CLONCURRY SHIRE COUNCIL
ORDINARY MEETING MINUTES
17 November 2009

Minutes of the Ordinary Meeting of the Cloncurry Shire Council held in the Council Chambers, Cloncurry on Tuesday 17 November 2009.

1.0 OPENING OF MEETING

The meeting opened at 8:40am (time as per clock in chamber)

2.0 PRESENT

Cr Andrew Daniels (Mayor); Cr Greg Campbell (Deputy Mayor); Cr Colin Ferguson; Cr Bob McDonald; Cr Lynne Vernon; Mr Tom Arnold (Acting Chief Executive Officer); and Miss Robyn Smith (Minute Clerk).

3.0 APOLOGIES

There were no apologies to note.

4.0 DEPUTATIONS

The Acting Chief Executive Officer advised that the following deputations will be attending the meeting:-

⇒ *Scott Mead – Appointed as Council's Business coach*

5.0 MAYOR'S REPORT

Cr Daniels provided a verbal report. Items discussed included: - Staffing matters

6.0 COUNCILLORS' REPORTS

No reports provided.

7.0 CONFIRMATION OF MINUTES

7.1 Minutes from Ordinary Meeting on 13 October 2009

Moved: Cr Daniels **Seconded: Cr Vernon**
That the minutes of the Ordinary Meeting held on 13 October 2009 be confirmed.
CARRIED 01.091117

7.2 Minutes from Special Meeting on 29 October 2009

Moved: Cr Vernon **Seconded: Cr McDonald**
That the minutes of the Special Meeting held on 29 October 2009 be confirmed.
CARRIED 02.091117

7.3 Minutes from Special Meeting on 10 November 2009

Moved: Cr Daniels **Seconded: Cr Vernon**
That the minutes of the Ordinary Meeting held on 10 October 2009 be confirmed.
CARRIED 03.091117

8.0 ITEMS DEFERRED FROM PREVIOUS MEETINGS

No report provided.

9.0 TOWN PLANNING, BUILDING & DEVELOPMENT REPORT

Deferred until later in the meeting.

10.0 ENVIRONMENTAL HEALTH, WATER AND SEWERAGE REPORT

Deferred until later in the meeting.

11.0 ENGINEERING (WORKS) REPORT

11.1 Works Report – General Report

Noted by Council.

The meeting adjourned at 10:07am to receive the deputation Scott Mead. The meeting reconvened at 11:15am with all those previously in attendance present.

The Town Planning & Building Administration Officer, Karen Bowman, entered the Chambers at 11:16am am to provide her report.

9.0 TOWN PLANNING, BUILDING & DEVELOPMENT REPORT

9.4 Development Application TP25/08 Preliminary Approval to Override the Planning Scheme and Reconfiguration of a Lot – Rural Residential and General Business & Industry Purpose

Moved: Cr Vernon **Seconded: Cr McDonald**

The development application seek Preliminary Approval to override the Planning Scheme by Reconfiguring the area designated Low impact Business and Industry south of One Mile Creek into Rural Residential allotments and the area designated Low Impact Business and Industry north of One Mile Creek into General Business & Industry allotments being Lot 169 on SP142938, Railway Street, Cloncurry by MID Pty Ltd be approved subject to the following conditions.

DEVELOPMENT PERMIT

PRELIMINARY APPROVAL - PRELIMINARY APPROVAL TO OVERRIDE THE PLANNING SCHEME BY RECONFIGURING AN AREA DESIGNATED LOW IMPACT BUSINESS INTO RURAL RESIDENTIAL ALLOTMENTS AND AN AREA DESIGNATED LOW IMPACT BUSINESS AND INDUSTRY INTO GENERAL BUSINESS & INDUSTRY ALLOTMENTS.

SCHEDULE OF CONDITIONS

CONDITION

1. The Material Change of Use (Preliminary Approval) relates to the change in the use rights from a Low Impact Business and Industry Planning Area to Rural Residential Planning area and from Low Impact Business and Industry Planning Area to General Business and Industry Planning Area of the Cloncurry Shire Plan. Any subsequent development applications will be assessed against the provisions of the Cloncurry Shire Plan for the Rural Residential Planning Area and the General Business and Industry Planning Area over land described as Lot 169 on SP142938 Railway Street, Cloncurry and shown on Drawing No.074129-07-01 prepared by CadCon Surveying & Town Planning dated the 8 October 2009.

ADVICE

1. **The development must be capable of being serviced by reticulated water at the developers cost in accordance with Council's adopted standards. Such works are to be carried out at the time of any subsequent reconfiguration of the subject land.**
2. **The developer must carry out water works external to the development to connect the development to Council's existing network at appoint nominated by Council unless otherwise varied by other conditions of approval or approved by Council in writing.**
3. **All lots created must be above the 100 year ARI flood level in accordance with Council standards**
4. **The developer must at its cost grant and cause to be registered on the title documents all easements or reserves over all drains which are placed under the control of Council.**
5. **The developer must provide a stormwater management plan for the entire development including proposed and future stages. The plan must illustrate the flow paths for minor and major drainage systems**
6. **All external drainage catchments discharging to the subject land must be accepted and accommodated within the development's stormwater drainage system.**
7. **Prior to the approval of any Operational Works application for each individual reconfiguration stage, the developer must provide a water sensitive urban design report detailing mitigation measures proposed to reduce pollutant loads in the stormwater discharge.**

DEVELOPMENT PERMIT
RECONFIGURING A LOT – RURAL RESIDENTIAL
SCHEDULE OF CONDITIONS

1. Site Layout

a) The development must generally comply with the Proposed Reconfiguration Plan of Lot 169 on SP142938 prepared by CadCon Surveying & Town Planning 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
Proposal Plan Reconfiguration of Lot 169 on SP142938	074129-07-01	8 October 2009

b) The proposed development must comply with all Planning Scheme requirements as applying at the date of this application, except as 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.

d) Dutton Street shall be extended north through proposed Lot 13 to intersect with the 20m internal roadway. That section of road shall be constructed as required by Condition 6

of this conditional approval. All works are to be undertaken at the expense of the developer.

2. Boundary Clearances

a) All buildings and structures shall be designed and sited in accordance with Schedule 1 – Boundary Clearances for Dwellings and Associated Buildings and Structures of the Planning Scheme.

3. Building Height

a) Buildings do not exceed 2 storeys in height or 8.5 metres above natural ground level.

4. Water Supply

a) The development must be serviced by Council's reticulated water supply network so as to achieve compliance with Acceptable Solution A8.1 of the Reconfiguring a Lot Code.

b) The upgrade to the water supply must be carried out at the developers expense and be generally in accordance with *Preliminary Assessment – Water Supply for Development of Lot 169 SP142938* prepared by Maunsell Australia Pty Ltd prepared 19 February 2009.

c) Each allotment must be provided with a single property service, to be connected directly and separately to Council's system prior to signing the survey plan.

5. Sewerage Disposal

a) An appropriate on-site sewerage and waste water disposal system shall be installed within the boundaries of all proposed allotments. The system shall demonstrate disposal can be achieved in accordance with the Queensland Plumbing and Waste Water Code, the Department of Natural Resources and Mines Approved On-site Sewerage Treatment Systems and to the satisfaction of Council. Under the Plumbing and Drainage Act 2002 application must be made to Council before any building work or installation of an on-site treatment plant can be carried out

6. Roadwork's

a) a) The developer must construct roads, along all street frontages to each allotment as shown on Plan No. 074129-07-01 dated 8 October 2009,

b) The roads must be constructed in accordance with Council's adopted standards for residential roads and as prescribed in Table 3.13.5 Reconfiguring a Lot Code, Performance Criteria and Acceptable Solutions of the Planning Scheme,

c) All roads must have an immunity from an Average Recurrence Interval (ARI) 50 years storm event. The developer must submit a hydraulic report that determines theses levels prior to the Development Permit to carry out the Operational Work.

d) An application for a street name must be submitted to and approved by Council prior to any Operation Works being approved.

7. Electricity and Telecommunication Supply

a) The developer must provide verification from an authorised service provider that connection to the reticulated electricity supply network will be available to all proposed

allotments so as to achieve compliance with Acceptable Solution A8.5 of the Reconfiguring a Lot Code.

b) The developer must be provided verification from an authorised service provider that connection to the telecommunications network is available to all proposed allotments so as to achieve compliance with Acceptable Solution A8.6 of the Reconfiguring a Lot Code.

c) A certification of compliance must be provided from the relevant authorities prior to the sealing of the plan of survey or prior to the commencement of the use of the development whichever occurs first.

8. Relocation and Provisions of Utilities

a) The developer must be responsible for any relocation and/or alteration to any public utility installation required as a result of any works carried out in connection with this development at not cost to Council.

9. Soil Erosion Minimisation, Sediment Control and Dust Control

a) During the construction phase of this development the developer must be responsible for the installation and maintenance of adequate erosion and sediment control management, so as to achieve compliance with Acceptable Solution A2.1 of the Filling and Excavation Code.

b) During the construction phase of this development the developer must be responsible for adequate mitigation measures being put in place for the suppression of dust so as not to cause a nuisance to neighbouring property.

10. Stormwater Drainage

a) The development site must be graded so that it is free-draining. All runoff from storms naturally falling onto this development site (including roof runoff) must be collected within the property boundaries and discharged to the lawful point of discharge as agreed upon by Council. The developer must ensure that no ponding of stormwater occurs on adjacent allotments and that no stormwater formerly flowing onto this development site is diverted onto neighbouring allotments.

b) Overland flow paths must be designed so as not to directly or indirectly cause nuisance to a downstream or adjoining property.

Drainage easements must be provided over the defined drainage paths on the property. The easement documents must be submitted to and be endorsed by the Chief Executive Officer and registered in accordance with the Land Title Act 1994.

11. Building Platform

a) A suitable building platform in accordance with Acceptable Measure A7.1 of the Rural Residential Planning Area Code shall be provided.

12. Acoustic Fencing

a) Acoustic fencing must be erected along the eastern boundaries of proposed Lots 21, 22 & 23 to the satisfaction of Council.

13. Prohibition of Vehicle Access

a) Direct vehicle access between proposed Lots 5 & 6 to Railway Street and Lots 21, 22 & 23 to the future by-pass road is prohibited. A structure must be erected to prevent such access. Details of the structure must be submitted with an application for a Development Permit to carry out Operational Works. Council's property records must be notated to advise of this vehicle access restriction.

b) Access covenants must be registered in accordance with the approved plan of subdivision.

DEVELOPMENT PERMIT
RECONFIGURING A LOT – GENERAL BUSINESS AND INDUSTRY
SCHEDULE OF CONDITIONS

1. Site Layout

a) The development must generally comply with the Proposed Reconfiguration Plan of Lot 169 on SP142938 prepared by CadCon Surveying & Town Planning 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
Proposal Plan Reconfiguration of Lot 169 on SP142938	074129-07-01	8 October 2009

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 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. Amended Plans

a) Copies of revised plans of the development, incorporating the amended requirements as noted elsewhere in this permit must be submitted to Council for approval prior to the signing of the survey Plan.

3. Fencing

a) All proposed allotments must be fenced in accordance the requirements of the General Business and Industry Performance Criteria and Acceptable Solutions of the Planning Scheme (namely A5.3 fences are a maximum of 1.2m in height if a solid construction and 1.8m in height if up to 50% transparent).

4. Roadwork's

a) The developer must construct roads, along all street frontages to each allotment as shown on Plan No. 074129-07-01 dated 8 October 2009,

b) The roads must be constructed in accordance with Council's adopted standards for residential roads and as prescribed in Table 3.13.5 Reconfiguring a Lot Code, Performance Criteria and Acceptable Solutions of the Planning Scheme,

c) All roads must have an immunity from an Average Recurrence Interval (ARI) 50 years storm event. The developer must submit a hydraulic report that determines theses levels prior to the Development Permit to carry out the Operational Work,

d) An application for a street name must be submitted to and approved by Council prior to any Operation Works being approved.

e) The developer must design and construct the proposed by-pass road along the northern boundary of the site including the Railway Street intersection to the easternmost boundary of proposed Lot 43.

5. Vehicle Access

a) All proposed allotments must be provided with new crossovers from the road carriageway to the front boundary of each allotment. Such crossovers must be designed and constructed to a standard appropriate to the proposed use of the subject land and in accordance with Councils approved standards. In the event that the developer wishes to provide a bond for such works, an uncompleted works bond (150% of the cost of works) must be lodged with Council. The bond must be in favour of Council and in the form of cash or an unconditional bank guarantee (non expiring).

b) Only one access crossover will be permitted to serve proposed Lots 37 & 38. This access must be located adjacent to the common boundary of the allotments.

c) Access covenants must be registered in accordance with the approved plan of subdivision.

6. Water Supply

a) The development must be serviced by Council's reticulated water supply network so as to achieve compliance with Acceptable Solution A8.1 of the Reconfiguring a Lot Code.

b) The upgrade to the water supply must be carried out at the developer's expense and be generally in accordance with Preliminary Assessment – Water Supply for Development of Lot 169 SP142938 prepared By Maunsell Australia Pty Ltd prepared 19 February 2009.

c) Each allotment must be provided with a single property service, to be connected directly and separately to Council's system prior to signing the survey plan.

7. Sewerage Reticulation

a) The development must be serviced by Council's reticulated sewerage network so as to achieve compliance with the General Business and Industry Performance Criteria and acceptable Solutions of the Planning Scheme.

Alternatively, at its discretion, Council may permit all sewerage and waste water to be disposed within the boundaries of each proposed allotment if it can be demonstrated that such disposal can be achieved in accordance with the Queensland Plumbing and Waste Water Code, the Department of Natural Resources and Mines Approved On-site Sewerage Treatment Systems and to the satisfaction of Council. Under the Plumbing and Drainage Act 2002 application must be made to Council before any building work or installation of an on-site treatment plant can be carried out.

8. Electricity and Telecommunication Supply

a) The developer must provide verification from an authorised service provider that connection to the reticulated electricity supply network will be available to all proposed

allotments so as to achieve compliance with Acceptable Solution A8.5 of the Reconfiguring a Lot Code.

b) The developer must be provided verification from an authorised service provider that connection to the telecommunications network is available to all proposed allotments so as to achieve compliance with Acceptable Solution A8.6 of the Reconfiguring a Lot Code.

c) A certification of compliance must be provided from the relevant authorities prior to the sealing of the plan of survey or prior to the commencement of the use of the development whichever occurs first.

9. Relocation and Provision of Utilities

The developer must be responsible for any relocation and/or alteration to any public utility installation required as a result of any works carried out in connection with this development at no cost to Council.

10. Soil Erosion Minimisation, Sediment Control and Dust Contol

a) During the construction phase of this development the developer must be responsible for the installation and maintenance of adequate erosion and sediment control management, so as to achieve compliance with the Filling and Excavation Code Performance Criteria and Acceptable Solutions of the Planning Scheme.

b) During the construction phase of this development the developer must be responsible for adequate mitigation measures being put in place for the suppression of dust so as not to cause a nuisance to neighbouring property.

11. Stormwater Drainage

a) The development site must be graded so that it is free-draining. All runoff from storms naturally falling onto this development site (including roof runoff) must be collected within the property boundaries and discharged to the lawful point of discharge as agreed upon by Council. The developer must ensure that no ponding of stormwater occurs on adjacent allotments and that no stormwater formerly flowing onto this development site is diverted onto other neighbouring allotments.

b) Overland flow paths must be designed so as not to directly or indirectly cause nuisance to a downstream or adjoining property.

Drainage easements must be provided over the defined drainage paths on the property. The easement documents must be submitted to and be endorsed by the Chief Executive Officer and registered in accordance with the Land Title Act 1994.

12. Roadworks (Department of Transport and Main Roads)

a) The developer will be responsible for the full costs to upgrade the intersection between Railway Street and McIllwraith Street to Main Roads Standards for a Basic Right Turn (BAR) type intersection, including all required property resumptions. Main Roads must approve all plans prior to construction and work is to be undertaken by a contactor approved by Main Roads (prequalification R1). Construction must be completed prior to any use of the land commencing.

13. Acoustic Fencing

a) Acoustic fencing must be erected along the eastern boundaries of proposed Lots 43, 44 & 45 to the satisfaction of Council.

14. Prohibition of Vehicle Access

a) Direct vehicle access between proposed Lots 39, 44 & 45 to the future by-pass road is prohibited. A structure must be erected to prevent such access. Details of the structure must be submitted with an application for a Development Permit to carry out Operational Works. Council's property records must be notated to advise of this vehicle access restriction.

ADVICE

1. Portable Long Service Notification

As per Qleave – Building and Construction Industry Authority Guidelines, for works over $80,000, Council must sight a copy of a receipted Portable Long Service Notification and Payment form prior to the issue of a Development Permit to carry out Operational Works.

2. Payment of Rates, Charges and Expenses

Prior to signing the survey plan, payment of any outstanding rates or charges levied by Council or any expenses being a charge over the subject land.

3. Satisfaction of Approval Conditions

Unless explicitly stated elsewhere in this permit, all requirements of the conditions of this approval must be satisfied prior to Council signing the survey plan. Council may, at it's absolute discretion, agree to accept other forms of security to guarantee compliance with conditions to enable an early signing of a survey plan.

4. Limitation of Approval

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 indemnity and save the Council harmless in respect of any claim so arising.

5. Future Approvals

Any future development on allotments created by this reconfiguration must be assessed against the provisions of Council's Town Planning Scheme before commencement of works.

CARRIED: 04.091117

Item 18.16 of the Late Items report was brought forward for discussion.

18.0 LATE ITEMS REPORT

18.16 Application for Priority Purchase – Lots 38 – 41 on RP703327, Steele Street Extension, Parish Cloncurry

Moved: Cr McDonald **Seconded: Cr Campbell**
That Council to decide which Native Title option to proceed with and to lodge the following requirements to NRW Townsville Office:-
1. Native Title being adequately addressed for the issue of Freehold Tenure
2. Completion and return of the attached Notification of Acceptance of Offer by all proposed tenure holders or their authorised representative.
3. Forward the sum of $244,393.00 as detailed in the attached account. A copy of the account should be returned to this office with your payment.
4. LA Evans be appointed as Council's solicitor in this matter.
CARRIED: 05.091117

The Town Planning & Building Administration Officer left the Chambers at 11:46am

The Manager of Environmental Health, Water & Sewerage Services, Shane Noon, entered the Chambers at 11:46am to provide his report.

10.0 ENVIRONMENTAL HEALTH, WATER AND SEWERAGE REPORT

10.1 Water Report - Cloncurry

Noted by Council.

10.2 Water Report - Kajabbi

Noted by Council.

10.3 Water Report - Dajarra

Noted by Council.

10.4 Sewerage Report - Cloncurry

Noted by Council.

10.5 Sewerage Report - Dajarra

Noted by Council.

10.6 Environmental Health Report - General

Noted by Council.

10.7 State Penalties Enforcement Registry (SPER)

Noted by Council.

10.8 Cloncurry Waste Facility

Noted by Council.

10.9 Town dogs

Noted by Council.

10.10 Wild Dogs & 1080 Baiting

Noted by Council.

10.11 Applications for permits to keep more than two dogs 2009/10

Moved Cr McDonald Seconded: Cr Ferguson
That the following applications for permits to keep more than two dogs for 2009/10 be approved:-
(i) Andrew Connory of 101 Ham Street to keep 3 dogs on the premises;
(ii) John Chong and Donna Purcell of 85 Gregory Street to 4 dogs on the premises;
(iii) Pamela Skinner Lot 1 Perkins Street to keep 5 dogs on the premises;
(iv) Gayle Macnamara Cnr Griffith and Railway Street to keep 3 dogs on the premises;
(v) Melita Dolan 94 Ham Street to keep 3 dogs on the premises; and
(vi) Deidre Perkins 12 Perkins Street to keep 3 dogs on the premises
CARRIED: 06.091117

The Manager of Environmental Health, Water & Sewerage Services, left the Chambers at 12:17pm.

12.0 COMMUNITY DEVELOPMENT

Report deferred until next meeting.

13.0 ADMINISTRATION REPORT

13.1 Workplace Health and Safety Report

The Manager Workplace Occupational Health and Safety Max Gehring entered the Chambers at 12:19pm to meet with the Councillors.

The Manager Workplace Occupational Health and Safety left the Chambers at 12:23pm.

13.2 Cloncurry Swimming Pool Report for October 2009

Refer to Item 18.5 of the Late Item report.

13.3 Project Manager's Report

Report Deferred until next meeting.

14.0 FINANCE REPORT

14.1 Schedules of Payments – October 2009

Report Deferred until next meeting.

14.2 Financial Reports to 31 October 2009

Report Deferred until next meeting.

14.3 Financial Matters Report as at 31 October 2009

Report Deferred until next meeting.

14.4 Queensland Treasury Corporation Cash Fund Account Statement October 2009

Report Deferred until next meeting.

14.5 Rates Discount:- Kenneth Vonhoff & Wendy Scott Assessment 00497-00000-000

Moved: Cr Daniels **Seconded: Cr Campbell**
That the missed discount not be allowed and the interest accrued not be written off and that consideration be given to reduction in the service charges and this be reported on for Council's consideration at the December 2009 meeting.
CARRIED: 07.091117

14.6 Objection to 100% increase for Category 9 (Mining A) Numerous assessments

Moved: Cr Vernon **Seconded: Cr Campbell**
That Council look at introducing a new mining category for the 2010/11 financial year to cater for mine sites/permits with 1 to 4 people, who live and run their mine with no impact to Council's infrastructure. In the meantime investigate what legal concessions can be provided for the 2009/10 rates levied on a case by case basis and report back to Council's December 2009 meeting for Council's consideration.
CARRIED: 08.091117

14.7 Rates Discount/removal of availability to pay via credit card: Peter & Helen Rutherford
Assessment 00267-00000-000 & 00170-00000-000

Moved: Cr Daniels **Seconded: Cr McDonald**
That the missed discount not be allowed as payment was not received by Council by 5:00pm 30 October 2009 however interest accrued to date be written off.
CARRIED: 09.091117

Items 18.11and 18.12 of the Late Items report was brought forward for discussion.

18.0 LATE ITEMS REPORT

18.11 Christopher Mitchell, 27 October 2009 - Objection to Water rate charges
Assessment 00132-00000-000

Moved: Cr Campbell **Seconded: Cr McDonald**
That Council agree to review the water rate charges for the 2010/11 financial year with the quality of the town water in mind.
CARRIED: 10.091117

18.12 Queensland Fire and Rescue Service, 10 November 2009 - Missed discount for Queensland Fire & Rescue Assessment 00288-00000-000

Moved: Cr Campbell **Seconded: Cr McDonald**
That Council do not give consideration to the request from the Queensland Fire and Rescue Services.
CARRIED: 11.091117

15.0 CORRESPONDENCE REPORT

15.1 General Documents/Correspondence Received

Noted by Council.

Minutes Confirmed 2 December 2009 Mayor:-_____

15.2 Oz E Cool, 24 September 2009 – Safety Concerns

Moved: Cr Ferguson **Seconded: Cr Campbell**
That Council investigate options to make the heavy vehicle bypass of Alice Street safer.
CARRIED: 12.091117

15.3 Department of Immigration and Citizenship, 30 September 2009 – New Citizenship and Application Process

Noted by Council.

15.4 Premier of Queensland Anna Bligh MP, 2 October 2009 – 2009-10 Regional Art Development Fund (RADF)

Noted by Council.

15.5 Department of Environment and Resource Management, 7 October 2009 – Annual Valuation effective 30 June 2010

Noted by Council.

15.6 Commonwealth Ombudsman 15 October 2009 – Launch of a shared complaints website and multi-lingual brochures

Noted by Council.

15.7 Department of Infrastructure and Planning, 15 October 2009 – Financial Management (Sustainability) Guideline 2009

Noted by Council.

15.8 Local Government Association of Queensland, 19 October 2009 – Opportunity/ threat for Councils of pending award coverage changes

Moved: Cr Vernon **Seconded: Cr McDonald**
That Council supports the LGAQ's industrial relations strategy.
CARRIED: 13.091117

15.9 LA Evans Solicitor, 20 & 26 October 2009 – Dispute with Icon Communications – Cloncurry Qantas Hanger Q150 Project

Report Deferred until next meeting.

15.10 Cloncurry Community Health, 20 October 2009 – Request for change of watering hours

Moved: Cr Daniels **Seconded: Cr McDonald**
That Council approve the change of watering hours for the Cloncurry Community Health to 8:00am to 11:00am on Monday, Wednesday and Friday.
CARRIED: 14.091117

15.11 Australian Government Bureau of Meteorology, 23 October 2009 – Review of Flood Classifications, Gulf Rivers

Noted by Council.

15.12 Local Government Association of Queensland, 26 October 2009 – Draft Councillor Code of Contact with Developers

Noted by Council.

15.13 Cloncurry Playgroup, 30 October 2009 – Use of Florence Clarke Park

Moved: Cr Campbell **Seconded: Cr Vernon**
That Council waive the fees for the use of Florence Clarke Park by the Cloncurry Playgroup for 28 November 2009 and 13 December 2009 subject to the organisation cleaning up after their use.
CARRIED: 15.091117

15.14 Department of Justice and Attorney General, 23 October 2009 – Appointment of Public Holiday

Noted by Council.

15.15 Cloncurry State School, 4 November 2009 – Francis McCalman Bursary – Cloncurry State School Annual Awards Ceremony

Moved: Cr Vernon **Seconded: Cr Campbell**
That Council approve an allocation from the Francis McCalman Bursary as recommended by the Cloncurry State School.
CARRIED: 16.091117

15.16 MITEZ Inc, 26 October 2009 – Letter of Introduction Flinders Highway Road Corridor Study

Noted by Council.

18.0 LATE ITEMS REPORT

18.1 J.J. Richards and Sons Pty Ltd, 20 August 2009 – Refuse Collection – Residential/ Industrial (T 11/102)

Moved: Cr McDonald **Seconded: Cr Ferguson**
That the Removal and Transport of Waste Contract with J.J. Richards & Sons Pty Ltd be extended for a further 12 months commencing 1 January 2010.
CARRIED: 17.091117

18.2 PCYC, 6 November 2009 – Assistance with travel & accommodation for boxing national titles November 2009

Moved: Cr Ferguson **Seconded: Cr Campbell**
That Council contribute $1,000 (excl. GST) towards sending the two PCYC junior boxers to the national titles in Melbourne later this month.
CARRIED: 18.091117

18.3 Cloncurry Hospital Auxiliary, 29 October 2009 – Donation Hospital Auxiliary Fete 30 October 2009

Moved Cr Daniels **Seconded: Cr Vernon**
That Council donates $1,000 (excl. GST) towards the Cloncurry Hospital Auxiliary Fete which was held on 30 October 2009.

CARRIED: 19.091117

18.4 Cr Ferguson, 8 November 2009 – Attendance at NQ Games Board meeting Cairns 27 November 2009

Moved: Cr Daniels Seconded: Cr Campbell
That Cr Ferguson's attendance at the NQ Games Board meeting in Cairns on 27 November 2009 be approved.
CARRIED: 20.091117

18.5 Cloncurry Swimming Pool Report for October 2009

Noted by Council.

18.6 Provision of a Business Coach Department of Infrastructure & Planning

Noted by Council.

18.7 LGAQ, 2 November 2009 – Local Government Workcare Bank Guarantee

Moved: Cr Daniels Seconded: Cr McDonald
That the current indemnity agreement for the Local Government Workcare be approved to be signed and Council advises the LGAQ that they are in agreeance with the proposed standing indemnity arrangement with the QTC.
CARRIED: 21.091117

18.8 QTC, 4 November 2009 – Financial Sustainability Review report

Noted by Council.

18.9 Flinders Medical Group, 12 November 2009 – Request for Council Provided Accommodation

Noted by Council.

18.10 LO-GO Executive Services, 12 November 2009 – CEO Recruitment Proposal

Noted by Council.

18.13 Department of Public Works, 26 October 2009 – Community Memorials Restoration Program

Noted by Council.

18.14 Lloyd Energy , 4 November 2009 – Licence Agreement Cloncurry Shire Council & Lloyd Energy Systems re Use of Land and Depot for Solar Thermal Plant

Noted by Council.

18.15 State Land Asset Management, 13 November 2009 – Application to Purchase Lot 1 on CP865784

Moved: Cr Daniels Seconded: Cr Campbell
That Council request an extension of time and pay the amount equivalent to the total of all prescribed fees and charges, the stamp duty, the calculated GST, plus $10,000.00 total amount of $93703.60.

Minutes Confirmed 2 December 2009 Mayor:-_____

CARRIED: 22.091117

17.0 GENERAL BUSINESS REPORT

⇒ **Staffing Matters**

Council moved into committee 2.38pm

Miss Robyn Smith left the chambers at 2.38pm

Miss Robyn Smith entered the chambers at 3.26pm

Council moved out of committee at 3.26pm

During committee the Mayor tabled the following items:

⇒ Staffing Matters
⇒ Appointment of Brendan Kersh

Council resolved that Brendan Kersh be appointed as Special Projects Officer at the quoted price of $12,000.00. Accommodation, fuel and sundry expenses are not included unless specified by Council.
RESOLVED

Moved: Cr Ferguson **Seconded: Cr McDonald**
That Council confirm that a conversation with the CEO on Friday 6 November 2009 with the Mayor and Deputy Mayor did not direct the CEO to terminate the Project Manager on the matters outside of work and had accepted to have a meeting with the Project Manager to discuss his actions, a meeting was scheduled by the CEO with the Project Manger for Monday 9 November but the Project Manager failed to show.
CARRIED: 23.091117

The meeting concluded at 3:31pm

The next meeting of Council will be Wednesday 2 December 2009 at 8:00am.

Minutes Confirmed 2 December 2009 Mayor:-_____