



Minutes of the Ordinary Council Meeting held on Wednesday 26 June 2024 at Council Chambers, 83-85 Main Street, Proserpine

Council acknowledges and shows respect to the Traditional Custodian/owners in whose country we hold this meeting.

Councillors Present:

Ry Collins (Mayor/Chair), Michelle Wright (Deputy Mayor), Jan Clifford, Clay Bauman - via teams, John Collins, Gary Simpson, and John Finlay

Council Officers Present:

Warren Bunker (Chief Executive Officer) - via teams; Julie Wright (Director Community Services and Facilitation); Neil McGaffin (Director Regional Strategy and Planning); Jason Bradshaw (Director Corporate Services); Gary Murphy (Director Infrastructure Services); Greg Martin (Communications and Marketing Manager); Craig Turner (Director Commercial Businesses); James Ngoroyemoto (Manager Governance and Administration); Tailah Jensen (Governance Administration Officer/Minute Taker)

Other Details:

The meeting commenced at 11.11am

The meeting closed at 1.09pm.

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1 APOLOGIES/LEAVE OF ABSENCE

There were no apologies/leaves of absence requests for this meeting.

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## **2 CONDOLENCES**

Cr Finlay acknowledged the recent passing of Mr Gonzalez, long standing member of the community.

Cr Finlay also acknowledged the recent passing of Mr Ian Campbell, former employee of Whitsunday Regional Council.

Council acknowledged and observed a minute silence for the recently deceased throughout the Whitsunday Region.

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3 CONFIRMATION OF MINUTES

3.1 - Confirmation of Minutes

PURPOSE

At each Council meeting, the minutes of the previous meeting must be confirmed by the councillors present and signed by the person presiding at the later meeting. The Minutes of Council's Ordinary Council Meeting held on 29 May 2024 are provided for Councils review and confirmation.

OFFICER'S RECOMMENDATION

That Council confirms the Minutes of the Ordinary Meeting held on 29 May 2024.

RESOLUTION OM2024/06/26.1

Moved By: CR J COLLINS

Seconded By: CR J CLIFFORD

That Council confirms the Minutes of the Ordinary Meeting held on 29 May 2024.

MEETING DETAILS

The motion was Carried 7 / 0.

CARRIED

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## 4 BUSINESS ARISING

### 4.1 - Public Question Response - Cath Campbell - 29 May 2024

For noting only - Public Question response was provided to Ms Cath Campbell and a copy of that response has been provided in this meeting's agenda.

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5 MAYORAL MINUTE

There was no mayoral minute for this meeting.

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## 6 NOTICES OF MOTION

There were no notice of motions for this meeting.

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7 DEPUTATIONS

There were no deputations for this meeting.

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## 8 PETITIONS / QUESTIONS ON NOTICE

### RESOLUTION OM2024/06/26.2

Moved By: CR J FINLAY

Seconded By: CR J CLIFFORD

That Council receive the petition regarding roaming dogs in Bowen and refer it to the Chief Executive Officer to determine appropriate action.

### MEETING DETAILS

The motion was Carried 7 / 0.

CARRIED

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9 QUESTIONS FROM THE PUBLIC GALLERY

There were no public questions submitted during this meeting.

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Cr Finlay declared a prescribed conflict of interest in item 10.1 regarding 20240022 - Development Permit for Material Change of Use for Veterinary Services - 52 Main Street, Proserpine - 1RP718930 - Mansfield Farming Pty Ltd - C/- Wynne Planning & Development as defined by section 150EI of the *Local Government Act 2009*, due to the following:

The nature of the councillor's relationship with the entity: The applicant is a client of the company which Cr Finlay works.

Entity's Interest in the Matter: Applicant is a close associate.

Nature of councillor's relationship with close associate: Applicant is a client of SBB Partners & Cr Finlay is manager of the company.

As a result of this conflict of interest, Cr Finlay advised that he will leave the meeting and take no part in the discussion or decision making of this matter.

Cr Finlay left the meeting at 11.15am.

## 10 OFFICERS REPORTS

### 10.1 - 20240022 - Development Permit for Material Change of Use for Veterinary Services - 52 Main Street, Proserpine - 1RP718930 - Mansfield Farming Pty Ltd - C/- Wynne Planning & Development

#### PURPOSE

To present the assessment of the development application for Veterinary Services at 52 Main Street Proserpine and 56 Main Street Proserpine and to seek Council's determination.

#### OFFICER'S RECOMMENDATION

That Council approve the Development Application for Development Permit for Material Change of Use - Veterinary Services, made by Mansfield Farming Pty Ltd As TTE, on L: 1 RP: 718930 T: N0639/150, L: 21 RP: 908795 T: 50179988 and located at 52 Main Street Proserpine, 56 Main Street Proserpine, subject to the conditions outlined in **Attachment 2**.

#### RESOLUTION OM2024/06/26.3

Moved By: CR J COLLINS

Seconded By: CR M WRIGHT

That Council approve the Development Application for Development Permit for Material Change of Use - Veterinary Services, made by Mansfield Farming Pty Ltd As TTE, on L: 1 RP: 718930 T: N0639/150, L: 21 RP: 908795 T: 50179988 and located at 52 Main Street Proserpine, 56 Main Street Proserpine, subject to the conditions outlined in Attachment 2.

#### MEETING DETAILS

The motion was Carried 6 / 0.

**CARRIED**

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Cr Finlay returned to the meeting at 11.18am

10.2 - 20140001 - Request for Extension of Currency Period – Development Application for Development Permit for Reconfiguration of a Lot – One (1) Into Six (6) Lots – Allan Road, Conway – 5RP738979 – Deloma Pty Ltd

PURPOSE

To present the assessment of the request to extend the Development Permit and to seek Council's determination.

OFFICER'S RECOMMENDATION

That Council approve the request for an extension of the currency period of the Development Permit for Reconfiguration of a Lot - One (1) Lot into Six (6) Lots, made by Deloma Pty Ltd, on L: 5 RP: 738979 T: N1207/239 and located at Allan Road Conway Beach, to **1 July 2025**.

RESOLUTION OM2024/06/26.4

Moved By: CR J CLIFFORD

Seconded By: CR M WRIGHT

That Council approve the request for an extension of the currency period of the Development Permit for Reconfiguration of a Lot - One (1) Lot into Six (6) Lots, made by Deloma Pty Ltd, on L: 5 RP: 738979 T: N1207/239 and located at Allan Road Conway Beach, to 1 July 2025.

MEETING DETAILS

The motion was Carried 7 / 0.

CARRIED

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**10.3 - 20240139 - Development Application for Development Permit for Material Change of Use - Short Term Accommodation - 22A Rattray Avenue, Hydeaway Bay - 10SP184795 - M & S Robinsons**

**PURPOSE**

To present the assessment of the development application for a short-term accommodation at 22A Rattray Avenue, Hydeaway Bay, and to seek Council's determination.

**OFFICER'S RECOMMENDATION**

That Council approve the Development Application for Development Permit for Material Change of Use – Short-Term Accommodation, made by M & S Robinson, on L:10 SP:184795 and located at 22A Rattray Avenue, Hydeaway Bay, subject to conditions outlined in **Attachment 2**.

**RESOLUTION OM2024/06/26.5**

**Moved By: CR J COLLINS**

**Seconded By: CR G SIMPSON**

**That Council approve the Development Application for Development Permit for Material Change of Use – Short-Term Accommodation, made by M & S Robinson, on L:10 SP:184795 and located at 22A Rattray Avenue, Hydeaway Bay, subject to conditions outlined in Attachment 2.**

**MEETING DETAILS**

The motion was Carried 5 / 2.

**CARRIED**

Cr Bauman called for a division.

For the motion: Cr Wright, Cr Simpson, Cr J Collins, Mayor R Collins, Cr Finlay

Against the motion: Cr Clifford, Cr Bauman

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10.4 - 20230851 - Development Application for Development Permit for Material Change of Use for Shop (Pharmacy) & Health Care Services (Medical Centre) - 37 George Street, Bowen - 4RP720849 - Bowen Property Investments Pty Ltd C/- Wynne Planning & Develop.

PURPOSE

To present the assessment of the development application for a shop (pharmacy) and health care services (medical centre) at 37 George Street Bowen, and to seek Council's determination.

OFFICER'S RECOMMENDATION

That Council approve the application for Development Application for Development Permit for Material Change of Use - Shop (Pharmacy) and Health Care Services (Medical Centre), made by Bowen Property Investments Pty Ltd, on L: 4 RP: 720849 and located at 37 George Street BOWEN, subject to the conditions outlined in **Attachment 2**.

RESOLUTION OM2024/06/26.6

Moved By: CR M WRIGHT

Seconded By: CR J CLIFFORD

That Council approve the application for Development Application for Development Permit for Material Change of Use - Shop (Pharmacy) and Health Care Services (Medical Centre), made by Bowen Property Investments Pty Ltd, on L: 4 RP: 720849 and located at 37 George Street BOWEN, subject to the conditions outlined in Attachment 2.

MEETING DETAILS

The motion was Carried 7 / 0.

CARRIED

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## **10.5 - Sport & Recreation Facility Management Grant - Proserpine Junior Sporting Complex Association Inc.**

### **PURPOSE**

For Council to consider the payment of the Facility Management Grant in accordance with Council's Facility Management Grant Guidelines.

### **OFFICER'S RECOMMENDATION**

That Council approve the payment of a \$20,000 Sport & Recreation Facility Management Grant to Proserpine Junior Sporting Complex Association Inc.

### **RESOLUTION OM2024/06/26.7**

**Moved By: CR J COLLINS**

**Seconded By: CR J FINLAY**

**That Council approve the payment of a \$20,000 Sport & Recreation Facility Management Grant to Proserpine Junior Sporting Complex Association Inc.**

### **MEETING DETAILS**

The motion was Carried 7 / 0.

**CARRIED**

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Cr Finlay declared a prescribed conflict of interest in item 10.6 regarding Sport & Recreation Facility Management Grant - Whitsunday Sportspark Limited as defined by section 150EI of the Local Government Act 2009, due to the following:

The nature of the councillor's relationship with the entity: Some of the applicants are clients of the company which Cr Finlay works. An executive officer of the organisation has a business relationship with the company which Cr Finlay works for.

Entity's Interest in the Matter: Applicant is a close associate.

Nature of councillor's relationship with close associate: Some of the applicants are clients of SBB Partners & Cr Finlay is manager of the company. An executive officer of the organisation has a business relationship with SBB Partners.

As a result of this conflict of interest, Cr Finlay advised that he will leave the meeting and take no part in the discussion or decision making of this matter.

Cr Finlay left the meeting at 11.32am.

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Cr Simpson declared a prescribed conflict of interest in item 10.6 regarding Sport & Recreation Facility Management Grant - Whitsunday Sportspark Limited as defined by section 150EI of the *Local Government Act 2009*, due to the following:

Nature of the Conflict of Interest: The Chairperson of the SportsPark Committee has another business (Eclipse Financial Planning) that Cr Simpson is a client of.

The name of the party: Eclipse Financial Planning

The nature of the relationship of the party to the Councillor: Cr Simpson is a client of Eclipse Financial Planning.

The nature of the party's interests in the matter: Chairperson of the Sportspark Committee is requesting to lease the land.

As a result of this conflict of interest, Cr Simpson advised that he will leave the meeting and take no part in the discussion or decision making of this matter.

Cr Simpson left the meeting at 11.32am.

## **10.6 - Sport & Recreation Facility Management Grant - Whitsunday Sportspark Limited**

### **PURPOSE**

For Council to consider the payment of the Facility Management Grant in accordance with Council's Facility Management Grant Guidelines.

### **OFFICER'S RECOMMENDATION**

That Council approve the payment of a \$20,000 Sport & Recreation Facility Management Grant to Whitsunday Sportspark Limited.

### **RESOLUTION OM2024/06/26.8**

**Moved By: CR J CLIFFORD**

**Seconded By: CR M WRIGHT**

**That Council approve the payment of a \$20,000 Sport & Recreation Facility Management Grant to Whitsunday Sportspark Limited.**

### **MEETING DETAILS**

The motion was Carried 5 / 0.

**CARRIED**

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Cr Simpson & Cr Finlay returned to the meeting at 11.34am.

Cr Finlay declared a prescribed conflict of interest in item 10.7 regarding Sport & Recreation Club Grants - June 2024 as defined by section 150EI of the *Local Government Act 2009*, due to the following:

The nature of the councillor's relationship with the entity: Some of the applicants are clients of the company which Cr Finlay works.

Entity's Interest in the Matter: Applicants are close associates.

Nature of councillor's relationship with close associate: Applicants are clients of SBB Partners & Cr Finlay is manager of the company.

As a result of this conflict of interest, Cr Finlay advised that he will leave the meeting and take no part in the discussion or decision making of this matter.

Cr Finlay left the meeting at 11.34am.

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Cr Wright declared a prescribed conflict of interest in item 10.7 regarding Sport & Recreation Club Grants - June 2024 as defined by section 150EI of the *Local Government Act 2009*, due to the following:

The nature of the councillor's relationship with the entity: Close family member.

Entity's Interest in the Matter: Close family member is on the executive of Bowen Netball Association.

Nature of councillor's relationship with close associate: Sister to Cr Wright.

Name of close associate: Lauren Aitken

As a result of this conflict of interest, Cr Wright advised that she will leave the meeting and take no part in the discussion or decision making of this matter.

Cr Wright left the meeting at 11.35am.

## **10.7 - Sport & Recreation Club Grants - June 2024**

### **PURPOSE**

For Council to consider the payment of the Sport & Recreation Club Grants for June 2024 in accordance with Council's Sport & Recreation Grant Guidelines.

### **OFFICER'S RECOMMENDATION**

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

1. Bowen Netball Association Inc. – Band 1 - \$5,500
2. Bowen Golf Club Inc. – Band 1 - \$5,500
3. Young Whitsunday Inc. – Band 1 - \$5,500
4. Proserpine Rugby League Football Club Inc. – Band 2 - \$3,000
5. Airlie Beach Bowls Club Inc. – Band 2 - \$3,000
6. Whitsunday Sporting Car Club Inc. – Band 2 - \$3,000
7. Bowen Hockey Association Inc. – Band 3 - \$1,500
8. Proserpine BMX Club Inc. – Band 3 - \$1,500
9. Pickleball Association Queensland – Gloucester Branch Inc. – Band 3 - \$1,500

10. Whitsunday Regional Endurance Riders Association Inc – Band 3 - \$1,500
11. Collinsville Golf Club Inc. – Band 3 - \$1,500
12. Whitsunday Kyokushin Karate Proserpine Inc. – Band 3 - \$1,500
13. Collinsville Horse and Pony Club Inc. - Band 4 - \$1,000
14. Cannonvalley Pony Club Inc. – Band 4 - \$1,000
15. Proserpine Fauna Girl Guides Inc. – Band 4 - \$1,000
16. Collinsville and Scottville Amateur Swimming Club Inc. – Band 4 - \$1,000
17. Bowen Athletic Club – Band 4 - \$1,000

#### **RESOLUTION OM2024/06/26.9**

**Moved By: CR J COLLINS**

**Seconded By: CR J CLIFFORD**

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

- 1. Bowen Netball Association Inc. – Band 1 - \$5,500**
- 2. Bowen Golf Club Inc. – Band 1 - \$5,500**
- 3. Young Whitsunday Inc. – Band 1 - \$5,500**
- 4. Proserpine Rugby League Football Club Inc. – Band 2 - \$3,000**
- 5. Airlie Beach Bowls Club Inc. – Band 2 - \$3,000**
- 6. Whitsunday Sporting Car Club Inc. – Band 2 - \$3,000**
- 7. Bowen Hockey Association Inc. – Band 3 - \$1,500**
- 8. Proserpine BMX Club Inc. – Band 3 - \$1,500**
- 9. Pickleball Association Queensland – Gloucester Branch Inc. – Band 3 - \$1,500**
- 10. Whitsunday Regional Endurance Riders Association Inc – Band 3 - \$1,500**
- 11. Collinsville Golf Club Inc. – Band 3 - \$1,500**
- 12. Whitsunday Kyokushin Karate Proserpine Inc. – Band 3 - \$1,500**
- 13. Collinsville Horse and Pony Club Inc. - Band 4 - \$1,000**
- 14. Cannonvalley Pony Club Inc. – Band 4 - \$1,000**
- 15. Proserpine Fauna Girl Guides Inc. – Band 4 - \$1,000**
- 16. Collinsville and Scottville Amateur Swimming Club Inc. – Band 4 - \$1,000**
- 17. Bowen Athletic Club – Band 4 - \$1,000**

#### **MEETING DETAILS**

The motion was Carried 5 / 0.

**CARRIED**

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Cr Wright & Cr Finlay returned to the meeting at 11.36am.

10.8 - Financial Support for Junior Elite Athletes - April/May/June 2024

PURPOSE

For Council to consider the applications submitted for Financial Support for Junior Elite Athletes.

OFFICER'S RECOMMENDATION

That Council approve financial support for:

- **Kayne Higgins** who competed in the Inter-Conference Junior Soccer Carnival in Mackay on 4-5 May 2024 - \$250
- **Donovan Pettiford** who represented North Queensland at the NQ Volleyball State Championships in Caloundra on 12 May 2024 - \$250
- **Christopher Townsend** who represented North Queensland at the NQ Volleyball State Championships in Caloundra on 12 May 2024 - \$250
- **Isabelle Ruffell** who represented North Queensland at the NQ Basketball State Championships in Rockhampton on 5-9 June 2024 - \$250
- **Mila Westley** who represented NQ/Capricornia at the State AFL Championships in Maroochydore on 30 May to 2 June 2024 - \$250
- **Luka Miller** who represented North Queensland at the Schools Cup State Volleyball Championships on the Gold Coast on 30th May to 3 June 2024 - \$250
- **Shailee Mewha** who represented NQ/Capricornia at the State AFL Championships in Maroochydore on 30 May to 2 June 2024 - \$250
- **Lochlan Telford** who represented North Queensland at the Cross-Country State Championships on 12 to 14 July 2024 - \$250
- **Sebastian Van Ek** who was selected for the U14 Mackay Meteors Rep Basketball Team to compete at the Basketball Qld State Championships in Carins on 23 to 26 June 2024 - \$250
- **Blake Tissington** who was selected for the U16 Gold Coast Suns Academy to compete in the National Championships on the Gold Coast from 28 June to 11 July 2024 - \$500
- **Manua Dau** who represented Queensland at the National Rugby League Championships in Port Macquarie on 30 June to 5 July 2024 - \$1,000
- **Freddie Hazelton** who will represent Australia at the National Futsal Championships in Fiji on 16-26 July 2024 - \$2,000
- **Noah Farrow** who will represent Australia at the National Futsal Championships in Fiji on 16-26 July 2024 - \$2,000

RESOLUTION OM2024/06/26.10

Moved By: **CR M WRIGHT**

Seconded By: **CR J CLIFFORD**

That Council approve financial support for:

- **Kayne Higgins** who competed in the Inter-Conference Junior Soccer Carnival in Mackay on 4-5 May 2024 - \$250

- Donovan Pettiford who represented North Queensland at the NQ Volleyball State Championships in Caloundra on 12 May 2024 - \$250
- Christopher Townsend who represented North Queensland at the NQ Volleyball State Championships in Caloundra on 12 May 2024 - \$250
- Isabelle Ruffell who represented North Queensland at the NQ Basketball State Championships in Rockhampton on 5-9 June 2024 - \$250
- Mila Westley who represented NQ/Capricornia at the State AFL Championships in Maroochydore on 30 May to 2 June 2024 - \$250
- Luka Miller who represented North Queensland at the Schools Cup State Volleyball Championships on the Gold Coast on 30th May to 3 June 2024 - \$250
- Shailee Mewha who represented NQ/Capricornia at the State AFL Championships in Maroochydore on 30 May to 2 June 2024 - \$250
- Lochlan Telford who represented North Queensland at the Cross-Country State Championships on 12 to 14 July 2024 - \$250
- Sebastian Van Ek who was selected for the U14 Mackay Meteors Rep Basketball Team to compete at the Basketball Qld State Championships in Carins on 23 to 26 June 2024 - \$250
- Blake Tissington who was selected for the U16 Gold Coast Suns Academy to compete in the National Championships on the Gold Coast from 28 June to 11 July 2024 - \$500
- Manua Dau who represented Queensland at the National Rugby League Championships in Port Macquarie on 30 June to 5 July 2024 - \$1,000
- Freddie Hazelton who will represent Australia at the National Futsal Championships in Fiji on 16-26 July 2024 - \$2,000
- Noah Farrow who will represent Australia at the National Futsal Championships in Fiji on 16-26 July 2024 - \$2,000

MEETING DETAILS

The motion was Carried 7 / 0.

CARRIED

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## **10.9 - Regional Arts Development Fund (RADF) 2023/24 Funding Round 4 - May 2024**

### **PURPOSE**

For Council to consider the funding for the Regional Arts Development Fund (RADF) grant applications for Round 4 of the 2023/24 Program, as recommended by the RADF Advisory Committee.

### **OFFICER'S RECOMMENDATION**

That Council:

1. Receive the minutes from the Regional Arts Development Fund (RADF) Local Advisory Committee.
2. Approve the payment of Regional Arts Develop Fund (RADF) grants (subject to conditions) – for Round 4 as recommended to Council by the RADF Advisory Committee to assist the following recipients:
  - a. Whitsunday Writers Festival Inc. – Stand-Alone Special Event 'Local Author Long Lunch' featuring 5 writers in conversation - \$6,520.
  - b. Trudy Hastings – Exhibition of 20 new works as an emerging artist - \$1,810.
  - c. TARTS Gloucester Textile Artists – Sewing Machine Free Form Embroidery Workshops - \$1,545.
  - d. Whitsunday Songwriter Festival – Engaging professional songwriters and artists - \$8,800.
  - e. Young Whitsundays Inc. – Workshops to provide the opportunity for young people to express themselves through music - \$6,730.

### **RESOLUTION OM2024/06/26.11**

**Moved By: CR J CLIFFORD**

**Seconded By: CR M WRIGHT**

That Council:

1. **Receive the minutes from the Regional Arts Development Fund (RADF) Local Advisory Committee.**
2. **Approve the payment of Regional Arts Develop Fund (RADF) grants (subject to conditions) – for Round 4 as recommended to Council by the RADF Advisory Committee to assist the following recipients:**
  - a. **Whitsunday Writers Festival Inc. – Stand-Alone Special Event 'Local Author Long Lunch' featuring 5 writers in conversation - \$6,520.**
  - b. **Trudy Hastings – Exhibition of 20 new works as an emerging artist - \$1,810.**
  - c. **TARTS Gloucester Textile Artists – Sewing Machine Free Form Embroidery Workshops - \$1,545.**
  - d. **Whitsunday Songwriter Festival – Engaging professional songwriters and artists - \$8,800.**
  - e. **Young Whitsundays Inc. – Workshops to provide the opportunity for young people to express themselves through music - \$6,730.**

## MEETING DETAILS

The motion was Carried 7 / 0.

**CARRIED**

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10.10 - Sponsorship Request - 2024 Paul Bowman Challenge - Proserpine Whitsunday Junior Rugby League Football Club

PURPOSE

For Council to consider a sponsorship request from the Proserpine Whitsunday Junior Rugby League Football Club to assist with the 2024 Paul Bowman Challenge Carnival being held on 14-15 September 2024.

OFFICER'S RECOMMENDATION

That Council approve a cash sponsorship of \$5,000 to the Proserpine Whitsunday Junior Rugby League Football Club to assist the Paul Bowman Challenge organisers with their annual event to be held on 14-15 September 2024.

RESOLUTION OM2024/06/26.12

Moved By: CR J COLLINS

Seconded By: CR J FINLAY

That Council approve a cash sponsorship of \$5,000 to the Proserpine Whitsunday Junior Rugby League Football Club to assist the Paul Bowman Challenge organisers with their annual event to be held on 14-15 September 2024.

MEETING DETAILS

The motion was Carried 7 / 0.

CARRIED

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Cr Clifford acknowledged that she is a social member of the Sailing Club but does not hold an executive position and therefore does not have a conflict of interest.

Cr Bauman acknowledged that he is a racing member of the Sailing Club, but does not believe there is a conflict of interest and is for noting only.

## **10.11 - Sponsorship Request - Airlie Beach Race Week**

### **PURPOSE**

Council to consider a request for sponsorship from the organisers of the 2024 Airlie Beach Race Week – Whitsundays Festival of Sailing.

### **OFFICER'S RECOMMENDATION**

It is recommended that the Council approve a sponsorship to assist Whitsunday Sailing Club to host the event scheduled for 8-15 August 2024 which includes the following support:

1. Monetary Sponsorship: A financial contribution of \$5,000.
2. In-Kind Support: Up to the value of \$5,000 to include:
  - a. Banner Sites: Installation and removal of banners in Airlie Beach Main Street and Whitsunday Airport, including necessary traffic control.
  - b. Waste Services: Provision of additional waste services, excluding dump fees.
  - c. Opening Night Event: Operation of the Airlie Beach movie screen for a family-friendly pirate-themed event featuring face painting and children's entertainers. Previous Airlie Beach Race Week video footage will be shown prior to the event.
  - d. 30 boat and trailer parking permits for Port of Airlie.
  - e. 12 boat and trailer parking permits for Abell Point Marina.

### **RESOLUTION OM2024/06/26.13**

**Moved By: CR J CLIFFORD**

**Seconded By: CR R COLLINS (MAYOR)**

**It is recommended that the Council approve a sponsorship to assist Whitsunday Sailing Club to host the event scheduled for 8-15 August 2024 which includes the following support:**

- 1.Monetary Sponsorship: A financial contribution of \$5,000.**
- 2.In-Kind Support: Up to the value of \$5,000 to include:**
  - a. Banner Sites: Installation and removal of banners in Airlie Beach Main Street and Whitsunday Airport, including necessary traffic control.**
  - b. Waste Services: Provision of additional waste services, excluding dump fees.**
  - c. Opening Night Event: Operation of the Airlie Beach movie screen for a family-friendly pirate-themed event featuring face painting and children's entertainers. Previous Airlie Beach Race Week video footage will be shown prior to the event.**
  - d. 30 boat and trailer parking permits for Port of Airlie.**

- e. 12 boat and trailer parking permits for Abell Point Marina.

## MEETING DETAILS

The motion was Carried 7 / 0.

**CARRIED**

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10.12 - Sponsorship Request - Variety Bash Victoria

PURPOSE

Council to consider a request for sponsorship from the organisers of the 2024 Variety Bash Victoria.

OFFICER'S RECOMMENDATION

It is recommended that Council approve a sponsorship for the Variety Victoria Bash activities in Airlie Beach, providing the following in-kind support valued at up to \$3,000.00 to assist with the event scheduled for Friday 23 August 2024.

In-Kind Support includes:

1. Use of Council Land: Access to the Airlie Beach Foreshore and closure of the Coconut Grove Carpark, including necessary traffic control.
2. Waste Services: Provision of additional waste services, excluding dump fees.
3. Use of Airlie Beach Movie Screen: Operation of the movie screen for audio and to display images and video footage during the event.

RESOLUTION OM2024/06/26.14

Moved By: CR J CLIFFORD

Seconded By: CR G SIMPSON

It is recommended that Council approve a sponsorship for the Variety Victoria Bash activities in Airlie Beach, providing the following in-kind support valued at up to \$3,000.00 to assist with the event scheduled for Friday 23 August 2024.

In-Kind Support includes:

1. Use of Council Land: Access to the Airlie Beach Foreshore and closure of the Coconut Grove Carpark, including necessary traffic control.
2. Waste Services: Provision of additional waste services, excluding dump fees.
3. Use of Airlie Beach Movie Screen: Operation of the movie screen for audio and to display images and video footage during the event.

MEETING DETAILS

The motion was Carried 7 / 0.

CARRIED

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Cr Finlay declared a prescribed conflict of interest in item 10.13 regarding Donation Request - Rates and Service Charges - Bowen Meals on Wheels as defined by section 150EI of the *Local Government Act 2009*, due to the following:

The nature of the councillor's relationship with the entity: The applicant is a client of the company which Cr Finlay works.

Entity's Interest in the Matter: Applicant is a close associate.

Nature of councillor's relationship with close associate: Applicant is a client of SBB Partners & Cr Finlay is manager of the company.

As a result of this conflict of interest, Cr Finlay advised that he will leave the meeting and take no part in the discussion or decision making of this matter.

Cr Finlay left the meeting at 11.45am.

### **10.13 - Donation Request - Rates and Service Charges - Bowen Meals on Wheels**

#### **PURPOSE**

For Council to consider a request from Bowen Meals on Wheels for a donation on their Rates and Service Charges for the period of 1 January 2024 to 30 June 2024.

#### **OFFICER'S RECOMMENDATION**

That Council approve a donation of \$1,650.13 to Bowen Meals on Wheels which is equivalent to 100% of the nett General Rate and 75% of the nett Service Charges for the period of 1 January 2024 to 30 June 2024.

#### **RESOLUTION OM2024/06/26.15**

**Moved By: CR M WRIGHT**

**Seconded By: CR J CLIFFORD**

**That Council approve a donation of \$1,650.13 to Bowen Meals on Wheels which is equivalent to 100% of the nett General Rate and 75% of the nett Service Charges for the period of 1 January 2024 to 30 June 2024.**

#### **MEETING DETAILS**

The motion was Carried 6 / 0.

**CARRIED**

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Cr Finlay returned to the meeting at 11.47am.

Cr Finlay declared a prescribed conflict of interest in item 10.14 regarding Donation Requests Approved Under \$2,000 - May 2024 as defined by section 150EI of the *Local Government Act 2009*, due to the following:

The nature of the councillor's relationship with the entity: The applicant is a client of the company which Cr Finlay works. Cr Finlay is the executive officer of the Bowen Community Centre and wife is involved in the Bowen Art Society.

Entity's Interest in the Matter: Applicants are close associates.

Nature of councillor's relationship with close associate: An applicant is a client of SBB Partners & Cr Finlay is manager of the company. Cr Finlay is executive officer of the Bowen Community Centre. Wife Pam is a member of the Bowen Art Society and is a potential exhibitor in the art exhibition.

As a result of this conflict of interest, Cr Finlay advised that he will leave the meeting and take no part in the discussion or decision making of this matter.

Cr Finlay left the meeting at 11.47am.

10.14 - Donation Requests Approved Under \$2,000 - May 2024

PURPOSE

To advise Council of the donations and in-kind support up to \$2,000 provided for the month of May 2024.

OFFICER'S RECOMMENDATION

That Council note the donations and in-kind support provided for the month of May 2024 to the following recipients:

- a) Bowen Art Society – 2024 Art Exhibition - \$200
- b) St Catherine's Catholic College (Dispersed to students from other local schools who also make the team) – Tournament of Minds State Final Team - \$1,000
- c) Central Rodeo Cowboys Association – 2024 Bowen Rodeo - \$1,200
- d) Bowen Community Centre – R U OK Day & Day for Daniel events - \$1,500
- e) Canegrowers Proserpine – VR Headsets for Community Education - \$1,600

RESOLUTION OM2024/06/26.16

Moved By: **CR M WRIGHT**

Seconded By: **CR R COLLINS (MAYOR)**

That Council note the donations and in-kind support provided for the month of May 2024 to the following recipients:

- a) **Bowen Art Society – 2024 Art Exhibition - \$200**
- b) **St Catherine's Catholic College (Dispersed to students from other local schools who also make the team) – Tournament of Minds State Final Team - \$1,000**
- c) **Central Rodeo Cowboys Association – 2024 Bowen Rodeo - \$1,200**

d) **Bowen Community Centre – R U OK Day & Day for Daniel events - \$1,500**

e) **Canegrowers Proserpine – VR Headsets for Community Education - \$1,600**

MEETING DETAILS

The motion was Carried 6 / 0.

CARRIED

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Cr Finlay returned to the meeting at 11.51am.

Cr Finlay declared a prescribed conflict of interest in item 10.15 regarding Donation Request - Rates and Service Charges - Bowen Community Centre as defined by section 150EI of the *Local Government Act 2009*, due to the following:

The nature of the councillor's relationship with the entity: The applicant is a client of the company which Cr Finlay works. Cr Finlay is the executive officer of the Bowen Community Centre.

Entity's Interest in the Matter: Applicant is a close associate.

Nature of councillor's relationship with close associate: Applicant is a client of SBB Partners & Cr Finlay is manager of the company. Cr Finlay is the executive officer of the Bowen Community Centre.

As a result of this conflict of interest, Cr Finlay advised that he will leave the meeting and take no part in the discussion or decision making of this matter.

Cr Finlay left the meeting at 11.51am.

## 10.15 - Donation Request - Rates and Service Charges - Bowen Community Centre

### PURPOSE

For Council to consider a request from the Bowen Community Centre for a donation on their Service Charges at 42 Gregory Street, Bowen for the period of 1 January 2024 to 30 June 2024.

### OFFICER'S RECOMMENDATION

That Council:

- a) Approve a donation of \$892.50 to the Bowen Community Centre which is equivalent to 75% of the nett Service Charges for the period of 1 January 2024 to 30 June 2024 and;
- b) Approve a 100% donation on the Rates charges, once the property valuation has been received from the Department of Resources and a general rate is applied to the property.

### RESOLUTION OM2024/06/26.17

Moved By: CR M WRIGHT

Seconded By: CR J CLIFFORD

That Council:

- a) Approve a donation of \$892.50 to the Bowen Community Centre which is equivalent to 75% of the nett Service Charges for the period of 1 January 2024 to 30 June 2024 and;
- b) Approve a 100% donation on the Rates charges, once the property valuation has been received from the Department of Resources and a general rate is applied to the property.

### MEETING DETAILS

The motion was Carried 6 / 0.

**CARRIED**

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Cr Finlay returned to the meeting at 11.52am.

10.16 - Policy Framework Review

PURPOSE

To review the Council's Policy Framework and reset for the current term of Council.

OFFICER'S RECOMMENDATION

That Council:

1. Adopt the reviewed and updated Policy Framework included as **Attachment 1**; and
2. Rescind the current Policy Framework adopted on 13 April 2022

RESOLUTION OM2024/06/26.18

Moved By: CR M WRIGHT

Seconded By: CR J COLLINS

That Council:

1. Adopt the reviewed and updated Policy Framework included as Attachment 1;
and
2. Rescind the current Policy Framework adopted on 13 April 2022

MEETING DETAILS

The motion was Carried 7 / 0.

CARRIED

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## 10.17 - Policy Review - Community Donations, Sponsorships and Grants

### PURPOSE

For Council to consider revoking and adopting policies, due for review, based on the recommendations of Council Officers.

### OFFICER'S RECOMMENDATION

That Council:

1. Adopt the following amended policies:
  - a. Community Donations Policy (**Attachment 2**)
  - b. Community Sponsorship Policy (**Attachment 1**)
  - c. Community Grant Policy (**Attachment 3**)
2. Revoke the Financial Support for a Junior Elite Athlete Policy (**Attachment 4**)

### RESOLUTION OM2024/06/26.19

Moved By: CR J COLLINS

Seconded By: CR J CLIFFORD

That Council:

1. Adopt the following amended policies:
  - a. Community Donations Policy (Attachment 2)
  - b. Community Sponsorship Policy (Attachment 1)
  - c. Community Grant Policy (Attachment 3)
2. Revoke the Financial Support for a Junior Elite Athlete Policy

### MEETING DETAILS

The motion was Carried 6 / 1.

**CARRIED**

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10.18 - Whitsunday Holiday Parks Rebranding

PURPOSE

For Council's consideration to align all Council owned and managed holiday parks under one brand.

OFFICER'S RECOMMENDATION

That Council:

1. Endorses the alignment of Council owned and managed holiday parks under the brand Whitsunday Holiday Parks; and
2. Endorses the rebranding of:
 - a) Wangaratta Caravan Park to Whitsunday Holiday Parks – Queens Beach Bowen;
 - b) Lake Proserpine Campgrounds to Whitsunday Holiday Parks – Lake Proserpine; and
 - c) Proserpine Tourist Park to Whitsunday Holiday Parks – Proserpine

RESOLUTION OM2024/06/26.20

Moved By: CR J CLIFFORD

Seconded By: CR J FINLAY

That Council:

1. Endorses the alignment of Council owned and managed holiday parks under the brand Whitsunday Holiday Parks; and
2. Endorses the rebranding of:
 - a) Wangaratta Caravan Park to Whitsunday Holiday Parks – Queens Beach Bowen;
 - b) Lake Proserpine Campgrounds to Whitsunday Holiday Parks – Lake Proserpine; and
 - c) Proserpine Tourist Park to Whitsunday Holiday Parks – Proserpine

MEETING DETAILS

The motion was Carried 7 / 0.

CARRIED

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## **10.19 - 2024 Lake Proserpine Golden Barramundi Fishing Competition**

### **PURPOSE**

To inform Council of the 2024 Lake Proserpine Golden Barramundi Fishing Competition.

### **OFFICER'S RECOMMENDATION**

That Council:

- a) Endorse the 2024 Lake Proserpine Golden Barramundi Fishing Competition; and
- b) Authorise the allocation of \$35,000.00, for the total prize money from the Commercial Businesses, Whitsunday Holiday Parks Marketing budget.

### **RESOLUTION OM2024/06/26.21**

**Moved By: CR J COLLINS**

**Seconded By: CR J CLIFFORD**

**That Council:**

- a) **Endorse the 2024 Lake Proserpine Golden Barramundi Fishing Competition; and**
- b) **Authorise the allocation of \$35,000.00, for the total prize money from the Commercial Businesses, Whitsunday Holiday Parks Marketing budget.**

### **MEETING DETAILS**

The motion was Carried 7 / 0.

**CARRIED**

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10.20 - Show Holidays 2025

PURPOSE

To provide Council the opportunity to determine the region's special holidays for the 2025 calendar year.

OFFICER'S RECOMMENDATION

That Council propose 'special and show holidays' for the 2025 calendar year as follows:

1. Proserpine, Airlie Beach, and Cannonvale districts – **Friday 20th June 2025**
2. Bowen district including the localities of:
 - a. Bowen;
 - b. Guthalungra;
 - c. Gumlu; and
 - d. Bogie - excluding the area south of the Bogie River from its confluence with the Burdekin River to its source and then easterly by the Clark Range to the eastern boundary of the Council area – **Tuesday 24th June 2025**
3. Collinsville district, including the area south of the Bogie River from its confluence with the Burdekin River to its source and then easterly by the Clark Range to the eastern boundary of the Council area – **Tuesday 4th November 2025.**

RESOLUTION OM2024/06/26.22

Moved By: **CR J FINLAY**

Seconded By: **CR M WRIGHT**

That Council propose 'special and show holidays' for the 2025 calendar year as follows:

1. Proserpine, Airlie Beach, and Cannonvale districts – **Friday 20th June 2025**
2. Bowen district including the localities of:
 - a. Bowen;
 - b. Guthalungra;
 - c. Gumlu; and
 - d. Bogie - excluding the area south of the Bogie River from its confluence with the Burdekin River to its source and then easterly by the Clark Range to the eastern boundary of the Council area – **Tuesday 24th June 2025**
3. Collinsville district, including the area south of the Bogie River from its confluence with the Burdekin River to its source and then easterly by the Clark Range to the eastern boundary of the Council area – **Tuesday 4th November 2025.**

MEETING DETAILS

The motion was Carried 7 / 0.

CARRIED

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## 10.21 - Monthly Finance Report

### PURPOSE

To inform Council of the current unaudited financial performance and position for the reporting period.

### OFFICER'S RECOMMENDATION

That Council receive the Financial Report, Capital Expenditure Report and the Unaudited Financial Statements 2023/24 for the period ended 31 May 2024.

### RESOLUTION OM2024/06/26.23

Moved By: CR J FINLAY

Seconded By: CR J CLIFFORD

That Council receive the Financial Report, Capital Expenditure Report and the Unaudited Financial Statements 2023/24 for the period ended 31 May 2024.

### MEETING DETAILS

The motion was Carried 7 / 0.

**CARRIED**

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11 LATE REPORT ITEMS

There were no late items for this meeting.

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## 12 CONFIDENTIAL MATTERS

### PROCEDURAL MOTION - CLOSURE OF MEETING (CONFIDENTIAL SESSION) OM2024/06/26.24

Moved by: CR J CLIFFORD

Seconded by: CR M WRIGHT

That Council close the meeting to the public at 12.40pm in accordance with Section 254J of the Local Government Regulations 2012 for closed meetings, for the purpose of discussing the following items and the reasons for going into closed session:

#### 12.1 - 9D Dalrymple Street - Amendment to Conditions of Sale

- *(g) negotiations relating to a commercial matter involving the local government for which a public discussion would be likely to prejudice the interests of the local government.*

#### 12.2 - CEO Performance Review

- *(a) the appointment, discipline, or dismissal of the Chief Executive Officer.*

### MEETING DETAILS:

The procedural motion was Carried 7 / 0

CARRIED

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Staff left the meeting room in closed session at 12.52pm for the Councillors to discuss item 12.2. Staff returned to the meeting room at 1.04pm.

PROCEDURAL MOTION - REOPEN MEETING OM2024/06/26.25

Moved by: CR J CLIFFORD

Seconded by: CR M WRIGHT

That Council reopen the meeting to the general public at 1.05pm.

MEETING DETAILS:

The motion was Carried 7 / 0

CARRIED

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## 12.1 - 9D Dalrymple Street - Amendment to Conditions of Sale

### CONFIDENTIAL

#### **S254J Local Government Regulation 2012 - Closed Meetings**

- (1) *A local government may resolve that all or part of a meeting of the local government be closed to the public.*
- (3) *However, a local government or a committee of a local government may make a resolution about a local government meeting under subsection (1) or (2) only if its councillors or members consider it necessary to close the meeting to discuss one or more of the following matters—*
  - (g) negotiations relating to a commercial matter involving the local government for which a public discussion would be likely to prejudice the interests of the local government.*

#### **RESOLUTION OM2024/06/26.26**

**Moved By: CR J FINLAY**

**Seconded By: CR G SIMPSON**

**That Council delegate authority to the Chief Executive Officer to negotiate and execute a tripartite deed with PKDS Property Holdings and the prospective buyer to:**

- 1. Amend the current sale conditions for PKDS Property Holdings for the former Council land located at 9D Dalrymple Street; and**
- 2. Require any new buyer to commit to commence the development on land within a reasonable term; and**
- 3. Subject to the satisfaction of those conditions consent to the sale.**

#### **MEETING DETAILS**

The motion was Carried 7 / 0.

**CARRIED**

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12.2 - CEO Performance Review

CONFIDENTIAL

S254J Local Government Regulation 2012 - Closed Meetings

- (1) *A local government may resolve that all or part of a meeting of the local government be closed to the public.*
- (3) *However, a local government or a committee of a local government may make a resolution about a local government meeting under subsection (1) or (2) only if its councillors or members consider it necessary to close the meeting to discuss one or more of the following matters—*
 - *(a) the appointment, discipline or dismissal of the Chief Executive Officer.*

RESOLUTION OM2024/06/26.27

Moved By: CR J CLIFFORD

Seconded By: CR R COLLINS (MAYOR)

That the Council notes that the annual performance appraisal of the Chief Executive Officer Mr Warren Bunker has been completed and a new Performance Plan for the annual period has been finalised.

MEETING DETAILS

The motion was Carried 7 / 0.

CARRIED

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Chief Executive Officer returned to the meeting at 1.07pm.

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13 MATTERS OF IMPORTANCE

Matters of Importance:

- Cr Wright requested an update on Ted Cunningham Bridge.

The Meeting closed at 1.09pm.

Confirmed as a true and correct recording this 24 July 2024.

Cr Ry Collins
MAYOR