

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

Councillors Present:

Andrew Willcox; Jan Clifford; Ron Petterson; John Collins; Nicola Grieger; Dave Clark and Michael Brunker

Council Officers Present:

Kenn Donohoe (Chief Executive Officer); Julie Wright (Director Community & Environment); Neil McGaffin (Director Planning & Development); Jason Bradshaw (Acting Director Corporate Services); Adam Hagy (Director Customer Experience); Stephen Fernando (Chief Financial Officer) Greg Martin (Communications and Marketing Manager); Paul Fendley (Chief Staff Officer); Brian Joiner (General Manager Airports and Commercial Infrastructure); Troy Pettiford (COO Whitsunday Water); Peter Shuttlewood (Executive Manager Procurement, Property & Fleet); Tailah Jensen (Governance Administration Officer/Minute Taker)

Guests:

Elite Athlete – Isobel Bruce; Janet De Nava (Administration Officer Community & Environment); Isobel Phillips (Environmental Health Officer)

Other Details:

The meeting commenced at 9:00am

The meeting adjourned for morning tea at 10.07am

The meeting reconvened from morning tea at 10.33am

The meeting closed at 11.09am

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2. Condolences

2.1 2019/11/27.01 CONDOLENCES

Moved by: M BRUNKER

Seconded by: J CLIFFORD

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

MEETING DETAILS:

The motion was Carried 7/0

CARRIED

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### 3.2 Mayoral Update

#### Since my last Council meeting on November 13<sup>th</sup> 2019

|                                               |                                                                                                                                                                                                                                                                                                                                                      |
|-----------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>Wednesday<br/>13<sup>th</sup> November</b> | <ul style="list-style-type: none"> <li>Briefing Session, in Proserpine</li> <li>That evening, addressed Bowen Chamber of Commerce, in Bowen</li> </ul>                                                                                                                                                                                               |
| <b>Thursday<br/>14<sup>th</sup> November</b>  | <ul style="list-style-type: none"> <li>Zonta Club of Bowen 100 years celebrations, in Bowen</li> </ul>                                                                                                                                                                                                                                               |
| <b>Friday<br/>15<sup>th</sup> November</b>    | <ul style="list-style-type: none"> <li>Economic Development Advisory Committee Meeting, in Bowen</li> <li>Meeting with a ratepayer, in Bowen</li> </ul>                                                                                                                                                                                              |
| <b>Saturday<br/>16<sup>th</sup> November</b>  | <ul style="list-style-type: none"> <li>Lions Community Markets relocation to Airlie Beach Foreshore</li> <li>McHappy Day, in Bowen</li> </ul>                                                                                                                                                                                                        |
| <b>Monday<br/>18<sup>th</sup> November</b>    | <ul style="list-style-type: none"> <li>Filmed Mayor's Cooking video, combined with Council's Christmas video, in Bowen</li> </ul>                                                                                                                                                                                                                    |
| <b>Tuesday<br/>19<sup>th</sup> November</b>   | <ul style="list-style-type: none"> <li>Proserpine RV Park opening, in Proserpine</li> <li>Tour Proserpine Main Street upgrades, in Proserpine</li> <li>Meeting with Airlie Beach business, in Proserpine</li> </ul>                                                                                                                                  |
| <b>Wednesday<br/>20<sup>th</sup> November</b> | <ul style="list-style-type: none"> <li>Briefing Session, in Bowen</li> </ul>                                                                                                                                                                                                                                                                         |
| <b>Thursday<br/>21<sup>st</sup> November</b>  | <ul style="list-style-type: none"> <li>Regional Deal Briefing with George Christensen MP, in Mackay</li> <li>Greater Whitsunday Council of Mayor's meeting, in Mackay</li> <li>Whitsunday Regional Roads and Transport Group meeting, in Mackay</li> </ul>                                                                                           |
| <b>Friday<br/>22<sup>nd</sup> November</b>    | <ul style="list-style-type: none"> <li>Official opening of Stage 1 of Whitsunday Sportspark Precinct Redevelopment, in Airlie Beach</li> <li>White Ribbon Day event, in Airlie Beach</li> <li>Meeting with Federal Member for Kennedy Bob Katter, in Bowen</li> <li>Whitsunday Coast Chamber of Commerce Christmas Party, in Airlie Beach</li> </ul> |
| <b>Saturday<br/>23<sup>rd</sup> November</b>  | <ul style="list-style-type: none"> <li>Staff Christmas Party - Collinsville</li> </ul>                                                                                                                                                                                                                                                               |
| <b>Sunday<br/>24<sup>th</sup> November</b>    | <ul style="list-style-type: none"> <li>Australian Supermoto Championship - Whitsunday Moto Sports Club, Proserpine</li> <li>Australian Supermoto Championship presentation dinner, in Airlie Beach</li> </ul>                                                                                                                                        |
| <b>Monday<br/>25<sup>th</sup> November</b>    | <ul style="list-style-type: none"> <li>Meeting with Burdekin Shire Council, Coordinator-General's office and a developer, in Ayr</li> </ul>                                                                                                                                                                                                          |
| <b>Tuesday<br/>26<sup>th</sup> November</b>   | <ul style="list-style-type: none"> <li>Meeting with Whitsunday Coast Chamber of Commerce, in Airlie Beach</li> <li>LDMG Meeting, in Airlie Beach</li> <li>Clipper Carnival promo video, in Airlie Beach</li> </ul>                                                                                                                                   |

**4. Confirmation of Minutes**

**4.1 2019/11/27.02 CONFIRMATION OF MINUTES REPORT**

**Moved by: D CLARK**

**Seconded by: N GRIEGER**

**Council confirms the Minutes of the Ordinary Meeting held on 13<sup>th</sup> November 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

No Public Questions for the meeting of 27th November 2019

10. Office of the Mayor and CEO
10.1 2019/11/27.03 COUNCIL MEETING DATES 2020

Moved by: J CLIFFORD
Seconded by: N GRIEGER

That Council adopt the schedule of Ordinary Council Meeting Dates and Venues for 2020.

MEETING DETAILS:

The motion was Carried 7/0

CARRIED

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10. Office of the Mayor and CEO  
10.2 2019/11/27.04 FINANCIAL REPORT - FY 19/20 - PERIOD ENDING  
OCTOBER 2019

Moved by: R PETTERSON  
Seconded by: J CLIFFORD

That Council receives the financial statements for Whitsunday Regional Council for the period ended 31<sup>st</sup> October 2019 of the financial year 2019/20.

**MEETING DETAILS:**

The motion was Carried 7/0

**CARRIED**

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11. Corporate Services
11.1 2019/11/27.05 LEASE - BOWEN & COLLINSVILLE LAPIDARY CLUB
INC.

Moved by: D CLARK
Seconded by: M BRUNKER

That Council resolves to authorise the Chief Executive Officer to enter into negotiations and execute a trustee lease with the Bowen & Collinsville Lapidary Club Inc. for part of land at Lot 254 on HR1286 for a term of 10 years in accordance with Section 236 (c)(iii) of the Local Government Regulation 2012.

MEETING DETAILS:

The motion was Carried 7/0

CARRIED



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**12. Planning and Development Services**

**12.1 2019/11/27.06 20181648 - DEVELOPMENT PERMIT FOR OPERATIONAL WORKS - ADVERTISING DEVICE (GROUND SIGN) - WHITSUNDAY GOLD COFFEE - TROPIC ISLE RETAIL STORES PTY LTD**

**Moved by: J CLIFFORD**

**Seconded by: D CLARK**

**That Council resolves to refuse the application for Development Application for Development Permit for Operational Works - Advertising Device, made by Tropic Isle Retail Stores Pty Ltd, on Lot 2 RP 746319 & Lot 202 HR 1388, located at 12505 Bruce Highway HAMILTON PLAINS.**

**MEETING DETAILS:**

The motion was Carried 7/0

**CARRIED**

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12. Planning and Development Services

12.2 2019/11/27.07 20190906 - DEVELOPMENT APPLICATION FOR MATERIAL CHANGE OF USE - SHORT-TERM ACCOMMODATION - 13 KARA CRESCENT, AIRLIE BEACH - 370SP268400 - F MORANO

Moved by: M BRUNKER

Seconded by: J COLLINS

That Council resolves to approve the application for Development Permit for Material Change of Use - Short-term accommodation, made by F A Morano, on L: 370 SP: 268400 and located at 13 Kara Crescent Airlie Beach, subject to the conditions outlined in Attachment 1.

MEETING DETAILS:

The motion was Carried 5/2

CARRIED

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**12. Planning and Development Services**

**12.3 2019/11/27.08 20170481 - REQUEST TO EXTEND OPERATIONAL WORKS CURRENCY PERIOD - SEABREEZE TOURIST PARK - COLDSTONE ENTERPRISES PTY LTD - REECE MILBURN - 1HR1496, 2HR1496, 2RP734292**

**Moved by: R PETERSON**

**Seconded by: J CLIFFORD**

**That Council resolve to approve the request for an extension of the relevant period of the Development Permit for Operational Works - Roadworks; Drainage; Stormwater; Earthworks; Water & Sewerage Infrastructure lodged by Reece Milburn on behalf of Coldstone Enterprises Pty Ltd on land described as L: 1 HR: 1496 T: N1102/35, L: 2 HR: 1496 T: N1102/35, Seabreeze Tourist Park/234 Shute Harbour Road CANNONVALE to 17 October 2021.**

**MEETING DETAILS:**

The motion was Carried 7/0

**CARRIED**

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12. Planning and Development Services

12.4 2019/11/27.09 20191051 - DEVELOPMENT APPLICATION FOR MATERIAL CHANGE OF USE - COMMUNITY USE (INFORMATION CENTRE) - WHITSUNDAY GOLD COFFEE, BRUCE HIGHWAY, FOXDALE - TOURISM WHITSUNDAYS -C/- WYNNE PLANNING & DEVELOPMENT PTY LTD

Moved by: J CLIFFORD

Seconded by: R PETERSON

That Council resolves to approve the application for Development Permit for Material Change of Use - Community Use (Visitor Information Centre), made by Tourism Whitsundays, on L: 2 RP: 746319 Bruce Highway HAMILTON PLAINS, 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**

**12.5 2019/11/27.10 20070899 - INFRASTRUCTURE CHARGES NOTICE REPRESENTATIONS - 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: R PETERSON**

**Seconded by: M BRUNKER**

**That Council resolve to advise the applicant:**

- 1. that it has no authority to cancel an Infrastructure Charges Notice attached to an extension of time approval for Development application 20070899; and**
- 2. that the development does not qualify for a reduction of charges pursuant to Council's Economic Development Incentives Policy.**

**MEETING DETAILS:**

The motion was Carried 7/0

**CARRIED**

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12. Planning and Development Services

12.6 2019/11/27.11 PLANNING & DEVELOPMENT MONTHLY REPORT - OCTOBER 2019

Moved by: J COLLINS

Seconded by: J CLIFFORD

That Council receives the Planning & Development Monthly Report for October 2019.

MEETING DETAILS:

The motion was Carried 7/0

CARRIED

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**13. Community and Environment**

**13.1 2019/11/27.12 REQUEST FOR SPONSORSHIP - CHRISTMAS STREET FAIR - BOWEN LOCALS FOR LOCALS**

**Moved by: D CLARK**

**Seconded by: J CLIFFORD**

**That Council approve sponsorship of \$665.00, from budget code JC: 2967.10249.63150, to assist the 'Bowen Locals for Locals' community business group in providing a jumping castle for their annual Christmas Street Fair, to be held on 13 December 2019.**

**MEETING DETAILS:**

The motion was Carried 7/0

**CARRIED**

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13. Community and Environment

13.2 2019/11/27.13 REQUEST FOR COUNCIL FEE WAIVERS - NOVEMBER 2019

Moved by: J CLIFFORD

Seconded by: R PETERSON

That Council waive the fees, from budget code JC: 2967.11074.63150, for the following recipients:

- **Bowen Christian Family Centre – Class 3 Event Application - \$391.00**
- **Whitsunday Regional Council – Class 3 Event Application - \$391.00**
- **Whitsunday Regional Council – Class 3 Event Application - \$391.00**
- **Bowen Locals 4 Locals – Class 3 Event Application - \$391.00**
- **Collinsville Lions Club – Class 3 Event Application - \$391.00**
- **Rotary Club of Proserpine – Class 3 Event Application - \$391.00**
- **Parkrun Australia (Bowen) – Local Law Licence Renewal - \$196.00**
- **Parkrun Australia (Airlie Beach) – Local Law Licence Renewal - \$196.00**
- **ESA International – Local Law Licence Renewal - \$196.00**

MEETING DETAILS:

The motion was Carried 7/0

CARRIED

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**13. Community and Environment**

**13.3 2019/11/27.14 COMMUNITY & ENVIRONMENT - MONTHLY REPORT - OCTOBER 2019**

**Moved by: J CLIFFORD**

**Seconded by: D CLARK**

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

**MEETING DETAILS:**

The motion was Carried 7/0

**CARRIED**

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14. Engineering Services

14.1 2019/11/27.15 REQUEST FOR COUNCIL TO LESSEN CONDITIONS OF DEVELOPMENT - ADANI

Moved by: J COLLINS

Seconded by: J CLIFFORD

That Council inform Carmichael Rail Network (Adani) it does not support the proposed use of Stratford Road and Glen Avon Road to access the rail corridor for early works activities prior to undertaking road upgrade (road widening) to the minimum of 5.5m on straights and 7m on corners where sight distance is limited, as per the Material Change of Use (MCU) conditions of the Carmichael Rail project.

MEETING DETAILS:

The motion was Carried 7/0

CARRIED

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**14. Engineering Services**

**14.2 2019/11/27.16 ENGINEERING SERVICES QUARTERLY REPORT - SEPTEMBER 2019**

**Moved by: J CLIFFORD**

**Seconded by: N GRIEGER**

**That Council receive the Engineering Quarterly Report for the Q1 period.**

**MEETING DETAILS:**

The motion was Carried 7/0

**CARRIED**



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15. Customer Experience

15.1 2019/11/27.17 REGIONAL RECYCLING TRANSPORT ASSISTANCE PACKAGE SUBMISSION

Moved by: J CLIFFORD

Seconded by: N GRIEGER

That Council resolves to:

- 1. Support the submission to the Regional Recycling Transport Assistance Package (RRTAP) seeking:**
 - a) \$11,184 for the Household Battery Recovery Scheme project to deliver transport costs to provide a battery recycling service in the Whitsundays region; and**
 - b) \$184,739 for the Bowen Concrete Recovery project to deliver transport costs to remove and recycle the existing concrete stockpile at Bowen Landfill.**
- 2. Approve the proposed Council co-contribution, should the funding application be successful:**
 - a) \$5,160 from the Waste Services Operational Budget JC 5053-10882-63138 for delivery of the Battery Recycling Scheme project; and**
 - b) \$51,945 from the Waste Services Operational Budget JC 5053-10741-63138 for delivery of the Bowen Concrete Recovery project.**

MEETING DETAILS:

The motion was Carried 7/0

CARRIED

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**15. Customer Experience**

**15.2 2019/11/27.18 BUSINESS ACTIVITY REPORT - WASTE BUSINESS UNIT - OCTOBER 2019**

**Moved by: R PETERSON**

**Seconded by: N GRIEGER**

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

**MEETING DETAILS:**

The motion was Carried 7/0

**CARRIED**

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15. Customer Experience

15.3 2019/11/27.19 SKAL INTERNATIONAL WHITSUNDAYS PHOTO-OPPORTUNITY SIGN – AIRLIE BEACH LAGOON HEADLAND WHITSUNDAY REGIONAL COUNCIL MEETING STANDARD

Moved by: M BRUNKER

Seconded by: N GRIEGER

That Council approve SKAL International Whitsundays to build a photo-opportunity sign at the Airlie Beach Lagoon headland and furthermore review the continuation of allowing the sign to remain at the site after an initial 24-month period following installation.

MEETING DETAILS:

The motion was Carried 7/0

CARRIED

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**15. Customer Experience**

**15.4 2019/11/27.20 CUSTOMER EXPERIENCE MONTHLY REPORTS - SEPTEMBER & OCTOBER 2019**

**Moved by: R PETTERSON**

**Seconded by: J CLIFFORD**

**That Council receive the Customer Experience Monthly Reports for September and October 2019.**

**MEETING DETAILS:**

The motion was Carried 7/0

**CARRIED**

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Procedural Motion

2019/11/27.21 SUSPENSION OF STANDING ORDERS

Moved by: M BRUNKER

That Council suspend standing orders to allow for discussion on item 16.1 regarding the commencement date of the Closure of the Shute Harbour Facilities.

MEETING DETAILS:

The motion was Carried 7/0

CARRIED

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**16.            General Business**

**16.1            2019/11/27.22            SHUTE HARBOUR CLOSURE COMMENCEMENT DATE**

*Cr Andrew Willcox declared a Material Personal Interest in accordance with section 175B(1) of the Local Government Act 2009. In accordance with section 175C(2) of the Local Government Act 2009, Cr Willcox advised the following:*

- *The name of the person or entity who could gain a benefit or suffer a loss is Cr Willcox's son, Jack Willcox.*
- *Jack Willcox stands to gain a benefit or suffer a loss because he is employed by one of the tenderers for the Shute Harbour Project.*
- *The nature of Cr Willcox's relationship with Jack Willcox is father and son.*

*Cr Willcox left the meeting at 10.03am, taking no part in the discussion or decision making of this matter.*

**Moved by:                    M BRUNKER**

**Seconded by:                J CLIFFORD**

**That Council resolves to:**

- a) **extend the date for the commencement of the closure of the areas and road noted in the first and second resolutions passed in item 10.4 (2019/11/13.07) at Council's ordinary meeting held on 13 November 2019 from 30 November 2019 to 20 January 2020.**
- b) **delegate to the Chief Executive Officer to advise all persons who made a submission about the proposed closure of the Council controlled facilities at Shute Harbour of the extended date for the commencement of the closure of those facilities and road.**

**MEETING DETAILS:**

The motion was Carried 6/0

**CARRIED**

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Cr Willcox returned to the meeting at 10.04am.
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**Procedural Motion**

**2019/11/27.23 RESUME STANDING ORDERS**

**Moved by: J CLIFFORD**

**That Council resume standing orders.**

**MEETING DETAILS:**

The motion was Carried 7/0

**CARRIED**

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Procedural Motion

2019/11/27.24 PROCEDURAL MOTION - ADJOURN

Moved by: J CLIFFORD

Seconded by: M BRUNKER

That the meeting be adjourned for the purpose of morning tea at 10.07am.

MEETING DETAILS:

The motion was Carried 7/0

CARRIED

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**Procedural Motion**

**2019/11/27.25 PROCEDURAL MOTION - RECONVENE**

**Moved by: J CLIFFORD**

**Seconded by: M BRUNKER**

**That the meeting be reconvened from morning tea at 10.33am.**

**MEETING DETAILS:**

The motion was Carried 7/0

**CARRIED**

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Procedural Motion

2019/11/27.26 PROCEDURAL MOTION - CLOSURE OF MEETING

Moved by: J CLIFFORD

Seconded by: N GRIEGER

That Council close the meeting to the public at 10.34am 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 - SHUTE HARBOUR - OCTOBER 2019

(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

17.1.2 BUSINESS ACTIVITY REPORT - WHITSUNDAY COAST AIRPORT - OCTOBER 2019

(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

17.1.3 TENDER EVALUATION - 500.2019.0005 - SHUTE HARBOUR REDEVELOPMENT PROJECT – CONSTRUCTION WORKS

(e) contracts proposed to be made by it

17.1.4 WHITSUNDAY MYRTLE LICENCE AGREEMENT

(e) contracts proposed to be made by it

17.2.1 SALE OF LAND - LOT 75 ON SP220409 - 42-46 CARLO DRIVE, CANNONVALE

(e) contracts proposed to be made by it

17.4.1 FLAGSTAFF HILL CULTURAL & CONFERENCE CENTRE PROJECT - ENDORSEMENT OF COUNCIL CONTRIBUTION

(c) the local government's budget

17.4.2 PROSERPINE ENTERTAINMENT CENTRE - RETRACTABLE SEATING

(c) the local government's budget

17.6.1 FOOTPATH EXTENSION - AIRLIE BEACH FORESHORE

(c) the local government's budget

MEETING DETAILS:

During closed session, Cr Andrew Willcox declared a Material Personal Interest on item 17.1.3 in accordance with section 175B(1) of the Local Government Act 2009 and left the meeting at 10.38am, taking no part in the discussion or decision making of this matter. Cr Willcox returned to the meeting at 10.41am.

During closed session, Cr Andrew Willcox declared a Personal Interest on item 17.1.1 in accordance with section 175E(1) of the Local Government Act 2009. In accordance with section 175E(2) of the Act, Cr Willcox advised that his son, Jack Willcox, is employed by a company tendering for the Shute Harbour Project.

Councillors present (excluding Cr Willcox) agreed that Cr Willcox does not have a Real Conflict of Interest or Perceived Conflict of Interest in the matter.

Accordingly, Cr Willcox remained present for the matter and fully participated in the debate and vote.

The motion was Carried 7/0

CARRIED

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**Procedural Motion**

**2019/11/27.27                    PROCEDURAL MOTION – REOPEN OF MEETING**

**Moved by:                    J CLIFFORD**

**Seconded by:                N GRIEGER**

**That Council reopen the meeting to the general public at 11.04am.**

**MEETING DETAILS:**

The motion was Carried 7/0

**CARRIED**

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17.1 Confidential Matters – Office of the Mayor and CEO

**17.1.1 2019/11/27.28 BUSINESS ACTIVITY REPORT - SHUTE HARBOUR -
OCTOBER 2019**

Moved by: R PETTERSON

Seconded by: J CLIFFORD

That Council receives the Shute Harbour Unit Activity Report for October 2019.

MEETING DETAILS:

Cr Willcox declared a perceived Conflict of Interest; however, it was agreed by Council that Cr Willcox was able to remain in the meeting to be included in the discussion and debate.

The motion was Carried 7/0

CARRIED

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- 17.1 Confidential Matters – Office of the Mayor and CEO  
17.1.2 2019/11/27.29 BUSINESS ACTIVITY REPORT - WHITSUNDAY COAST AIRPORT - OCTOBER 2019

Moved by: N GRIEGER  
Seconded by: R PETERSON

That Council receives the Whitsunday Coast Airport Unit Activity Report for October 2019.

**MEETING DETAILS:**

The motion was Carried 7/0

**CARRIED**

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- 17.1 Confidential Matters – Office of the Mayor and CEO
17.1.3 2019/11/27.30 TENDER EVALUATION - 500.2019.0005 - SHUTE HARBOUR REDEVELOPMENT PROJECT – CONSTRUCTION WORKS

Cr Andrew Willcox declared a Material Personal Interest in accordance with section 175B(1) of the Local Government Act 2009. In accordance with section 175C(2) of the Local Government Act 2009, Cr Willcox advised the following:

- *The name of the person or entity who could gain a benefit or suffer a loss is Cr Willcox's son, Jack Willcox.*
- *Jack Willcox stands to gain a benefit or suffer a loss because he is employed by one of the tenderers for the Shute Harbour Project.*
- *The nature of Cr Willcox's relationship with Jack Willcox is father and son.*

Cr Willcox left the meeting at 11.06am, taking no part in the discussion or decision making of this matter.

Moved by: M BRUNKER
Seconded by: J CLIFFORD

Council resolves to award contract 500.2019.0005 Shute Harbour Redevelopment Project – Construction Works to Vassallo Construction Pty Ltd for the amount of \$35,058,166.65 (excluding GST).

MEETING DETAILS:

The motion was Carried 6/0

CARRIED



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*Cr Willcox returned to the meeting at 11.07am.*  
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17.1 Confidential Matters – Office of the Mayor and CEO

17.1.4 2019/11/27.31 WHITSUNDAY MYRTLE LICENCE AGREEMENT

Moved by: J CLIFFORD

Seconded by: N GRIEGER

That Council approve a twelve (12) month licence for Whitsunday Myrtle to operate a vending machine within the Whitsunday Coast Airport.

MEETING DETAILS:

The motion was Carried 7/0

CARRIED

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**17.2 Confidential Matters - Corporate Services**

**17.2.1 2019/11/27.32 SALE OF LAND - LOT 75 ON SP220409 - 42-46 CARLO DRIVE, CANNONVALE**

**Moved by: R PETERSON**

**Seconded by: D CLARK**

**That Council resolves to go to public tender for the sale of land at Lot 75 on SP220409, 42-46 Carlo Drive, Cannonvale.**

**MEETING DETAILS:**

The motion was Carried 7/0

**CARRIED**



**17.4 Confidential Matters – Community and Environment Services**

**17.4.1 2019/11/27.33 FLAGSTAFF HILL CULTURAL & CONFERENCE CENTRE PROJECT - ENDORSEMENT OF COUNCIL CONTRIBUTION**

**Moved by: D CLARK**

**Seconded by: J COLLINS**

**That Council:**

- a) endorse Council's funding co-contribution of \$1,006,617 for the Flagstaff Hill Cultural and Conference Centre project (capital work order number 5617) as incorporated in the budget adopted by Council for the financial year 2019/20;
- b) acknowledge that further co-contributions of \$1,000,000 (made up of \$500,000 from Department of Innovation, Tourism Industry Development and the Commonwealth Games (Tourism Recovery Fund) and \$500,000 from Tourism Australia (Tourism Recovery Fund)) will be allocated from Council for this project;
- c) acknowledge that funds allocated for the Flagstaff Hill Cultural and Conference Centre project in the current financial year will get carried over to financial year 2020/21 through a budget review, to align the budget to the revised project schedule; and
- d) acknowledge responsibility for any funding shortfalls for the Flagstaff Hill Cultural and Conference Centre project if costs or other funding arrangements change.

**MEETING DETAILS:**

The motion was Carried 7/0

**CARRIED**

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17.4 Confidential Matters – Community and Environment Services

**17.4.2 2019/11/27.34 PROSERPINE ENTERTAINMENT CENTRE -
RETRACTABLE SEATING**

Moved by: J COLLINS

Seconded by: R PETERSON

That Council resolves to:

- a) approve to award under Section 235 (b) of the Local Government Regulation 2012 to a sole supplier being Maxwood Technology for the retractable seating component of the Proserpine Entertainment Centre;**
- b) select the TX telescopic platform system with 380 of ‘Espace 628’ chairs; and**
- c) place an order directly with Maxwood Technology and the principal contractor for the project will be responsible for the installation via a Provisional Sum allowance included in the building construction contract.**

MEETING DETAILS:

The motion was Carried 7/0

CARRIED

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**17.6 Confidential Matters – Customer Experience**

**17.6.1 2019/11/27.35 FOOTPATH EXTENSION - AIRLIE BEACH  
FORESHORE**

**Moved by: J CLIFFORD**

**Seconded by: R PETERSON**

**That Council resolves to:**

- a) construct a new footpath at the Airlie Beach Foreshore for vehicles exiting through to Airlie Beach Esplanade; and**
- b) transfer \$14,473.53 from the Parks and Gardens Operational Budget JC 3905.10279.63138 to a new 2019/2020 Capital Project Work Order.**

**MEETING DETAILS:**

The motion was Carried 7/0

**CARRIED**

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***The meeting closed at 11.09am.***

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Confirmed as a true and correct recording this 11 December 2019.

**Cr Andrew Willcox
MAYOR**