



Whitsunday Regional Council  
**Minutes of the Ordinary Meeting held at  
Bowen Council Chambers, 67 Herbert Street, Bowen on  
27 March 2019 commencing at 9:00am**

**Councillors Present:**

Andrew Willcox; Jan Clifford; Ron Petterson; John Collins; Dave Clark and Michael Bruncker

**Council Officers Present:**

Bruce Davidson (Acting Chief Executive Officer); Julie Wright (Director Community & Environment); Neil McGaffin (Director Planning & Development); Jodie Rugless (Director Corporate Services); Adam Hagy (Director Customer Experience); Jason Raiteri (Director Engineering Services); Greg Martin (Communications and Marketing Manager); Paul Fendley (Chief Staff Officer); Brian Joiner (General Manager Whitsunday Airport and Commercial Infrastructure); Tailah Jensen (Legal and Governance Administration Officer/Minute Taker);

**Other Details:**

The meeting commenced at 9:00am

The meeting adjourned for morning tea at 10:01am

The meeting reconvened from morning tea at 10:30am

The meeting adjourned for Lunch at 12:31pm

The meeting reconvened from Lunch at 12:57pm

The meeting closed at 1:14pm

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**2. Condolences**

**2.1 2019/03/27.1 CONDOLENCES**

**Moved by: CLIFFORD**

**Seconded by: PETERSON**

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

**MEETING DETAILS:**

The motion was Carried 6/0

**CARRIED**

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|--------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>Wednesday<br/>13<sup>th</sup> March</b> | <ul style="list-style-type: none"> <li>• Meeting with Cannonvale State School P&amp;C representative, in Cannonvale</li> <li>• Dinner with Northern Alliance of Councils president, Charters Towers Mayor Liz Schmidt, in Bowen</li> </ul>                                                                                                                                                                                                                                                                   |
| <b>Thursday<br/>14<sup>th</sup> March</b>  | <ul style="list-style-type: none"> <li>• Northern Alliance of Councils site visit and conference strategy session, in Bowen</li> <li>• Meeting with Consul General of Japan, Kazunari Tanaka, and Vice Consul General of Japan, Dasukae Miyake, in Bowen</li> <li>• Welcome event and dinner with Japanese Agricultural Trainees participating in the International Education and Training Project to the Whitsundays</li> </ul>                                                                             |
| <b>Friday<br/>15<sup>th</sup> March</b>    | <ul style="list-style-type: none"> <li>• Media conference for Viking Orion cruise ship Proserpine Chamber of Commerce event, in Proserpine</li> <li>• Greater Whitsunday Council of Mayors Regional Priorities Workshop, in Mackay</li> </ul>                                                                                                                                                                                                                                                                |
| <b>Saturday<br/>16<sup>th</sup> March</b>  | <ul style="list-style-type: none"> <li>• Toured Collinsville and Bowen River</li> </ul>                                                                                                                                                                                                                                                                                                                                                                                                                      |
| <b>Monday<br/>18<sup>th</sup> March</b>    | <ul style="list-style-type: none"> <li>• Don River Improvement Trust workshop, in Bowen</li> <li>• Tourism Whitsundays board meeting, in Cannonvale</li> </ul>                                                                                                                                                                                                                                                                                                                                               |
| <b>Tuesday<br/>19<sup>th</sup> March</b>   | <ul style="list-style-type: none"> <li>• Meeting with small business operator, in Bowen</li> <li>• Meeting with Regional Social Development Coalition in Proserpine</li> <li>• Meeting with Whitsunday Coast Chamber of Commerce, in Airlie Beach</li> </ul>                                                                                                                                                                                                                                                 |
| <b>Wednesday<br/>20<sup>th</sup> March</b> | <ul style="list-style-type: none"> <li>• Our Whitsunday video update, in Bowen</li> <li>• Briefing Session, in Bowen</li> </ul>                                                                                                                                                                                                                                                                                                                                                                              |
| <b>Thursday<br/>21<sup>st</sup> March</b>  | <ul style="list-style-type: none"> <li>• CEO interviews, in Bowen</li> </ul>                                                                                                                                                                                                                                                                                                                                                                                                                                 |
| <b>Friday<br/>22<sup>nd</sup> March</b>    | <ul style="list-style-type: none"> <li>• Flew to Brisbane as a guest of LGAQ to attend Cowboys v Broncos NRL game</li> </ul>                                                                                                                                                                                                                                                                                                                                                                                 |
| <b>Monday<br/>25<sup>th</sup> March</b>    | <ul style="list-style-type: none"> <li>• Meeting with Defence Force personnel, in Bowen</li> <li>• Flew to Brisbane with Tourism Whitsundays to meet with QTIC and Airlie Beach investor</li> <li>• Dinner with TW Board &amp; TEQ Executive</li> </ul>                                                                                                                                                                                                                                                      |
| <b>Tuesday<br/>26<sup>th</sup> March</b>   | <ul style="list-style-type: none"> <li>• Meetings in Brisbane with TEQ Executive Board; QRA CEO Brendan Moon; Tourism Minister Kate Jones; Agriculture and Fisheries Minister Mr Mark Furner; and Opposition Leader Deb Frecklington and Opposition spokesman for Tourism David Crisafulli</li> <li>• I also caught up with Premier Anastacia Palaszczuk and Deputy Premier Jackie Trad</li> <li>• Flew back into the region and had a press conference with Member for Dawson George Christensen</li> </ul> |

**4. Confirmation of Minutes**

**4.1 2019/03/27.2 CONFIRMATION OF MINUTES REPORT**

**Moved by: BRUNKER**

**Seconded by: CLARK**

**Council confirms the Minutes of the Ordinary Meeting held on 13 March 2019.**

**MEETING DETAILS:**

The motion was Carried 6/0

**CARRIED**

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## 9. Questions from Public Gallery

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### **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

**10. Office of the Mayor and CEO**

**10.1 2019/03/27.3 LGAQ GENERAL MEETING - 2 APRIL 2019 IN BRISBANE**

**Moved by: PETERSON**

**Seconded by: CLIFFORD**

**Council nominate Mayor Willcox and Cr Bruncker as Whitsunday Regional Council delegates to attend the Local Government Association of Queensland General Meeting to be held in Brisbane on 2 April 2019.**

**MEETING DETAILS:**

The motion was Carried 6/0

**CARRIED**

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**10. Office of the Mayor and CEO**

**10.2 2019/03/27.4 2019 QCOAST 2100 KNOWLEDGE & INFORMATION SHARING FORUM #5**

**Moved by: CLIFFORD**

**Seconded by: CLARK**

**Council nominates Cr Ron Petterson to attend the 2019 LGAQ QCoast2100 Knowledge & Information Sharing Forum to be held in Cairns on 23 May 2019.**

**MEETING DETAILS:**

The motion was Carried 5/1

**CARRIED**

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**10. Office of the Mayor and CEO**

**10.3 2019/03/27.5 CHANGE OF COUNCIL MEETING DATE - 24 APRIL 2019**

**Moved by: CLIFFORD**

**Seconded by: PETERSON**

**Council change the date of the Ordinary Council Meeting from Wednesday April 24, 2019 to Tuesday April 23, 2019 due to conflicting date with local primary and high school Anzac ceremonies.**

**MEETING DETAILS:**

The motion was Carried 6/0

**CARRIED**



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10. Office of the Mayor and CEO

10.4 2019/03/27.6 ALGA CONFERENCE MOTIONS

Moved by: CLIFFORD

Seconded by: BRUNKER

1. That Council submit the following motions to the Australian Local Government Association to be considered for inclusion in the National General Assembly 2019 Business Papers:

- a) That this National General Assembly call on the Federal Government to develop a national approach to Local Law infringement management for the sharing of information cross-state boundaries to enable debt recovery.
- b) That this National General Assembly call on the Federal Government to develop a national regulation approach to short-term holiday letting, such as AirBNB, which could be administered at the local level.
- c) That this National General Assembly call on the Federal Government to improve regional and remote mobile and data connectivity to ensure access to this essential service across Australia, including rural and remote regions.
- d) That this National General Assembly call on the Federal Government to develop a national strategy to attract and retain General Practitioners to regional and remote areas.
- a) That this National General Assembly call on the Federal Government to develop a streamlined and practical approach to compliance matters, which:
  - i. Enables authorised officers to enter a property/dwelling and gather evidence if it is considered that there are genuine safety concerns.
  - ii. Allows for less serious and minor compliance related planning and environment offences to be dealt with in a Magistrates Court.

2. That Council confirm Mayor Andrew Willcox as its voting delegate at the 2019 Australian Local Government Association National General Assembly.

**MEETING DETAILS:**

The motion was Carried 6/0

**CARRIED**

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10. Office of the Mayor and CEO  
10.5 2019/03/27.7 FINANCIAL STATEMENTS - FY 18/19 - PERIOD  
ENDING 28 FEBRUARY 2019

Moved by:

Seconded by:

That the financial statements for Whitsunday Regional Council for the period ended 28 February 2019 of the financial year 2018/19, be received.

**PROCEDURAL MOTION**

Moved: CLIFFORD

That the item be deferred until later in the meeting when the acting Chief Financial Officer is in attendance.

**MEETING DETAILS:**

The procedural motion was Carried 6/0

**CARRIED**

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11. Corporate Services  
11.1 2019/03/27.8 CORPORATE SERVICES MONTHLY REPORT -  
FEBRUARY 2019

Moved by: CLIFFORD

Seconded by: CLARK

Council receive the Corporate Services Monthly Report for February 2019.

**MEETING DETAILS:**

The motion was Carried 6/0

**CARRIED**

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The acting Chief Financial Officer, Julie Moller attended the meeting and at this time was available to provide an overview of the Financial Statements to Council.

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10. Office of the Mayor and CEO  
10.5 2019/03/27.9 FINANCIAL STATEMENTS - FY 18/19 - PERIOD  
ENDING 28 FEBRUARY 2019

Moved by: CLIFFORD

Seconded by: BRUNKER

That the financial statements for Whitsunday Regional Council for the period ended 28 February 2019 of the financial year 2018/19, be received.

**MEETING DETAILS:**

The motion was Carried 6/0

**CARRIED**

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12. Planning and Development Services  
12.1 2019/03/27.10 20180462 - DEVELOPMENT PERMIT FOR OTHER  
CHANGE TO INCLUDE AGRICULTURAL SUPPLIES  
STORE - 83 MILLERS LANE, BOWEN - LINDSAY  
AUSTRALIA LIMITED C/- RPS MACKAY

Moved by: CLARK

Seconded by: CLIFFORD

Council approve the application for Development Permit for Other Change - the inclusion of Agricultural Supplies Store (Chemicals and Fertiliser) to existing Rural Industry (Rural Produce Distribution Facility), made by Lindsay Australia Limited, on Lot 4 on RP706414 and located at 83 Millers Lane BOWEN, subject to the conditions outlined in Attachment 1.

**PROCEDURAL MOTION**

Moved: BRUNKER

That the item lay on the table until later in the meeting.

**MEETING DETAILS:**

The procedural motion was Carried 6/0

**CARRIED**

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**18. Procedural Motion**

**18.1 2019/03/27.11 PROCEDURAL MOTION - ADJOURN**

**Moved by: BRUNKER**

**Seconded by: CLARK**

**That the meeting be adjourned for the purpose of morning tea at 10.01am.**

**MEETING DETAILS:**

The motion was Carried 6/0

**CARRIED**

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**18. Procedural Motion**

**18.2 2019/03/27.12 PROCEDURAL MOTION - RECONVENE**

**Moved by: CLIFFORD**

**Seconded by: COLLINS**

**That the meeting be reconvened from morning tea at 10.30am.**

**MEETING DETAILS:**

The motion was Carried 6/0

**CARRIED**

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**18. Procedural Motion**

**18.3 ITEM 12.1 FOR DISCUSSION**

**Moved: BRUNKER**

**That the subject matter of item 12.1 be now dealt with.**

**MEETING DETAILS:**

The procedural motion was Carried 6/0

**CARRIED**

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**12. Planning and Development Services**

**12.1 20180462 - DEVELOPMENT PERMIT FOR OTHER CHANGE TO INCLUDE AGRICULTURAL SUPPLIES STORE - 83 MILLERS LANE, BOWEN - LINDSAY AUSTRALIA LIMITED C/- RPS MACKAY**

**Moved by: CLARK**

**Seconded by: CLIFFORD**

**Council resolves to refuse the application for Development Permit for Other Change – the inclusion of Agricultural Supplies Store (Chemicals and Fertilizers to existing Rural Industry (Rural Produce Distribution Facility) made by Lindsay Australia Ltd on Lot 4 on RP706414 and located at 63 Millers Lane Bowen for the following reason:**

- 1. That the characteristics of the flood liability of the land and the risk associated with the storage of chemicals and fertilizers in such a flood liable site to be an unacceptable environmental and public risk.**

**MEETING DETAILS:**

Council Officers have recommended Council approve the development application subject to conditions outlined in attachment 1.

However, in accordance with sections 273(1)(b)(i) and 273 (3) of the Local Government Regulation 2012 and section 63(50) of the Planning Act 2016

Council's reasons for not adopting the recommendation or advice of the Council officer is as follows:

Council considers the characteristics of the flood liability of the land and the risk associated with the storage of chemicals and fertilizers in such a flood

liable site to be an unacceptable environmental and public risk, and the Development Permit is refused for this reason.

The motion was Carried 6/0

**CARRIED**

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**12. Planning and Development Services**

- 12.2 20070899 - REQUEST FOR EXTENSION OF CURRENCY PERIOD - DEVELOPMENT PERMIT FOR AGED CARE ACCOMMODATION COMPRISING SEVENTY-FOUR (74) RELOCATABLE HOMES, COMMUNITY CENTRE AND ANCILLARY USES, 55 VALLEY DRIVE CANNONVALE, K M MANSBRIDGE**

**Moved by: CLARK**

**Seconded by: PETERSON**

**Council approve the request for an extension of currency period of the Development Permit for Material Change of Use - Aged Care Accommodation Comprising Seventy-Four (74) Relocatable Homes, Community Centre and Ancillary Uses lodged by Reece Milburn on behalf of K M Mansbridge on land described as Lot 14 RP733748, 55 Valley Drive Cannonvale, to 6 February 2021 and no further extensions be approved.**

**MEETING DETAILS:**

The officers recommended extension of time has been increased from 1 year to 2 years in view the proposed sale of the property and the need for a further years extension in order to provide the applicant with sufficient time to complete the proposed development.

The motion was Carried 6/0

**CARRIED**

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**12. Planning and Development Services**

- 12.3 20190027 – DEVELOPMENT PERMIT FOR RECONFIGURING A LOT - ONE (1) LOT INTO THIRTEEN (13) LOTS IN STAGES - 385 SUGARLOAF ROAD, RIORDANVALE - 40HR110 - BRADLEY & WEIGAND C/- VISION SURVEYS QLD**

**Moved by: CLARK**

**Seconded by: PETERSON**

**Council resolves to approve the application for Development Permit for Reconfiguring a Lot - One (1) Lot into Thirteen (13) Lots in Stages - 385 Sugarloaf Road, Riordanvale - 40HR110 - Bradley & Weigand C/- Vision Surveys QLD, subject to conditions included in Attachment 1.**

**MEETING DETAILS:**

Council Officers have recommended Council refuse the Development Application for Development Permit for Reconfiguring a Lot - One (1) Lot into Thirteen (13) Lots in Stages, made by C R Weigand & W M Bradley C/- Vision Surveys QLD, on L: 40 HR: 110 T: 40015449 and located at 385 Sugarloaf Road RIORDANVALE, on the following grounds;

- a) The proposal is not consistent with the State Planning Policy in respect of fragmentation of Agricultural Land Classification (ALC) Class A and Class B land;



- b) The proposal is not consistent with the Mackay, Isaac and Whitsunday Regional Plan in respect of rural residential development in an area which is not identified as a Rural Living area, compromising the intent of the regional plan to protect productive agricultural land;
- c) The proposal conflicts with the Whitsunday Regional Council Planning Scheme 2017 and cannot be conditioned to comply. Specifically:
  - i. The Rural zone is the correct zone for this site, being the default zone for the majority of the planning scheme area which is not included in an urban zone;
  - ii. The predicted demand and supply of rural residential land within the planning scheme area was modelled by the WRC Urban Growth Study and adequate land is zoned to accommodate predicted demand;
  - iii. The proposal is not consistent with the Rural Zone code, which specifies a minimum lot size of 100 hectares;
  - iv. The proposal is not consistent with the agricultural land overlay, which does not support fragmentation of land.

However, in accordance with sections 273(1)(b)(i) and 273(3) of the Local Government Regulation 2012 and section 63(5)(e) of the Planning Act, 2016 Council's reasons for not adopting the recommendation or advice of the Council Officer is as follows:

Council supports the approval of this application on the basis that it will result in lower impacts on the rural amenity of the locality than would result from the existing Development Approval for 63 villas and associated eco-resort facilities.

The motion was Carried 5/1

**CARRIED**

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**12. Planning and Development Services**

**12.4 20181552 - REQUEST FOR NEGOTIATED DECISION NOTICE - PRELIMINARY APPROVAL TO VARY THE WHITSUNDAY REGIONAL COUNCIL PLANNING SCHEME - MATERIAL CHANGE OF USE - SHUTE HARBOUR MARINA RESORT DEVELOPMENT CODE SHUTE HARBOUR - SHUTE HARBOUR MARINA DEVELOPMENT PTY**

**Moved by: BRUNKER**

**Seconded by: PETERSON**

**Council resolve that in response to a request for a Negotiated Decision Notice of a Development Application for Preliminary Approval to vary the Whitsunday Regional Council Planning Scheme - Material Change of Use - Shute Harbour Marina Resort Development Code on land described as L: 22 SP: 208207 T: PT TL239765, L: 23 SP: 208207 T: PT TL239765, Shute Harbour Road, Shute Harbour, Council:**

**1. Agrees to amend condition 4.1, as follows:**

**The preliminary approval will lapse fifteen (15) years from the date of this decision notice.**

**2. Agrees to amend condition 5.1, as follows:**

**As part of the first Reconfiguring a Lot application submitted under the Preliminary Approval, the applicant will submit to Council for endorsement a Conceptual Staging Plan which identifies the proposed stages of the development of the subject land.**

**3. Agrees to amend condition 5.2, as follows:**

**The Staging Plan must contain the following information:**

- (a) Stage boundaries and extent of development that is intended to be delivered in each stage;**
- (b) Details of the public infrastructure required to service each stage of the development including all roads, water mains, sewer mains and stormwater as well as provision for electricity and telecommunications services; and**
- (c) Any infrastructure proposed that will ultimately be under the control of Whitsunday Regional Council is to be designed to comply with the Council's Development Manual, unless otherwise agreed in writing.**

**4. Agrees to amend condition 5.3, as follows:**

**The developer must develop the subject land generally in accordance with the sequence identified in the endorsed Staging Plan, with all infrastructure to be provided in accordance with the Infrastructure Agreement noted in Condition 11.0.**

**5. Agrees to amend condition 13.1, as follows:**

**Vessels used for commercial activities must not be located on Water Front Marina Berths (numbered 1 – 6) as shown on the Shute Harbour Marina Master Concept Plan (MS07 A) dated November 2018.**

**MEETING DETAILS:**

The motion was Carried 5/1

Cr Clifford was recorded as against the motion

**CARRIED**

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**12. Planning and Development Services**

**12.5 20181673 - DEVELOPMENT PERMIT FOR MATERIAL CHANGE OF USE -  
TRANSPORT DEPOT (HEAVY VEHICLE REST STOP) -  
21 RAILWAY ROAD COLLINSVILLE - L45 SP184781 -  
WHITSUNDAY REGIONAL COUNCIL**

**Moved by: BRUNKER**

**Seconded by: CLARK**

**Council approve the application for Development Application for Development Permit for Material Change of Use of Premises - Transport Depot (Heavy Vehicle Rest Stop) made by Whitsunday Regional Council, on Lot 45 SP184781 and located at 21 Railway Road Collinsville, subject to the conditions outlined in Attachment 1.**

**MEETING DETAILS:**

The motion was Carried 6/0

**CARRIED**

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**12. Planning and Development Services**

- 12.6 20150080 - REQUEST FOR EXTENSION OF RELEVANT PERIOD - DEVELOPMENT APPLICATION FOR MCU - EXTENSIONS TO EXISTING DWELLING HOUSE, SWIMMING POOL AND DECK ON LAND IDENTIFIED BY A HAZARD OVERLAY - 27 QUEENS BEACH ESPLANADE, QUEENS BEACH - B MECKLEM**

**Moved by: CLARK**

**Seconded by: BRUNKER**

**Council approve the request for an extension of relevant period for application number 20150080 – Development Permit for Material Change of Use, to 23 February 2021.**

**MEETING DETAILS:**

The motion was Carried 6/0

**CARRIED**

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**12. Planning and Development Services**

- 12.7 PLANNING & DEVELOPMENT MONTHLY REPORT - FEBRUARY 2019**

**Moved by: PETERSON**

**Seconded by: CLARK**

**Council receive the Planning & Development Monthly Report for February 2019.**

**MEETING DETAILS:**

The motion was Carried 6/0

**CARRIED**

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**13. Community and Environment**

- 13.1 FINANCIAL SUPPORT FOR JUNIOR ELITE ATHLETE - MARCH 2019**

**Moved by: BRUNKER**

**Seconded by: CLIFFORD**

**Council approve financial support of \$1,000.00 for Elliarna Mitchell to attend the 2019 Australian Athletics Championships in Sydney from 2-9 April 2019.**

**MEETING DETAILS:**

The motion was Carried 6/0

**CARRIED**



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**13. Community and Environment**

**13.2 SPORT & RECREATION CLUBS GRANT - MARCH 2019**

**Moved by: COLLINS**

**Seconded by: BRUNKER**

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

- **Whitsunday Automotive and Restoration Club Inc. - Band 3 - \$1,500.00**
- **Whitsunday Coast 4x4 Club Inc. – Band 4 - \$1,000.00**

**MEETING DETAILS:**

The motion was Carried 6/0

**CARRIED**

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**13. Community and Environment**

**13.3 REQUEST FOR DONATION - 2019 MACKAY SPECIAL CHILDREN'S CHRISTMAS PARTY**

**Moved by: CLARK**

**Seconded by: CLIFFORD**

**Council approve a donation of \$250.00 to the 2019 Mackay Special Children's Christmas Party organisation to host a Christmas Party in Mackay held 16 November 2019 for children in the Whitsunday Region with life limiting illnesses, physical or intellectual disability.**

**MEETING DETAILS:**

The motion was Carried 6/0

**CARRIED**

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**13. Community and Environment**

**13.4 REQUEST FOR IN KIND SUPPORT - 2019 BOWEN RIVER RODEO**

**Moved by: CLARK**

**Seconded by: CLIFFORD**

**Council support the Bowen River Rodeo held on 7 – 9 June 2019, by providing in kind support of \$1,200.00 for the disposal of general waste from the event.**

**MEETING DETAILS:**

The motion was Carried 6/0

**CARRIED**

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**13. Community and Environment**

**13.5 COMMUNITY & ENVIRONMENT - MONTHLY REPORT - FEBRUARY 2019**

**Moved by: CLIFFORD**

**Seconded by: CLARK**

**Council receive the Community & Environment Monthly Report for February 2019.**

**MEETING DETAILS:**

The motion was Carried 6/0

**CARRIED**

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**15. Customer Experience**

**15.1 BUSINESS ACTIVITY REPORT - WASTE BUSINESS UNIT - FEBRUARY 2019**

**Moved by: CLIFFORD**

**Seconded by: PETERSON**

**Council receives the Waste Business Unit Activity Report for February 2019.**

**MEETING DETAILS:**

The motion was Carried 6/0

**CARRIED**

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15. Customer Experience  
15.2 CUSTOMER EXPERIENCE MONTHLY REPORT - FEBRUARY 2019

Moved by: CLIFFORD  
Seconded by: PETERSON

Council receives the Customer Experience Monthly Report for February 2019.

**MEETING DETAILS:**

The motion was Carried 6/0

CARRIED

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16. General Business  
16.1 VOTE OF THANKS – COUNCILLOR PETER RAMAGE

Moved by: BRUNKER  
Seconded by: CLIFFORD

That a vote of thanks be passed onto our retiring Councillor Peter Ramage in recognition of his 19 years' service to the community as a Councillor.

**MEETING DETAILS:**

The motion was Carried 6/0

CARRIED

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18. Procedural Motion  
18.3 SUSPENSION OF STANDING ORDERS

Moved by: CLIFFORD  
Seconded by: BRUNKER

That Standing Orders be suspended so that the Director can inform Council of the status of the insurance claim and repairs to the Whitsunday PCYC in the confidential section of this meeting.

**MEETING DETAILS:**

Cr Ron Petterson declared a **Material Personal Interest** in accordance with section 175B(1)(f) of the *Local Government Act 2009* and left the meeting at 11.41am taking no part in the discussion or decision making of this matter.  
In accordance with section 175C(2) of the *Local Government Act* Cr Petterson advised the following:

- The person(s) or entity who could gain a benefit or suffer a loss is the Whitsunday PCYC.
- They may gain a benefit or suffer a loss due to Cr Petterson is the Chair of the organisation.
- The nature of the relationship is Cr Petterson being Chairman of the Whitsunday PCYC Meetings.

The procedural motion was carried 5/0.

**CARRIED**

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*Cr Ron Petterson returned to the meeting at 11.47am.*

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**18. Procedural Motion**

**18.4 PROCEDURAL MOTION - CLOSURE OF MEETING**

**Moved by: CLIFFORD**

**Seconded by: COLLINS**

**That Council close the meeting to the public at 11.46am 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.**

- **17.1.1 Business Activity Report - Whitsunday Coast Airport February 2019**  
(c) the local government's budget
- **17.1.2 Business Activity Report - Shute Harbour February 2019**  
(c) the local government's budget
- **17.1.3 Lake Proserpine Lease**  
(e) contracts proposed to be made by it
- **17.2.1 Rates and Sundry Debtors – February 2019**  
(f) starting or defending legal proceedings involving it

**MEETING DETAILS:**

The motion was Carried 6/0

**CARRIED**

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18. Procedural Motion  
18.5 PROCEDURAL MOTION - ADJOURN

Moved by: CLIFFORD  
Seconded by: PETERSON

That the meeting be adjourned for the purpose of Lunch at 12.31pm.

**MEETING DETAILS:**

The motion was Carried 6/0

**CARRIED**

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18. Procedural Motion  
18.6 PROCEDURAL MOTION - RECONVENE

Moved by: CLIFFORD  
Seconded by: BRUNKER

That the meeting be reconvened from lunch at 12.57pm.

**MEETING DETAILS:**

The motion was Carried 6/0

**CARRIED**

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Cr Ron Petterson declared a **Material Personal Interest** in accordance with section 175B(1)(f) of the *Local Government Act 2009* and left the meeting at 11.41am taking no part in the discussion or decision making of this matter.

In accordance with section 175C(2) of the *Local Government Act* Cr Petterson advised the following:

- The person(s) or entity who could gain a benefit or suffer a loss is the Whitsunday PCYC.
- They may gain a benefit or suffer a loss due to Cr Petterson is the Chair of the organisation.
- The nature of the relationship is Cr Petterson being Chairman of the Whitsunday PCYC Meetings.

~~~~~

**Cr Petterson returned to the meeting at 1.10pm.**

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18. Procedural Motion  
18.7 PROCEDURAL MOTION – REOPEN OF MEETING

Moved by: CLIFFORD  
Seconded by: CLARK

That Council reopen the meeting to the general public at 1.10pm.

**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 BUSINESS ACTIVITY REPORT - WHITSUNDAY COAST AIRPORT  
FEBRUARY 2019

Moved by: PETERSON  
Seconded by: CLIFFORD

Council receive the Whitsunday Coast Airport Unit Activity Report for February 2019.

**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 BUSINESS ACTIVITY REPORT - SHUTE HARBOUR FEBRUARY 2019

Moved by: COLLINS  
Seconded by: BRUNKER

Council receive the Shute Harbour Business Unit Activity Report for February 2019.

**MEETING DETAILS:**

The motion was Carried 6/0

**CARRIED**

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

**17.1.3 LAKE PROSERPINE LEASE**

**Moved by: COLLINS**

**Seconded by: CLARK**

**That Council authorises the CEO to execute, if and when he sees fit but as soon as practicable (subject to the CEO resolving any final matters of drafting in the Agreements to his satisfaction), the following documents, between Whitsunday Regional Council and SunWater Limited:**

- a. Peter Faust Dam Wet and Dry Concession Deed, which is for an initial term of 10 years, with a possible extension to 30 years if Subdivision Approval is obtained in accordance with the conditions in the Deed, and has a licence fee payable of \$100 for the term;**
- b. the River Supply Contract;**
- c. the Term Allocation Agreement; and**
- d. documents incidental to or associated with the above (such as application forms).**

**MEETING DETAILS:**

The motion was Carried 6/0

**CARRIED**

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

**17.1.4 WHITSUNDAY PCYC**

**Moved by: CLIFFORD**

**Seconded by: CLARK**

**Council receive a verbal report from the Director of Corporate Services regarding the progress of the restoration to the Whitsunday PCYC.**

**MEETING DETAILS:**

Cr Ron Petterson declared a **Material Personal Interest** in accordance with section 175B(1)(f) of the *Local Government Act 2009* and left the meeting at 11.41am taking no part in the discussion or decision making of this matter.

In accordance with section 175C(2) of the *Local Government Act* Cr Petterson advised the following:

- The person(s) or entity who could gain a benefit or suffer a loss is the Whitsunday PCYC.
- They may gain a benefit or suffer a loss due to Cr Petterson is the Chair of the organisation.
- The nature of the relationship is Cr Petterson being Chairman of the Whitsunday PCYC Meetings.

The motion was Carried 6/0

**CARRIED**

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**Cr Petterson returned to the meeting at 1.14pm.**

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**17.2 Confidential Matters - Corporate Services**

**17.2.1 RATES AND SUNDRY DEBTORS – FEBRUARY 2019**

**Moved by: CLIFFORD**

**Seconded by: BRUNKER**

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

**MEETING DETAILS:**

The motion was Carried 6/0

**CARRIED**

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***The meeting closed at 1.14pm***

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Confirmed as a true and correct recording this 10 April 2019.

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**Cr Andrew Willcox  
MAYOR**