CLONCURRY SHIRE COUNCIL
ORDINARY MEETING MINUTES
7 September 2010

Minutes of the Ordinary Meeting of the Cloncurry Shire Council held in the Council Chambers, Cloncurry on Tuesday 7 September 2010.

1.0 OPENING OF MEETING

The meeting opened at 8:03am

2.0 PRESENT

Cr Andrew Daniels (Mayor); Cr Greg Campbell (Deputy Mayor); Cr Colin Ferguson; Cr Bob McDonald; Cr Lynne Vernon; Mr Graham King (Chief Executive Officer), Mrs Joanne Green (Senior Finance Officer) and Miss Robyn Smith (Minute Clerk).

3.0 LEAVE OF ABSENCE/CONDOLENCES

Condolences were offered to the families of Lizzie Burke and Lillian Walden.

4.0 DEPUTATIONS

Ms Jenny Pearce State School Chaplain 1:00pm.

5.0 MAYOR'S REPORT

Cr Daniels provided a verbal report. Items discussed included: The LGAQ Conference at Mackay which was also attended by Cr McDonald, Regional Road Group the Cloncurry – Duchess road is a high priority, Sustainable Resources Meeting, the North West seems to be left out, Community Precinct launch Monday 6 September, Bull sale on Friday 10 September and races on Saturday, new facilities at saleyards.

6.0 COUNCILLOR'S REPORTS

⇒ *Cr Ferguson: - No items to report.*
⇒ *Cr Campbell: - Attended a meeting with the load-out facility user group, Cloncurry Solar Thermal Project.*
⇒ *Cr McDonald: - LGAQ Conference at Mackay, QLD Olympic Committee, smaller numbers attending the LGAQ Conference, discussions on a North Queensland State.*
⇒ *Cr Vernon: - Discussion at Lions Meeting regarding the forum in Cloncurry Friday 10 September, use of canteen facilities at Saleyards.*

7.0 CONFIRMATION OF MINUTES

7.1 Minutes from the Ordinary Meeting of Council on 17 August 2010

Moved: Cr Campbell **Seconded: Cr McDonald**
That the minutes of the Ordinary Meeting held on 17 August 2010 be confirmed.
CARRIED: 01.100907

8.0 ITEMS DEFERRED FROM PREVIOUS MEETINGS

8.1 Priority Infrastructure and Plans (PIPS) – Regulated Infrastructure Charges Schedule (Item to be tabled at 21 September Ordinary Meeting of Council)

8.2 Matrix Metals Objection to Special Rate Charge and Change in Rate Category 01462-09700-000 (refer to Item 17.2).

The Town Planning and Building Administration Officer, Larinda Turrell entered the Chambers at 8:30am to provide her report.

9.0 TOWN PLANNING, BUILDING & DEVELOPMENT REPORT

9.1 Written Agreement/Consultation for Proposed Works – Works on Roads CLPW Westair, Railway Street, described as Lot 100 Railway Street, Cloncurry

Moved: Cr McDonald Seconded: Cr Vernon
That written approval be given on the condition that Ergon Energy reinstates any council asset or property to its original state upon completion of works.
CARRIED: 02.100907

9.2 Development Application TP04/08 Development Permit for Material Change of Use (MCU) – General Industry (Freight Depot) - Lot 6 on MPH40437, 28 Griffith Street Cloncurry

Moved: Cr Vernon Seconded: Cr Ferguson
It is recommended that the submitted Development Application seeking a Development Permit for Material Change of Use – General Industry (Freight Depot) at 28 Griffith Street, Cloncurry described as Lot 6 on MPH40437 be approved subject to the attached conditions.

DEVELOPMENT PERMIT
MATERIAL CHANGE OF USE
GENERAL INDUSTRY (FREIGHT DEPOT)
28 Griffith Street, Cloncurry QLD 4824
Lot 6 on MPH40437

SCHEDULE OF CONDITIONS

1. Approved Plans

a) The development must generally comply with the approved plans (as amended in red) as referenced in the table below, which forms part of this application, except as otherwise specified by any condition of this approval.

Drawing Name	Drawing No.	Plan Date
Site Plan	TP/04/08	18 August 2010

b) The proposed development must comply with all Planning Scheme requirements as applying at the date of this application, except as otherwise specified by any condition of this approval.

c) One full set of the most up to date approved plans must be held on site, and available for inspection, for the duration of the construction phase.

2. Definition

The approved use is to operate in accordance with the Cloncurry Shire Council Planning Scheme 2003 definition of General Industry (Freight Depot) only.

3. Planning Scheme

Subsequent development of 28 Griffith Street, Cloncurry described as Lot 6 MPH40437 is subject to the provisions of the applicable Planning Scheme 2003.

4. When Approval Lapses

The relevant period for this approval is 1 year starting the day the approval takes effect. This development approval lapses in accordance with section 3.5.21 of the *Integrated Planning Act 1997.*

5. Fencing and Landscaping

Fencing and landscaping is to be provided prior to the commencement of the use:

(i) <u>Griffith Street boundary:</u>
- 1.5 metre wide landscaping strip; and
- 1.8metre high acoustic fence set back 1.5 metres from the property boundary.

(ii) <u>Dutton Street boundary:</u>
- 1.5 metre wide landscaping strip; and
- 1.8 metre high acoustic fence extending 45 metres north from Griffith Street setback 1.5m from the property boundary; and
- Balance of Dutton Street to be 1.8 metre high fence.

(iii) <u>North boundary:</u>
- 1.8 metre high fence on property boundary.

(iv) <u>East boundary:</u>
- 1.8 metre high acoustic fence extending 45m from the Griffith Street boundary; and
- Balance of boundary 1.8m high fence.

6. Dust Control

The driveway and area (excluding the car parks) surrounding the new shed shall be sealed and maintained at all times.

7. Car Parking

a) All car parking and access associated with the General Industry (Freight Depot) must be provided to comply with the Car parking and Access Performance Criteria and Acceptable Solutions of the Planning Scheme, namely:
- 1 Car space per 2 employees, plus
- 1 car park per 30m2 GFA of Office or part thereof.

b) Car parks are marked with line work and sealed with a hardstand surface (ie. Concrete or Bitumen);

8. Vehicle Operation

a) The use of exhaust braking is strictly prohibited on the development site and access and exit route.
b) The maximum speed limit of 10km/hr is strictly adhered to on the development site.
c) The parking of trucks on Griffith Street and Dutton Street is strictly prohibited.

d) Vehicle movements operating the use are limited to the hours of 6:00am to 8:00pm, with the exception of 1 incoming prime mover which may access the site no earlier than 4:30am.

e) Other than incoming freight movement no activity is permitted on a Sunday.

f) Vehicles shall access the freight depot via Musgrave Street and Griffith Street, and exit via Dutton Street. The use of other roads to access the premises is strictly prohibited.

9. Crossovers

Proposed crossovers to Griffith Street are to be constructed to an appropriate industrial standard (Standard drawing for Industrial crossover under the Institute of Public Works Engineers of Australia (IPWEA)).

10. Storage of goods

a) The storage of fuel on-site is strictly prohibited.

b) All goods and equipment associated with the operation of freight depot are to be stored within the premises (shed).

c) Hazardous goods or materials are not to be stored within the premises for a period greater than a 48 hours.

11. Advertising devices

a) Advertising devices must be a maximum of 1m^2 in size unless otherwise approved by Council.

12. Waste Disposal

Waste disposal areas provided must be appropriately screened and fenced with a minimum 1.8 metre high fence.

<u>ADVICE</u>

Payment of Rates, Charges and Expenses

a) Prior to the commencement of the use, payment is required of any outstanding rates or charges levied by the Council or any expenses being a charge over the subject land.

<u>Satisfaction of Approval Conditions</u>

a) Unless explicitly stated elsewhere in this permit, all requirements of the conditions of this approval must be satisfied prior to the commencement of the use.

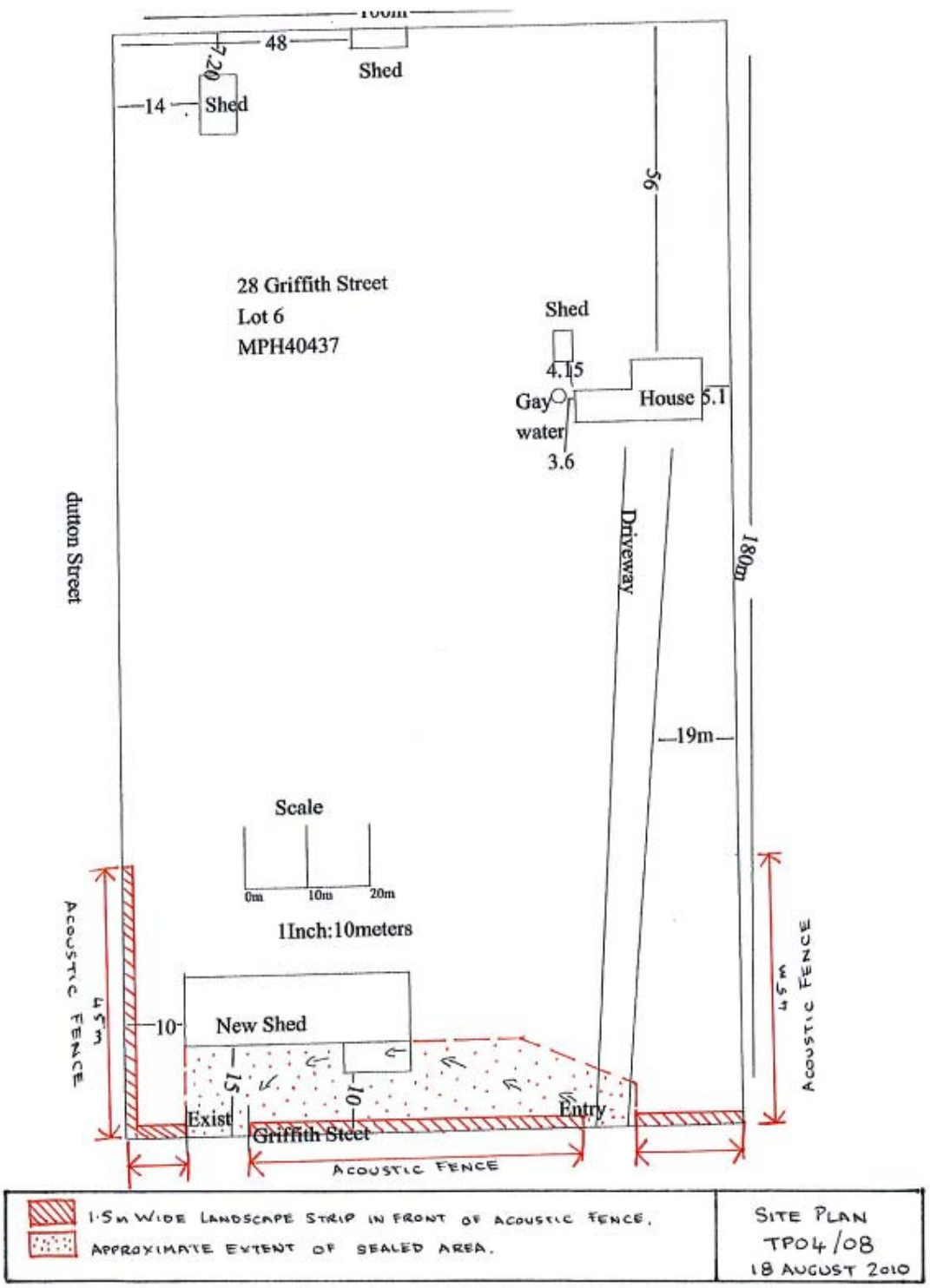
<u>Limitation of Approval</u>

a) The Council and its officers make no representations and provide no warranties as to the accuracy of the information contained in the application including its supporting material provided to it by the applicant.

The Council and its officers rely upon the applicant concerning the accuracy and completeness of the application and its supporting material and accepts the application and supporting material as constituting a representation by the applicant as to its accuracy and completeness. Insofar as the application and its supporting material may be incomplete and/or inaccurate giving rise to any claim by a third party the applicant agrees to indemnify and save the Council harm in respect of any claim so arising.

CARRIED: 03.100907

Site Plan TP04/08



Cr Vernon declared a material personnel interest and left the Chambers at 8:41am.

9.3 Written Agreement/Consultation for Proposed Works – Works on Roads CLPW Cudeco Ltd McIlwraith Street, described as Lot 1 McIlwraith Street, Cloncurry

Moved: Cr McDonald **Seconded: Cr Campbell**
That written approval be given on the condition that Ergon Energy consult the Department of Main Roads as this is a State Road, and that any council asset or property be reinstated to its original state.
CARRIED: 04.100907

Cr Vernon entered the Chambers at 8:42am.

The Town Planning and Building Administration Officer left the Chambers at 8:43am.

The Manager of Environmental Health, Water & Sewerage Services, Shane Noon entered the Chambers at 8:46am to provide his report.

The Senior Finance Officer, Joanne Green entered the Chambers at 8:56am.

10.0 ENVIRONMENTAL HEALTH REPORT

10.1 Water Report - Cloncurry

Noted by Council.

10.2 Water Report – Mains Replacement

Noted by Council.

10.3 Water Report – LCJ Engagement

Noted by Council.

10.4 Water Report - Kajabbi

Moved: Cr Vernon **Seconded: Cr Ferguson**
That Council drills the new bore for the township of Kajabbi.
CARRIED: 05.100907

10.5 Water Report – Dajarra

Noted by Council.

10.6 Sewerage Report - Cloncurry

Moved: Cr McDonald **Seconded: Cr Campbell**
That Council approve the reimbursement of $316.80 to Mr & Mrs Burato.
CARRIED: 06.100907

10.7 Sewerage Report – Dajarra

Noted by Council.

10.8 Sewerage Report – Mitakoodi Pump Station

Noted by Council.

The Manager of Environmental Health, Water and Sewerage Services left the Chambers at 9:58am.

11.0 ENGINEERING (WORKS) REPORT

11.1 Works Report – General

Noted by Council.

11.2 Request for Taxi Parking Installation

Moved: Cr Ferguson Seconded: Cr Campbell
That Council mark out the requested taxi ranks and investigate the Street numbering of Palmer, Perkins, Griffith and Payne Streets.
CARRIED: 07.100907

11.3 Works Program 2010/11

Noted by Council.

The Manager of Operations left the Chambers at 8:36am.

15.0 CORRESPONDENCE REPORT

Deferred until later in the meeting.

Item 16 was brought forward for discussion.

16.0 RATES REPORT

16.1 Rates Discount - Phillip G Prince Assessment 01267-00000-000

Moved: Cr Daniels Seconded: Cr Campbell
That Council advises Ms Nicholls that Council has again reviewed the missed discount for Bustard Creek Inveravon and that the missed discount and interest accrued still remain in place as per Council's Policy.
CARRIED: 08.100907

17.0 CHIEF EXECUTIVE OFFICER REPORT

17.1 Provision of General Planning Services – PSA Consulting

Moved: Cr Vernon Seconded: Cr Campbell
That Council endorse the actions of the Mayor and CEO in entering into the General Planning Services agreement from August 2010 to June 2011/10 as per the PSA Consulting proposal.
CARRIED: 09.100907

17.2 Council's Reimbursement of Expenses and Provision of Facilities for Mayor and Councillors

Moved: Cr Ferguson **Seconded: Cr McDonald**
That in accordance with Council's Reimbursement Policy, Council authorise limited private use of Council's internet facilities, on the condition that Council's standard internet charges are not exceeded.
CARRIED: 10.100907

17.3 Plant Committee Report

Moved: Cr Vernon **Seconded: Cr McDonald**
That Council adopt the following objectives too guide Council's Plant Management:

- **Maximise Council's own plant utilisation on Council's works programs;**
- **Implement plant replacement program that will allow Council to maximise plant utilisation;**
- **Review all plant items to ensure Council's plant fleet is at an optimum level with any surplus plant to be sold;**
- **Ensure Council's plant utilisation is effectively charged out to all jobs it is used on;**
- **Ensure council's plant is managed and maintained in an efficient and effective way.**

CARRIED: 11.100907

Moved: Cr Ferguson **Seconded: Cr Campbell**
That Council's Fees & Charges 2010/11 for Public Notification Board Bond be amended to $80.00.
CARRIED: 12.100907

18.0 IN COMMITTEE MATTERS REPORT

Moved: Cr Campbell **Seconded: Cr Vernon**
That Council moved into committee at 11:28am to discuss contracts and rating/ legal matters.
CARRIED: 13.100907

The Manager of Community Development, Karen Elphick entered the Chambers at 11:44am.

The Manager of Community Development left the Chambers at 12:00pm.

Moved: Cr Campbell **Seconded: Cr McDonald**
Council moved out of committee at 12:05pm and resumed the Ordinary Meeting of Council.
CARRIED: 14.100907

18.1 Airport Licence with Danekishan Pty Ltd

Moved: Cr McDonald **Seconded: Cr Campbell**
The draft agreement be endorsed with the changes provided by the CEO to be amended, the payment of one month in advance in lieu of a deposit and a five year Licence agreement.
CARRIED: 15.100907

18.2 Matrix Metals Objection to Special Rate Charge and Change in Rate Category 01462-09700-000

Moved: Cr Campbell **Seconded: Cr Ferguson**
That the information be noted.
CARRIED: 16.100907

18.3 Cloncurry Swimming Pool Operations – Contractor

Moved: Cr Vernon **Seconded: Cr Daniels**
That council appoint Stacy Robertson as a Contractor for the Cloncurry Swimming Pool Operations for 2010/11 swimming season at the price of $93,000 incl. GST.
CARRIED: 17.100907

19.0 GENERAL BUSINESS

19.1 Queensland Olympic Committee event 2011

Moved: Cr Ferguson **Seconded: Cr McDonald**
That Council contact the Queensland Olympic Committee to look at hosting an event in 2011.
CARRIED: 18.100907

19.2 Overlanders Way Memorandum of Understanding

Moved: Cr McDonald **Seconded: Cr Vernon**
That Council authorise the CEO to sign the Overlanders way MOU.
CARRIED: 19.100907

Item 15 was brought forward for discussion.

15.0 CORRESPONDENCE REPORT

15.1 General Documents/Correspondence Received

Noted by Council.

15.2 North Queensland Local Government Association, 27 August 2010, Notice of Conference – Port Douglas 3rd – 5th November 2010

Noted by Council.

15.3 Rod Tate, 9 August 2010 – Request for Reimbursement

Moved: Cr Campbell **Seconded: Cr Vernon**
That Mr Tate be advised that it was Council's understanding that his services were being donated.
CARRIED: 20.100907

15.4 Betty Kiernan MP, 23 August 2010 – Letter of Congratulations

Noted by Council.

15.5 Cloncurry & District Historical & Museum Society, 23 August 2010 – Approval Request

Moved: Cr Ferguson Seconded: Cr McDonald
That Council approve the request from the Cloncurry and District Historical Society for the relocation of the Cornish boilers from the Great Australian Mine lease to Mary K Park and the erection of the two headframe winder wheels for the Great Australian Mine.
CARRIED: 21.100907

15.6 New Land Valuation Bill 2010

Noted by Council.

15.7 Lemmons Store, 18 August 2010 – Supply of Council Uniforms

Council resolved that a letter be sent to Lemmons advising that Council would receive quotes from them for the supply of uniforms.

15.8 Cloncurry Stockman's Challenge & Campdraft Association, 11 August 2010 – Thank you letter

Noted by Council.

The Meeting concluded at 12:45pm.