

Whitsunday Regional Council
**Minutes of the Ordinary Meeting held at
Proserpine Community Centre, 36 Gardenia Street Proserpine on
13 February 2019 commencing at 9:02am**

Councillors Present:

Andrew Willcox (left the meeting at 10.46am); Jan Clifford; Ron Petterson; John Collins; Peter Ramage; Dave Clark and Michael Brunker

Council Officers Present:

Bruce Davidson (Acting Chief Executive Officer); Stephen Fernando (Chief Financial Officer); Julie Wright (Director Community & Environment); Neil McGaffin (Director Planning & Development); Jodie Rugless (Director Corporate Services); Jason Raiteri (Director Engineering Services); Adam Hagy (Director Customer Experience); Paul Fendley (Chief Staff Officer); Greg Martin (Communications and Marketing Manager); Trevor Williams (Disaster Recovery Project Director); Brian Joiner (General Manager Whitsunday Airports & Commercial Infrastructure); Melanie Davies (Executive Officer Economic Development); Vanessa Taylor (Executive Manager Human Resources & Safety); Peter Shuttlewood (Executive Manager Procurement, Property & Fleet); Melanie Douglas (Administration Officer); Tailah Jensen (Minute Taker)

Other Details:

The meeting commenced at 9.02am

The meeting adjourned for morning tea at 10.46am

The meeting reconvened from morning tea at 11.08am

The meeting closed at 11.33am

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13 February 2019 commencing at 9:02am

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2. Condolences

2.1 2019/02/13.01 CONDOLENCES

Moved by: J CLIFFORD

Seconded by: M BRUNKER

Council observes one (1) minutes silence for the recently deceased.

MEETING DETAILS:

The motion was Carried 7/0

CARRIED

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**Since my last Council meeting on December 12**

|                                                   |                                                                                                                                                                                                                                                                                |
|---------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>Wednesday<br/>12<sup>th</sup> December</b>     | <ul style="list-style-type: none"> <li>• <b>Greater Whitsunday Council of Mayors dinner in Bowen that evening</b></li> </ul>                                                                                                                                                   |
| <b>Thursday<br/>13<sup>th</sup> December</b>      | <ul style="list-style-type: none"> <li>• Greater Whitsunday Council of Mayors meeting in Bowen</li> <li>• Meeting with Proserpine Indigenous Reference Group, in Proserpine</li> <li>• Bowen Zonta Club's Christmas Social that evening</li> </ul>                             |
| <b>Friday<br/>14<sup>th</sup> December</b>        | <ul style="list-style-type: none"> <li>• Special Council meeting, in Bowen</li> <li>• Tourism Industry Leaders Meeting with Hon Kate Jones, State Tourism Minister, in Airlie Beach</li> <li>• Whitsunday LDMG Meeting for TC Owen</li> </ul>                                  |
| <b>Saturday<br/>15<sup>th</sup> December</b>      | <ul style="list-style-type: none"> <li>• Bowen Staff Christmas Party</li> </ul>                                                                                                                                                                                                |
| <b>Monday<br/>17<sup>th</sup> December</b>        | <ul style="list-style-type: none"> <li>• Meetings with ratepayers, in Bowen</li> <li>• Official opening of the Murroona Gardens Orchid &amp; Frangipani Wings with Hon Ken Wyatt, Federal Minister for Aged Care; and George Christensen, Federal Member for Dawson</li> </ul> |
| <b>Tuesday<br/>18<sup>th</sup> December</b>       | <ul style="list-style-type: none"> <li>• Meeting with ratepayers, in Proserpine</li> </ul>                                                                                                                                                                                     |
| <b>Thursday<br/>20<sup>th</sup> December</b>      | <ul style="list-style-type: none"> <li>• Meeting with Bowen Independent reporter, in Bowen</li> <li>• Meeting with Department of Defence, in Bowen</li> </ul>                                                                                                                  |
| <b>Wednesday<br/>2<sup>nd</sup> January, 2019</b> | <ul style="list-style-type: none"> <li>• Tour of Proserpine with Acting CEO Bruce Davidson and Director of Engineering Jason Raiteri</li> </ul>                                                                                                                                |
| <b>Thursday<br/>3<sup>rd</sup> January</b>        | <ul style="list-style-type: none"> <li>• Tour of Collinsville with Acting CEO Bruce Davidson</li> </ul>                                                                                                                                                                        |
| <b>Friday<br/>4<sup>th</sup> January</b>          | <ul style="list-style-type: none"> <li>• Tour of Cannonvale / Airlie Beach with Acting CEO Bruce Davidson</li> </ul>                                                                                                                                                           |
| <b>Sunday<br/>3<sup>rd</sup> February</b>         | <ul style="list-style-type: none"> <li>• Whitsunday LDMG Meeting, via teleconference</li> </ul>                                                                                                                                                                                |
| <b>Monday<br/>4<sup>th</sup> February</b>         | <ul style="list-style-type: none"> <li>• QDMC Extraordinary Meeting - Active Monsoon across North Queensland, via teleconference</li> </ul>                                                                                                                                    |
| <b>Tuesday<br/>5<sup>th</sup> February</b>        | <ul style="list-style-type: none"> <li>• QDMC Extraordinary Meeting - Active Monsoon across North Queensland, via teleconference</li> </ul>                                                                                                                                    |
| <b>Wednesday<br/>6<sup>th</sup> February</b>      | <ul style="list-style-type: none"> <li>• Briefing session, in Proserpine</li> </ul>                                                                                                                                                                                            |
| <b>Thursday<br/>7<sup>th</sup> February</b>       | <ul style="list-style-type: none"> <li>• Meeting with Bowen Independent reporter, in Bowen</li> </ul>                                                                                                                                                                          |
| <b>Friday<br/>8<sup>th</sup> February</b>         | <ul style="list-style-type: none"> <li>• Collinsville State High School Student Leader Induction 2019</li> <li>• Whitsunday LDMG Meeting, via teleconference</li> </ul>                                                                                                        |
| <b>Tuesday<br/>12<sup>th</sup> February</b>       | <ul style="list-style-type: none"> <li>• Whitsunday LDMG Meeting, via teleconference</li> </ul>                                                                                                                                                                                |

**4. Confirmation of Minutes**

**4.1 2019/02/13.02 CONFIRMATION OF MINUTES REPORT**

**Moved by: J CLIFFORD**

**Seconded by: J COLLINS**

**Council confirms the Minutes of the Ordinary Meeting held on 30 January 2019.**

**MEETING DETAILS:**

The motion was Carried 7/0

**CARRIED**

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9. Questions from Public Gallery

PUBLIC QUESTION TIME

At this time in the meeting the opportunity is provided to members of the gallery to ask questions of the Council or to make statements about the Council and its operations. Under Council's Standing Orders the following applies in relation to this public question time:

1. In every Council Meeting time shall be set aside to permit members of the public to address the Council on matters of public interest related to local government. Questions from the Public Gallery will be taken on notice and may or may not be responded to at the Meeting and must be submitted in writing to Council prior to the Council Meeting in accordance with Council's Policy for Standing Orders – Meetings. The time allocated shall not exceed fifteen (15) minutes and no more than three (3) speakers shall be permitted to speak at any one (1) meeting. The right of any individual to address the Council during this period shall be at absolute discretion of the Council.
2. If any address or comment is irrelevant, offensive, or unduly long, the Chairperson may require the person to cease making the submission or comment.
3. Any person addressing the Council shall stand, state their name and address, act and speak with decorum and frame any remarks in respectful and courteous language

Jackie Flommina **Chair Person of Botanica Estate Body Corporate**

I stand here as the chair person of the Botanica estate body corporate committee and as such I speak on behalf of the body corporate.

Botanica estate is a small private rural gated estate consisting of 45 lots.

The current owners of lot 62, the property requesting the rezoning. Are in fact the original developers of Botanica Estate. As the original developers, the Hogan's orchestrated that lot 62, containing their private family home to sit outside the body corporate.

As the developers the Hogans created an easement agreement allowing their property sitting outside the body corporate; access along the narrow, single lane Botanica Drive. The agreement also states that they have access to mains water via a private waterline maintained and paid for by the body corporate.

The body corporate operates under a Community Management Scheme, that outlines, no commercial activity, no excessive noise and supports maintaining the natural environment and nature conversation.

This community Management Scheme was originally put together; with Janet and Ralph Hogen as the major contributors. During this period the Hogans were the developers of the estate, represented the body corporate and where private family home residents.

Over time lot 62 has gone from a private family home to a commercial property; now approved as a function facility with the capacity to hold 160 events per year consisting of 100 people per event.

The body corporate has either been unaware, unadvised or objected to all these previous developments applications.

These are the body corporates major concerns in relation to the rezoning:

1. The impact on the peaceful, secure environment. If turned into accommodation it would not be possible to keep the estates coded security gate closed.
2. The impact on the natural environment. The bay is home to mangroves, turtles, dugongs and many other wildlife. Currently this bay is only accessed via land by local residents; imagine what large numbers of tourist could do.
3. The impact on the narrow road. The road is not designed to carry large numbers or heavy vehicle loads of traffic. The proposed rezoning would require more than the 65 traffic movement allocation, already approved. Large Triangle Palms line each side of Botanica drive and these potentially would be destroyed.
4. The impact to pedestrians. There are no walk ways along Botanica Drive and increased traffic would result in putting walking residents at increased risk.
5. The impact on the mains waterline. Botanica estate is currently experiencing difficulties with the waterline, with leaks and pressure issues. I think that any increased demand on it would be detrimental. The future of the waterline is unknown.

11. Corporate Services

11.1 2019/02/13.03 PROJECT MANAGEMENT FRAMEWORK

Moved by: R PETERSON

Seconded by: J CLIFFORD

Council resolves to approve the Project Management Framework.

MEETING DETAILS:

The motion was Carried 6/1

CARRIED

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**11. Corporate Services**

**11.2 2019/02/13.04 CORPORATE SERVICES MONTHLY REPORT**

**Moved by: J CLIFFORD**

**Seconded by: R PETERSON**

**Council receives Corporate Services Monthly Report for December 2018 and January 2019.**

**Furthermore, Council resolves to extend the interest free period for the payment of the second instalment of rates and charges to the COB Friday 8<sup>th</sup> March 2019 due to the delay in mail delivery services caused by the weather event.**

**MEETING DETAILS:**

The motion was Carried 7/0

**CARRIED**

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12. Planning and Development Services

12.1 2019/02/13.05 PLANNING SCHEME MAJOR AMENDMENT PACKAGE
- PROPOSED ZONE AMENDMENTS - PART 4

Moved by: J CLIFFPORD

Seconded by: R PETERSON

Council resolves to amend the zone or overlay of the following lots:

1-13 SP172252 14 SP253594 (Beacons Road)	Amend to Low density residential from Low-medium density residential;
2 SP276378 (Hinschen Street)	Amend to Low Density Residential Zone from Low impact industry zone;
Lot 2 SP265771 (Hinschen Street)	Amend zone to Community facilities from Low density residential;
Various Proserpine	Remove bushfire overlay in urban areas;
26RP726990 27RP726990 13RP841834 (Shute Harbour Road)	Amend to Local Centre from Neighbourhood Centre; and
22 SP165633 (Mt Whitsunday Drive)	Amend to Low density residential from Rural zone.
6RP738287 (Conway Road)	Amend to Rural residential zone from Rural zone; and
51RP864671 (Banksia Court)	Amend to Low impact industry zone from Low-medium density residential.

Furthermore, that a report be brought back to Council regarding;

62 SP211518 (Botanica Drive)	Amend to Tourist accommodation zone from Emerging Communities
62 SP211518 (Botanica Drive)	Amend to Rural residential from Emerging communities
1SP184782 (Railway Road)	Amend to Mixed use zone from Low density residential zone.

MEETING DETAILS:

The motion was Carried 7/0

CARRIED

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**12. Planning and Development Services**

- 12.2 2019/02/13.06 20181552 - DEVELOPMENT APPLICATION FOR PRELIMINARY APPROVAL FOR MATERIAL CHANGE OF USE TO VARY THE WHITSUNDAY REGIONAL COUNCIL PLANNING SCHEME, SHUTE HARBOUR ROAD, SHUTE HARBOUR, SHUTE HARBOUR MARINA DEVELOPMENT PTY LTD**

**Moved by: D CLARK**

**Seconded by: M BRUNKER**

**Council resolves to approve the application for Preliminary Approval for Material Change of Use to Vary the Whitsunday Regional Council Planning Scheme, made by Shute Harbour Marina Development Pty Ltd, on L: 22 SP: 208207 T: PT TL239765, L: 23 SP: 208207 T: PT TL239765 and located at Shute Harbour Road, Shute Harbour, subject to the conditions outlined in Attachment 1.**

**MEETING DETAILS:**

The motion was Carried 6/1

Cr Clifford was recorded as against the motion.

**CARRIED**

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12. Planning and Development Services

- 12.3 2019/02/13.07 20181352 - DEVELOPMENT PERMIT FOR MATERIAL CHANGE OF USE - THEATRE (CINEMA); AND INDOOR SPORT & RECREATION (AMUSEMENT PARLOUR AND BOWLING ALLEY - 27 MAIN STREET AND 21 MILL STREET, PROSERPINE - TANAKE PTY LTD**

Moved by: J COLLINS

Seconded by: P RAMAGE

Council resolves to approve the application for Development Permit for Material Change of Use - Theatre (Cinema) and Indoor Sport and Recreation (Amusement Parlour and Bowling Alley), made by Proserpine 360 Dome Theatre Bowling Cinema, on Lot 20 on SP241791 and Lot 19 on SP241791 and located at 27 Main Street PROSERPINE and 21 Mill Street PROSERPINE, subject to the conditions outlined in Attachment 1.

MEETING DETAILS:

The motion was Carried 7/0

CARRIED

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12. Planning and Development Services  
12.4 2019/02/13.08 BOWEN PLACE NAMES PROJECT

Moved by: M BRUNKER  
Seconded by: D CLARK

Council resolves to send correspondence to the Minister of DNRME stating Council's position to close the Bowen Place Names Project.

**MEETING DETAILS:**

The motion was Carried 7/0

**CARRIED**

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12. Planning and Development Services
12.5 2019/02/13.09 PLANNING & DEVELOPMENT MONTHLY REPORT -
DECEMBER 2018

Moved by: J CLIFFORD
Seconded by: R PETERSON

Council receives the Planning & Development Monthly Report for December 2018.

MEETING DETAILS:

The motion was Carried 7/0

CARRIED

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**13. Community and Environment**

**13.1 2019/02/13.10 REQUEST FOR DONATION - RATES AND SERVICE CHARGES FOR NEW FACILITIES - MURROONA GARDENS**

**Moved by: D CLARK  
Seconded by: M BRUNKER**

**Council resolves to approve a Donation for the Rates and Service Charges that will apply to the recently completed new facilities at Murroona Gardens Nursing Home.**

**Furthermore, the donation for the 2018/19 financial year will be calculated at 39.5% of 100% of the general rates plus 75% of 75% of the net service charges.**

**MEETING DETAILS:**

The motion was Carried 7/0

**CARRIED**

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13. Community and Environment

13.2 2019/02/13.11 REQUEST FOR SPONSORSHIP - 2019 ROLLERCOASTER RIDE BOWEN TO COLLINSVILLE

**Moved by: J CLIFFORD
Seconded by: D CLARK**

Council resolves to approve a Key Sponsorship of \$1,500.00 for the 2019 Rollercoaster Bicycle Ride from Bowen to Collinsville to be held on 30-31 March 2019.

MEETING DETAILS:

The motion was Carried 7/0

CARRIED

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**13. Community and Environment**

**13.3 2019/02/13.12 REQUEST FOR DONATION - NAIDOC WEEK SCHOOL INITIATIVES - 2019**

**Moved by: J COLLINS**

**Seconded by: D CLARK**

**Council resolves to provide a contribution of \$450.00 to the 2019 NAIDOC Week School Initiative Competition to cover the cost printing and distribution of entry forms to students in the Whitsunday Region.**

**MEETING DETAILS:**

The motion was Carried 7/0

**CARRIED**

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13. Community and Environment

13.4 2019/02/13.13 REQUEST FOR SPONSORSHIP - 2019 TORGAS ANNUAL AWARDS NIGHT

Moved by: D CLARK

Seconded by: J CLIFFORD

Council resolves to approve a Silver sponsorship of \$850.00 (plus GST) for the 2019 TORGAS Annual Awards Night, to be held on 17 May 2019.

MEETING DETAILS:

The motion was Carried 7/0

CARRIED

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**13. Community and Environment**

**13.5 2019/02/13.14 REQUEST FOR SPONSORSHIP - 2019 PARTNERSHIP PROGRAM - BOWEN GUMLU GROWERS ASSOCIATION INC.**

**Moved by: P RAMAGE**

**Seconded by: D CLARK**

**Council resolves to approve a silver partnership of \$2,000.00 (excluding GST) for the 2019 Partnership Program with the Bowen Gumlu Growers Association.**

**MEETING DETAILS:**

The motion was Carried 7/0

**CARRIED**

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13. Community and Environment

13.6 2019/02/13.15 REQUEST FOR SPONSORSHIP - ANNUAL COLLINSVILLE RODEO 2019

Moved by: P RAMAGE

Seconded by: M BRUNKER

Council resolves to approve a Silver sponsorship of \$850.00 (excluding GST) for the Annual Collinville Rodeo to be held on 29 June 2019.

MEETING DETAILS:

The motion was Carried 7/0

CARRIED

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**13. Community and Environment**

**13.7 2019/02/13.16 SPORT & RECREATION CLUB GRANT - FEBRUARY 2019**

**Moved by: D CLARK**

**Seconded by: J CLIFFORD**

**Council resolves to approve the payment of a Sport & Recreation Club Grant to the following recipients:**

- **Whitsunday Running Club Inc. - Band 4 - \$1,000.00**
- **Whitsunday and Proserpine RC Models Inc. - Band 2 - \$3,000.00**
- **Sailability Whitsunday Inc. – Band 3 - \$1,500.00**
- **Strings Whitsunday Inc. – Band 4 - \$1,000.00**

**MEETING DETAILS:**

The motion was Carried 7/0

**CARRIED**

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13. Community and Environment

13.8 2019/02/13.17 FINANCIAL SUPPORT FOR JUNIOR ELITE ATHLETE - FEBRUARY 2019

Moved by: J COLLINS

Seconded by: J CLIFFORD

Council resolves to approve financial support of \$1,000.00 for Keyra Smith to attend the 2019 Australian Indoor Cricket National Championships in Melbourne from 7–15 July 2019.

MEETING DETAILS:

The motion was Carried 7/0

CARRIED

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**13. Community and Environment**

**13.9 2019/02/13.18 REQUEST FOR SPONSORSHIP - 2019 NEW YEARS  
EVE FIREWORKS**

**Moved by: J CLIFFORD**

**Seconded by: R PETERSON**

**Council resolves to support the New Year's Eve celebrations in Airlie Beach by contributing \$5,000 towards the 2019 fireworks display.**

**MEETING DETAILS:**

The motion was Carried 7/0

**CARRIED**

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13. Community and Environment

**13.10 2019/02/13.19 FACILITY MANAGEMENT GRANT - BOWEN
SPORTING COMPLEX**

Moved by: D CLARK

Seconded by: P RAMAGE

Council resolves to approve a Facility Management Grant to Bowen Sporting Complex for \$20,000.00.

MEETING DETAILS:

The motion was Carried 7/0

CARRIED

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**13. Community and Environment**

**13.11 2019/02/13.20 MOSQUITO MANAGEMENT PLAN 2019-2024**

**Moved by: J CLIFFORD**

**Seconded by: R PETERSON**

**Council resolves to endorse the proposed Mosquito Management Plan 2019-2024.**

**MEETING DETAILS:**

The motion was Carried 7/0

**CARRIED**

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16. General Business

16.1 2019/02/13.21 MATTER FOR DISCUSSION

Moved by: P RAMAGE

Seconded by: D CLARK

Council resolves that at the conclusion of today's Ordinary Meeting a Briefing Session is held.

MEETING DETAILS:

The motion was Carried 7/0

CARRIED

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**18. Procedural Motion**

**18.1 2019/02/13.22 MATTER FOR DISCUSSION**

**Moved by: P RAMAGE**

**Seconded by: R PETERSON**

**Council agree to discuss the subject matter proposed by Cr Brunner.**

**MEETING DETAILS:**

The motion was Carried 6/1

**CARRIED**

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16. General Business

16.2 2019/02/13.23 CORRESPONDENCE TO EDUCATION MINISTER

Moved by: M BRUNKER

Seconded by: D CLARK

Council resolves to write to the Education Minister to clarify if the Independent Member for Whitsunday Jason Costigan will still be allowed to attend schools in his electorate and if so what protocols or procedure are going to be implemented to protect students, teachers and principals who might not want him to attend.

MEETING DETAILS:

The motion was Carried 7/0

CARRIED

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**18. Procedural Motion**

**18.2 2019/02/13.24 MATTER FOR DISCUSSION**

**Moved by: J COLLINS**

**Seconded by: P RAMAGE**

**Council agree to discuss the subject matter proposed by Cr Collins.**

**MEETING DETAILS:**

The motion was lost 3/4

**LOST**

**18. Procedural Motion**

**18.3 2019/02/13.25 PROCEDURAL MOTION - ADJOURN**

**Moved by: J CLIFFORD**

**Seconded by: P RAMAGE**

**That the meeting be adjourned for the purpose of morning tea at 10.46am.**

**MEETING DETAILS:**

The motion was Carried 7/0

**CARRIED**

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Mayor Willcox left the meeting at 10:46am, Deputy Mayor Collins chaired the meeting in his absence.

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**18. Procedural Motion**

**18.4 2019/02/13.26 PROCEDURAL MOTION - RECONVENE**

**Moved by: J CLIFFORD**

**Seconded by: R PETERSON**

**That the meeting be reconvened from morning tea at 11.08am.**

**MEETING DETAILS:**

The motion was Carried 6/0

**CARRIED**

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18. Procedural Motion

18.5 2019/02/13.27 PROCEDURAL MOTION - CLOSURE OF MEETING

Moved by: J CLIFFORD

Seconded by: M BRUNKER

That Council close the meeting to the public at 11.09am in accordance with Section 275 of the Local Government Regulations 2012, for the purpose of discussing employee or industrial matters, budget, rating concessions, contractual matters, legal proceedings, planning matters or other business likely to prejudice the interests of the local government or someone else, or enable a person to gain a financial advantage.

- **Item 17.1.1 – Shute Harbour Reconstruction Contract**
 - (e) contracts proposed to be made by it
- **Item 17.1.2 – Lease to Airlie Beach Skydivers**
 - (f) starting or defending legal proceedings involving it.
 - (h) other business for which a public discussion would be likely to prejudice the interests of the local government or someone else, or enable a person to gain a financial advantage
- **Item 17.2.1 – 500.2018.0186 - Plant and Fleet Replacement**
 - (e) contracts proposed to be made by it
- **Item 17.2.2 – Sale of Land – Lot 10 on SP211513 – 1 Industrial Road, Collinsville**
 - (e) contracts proposed to be made by it
- **Item 17.2.3 – Request Removal from Sale of Land**
 - (d) rating concessions
- **Item 17.2.4 – Rates and Sundry Debtors – January 2019**
 - (f) starting or defending legal proceedings involving it
- **Item 17.5.1 – Cannonvale Sewage Pump Station Land Acquisition**
 - (h) other business for which a public discussion would be likely to prejudice the interests of the local government or someone else, or enable a person to gain a financial advantage

MEETING DETAILS:

The motion was Carried 6/0

CARRIED

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**18. Procedural Motion**

**18.6 2019/02/13.28 PROCEDURAL MOTION – REOPEN OF MEETING**

**Moved by: CLIFFORD**

**Seconded by: BRUNKER**

**That Council reopen the meeting to the general public at 11.31am.**

**MEETING DETAILS:**

The motion was Carried 6/0

**CARRIED**

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17.1 Confidential Matters – Office of the Mayor and CEO

17.1.1 2019/02/13.29 SHUTE HARBOUR RECONSTRUCTION CONTRACT

Moved by: J CLIFFORD

Seconded by: M BRUNKER

Council resolves to endorse the Chief Executive Officer's decision:-

- a) to close Shute Harbour Lower Carpark, Fishing Pontoon and Boat Ramp to the general public during the Shute Harbour construction period;**
- b) to release an addendum to RFT 500.2019.0000005 advising of Council's intention to allow closure.**

MEETING DETAILS:

The motion was Carried 6/0

CARRIED

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**17.1 Confidential Matters – Office of the Mayor and CEO**

**17.1.2 2019/02/13.30 LEASE TO AIRLIE BEACH SKYDIVERS**

**Moved by: M BRUNKER**

**Seconded by: R PETERSON**

**Council resolves to;**

- a) instruct the CEO to send a letter to Sydney Skydivers Pty Ltd (ABN 23 002 690 235) (trading as Airlie Beach Skydivers) outlining continued breaches of the Operating Permit for the Bowen Aerodrome, and demanding compliance and safety; and
- b) delegate to the CEO, authority to take action as he sees fit, to enforce Council's legal rights under the Lease, Licence and Operating Permit with Sydney Skydivers Pty Ltd (ABN 23 002 690 235) (trading as Airlie Beach Skydivers).

**MEETING DETAILS:**

The motion was Carried 6/0

**CARRIED**

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17.2 Confidential Matters – Corporate Services

17.2.1 2019/02/13.31 500.2018.0186 - PLANT AND FLEET REPLACEMENT

Moved by: R PETERSON

Seconded by: M BRUNKER

Council resolves to award the following sections of the contract for 500.2018.0186 – Supply and Delivery of Ten (10) 2WD and 4WD Utilities & Van of Various Specifications after all local suppliers were invited to respond as follows:

- a) **Supply and delivery of 2WD Dual Cab hi-ride to Crossley Automotive Pty Ltd T/As Crossley Holden for the amount of \$33,665.30 (excluding GST) including trade in for current asset:**
 - i. **11050 Toyota Hilux 142RMJ – \$8,181.82 (excluding GST);**
- b) **Supply and delivery of 4WD Dual Cab drop side to Crossley Automotive Pty Ltd T/As Crossley Holden for the amount of \$37,586.57 (excluding GST) including trade in for current asset:**
 - i. **11568 Ford Ranger 806MDY – \$10,919.09;**
- c) **Supply and delivery of 4WD Dual Cab to Grittner Motors Pty Ltd T/As Rod Grittner Nissan for the amount of \$36,656.82 (excluding GST) including trade in for current asset:**
 - i. **11025 Mazda BT50 – \$5,000.00;**
- d) **Supply and delivery of 4WD Dual Cab drop side to Grittner Motors Pty Ltd T/As Rod Grittner Nissan for the amount of \$36,656.82 (excluding GST) including trade in for current asset:**

- i. 10992 Ford Ranger 432KYW – \$7,045.45;
- e) Supply and delivery of 4WD Extra Cab to Crossley Automotive Pty Ltd T/As Crossley Holden for the amount of \$45,443.66 (excluding GST) including trade in for current asset:
 - i. 10007 Ford Ranger 788MAV for the amount of \$14,545.45;
- f) Supply and delivery of 4WD Extra Cab to Crossley Automotive Pty Ltd T/As Crossley Holden for the amount of \$40,728.66 (excluding GST) including trade in for current asset:
 - i. 10513 Ford Ranger 516MAB – \$9,090.91;
- g) Supply and delivery of 4WD Extra Cab to Whitsunday Motors Pty. Ltd. T/As Filbys Motors for the amount of \$42,271.77 (excluding GST) including trade in for current asset:
 - i. 10012 Ford Ranger 975MBP – \$6,363.64;
- h) Supply and delivery of 2WD Single Cab drop side to Crossley Automotive Pty Ltd T/As Crossley Holden for the amount of \$36,327.49 (excluding GST) including trade in for current asset:
 - i. 11024 Mazda BT50 – \$4,090.91 (excluding GST);
- i) Supply and delivery of 4WD Style side to Grittner Motors Pty Ltd T/As Rod Grittner Nissan for the amount of \$34,152.27 (excluding GST) including trade in for current asset:
 - i. 11554 Ford Ranger 172RSD – \$10,000.00 (excluding GST);
- j) Supply and delivery of 2WD Van to Whitsunday Motors Pty. Ltd. T/As Filbys Motors for the amount of \$33,867.94 (excluding GST) including trade in for current asset:
 - i. 11561 Ford Falcon 978MBP – \$3,636.37 (excluding GST).

MEETING DETAILS:

The motion was Carried 5/1

CARRIED

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**17.2 Confidential Matters – Corporate Services**

**17.2.2 2019/02/13.32 SALE OF LAND - LOT 10 ON SP211513 - 1 INDUSTRIAL ROAD, COLLINSVILLE**

**Moved by: P RAMAGE**

**Seconded by: R PETERSON**

**Council resolves to go to public tender for the sale of land at Lot 10 on SP 211513, 1 Industrial Road, Collinsville.**

**MEETING DETAILS:**

The motion was Carried 6/0

**CARRIED**

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17.2 Confidential Matters – Corporate Services

17.2.3 2019/02/13.33 REQUEST REMOVAL FROM SALE OF LAND

Moved by: J CLIFFORD

Seconded by: R PETERSON

Council resolves to Remove Assessment 1208152 from the Sale of Land for Arrears of Rates process.

MEETING DETAILS:

The motion was Carried 6/0

CARRIED

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**17.2 Confidential Matters – Corporate Services**

**17.2.4 2019/02/13.34 RATES AND SUNDRY DEBTORS - JANUARY 2019**

**Moved by: J CLIFFORD**

**Seconded by: M BRUNKER**

**Council receives the Rates and Sundry Debtors Report for the month of January 2019.**

**MEETING DETAILS:**

The motion was Carried 6/0

**CARRIED**

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17.5 Confidential Matters – Engineering Services

17.5.1 2019/02/13.35 CANNONVALE SEWAGE PUMP STATION LAND ACQUISITION

Moved by: R PETERSON

Seconded by: J CLIFFORD

Noting that no objection has been received to the compulsory acquisition and being of the opinion that the land parcel situated at Cannonvale is required for the purpose for which any native title are proposed to be taken, Council resolves to:

- a) proceed with the proposed compulsory acquisition without change over the land described in the Notice of Intention to Acquire Native Title Rights and Interests dated 04 December 2018;**
- b) authorise the Chief Executive Officer to make the necessary application to the Minister for Natural Resources and Mines under the Acquisition of Land Act, 1967**

MEETING DETAILS:

The motion was Carried 6/0

CARRIED

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***The meeting closed at 11.33am***

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Confirmed as a true and correct recording this 27 February 2019

**Cr John Collins
DEPUTY MAYOR**