



Minutes of the Ordinary Council Meeting held on Wednesday 25 September 2024 at Council Chambers, 67 Herbert Street, Bowen

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, John Collins, and Gary Simpson

Council Officers Present:

Warren Bunker (Chief Executive Officer); Scott Hardy (Acting Director Community Services and Facilitation); Matthew Twomey (Acting Director Regional Strategy and Planning); Jason Bradshaw (Director Corporate Services); Greg Martin (Communications and Marketing Manager); Shaun Cawood (Manager Aviation and Tourism); Mark Callaghan (Manager Parks and Gardens); James Ngoroyemoto (Manager Governance and Administration); Tailah Jensen (Governance Administration Officer/Minute Taker)

Apologies:

Cr John Finlay

The meeting commenced at 9.00am

The meeting adjourned for morning tea at 10.27am

The meeting reconvened from morning tea at 10.46am

The meeting closed at 11.22am

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1 APOLOGIES/LEAVE OF ABSENCE

The Mayor advised that Council notes Cr John Finlay's apology.

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## **2 CONDOLENCES**

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 28 August 2024 are provided for Council's review and confirmation.

RECOMMENDATION

That Council confirms the Minutes of the Ordinary Meeting held on 28 August 2024.

RESOLUTION OM2024/09/25.1

Moved By: CR M WRIGHT

Seconded By: CR J CLIFFORD

That Council confirms the Minutes of the Ordinary Meeting held on 28 August 2024.

MEETING DETAILS

The motion was Carried 6 / 0.

CARRIED

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The mayor advised the meeting that late report items 13.1 and 13.2 will be considered prior to the confidential item section.

**4 BUSINESS ARISING**

No business arising from previous meeting.

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5 MAYORAL MINUTE

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**

There were no petitions or questions on notice for this meeting.

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9 QUESTIONS FROM THE PUBLIC GALLERY

QUESTION ONE

Name: Rogin Taylor

Question (presented question in person to Council):

The current lease of Havengrand will expire on 31 December 2024. As noted the current lessee is preparing for the hand-over of the land to Council.

I have been advised that Council has engaged an external consultant to undertake a master plan for the land for a potential Regional Sporting Precinct.

Question: When were the Consultants engaged, who are the consultants, have the consultants contacted any clubs, sporting groups or organisations with regards formulating a Draft Plan following public consultation?

When will the Master Plans or draft plan be completed after the Public consultation?

QUESTION TWO:

Name: Jeudi Croker

Question (read out by CEO on behalf of Ms Croker):

Subject: Public Questions for Council Meeting – Ballymore Resources and Infrastructure Responsibility & Kelsey Creek Bridges

Dear Mr. Bunker, I would like to submit request for the following public questions on behalf of concerned residents and ratepayers to be read at the upcoming council meeting:

1. Ballymore Resources and Infrastructure Responsibility:

With the proposed Ballymore Resources operations potentially impacting local infrastructure, specifically the use of bridges and roads, what measures will the Council take to ensure that any necessary upgrades or increased road maintenance do not fall on the ratepayers?

- Given that past Dittmer road upgrades and maintenance has required years of advocacy from local residents before action has been taken, can the Council confirm if a road use agreement will be negotiated with Ballymore Resources to ensure they cover any associated costs resulting from increased heavy vehicle traffic?

2. Kelsey Creek Bridges: I would like to bring attention to recent signage on two bridges in Kelsey Creek, which state weight limits of no trucks over 13 tonnes and 17 tonnes, allegedly due to rotten bearers under both bridges.

- With Ballymore Resources' pending MLA100351 and the Dittmer Project in mind, can you assure us that any potential rebuild or upgrade of these bridges will not be designed or extended to accommodate high-tonnage road trains and trucks intended to support Ballymore Resources' gold mining operations? When local traffic does not require higher weight capacity than the present capacity.

- Furthermore can council assure rate payers the burden of these upgrades will not fall on Whitsundays residents. Given the significance of these issues to the local community, I would greatly appreciate your prompt response and clarification; after these questions are read out during the next council meeting on my behalf; and the greater Whitsundays behalf.

QUESTION THREE:

Name: Phil Batty

Question (read out by CEO on behalf of Mr Batty):

Following the adoption of the 24/25 budget at the meeting held on 26th June 2024 I have a number of concerns and questions about the documents presented to councillors for formal approval. Contained in the agenda were performance plans for a number of business units operated under Whitsunday regional Council .

Page 266 of the agenda states that these performance plans were workshopped within council and were reviewed and revised as necessary by councillors, prior to their presentation as part of this agenda.

The performance plans contained multiple errors, incorrect statements, contradictions and incorrect numbers and percentages leading to potential variances to the budgets of \$10,000 to \$200,000 to \$645,000 yet all adopted and signed off by the councillors 7-0 at the meeting.

I would like council to answer and explain the discrepancies to the public and also address why these errors were not picked up and corrected prior to presentation and voting.

- **Water Waste and Sewerage**, it was revealed during the meeting, has an internal loan from council in excess of \$20 million and is not being paid off adequately. Water Waste and Sewerage returned a surplus to council of \$9.8 million, as it has in previous years. Given this level of income passed to WRC how can a loan still exist and not have been paid off by the surpluses?
- Why was it necessary to increase water charges by 8% as a Full Cost Recovery business which makes \$4 million per annum profit?
- Page 283 Sewerage Financials. Can council explain how a the Sales of goods and major services line item results in a negative revenue of \$475k in 23/24 and expected negative \$273k in 24/25?
- **Page 293 Whitsunday Coast Airport**, WCA is aiming for a 10% uplift in passenger numbers to 528,000. The Mayor has stated that WCA had 507,000 passengers in 23/24. This contradiction amounts to 29,700 extra passengers or \$645,000 of revenue. Can council provide the correct numbers to clarify these statements?

Revenue at WCA in 24/25 has not increased by 10% in line with expectations of additional passengers. Why has revenue only increased by 2% yet wages have increased by 23%?

- **Page 312 Shute Harbour**, a table here show Major Capital Works , Finger 3 Berth Expansion with Design @ \$500,000 and build @ \$2,500,000. On page 316 there is a

table which shows Capital Works-Expenditure by Program. In this table is shows Finger 3 Berth Expansion with Design @ \$300,000 and Build @ \$3,000,000.

- Can council explain why these identical items vary by as much as \$500,000 ?

Page 317 Shute Harbour. States For 24/25 Shute harbour expects to achieve \$4.9 in revenue. This is an 8% increase on the 23/24 \$4.6 million budget. Firstly an increase from \$4.6 to \$4.9 would be a 6.5% increase. Secondly the budget for 23/24 was not \$4.6 million, this figure is inaccurate by \$200,000. If I am reading these correctly can council explain these anomalies?

Page 327 Whitsunday Holiday Parks. States For 24/25 Whitsunday Holiday Parks are expected to achieve a combined revenue of \$1.79 million. This is a 18% increase on the 23/24 budget of \$1.55 million. Firstly an increase from \$1.55m to \$1.79m would be a 15.5% increase. Secondly the 23/24 budget was not \$1.55 million, this figure is inaccurate by \$110,000 If I am reading these correctly can council explain these anomalies?

- **Page 336 Proserpine Entertainment Centre.** States, PEC is expected to increase its revenue generation in 24/25. It decreased by 25% in the financial table.

Page 336 PEC States, In 24/25 PEC was expected to achieve \$830k in revenue. We have not had 24/25 yet. I then ask:- If I am reading these correctly can council explain these anomalies?

Can council also provide a full detailed breakdown of the PEC budget, line by line, as this entity is costing the ratepayers in excess of \$2.1 million per year.?

- Where is the budget and performance plan for **Flagstaff Hill** ?
- My prime question is How can these errors, mistakes, omissions and mis-statements pass through every level of council and its executive un noticed and not corrected then be unanimously approved by councillors who were all intimately involved in their preparation, review and revision?

Public question responses will be provided to customers in due course and a copy of the responses will be included in the next Ordinary Council Meeting Agenda under the business arising section.

10.1 - Audit & Risk Committee Meeting Minutes - 20 August 2024

PURPOSE

To confirm the Audit and Risk Committee Meeting Minutes held on 20 August 2024.

OFFICER'S RECOMMENDATION

That Council endorse the Unconfirmed Minutes of the Audit & Risk Committee Meeting held on 20 August 2024.

RESOLUTION OM2024/09/25.2

Moved By: CR M WRIGHT

Seconded By: CR C BAUMAN

That Council endorse the Unconfirmed Minutes of the Audit & Risk Committee Meeting held on 20 August 2024.

MEETING DETAILS

The motion was Carried 6 / 0.

CARRIED

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**11.1 - 20231331 - Development Application for Development Permit for Reconfiguration of a Lot for Two (2) Lots into Six (6) Lots & Common Property (Staged) - 6 & Lot 15 Betzels Lane, Bowen - 1RP744806 & 15RP745336 - CHP Developments Pty Ltd C/- Veris**

### **PURPOSE**

To present a tabled report for Councils consideration.

### **OFFICER'S RECOMMENDATION**

That Council takes off the table report 20231331 - Development Application for Development Permit for Reconfiguration of a Lot for Two (2) Lots into Six (6) Lots & Common Property (Staged) - 6 & Lot 15 Betzels Lane, Bowen - 1RP744806 & 15RP745336 - CHP Developments Pty Ltd C/- Veris (**Attachment A**), tabled at Council Ordinary Meeting held 28 August 2024 for Council consideration.

### **RESOLUTION OM2024/09/25.3**

**Moved By: CR M WRIGHT**

**Seconded By: CR J CLIFFORD**

That Council take off the table report 20231331 - Development Application for Development Permit for Reconfiguration of a Lot for Two (2) Lots into Six (6) Lots & Common Property (Staged) - 6 & Lot 15 Betzels Lane, Bowen - 1RP744806 & 15RP745336 - CHP Developments Pty Ltd C/- Veris (**Attachment A**), tabled at Council Ordinary Meeting held 28 August 2024 for Council consideration.

### **MEETING DETAILS**

The motion was Carried 6 / 0.

**CARRIED**

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RESOLUTION OM2024/09/25.4

Moved By: CR R COLLINS (MAYOR)

Seconded By: CR M WRIGHT

That Council approve the application for Development Application for Development Permit for Reconfiguration of a Lot for Two (2) Lots into Six (6) Lots & Common Property, made by CHP Developments Pty Ltd, on L: 1 RP: 744806, L: 15 RP: 745336 and located at 6 and Lot 15 Betzels Lane Bowen, subject to the conditions outlined in Attachment 4.

MEETING DETAILS

The motion was Carried 6 / 0.

CARRIED

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## 11.2 - Memorial Request

### PURPOSE

This report is seeking approval for a request from Luke and Nicole Jankowski for Council to allow the placement of a memorial plaque on the rock at the designated site at Coral Cove, Bowen. This is in accordance with the Memorials in Council Parks, Gardens, Open Spaces and Road Reserve Policy.

### OFFICER'S RECOMMENDATION

That Council approve the installation of a small memorial plaque for Jaidyn Jankowski on a rock located at Coral Cove, Bowen.

### RESOLUTION OM2024/09/25.5

Moved By: CR M WRIGHT

Seconded By: CR J CLIFFORD

**That Council approve the installation of a small memorial plaque for Jaidyn Jankowski on a rock located at Coral Cove, Bowen.**

### MEETING DETAILS

Cr Wright acknowledged deepest condolences to the Jankowski family.

The motion was Carried 6 / 0.

**CARRIED**

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11.3 - Memorial Request for Des Erricker Proserpine Memorial Swimming Pool

PURPOSE

This report is regarding a request from Desni Wilkins for Council to place a memorial plaque at the Proserpine Memorial Swimming Pool or consider the renaming of Proserpine Memorial Swimming Pool including a story board, for the remembrance of Des Erricker. Reporting this request is in accordance with the Memorials in Council Parks, Gardens, Open Spaces and Road Reserve Policy.

OFFICER'S RECOMMENDATION

1. That Council does not approve the renaming of the facility as it is already established as a memorial pool. The memorial plaque or story board will appropriately recognize Des Erricker's legacy without altering the established name of the pool.
2. That Council approve the installation of a memorial plaque or story board at the Proserpine Memorial Swimming Pool to honour Des Erricker's contributions and dedication to the community.

RESOLUTION OM2024/09/25.6

Moved By: CR G SIMPSON

Seconded By: CR J CLIFFORD

1. That Council does not approve the renaming of the facility as it is already established as a memorial pool. The memorial plaque or story board will appropriately recognize Des Erricker's legacy without altering the established name of the pool.
2. That Council approve the installation of a memorial plaque or story board at the Proserpine Memorial Swimming Pool to honour Des Erricker's contributions and dedication to the community.

MEETING DETAILS

The motion was Carried 6 / 0.

CARRIED

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## 11.4 - Collinsville Flying Foxes Collinsville Flying Fox

### PURPOSE

The purpose of this report is to seek council endorsement to conduct Flying Fox deterrent activities in Collinsville.

### OFFICER'S RECOMMENDATION

That Council:

1. Approve Flying fox deterrent activities to attempt to move the Flying Fox to a suitable roost site outside of the Collinsville township.

### RESOLUTION

Moved By: CR M WRIGHT

Seconded By: CR J COLLINS

That Council:

1. Approve Flying fox deterrent activities to attempt to move the Flying Fox to a suitable roost site outside of the Collinsville township.

### PROCEDURAL MOTION - MATTER LIE ON THE TABLE OM2024/09/25.7

Moved by: CR J CLIFFORD

That the item be deferred to a future meeting this calendar year pending further information on the Roost Management Plan and the Flying Fox Management Policy.

### MEETING DETAILS:

The procedural motion was Carried 4 / 2.

**CARRIED**

Cr Wright requested for a division.

For the procedural motion: Cr Clifford, Cr Bauman, Cr Simpson, Mayor R Collins

Against the procedural motion: Cr J Collins, Cr Wright

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11.5 - Donations, Sponsorships, Grants and In-Kind Requests Approved - August 2024

PURPOSE

To advise Council of the donations, sponsorships, in-kind support and grants up to \$20,000 provided for the month of July and August 2024.

OFFICER'S RECOMMENDATION

That Council:

- a) Note the Financial Support for Junior Elite Athlete Grant applications approved for the month of August 2024 to the applicants identified in **Attachment 1**
- b) Note the Donation applications approved for the month of August 2024 to the applicants identified in **Attachment 2**
- c) Note the In-kind donation applications approved for the month of August 2024 to the applicants identified in **Attachment 3** and,
- d) Note the Donation on Council Fee applications approved for the months of July and August 2024 to the applicants identified in **Attachment 4**.

RESOLUTION OM2024/09/25.8

Moved By: CR J COLLINS

Seconded By: CR M WRIGHT

That Council:

- a) Note the Financial Support for Junior Elite Athlete Grant applications approved for the month of August 2024 to the applicants identified in Attachment 1
- b) Note the Donation applications approved for the month of August 2024 to the applicants identified in Attachment 2
- c) Note the In-kind donation applications approved for the month of August 2024 to the applicants identified in Attachment 3 and,
- d) Note the Donation on Council Fee applications approved for the months of July and August 2024 to the applicants identified in Attachment 4.

MEETING DETAILS

The motion was Carried 6 / 0.

CARRIED

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## **11.6 - Regional Arts Development Fund (RADF) 2024/25 Funding Round 1 - August 2024**

### **PURPOSE**

For Council to consider the funding for the Regional Arts Development Fund (RADF) grant applications for Round 1 of the 2024/25 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 Development Fund (RADF) grants (subject to conditions) – for Round 1 as recommended to Council by the RADF Advisory Committee to assist the following recipients:
  - a. Bowen Arts Society – Gel Print, Printmaking and Mixed Medium Workshops - \$2,905.
  - b. Jennifer Embelton – Short Film Project titled “The Sound it Makes” - \$8,000.
  - c. Gwada Murals – Reef/Turtle Mural on the Port of Airlie Transit Terminal Wall - \$7,930.
  - d. Artist Run Initiative (ARI) Whitsundays – Two-week Artist Residency with Masterclass and Community Forum - \$4,940.
  - e. Jennifer Horsford. – Workshops on Machine Embroidery including Lacemaking - \$3,300.
  - f. Diesel Gypsies – The Diesel Gypsies first EP Recording - \$6,000.

### **RESOLUTION OM2024/09/25.9**

**Moved By: CR G SIMPSON**

**Seconded By: CR C BAUMAN**

That Council:

1. **Receive the minutes from the Regional Arts Development Fund (RADF) Local Advisory Committee.**
2. **Approve the payment of Regional Arts Development Fund (RADF) grants (subject to conditions) – for Round 1 as recommended to Council by the RADF Advisory Committee to assist the following recipients:**
  - a. **Bowen Arts Society – Gel Print, Printmaking and Mixed Medium Workshops - \$2,905.**
  - b. **Jennifer Embelton – Short Film Project titled “The Sound it Makes” - \$8,000.**
  - c. **Gwada Murals – Reef/Turtle Mural on the Port of Airlie Transit Terminal Wall - \$7,930.**
  - d. **Artist Run Initiative (ARI) Whitsundays – Two-week Artist Residency with Masterclass and Community Forum - \$4,940.**



- e. Jennifer Horsford. – Workshops on Machine Embroidery including Lacemaking - \$3,300.
- f. Diesel Gypsies – The Diesel Gypsies first EP Recording - \$6,000.

#### MEETING DETAILS

The motion was Carried 6 / 0.

**CARRIED**

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11.7 - Financial Support Request - Collinsville Connect Telecentre Incorporated

PURPOSE

For Council to consider a request for financial support from the Collinsville Connect Telecentre Inc. to fund a paid position to manage and run the Centre to ensure that services can continue to be provided to the Collinsville and Scottville communities.

OFFICER'S RECOMMENDATION

That Council approve financial support of \$30,000 to the Collinsville Connect Telecentre Inc. for the current financial year to 2026/2027 financial year, contributing to the funding of a salaried position for the management of the Centre.

RESOLUTION OM2024/09/25.10

Moved By: **CR M WRIGHT**

Seconded By: **CR J CLIFFORD**

That Council approve financial support of \$30,000 to the Collinsville Connect Telecentre Inc. for the current financial year to 2026/2027 financial year, contributing to the funding of a salaried position for the management of the Centre.

MEETING DETAILS

The motion was Carried 6 / 0.

CARRIED

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## 11.8 - Economic Development Advisory Committee

### PURPOSE

To present to Council for consideration to appoint an Economic Development Advisory Committee.

### OFFICER'S RECOMMENDATION

That Council:

- a) Establish an Economic Development Advisory Committee;
- b) Adopt the Terms of Reference for the Economic Development Advisory Committee;
- c) Appoint the Mayor as the Chair of the Economic Development Advisory Committee; and
- d) Nominate Cr \_\_\_\_\_ as a Committee Member.

*The Mayor moved an alternate recommendation to the Officer's Recommendation.*

### RESOLUTION OM2024/09/25.11

Moved By: CR R COLLINS (MAYOR)

Seconded By: CR M WRIGHT

That Council:

- a) Establish an Economic Development Advisory Group;
- b) Appoint the Mayor as the Chair of the Economic Development Advisory Group;
- c) Nominate Cr Finlay as a group member; and
- d) Rescind the Economic Development Advisory Committee – Revised Terms of Reference adopted on 22 February 2017

### MEETING DETAILS

The motion was Carried 6 / 0.

**CARRIED**

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11.9 - Whitsunday Coast Airport Master Plan and Infrastructure Report 2024

PURPOSE

To present the Whitsunday Coast Airport Master Plan 2024 and Whitsunday Coast Airport Infrastructure Report 2024 to Council for consideration.

OFFICER'S RECOMMENDATION

That Council adopt the:

- a) Whitsunday Coast Airport Master Plan 2024; and
- b) Whitsunday Coast Airport Infrastructure Report 2024.

RESOLUTION OM2024/09/25.12

Moved By: CR J CLIFFORD

Seconded By: CR C BAUMAN

That Council adopt the:

- a) Whitsunday Coast Airport Master Plan 2024; and
- b) Whitsunday Coast Airport Infrastructure Report 2024.

MEETING DETAILS

The motion was Carried 6 / 0.

CARRIED

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## 11.10 - Councillor Related Policies Review

### PURPOSE

To review the Councillor related policies in alignment with Council's recently adopted Policy Framework.

### OFFICER'S RECOMMENDATION

That Council

1. Adopt the following policies
  - a. Councillor Acceptable Requests Guidelines, as shown in **Attachment 1**
  - b. Councillor Expenses and Resources Policy, as shown in **Attachment 2**
  - c. Entertainment and Hospitality Policy, as shown in **Attachment 3**
  - d. Councillor Conduct Investigations Policy, as shown in **Attachment 4**
  - e. Social Media Policy, as shown in **Attachment 5**
  - f. Media Relations Policy, as shown in **Attachment 6**
  - g. Councillor Roles in development matters, as shown in **Attachment 7**
2. Rescinds the following policies
  - a. Gifts, Benefits Policy, as shown in **Attachment 8**
  - b. Related Party Disclosure Policy, as shown in **attachment 9**
  - c. Confidentiality for Councillors Policy, as shown in **attachment 10**
  - d. Private Email and Social Media Platforms, as shown in **attachment 11**

### RESOLUTION

That Council:

1. Adopt the following policies
  - a. **Councillor Acceptable Requests Guidelines, as shown in Attachment 1**
  - b. **Councillor Expenses and Resources Policy, as shown in Attachment 2**
  - c. **Entertainment and Hospitality Policy, as shown in Attachment 3**
  - d. **Councillor Conduct Investigations Policy, as shown in Attachment 4**
  - e. **Social Media Policy, as shown in Attachment 5**
  - f. **Media Relations Policy, as shown in Attachment 6**
  - g. **Councillor Roles in development matters, as shown in Attachment 7**
2. Rescinds the following policies
  - a. **Gifts, Benefits Policy, as shown in Attachment 8**
  - b. **Related Party Disclosure Policy, as shown in attachment 9**
  - c. **Confidentiality for Councillors Policy, as shown in attachment 10**
  - d. **Private Email and Social Media Platforms, as shown in attachment 11**

**PROCEDURAL MOTION - OM2024/09/25.13**

**Moved By: CR M WRIGHT**

**That the item be deferred pending further discussions.**

**MEETING DETAILS**

The procedural motion was Carried 5 / 1.

**CARRIED**

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11.11 - Annual Delegations Review

PURPOSE

For Council to review the legislative delegations to the Chief Executive Officer, which is required to be done on an annual basis.

OFFICER'S RECOMMENDATION

That Council:

1. Delegate the powers contained in the Delegations Register (Attachment 1) to the Chief Executive Officer in accordance with Section 257 of the *Local Government Act* 2009, subject to the limitations and conditions contained within the Register.
2. Endorse the Chief Executive Officer to amend the "CEO to Employees/Contractors Delegations Register" to reflect the changes as per recommendation 1.

RESOLUTION OM2024/09/25.14

Moved By: CR J CLIFFORD

Seconded By: CR M WRIGHT

That Council:

1. Delegate the powers contained in the Delegations Register (Attachment 1) to the Chief Executive Officer in accordance with Section 257 of the *Local Government Act* 2009, subject to the limitations and conditions contained within the Register.
2. Endorse the Chief Executive Officer to amend the "CEO to Employees/Contractors Delegations Register" to reflect the changes as per recommendation 1.

MEETING DETAILS

The motion was Carried 6 / 0.

CARRIED

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Cr Clifford declared a prescribed conflict of interest in item 11.12 regarding Amendment to Donation on Rates and Services Charges Policy as defined by section 150EL of the Local Government Act 2009, due to the following:

The name of any entity, other than the councillor, that has an interest in the matter: Whitsunday Housing Company.

The nature of the councillor's relationship with the entity: Chair of the Whitsunday Housing Company.

Details of the councillor's, and any other entity's, interest in the matter: Chair of the board that receive a benefit from Council Policy.

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

Cr Clifford left the meeting at 10.23am.

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11.12 - Amendment to Donation on Rates and Services Charges Policy

PURPOSE

To amend the Donation on Rates and Charges for Not-for-Profit Organisations Policy

OFFICER'S RECOMMENDATION

That Council adopt the Donation on Rates and Charges for Not-for-Profit Organisations Policy as shown in **attachment 1**.

RESOLUTION OM2024/09/25.15

Moved By: CR M WRIGHT

Seconded By: CR C BAUMAN

That Council adopt the Donation on Rates and Charges for Not-for-Profit Organisations Policy as shown in attachment 1.

MEETING DETAILS

The motion was Carried 5 / 0.

CARRIED

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Cr Clifford returned to the meeting at 10.26am.

The meeting adjourned for the purpose of morning tea at 10.27am.

The meeting reconvened from morning tea at 10.46am.



## 11.13 - Audited Financial Statement 2023/24 and Closing Audit Report

### PURPOSE

To present the Audited Financial Statements for the 2023/24 Financial Year and to present the Closing Audit Report 2024 and opinion from the Queensland Audit Office.

### OFFICER'S RECOMMENDATION

That Council receive the Audited Financial Statements for the 2023/24 Financial Year and the 2024 Closing Audit Report from the Queensland Audit Office.

### RESOLUTION OM2024/09/25.16

Moved By: CR J CLIFFORD

Seconded By: CR M WRIGHT

That Council receive the Audited Financial Statements for the 2023/24 Financial Year and the 2024 Closing Audit Report from the Queensland Audit Office.

### MEETING DETAILS

The motion was Carried 6 / 0.

**CARRIED**

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As previously advised, the Mayor brought forward late agenda items to be considered before closing the meeting for confidential matters.

13.1 - Final Annual Report 2023-24 Adoption**PURPOSE**

Council's Annual Report provides an opportunity for Council to document and record its activities, achievements, and financial performance for the period in an open, transparent, and accountable manner.

OFFICER'S RECOMMENDATION

That Council:

1. Adopt the 2023-24 Annual Report (Attachment 1).
2. Authorise the Chief Executive Officer to make any minor and/or cosmetic changes to the Annual Report as required.

RESOLUTION OM2024/09/25.17

Moved By: CR C BAUMAN

Seconded By: CR M WRIGHT

That Council:

1. Adopt the 2023-24 Annual Report (Attachment 1).
2. Authorise the Chief Executive Officer to make any minor and/or cosmetic changes to the Annual Report as required.

MEETING DETAILS

The motion was Carried 6 / 0.

CARRIED

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## 13.2 - 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 and the Unaudited Financial Statements for the period ended 31 August 2024.

### RESOLUTION OM2024/09/25.18

Moved By: CR R COLLINS (MAYOR)

Seconded By: CR M WRIGHT

That Council receive the Financial Report and the Unaudited Financial Statements for the period ended 31 August 2024.

### MEETING DETAILS

The motion was Carried 6 / 0.

**CARRIED**

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**PROCEDURAL MOTION - CLOSURE OF MEETING (CONFIDENTIAL SESSION)
OM2024/09/25.19**

Moved by: **CR J CLIFFORD**

Seconded by: **CR M WRIGHT**

That Council close the meeting to the public at 11.12am 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 Sub-Lease – Shute Harbour Marine Terminal

- (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.***

MEETING DETAILS:

The procedural motion was Carried 6 / 0

CARRIED

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**PROCEDURAL MOTION - REOPEN MEETING OM2024/09/25.20**

**Moved by:**            **CR J CLIFFORD**

**Seconded by:**        **CR C BAUMAN**

**That Council reopen the meeting to the general public at 11.20am.**

**MEETING DETAILS:**

The motion was Carried 6 / 0

**CARRIED**

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12.1 - Sub-Lease - Shute Harbour Marine Terminal

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.**

PURPOSE

To advise Council of a request to renew a sub-lease at the Shute Harbour Marine Terminal for their consideration.

RECOMMENDATION

That Council authorise the Chief Executive Officer to execute a sub-lease over part of land (T2 and B9) at Lot 297 on SP184769 known as the Shute Harbour Marine Terminal to Reefstar Cruises Pty Ltd for a term of 1 year in accordance with Section 236(1)(c)(iii) of the Local Government Regulation 2012.

RESOLUTION OM2024/09/25.21

Moved By: CR J CLIFFORD

Seconded By: CR C BAUMAN

That Council authorise the Chief Executive Officer to execute a sub-lease over part of land (T2 and B9) at Lot 297 on SP184769 known as the Shute Harbour Marine Terminal to Reefstar Cruises Pty Ltd for a term of 1 year in accordance with Section 236(1)(c)(iii) of the Local Government Regulation 2012.

MEETING DETAILS

The motion was Carried 6 / 0.

CARRIED

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Cr Clifford raised a matter with regard to possible illegal activity on National Park land and requested that correspondence be forwarded to the Queensland Police Service. It was noted as an operational matter to be dealt with by the Chief Executive Officer

The Meeting closed at 11.22am

Confirmed as a true and correct recording this 27 November 2024.

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**Cr Ry Collins**  
**MAYOR**