 7 Landscaping with an aim for a height of at least five (5) m height within five (5) years of the Commencement of Use. Landscaping is to provide for middle and upper canopy to screen the mulch piles;*
 - c. *Inclusion of any other relevant conditions included in this Development Permit.*

Two (2) A1 copies and one (1) A3 copy of the landscape plan must be approved by the Chief Executive Officer. The approval and completion of all landscaping works must be undertaken in accordance with the approved plan prior to the Commencement of Use. Landscaped areas must be maintained at all times to the satisfaction of the Chief Executive Officer.

Stormwater

13. *Any mounding of mulch, fencing, landscaping or other activities on the land must not interfere with stormwater being accepted or discharged from the property 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.*

Fence Off Existing Access to State Controlled Road

14. *The land must be satisfactorily fenced and/or landscaped to prevent vehicle access from the Captain Cook Highway and be designed to permit access only from the point on Trezise Road approved by the State.*

Fuel Storage

15. *Any fuels must be stored in an undercover and secure location at all times.*

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16. *This Development Permit does not approve the manufacturing of product or creation of soil conditioners as contemplated by the Development Application. Such an expansion may be considered as a Permissible Change under the Sustainable Planning Act dependant upon the nature and scale of such proposed operations. A determination as to whether such an expansion can be considered as a Permissible Change or whether a new Material Change of Use application will be required is a matter for Council to decide once details of such an expansion and the method of distribution and sale of the product is made known.*

REFERRAL AGENCY CONDITIONS & REQUIREMENTS

Referral Agency	Referral Agency Reference	Date	Council Electronic Reference
State Assessment & Referral Agency (Department of Infrastructure, Local Government & Planning)	SDA-0615-021351	27 July 2015	461345

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

ADVICE

- This approval, granted under the provisions of the Sustainable Planning Act 2009, shall lapse four (4) years from the day the approval takes effect in accordance with the provisions of Section 339 and Section 341 of the Sustainable Planning Act 2009.*
- All building site managers must take all action necessary to ensure building materials and/or machinery on construction sites are secured immediately following the first potential cyclone warning and that relevant emergency telephone contacts are provided to Council officers, prior to commencement of works.*
- This approval does not negate the requirement for compliance with relevant Local Laws and statutory requirements. To access the FNQROC Development Manual, Local Laws and other applicable Policies log on to www.douglas.qld.gov.au .*
- For information relating to the Sustainable Planning Act 2009 log on to <http://www.statedevelopment.qld.gov.au/planning/planning-framework/legislation.html>.*
- Mulching of green waste is a prescribed recycling activity under the Waste Reduction and Recycling Act 2011 (Qld) and subordinate legislation, therefore the processing of more than 1000 tonnes per financial year is required to be reported to the Department of Environment and Heritage Protection.*
- Your attention is drawn to the subject site being located nearby to Electric Ant Movement Control Areas declared under the Plant Protection Act 1989 to prevent the spread of electric ants from known infested areas of Queensland. Restrictions apply to the movement of materials that pose a high risk of spreading electric ants within and from these control areas. For further information on the consult the Department of Agriculture and Fisheries (telephone 13 25 23) and the following website: www.daf.qld.gov.au.*

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LAND USE DEFINITIONS*

In accordance with the Douglas Shire Planning Scheme 2008, the approved land use of Industry is defined as:

Industry

Means the use of premises for an activity which in the course of any trade or business, involves:

- the manufacture, production, processing, repair, recycling, storage or treatment of any article, material or thing (either solid, liquid or gaseous) or;*
- the disposal of waste of any kind whatsoever.*

The use includes the sale of goods resulting from the industrial activity and any administration associated with the use, where these are carried out on the same Site and are ancillary to the industrial activity.

Industry Class A

Means the use of premises for industries which should not ordinarily cause any significant interference with the amenity of the area.

The use includes bulk storage, panel beating and spray painting and equipment and vehicle depot.

Industry Class B

Means the use of premises for industries which may have an impact on the amenity of an area either in terms of hazard or risk or impacts arising from their normal operations.

The use includes activities such as:

- brewery;*
- bulk fuel storage;*
- cannery;*
- concrete batching plant;*
- concrete product manufacture;*
- foundry;*
- sawmill; and*
- steel fabrication.*

**This definition is provided for convenience only. This Development Permit is limited to the specifications, facts and circumstances as set out in the application submitted to Council and is subject to the abovementioned conditions of approval and the requirements of Council's Planning Scheme and the FNQROC Development Manual."*

Carried unanimously.

5.3 MATERIAL CHANGE OF USE (IMPACT ASSESSMENT) - UNDEFINED USE (WEDDING CEREMONY AND RECEPTION FACILITY) - 188R TREZISE ROAD, MOWBRAY

Neil Beck, Planning Officer

Moved Cr Carey

Seconded Cr Noli

"That Council refuse the development application for an Undefined Use (Wedding and Reception Venue) over land described as Lot 115 on SP199697 & Lot 49 on N157479, located at 188R Trezise Road, Mowbray, on the following grounds:-

1. *The proposal is in conflict with the Desired Environmental Outcome 12 of the Planning Scheme in that the semi-rural character and high standard of amenity of the area will be adversely impacted upon by:-*
 - (i) *amplified noise and other noise associated with and generated by large gatherings of people when celebrating events such as a wedding ceremonies and associated reception events;*
 - (ii) *noticeable increase in traffic movements on local roads that provide access to the site on days leading up to, and on the day of events. The increase in traffic movements is not consistent with current traffic movements or the current semi-rural character of the area.*

The development is considered an incompatible use to establish at this location and would be to the detriment of the residential community of Mowbray Valley if approved.

2. *The development is in conflict with the purpose of the Rural Planning Area Code in that the proposed development is not consistent with the rural character and high standard of amenity enjoyed by surrounding residents.*

The development would adversely impact on the rural character and amenity of the locality and is not consistent with the intent of the Rural Planning Area; nor does it give due consideration to the surrounding Rural Settlement Planning Area."

For: Cr Leu, Cr Noli and Cr Carey

Against: Cr Melchert, Cr Clarke

Carried.

5.4 TENURE EVALUATION - PART OF ROAD, LOTS 1 AND 2 ON AP15771 AND PART OF LOT 39 SP129117 WANGETTI BEACH

Robert Donovan, Property Officer

Moved Cr Noli

Seconded Cr Melchert

"Council resolves:

1. *to advise the Department of Natural Resources and Mines (DNRM) that Council provides in principle support to include an area of Road Reserve, Lots 1 & 2 AP15771 and one hectare of land (to be excised from) Lot 39 SP129117 to be incorporated into Lot AP15771, which would then be available for transfer under the provisions of the Aboriginal Land Act 1991; 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 this matter."*

Carried unanimously.

**5.5 PROPOSED APPLICATION TO PERMANENTLY CLOSE THE ROAD
WHICH DISSECTS LOT 1 ON SP174875, TATI ROAD MIALLO**

Graham Busby, Property Officer

Moved Cr Clarke

Seconded Cr Carey

"That Council:

- *resolves to allow an application to be lodged at the Department of Natural Resources & Mines, with respect to permanently closing the road which dissects Lot 1 on SP174875, Tati Road, Miallo; and*
- *delegates authority to the Mayor and Chief Executive Officer in accordance with section 257 of the Local Government Act 2009 finalise any and all matters associated with this application including execution of the Form Part C as Road Manager."*

Carried unanimously.

5.6 REGIONAL ARTS DEVELOPMENT FUND (RADF) 2015-2016 FUNDING

Helen Coulthard, Community & Economic Development Officer

Moved Cr Noli

Seconded Cr Carey

"That Council:

1. *notes the Report; and*
2. *delegates authority to the Mayor and Chief Executive Officer in accordance with the Local Government Act 2009 to finalise amendments in relation to the administration of the Regional Arts Development Fund program 2015-2016."*

Carried unanimously.

5.7 FINANCIAL REPORT FOR PERIOD ENDING 31 AUGUST 2015

Darryl Crees, General Manager Corporate Services

Moved Cr Leu

Seconded Cr Carey

"That Council notes the Interim Financial Report for the period ended 31 August 2015."

Carried unanimously.

5.8 DRAFT COCONUT MANAGEMENT PLAN

Peter Logan, Coordinator Public Spaces

Moved Cr Melchert

Seconded Cr Clarke

"Council adopt the Coconut Management Action Plan 2015/2016 on the basis that:-

- 1. any proposed works documented in the plan cannot proceed without full community consultation;*
- 2. the final approval for works to proceed must be obtained from a meeting of Full Council;*
- 3. coconut de-nutting will proceed according to the plan; and*
- 4. Council actively investigate the viability of de-nutting being carried out as a stand alone nut harvesting business with exclusive rights to trees under Council's control."*

An amendment to the motion was moved.

Moved Cr Carey

Seconded Cr Noli

"That Council adopt the Coconut Management Plan and the Coconut Management Action Plan 2015/2016"

For:- Cr Leu, Cr Noli and Cr Carey

Against:- Cr Melchert and Cr Clarke

The amended motion became the substantive motion.

The motion was put to the vote.

For:- Cr Leu, Cr Noli and Cr Carey

Against:- Cr Melchert and Cr Clarke

Carried.

5.9 NDRRA PROGRESS REPORT #8 - AUGUST 2015

Scott Hahne, NDRRA Project Engineer

Moved Cr Noli

Seconded Cr Carey

"That Council notes the results achieved to date and the future projections contained in the 2014 NDRRA PCG Monthly Report 8 - August 2015."

Carried unanimously.

6. NOTICES OF MOTION

Nil.

7. URGENT BUSINESS

Nil.

8. PETITIONS

Nil.

9. CLOSED SESSION

Moved Cr Carey

Seconded Cr Clarke

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

- 9.1 Contractual Matter S275 (1) (E) Local Government Regulation 2012 - Contract for 2014 Landslip Package at McDowall Lane & Stewart Creek Road.
- 9.2 Prejudicial Matter S275 (1) (H) Local Government Regulation 2012 - Carnivale Management.
- 9.3 Prejudicial Matter S275 (1) (H) Local Government Regulation 2012 - Audit Committee Meeting 26 August 2015.
- 9.4 Due Diligence Investigation into the Purchase of Trustee Land Lot 84 Sp204459 - Paws and Claws."

Carried unanimously.

OUT OF CLOSED SESSION

Moved Cr Clarke

Seconded Cr Carey

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

Carried unanimously.

9.1 CONTRACTUAL MATTER S275 (1) (E) LOCAL GOVERNMENT REGULATION 2012 - CONTRACT FOR 2014 LANDSLIP PACKAGE AT MCDOWALL LANE & STEWART CREEK ROAD

Scott Hahne, NDRRA Project Engineer

Moved Cr Carey

Seconded Cr Clarke

That Council resolve to:

1. Enter into contract DSCNDRRA013 NDRRA Landslips Package at McDowall Lane and Stewart Creek Road with Earthtec Pty Ltd (ABN 25 093 558 582); and
2. Delegate 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.

Carried unanimously.

**9.2 PREJUDICIAL MATTER S275 (1) (H) LOCAL GOVERNMENT
REGULATION 2012 - CARNIVALE MANAGEMENT**

Kerrie Hawkes, Executive Officer

Moved Cr Leu

Seconded Cr Carey

"That Council resolves to:

- 1. accept the notification from Douglas Chamber of Commerce dated 25 August 2015 advising that the Chamber will no longer manage Carnivale;*
- 2. publicly advertise for Requests for Quotations for a professional, experienced Event Manager for the purpose of delivering Carnivale 2016 and 2017;*
- 3. request an amendment to the funding agreement with Tourism and Events Queensland to reflect a three (3) day program of activities; and*
- 4. delegate authority to the Mayor and Chief Executive Officer in accordance with the Local Government Act 2009 to finalise any minor amendments and execute the above actions."*

Carried unanimously.

**9.3 PREJUDICIAL MATTER S275 (1) (H) LOCAL GOVERNMENT
REGULATION 2012 - AUDIT COMMITTEE MEETING 26 AUGUST 2015**

Rebecca Assman, Manager Governance

Moved Cr Carey

Seconded Cr Clarke

"That Council accepts the minutes from the Audit Committee Meeting held on 26 August 2015."

Carried unanimously.

**9.4 DUE DILIGENCE INVESTIGATION INTO THE PURCHASE OF TRUSTEE
LAND LOT 84 SP204459 - PAWS AND CLAWS**

Robert Donovan, Property Officer

Moved Cr Leu

Seconded Cr Noli

"That Council resolves to:

- 1. undertake a due diligence investigation into the purchase Lot 84 SP204459 Country of SOLANDER Parish of MOWBRAY for the purpose of a homeless animal shelter;*
- 2. undertake a due diligence investigation into the road closure of an unnamed road separating Lot 84 SP204459 and Lot 1 SP204459 Yule Point;*
- 3. undertake a due diligence investigation to determine whether there is any Native Title claim in relation to Lot 84 above; and*
- 4. delegate authority to the Mayor and the Chief Executive Officer in accordance with section 257 of the Local Government Act 2009 to negotiate, determine or resolve any*

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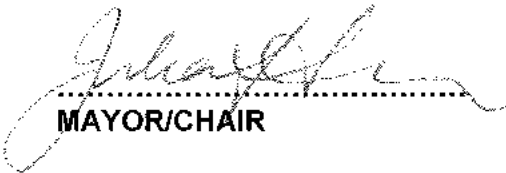
and all matters associated with the due diligence applications submitted with DNRM and the Native Title Tribunal."

Carried unanimously.

CLOSURE OF MEETING

The meeting closed at 11.34am.

CONFIRMED THIS 13TH DAY OF OCTOBER 2015



MAYOR/CHAIR