



Minutes of the Ordinary Meeting held on 29 April 2020

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



Whitsunday Regional Council
Minutes of the Ordinary Meeting held at the
Council Chambers, 67 Herbert Street, Bowen on
29 April 2020 commencing at **9:00am**

Councillors Present:

Andrew Willcox (Mayor/Chair), Jan Clifford, Al Grundy, John Collins, Michelle Wright, Gary Simpson and Michael Brunker.

Council Officers Present:

Jason Bradshaw (Acting Chief Executive Officer); Julie Wright (Director Community Services); Neil McGaffin (Director Development Services); Matthew Fanning (Director Infrastructure Services); Adam Hagy (Deputy Director Infrastructure Services); Greg Martin (Communications and Marketing Manager); Tailah Jensen (Governance Administration Officer/Minute Taker)

Other Council Officers (Partial Attendance):

Trevor Williams (Disaster Recovery Project Director); Troy Pettiford (COO Whitsunday Water); Peter Ahern (Disaster Recovery Project Officer); Craig Turner (Chief Operating Officer – Aviation and Tourism)

Other Details:

The meeting commenced at 9.00am

The meeting adjourned for morning tea at 10.10am

The meeting reconvened from morning tea 10.30am

The meeting adjourned for lunch at 1.08pm

The meeting reconvened from lunch 1.41pm

The meeting closed at 2.27pm

Whitsunday Regional Council
Minutes of the Ordinary Meeting held at the
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29 April 2020 commencing at **9:00am**

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1. Apologies

No Agenda items for this section.

2. Condolences

2.1 2020/04/29.01 CONDOLENCES

SUMMARY

Council has received advice of the passing of community members within the Whitsunday Region.

RECOMMENDATION

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

RESOLUTION

Moved by: **CR J CLIFFORD**

Seconded by: **CR A GRUNDY**

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

MEETING DETAILS:

The motion was Carried 7/0

CARRIED

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### **3.1        Mayoral Minute**

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No Agenda items for this section.

### 3.2 Mayoral Update

Since my last Council meeting on March 25, 2020

|                               |                                                                                                                                                                                                                                                                                                              |
|-------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>Monday<br/>30 March</b>    | <ul style="list-style-type: none"> <li>• Teleconference for DRFA 2019 - Shute Harbour Project - Project Leadership Team (PLT) Meeting</li> <li>• Teleconference with QRC for COVID-19 update</li> </ul>                                                                                                      |
| <b>Tuesday<br/>31 March</b>   | <ul style="list-style-type: none"> <li>• Teleconference for Extraordinary Whitsunday LDMG meeting.</li> <li>• Filmed Mayor's COVID-19 update #5, in Bowen</li> <li>• Teleconference with Premier and Ministers – COVID-19</li> </ul>                                                                         |
| <b>Thursday<br/>2 April</b>   | <ul style="list-style-type: none"> <li>• Teleconference with Mackay HHS for COVID-19 update</li> <li>• Teleconference with QRC for COVID-19 update</li> <li>• Teleconference for Mackay DDMG Meeting – COVID19</li> </ul>                                                                                    |
| <b>Friday<br/>3 April</b>     | <ul style="list-style-type: none"> <li>• Filmed Mayor's COVID-19 update #6, in Bowen</li> </ul>                                                                                                                                                                                                              |
| <b>Monday<br/>6 April</b>     | <ul style="list-style-type: none"> <li>• Teleconference for Whitsunday LDMG meeting</li> <li>• Filmed Mayor's COVID-19 update #7, in Bowen</li> <li>• Teleconference with QRC for COVID-19 update</li> </ul>                                                                                                 |
| <b>Tuesday<br/>7 April</b>    | <ul style="list-style-type: none"> <li>• Teleconference with Mackay HHS for COVID-19 update</li> <li>• Teleconference for Mackay DDMG Meeting – COVID19</li> <li>• Teleconference with Premier and Ministers – COVID-19</li> </ul>                                                                           |
| <b>Wednesday<br/>8 April</b>  | <ul style="list-style-type: none"> <li>• Teleconference for Backpacker and Non-Permanent Resident Working Group meeting, via teleconference</li> </ul>                                                                                                                                                       |
| <b>Thursday<br/>9 April</b>   | <ul style="list-style-type: none"> <li>• Filmed Mayor's COVID-19 update #8, in Bowen</li> <li>• Teleconference for Backpacker and Non-Permanent Resident Working Group meeting</li> <li>• Teleconference with QRC for COVID-19 update</li> <li>• Teleconference for Mackay DDMG Meeting – COVID19</li> </ul> |
| <b>Tuesday<br/>14 April</b>   | <ul style="list-style-type: none"> <li>• Filmed ANZAC video, in Bowen</li> <li>• Teleconference for Whitsunday LDMG meeting</li> <li>• Teleconference for Mackay DDMG Meeting – COVID19</li> </ul>                                                                                                           |
| <b>Wednesday<br/>15 April</b> | <ul style="list-style-type: none"> <li>• Teleconference for Backpacker and Non-Permanent Resident Working Group meeting</li> </ul>                                                                                                                                                                           |
| <b>Thursday<br/>16 April</b>  | <ul style="list-style-type: none"> <li>• Teleconference with QRC for COVID-19 update</li> <li>• Teleconference for Mackay DDMG Meeting – COVID19</li> </ul>                                                                                                                                                  |
| <b>Friday<br/>17 April</b>    | <ul style="list-style-type: none"> <li>• Filmed Mayor's COVID-19 update #9, in Bowen</li> <li>• Teleconference for Mackay HHS - COVID-19 update</li> </ul>                                                                                                                                                   |
| <b>Monday<br/>20 April</b>    | <ul style="list-style-type: none"> <li>• Phone interview with Meech from ABC for ANZAC Day</li> <li>• Teleconference for Whitsunday LDMG meeting</li> <li>• Teleconference for Fever Clinic Proposal meeting with Amanda Walker from BHP</li> </ul>                                                          |
| <b>Tuesday<br/>21 April</b>   | <ul style="list-style-type: none"> <li>• Teleconference with Mackay HHS - COVID-19 update</li> </ul>                                                                                                                                                                                                         |



|                               |                                                                                                                                                                                                                                               |
|-------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>Wednesday<br/>22 April</b> | <ul style="list-style-type: none"> <li>• First Council Meeting since Election with the new Council making the Declaration of Office</li> <li>• Teleconference for Local Government COVID-19 Impacts Meeting</li> </ul>                        |
| <b>Thursday<br/>23 April</b>  | <ul style="list-style-type: none"> <li>• Teleconference for WRRTG – Meeting 1 for 2020</li> <li>• Briefing Session, in Bowen</li> <li>• Teleconference for Backpacker and Non-Permanent Resident Working Group meeting 9</li> </ul>           |
| <b>Friday<br/>24 April</b>    | <ul style="list-style-type: none"> <li>• Teleconference with Mackay HHS - COVID-19 update</li> <li>• Teleconference for Tourism Whitsunday Board Meeting</li> </ul>                                                                           |
| <b>Monday<br/>27 April</b>    | <ul style="list-style-type: none"> <li>• Councillor Induction Workshop, in Bowen</li> <li>• Teleconference for Whitsunday LDMG meeting</li> <li>• Teleconference for COVID-19 Testing Clinic meeting with Amanda Walker from BHP</li> </ul>   |
| <b>Tuesday<br/>28 April</b>   | <ul style="list-style-type: none"> <li>• Teleconference for DRFA 2019 – Shute Harbour Project – Project Leadership Team (PLT) meeting</li> <li>• Teleconference for Backpacker and Non-Permanent Resident Working Group meeting 10</li> </ul> |

#### **4. Confirmation of Minutes**

##### **4.1 2020/04/29.02 CONFIRMATION OF MINUTES REPORT**

#### **SUMMARY**

Council is required to confirm the minutes of the Ordinary Council Meeting Minutes held on 25 March 2020 and the Post-election meeting minutes held on 22 April 2020.

#### **RECOMMENDATION**

That Council confirms the Minutes of the Ordinary Meeting held on 25 March 2020 and the Post-election meeting held 22 April 2020.

#### **RESOLUTION**

Moved by: **CR J COLLINS**

Seconded by: **CR M BRUNKER**

That Council confirms the Minutes of the Ordinary Meeting held on 25 March 2020 and the Post-election meeting held 22 April 2020.

#### **MEETING DETAILS:**

The motion was Carried 7/0

**CARRIED**

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5. Delegations

No agenda items for this section.

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## **6. Petitions**

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No agenda items for this section.

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7. Notice of Motion

No agenda items for this section.

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## **8. Questions on Notice**

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No agenda items for this section.

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9. Questions from Public Gallery

PUBLIC QUESTION TIME

At this time in the meeting the opportunity is provided to members of the gallery to ask questions of the Council or to make statements about the Council and its operations. Under Council's Standing Orders the following applies in relation to this public question time:

1. In every Council Meeting time shall be set aside to permit members of the public to address the Council on matters of public interest related to local government. Questions from the Public Gallery will be taken on notice and may or may not be responded to at the Meeting and must be submitted in writing to Council prior to the Council Meeting in accordance with Council's Policy for Standing Orders – Meetings. The time allocated shall not exceed fifteen (15) minutes and no more than three (3) speakers shall be permitted to speak at any one (1) meeting. The right of any individual to address the Council during this period shall be at absolute discretion of the Council.
2. If any address or comment is irrelevant, offensive, or unduly long, the Chairperson may require the person to cease making the submission or comment.
3. Any person addressing the Council shall stand, state their name and address, act and speak with decorum and frame any remarks in respectful and courteous language.

During this meeting there were two public questions. The Chief Executive Officer read out the public question time and then read each question followed by Council's response to those questions.

QUESTION ONE

Name: Suzette Pelt, President Save Our Foreshore Inc

Address: 27 Braithwaite Court, Woodwark

In the light of COVID19 rules regarding travel and meetings, we respectfully request that our questions be read on our behalf at this meeting.

Questions:

1. *Will Council please provide to Save Our Foreshore Inc. all supporting documents to show that the approval for DA20191165 was allowable given that it is predicated on the assumption that 1045m2 of 2.17ha of Crown Land zoned as Public Recreational and Open Space Reserve (Lot plan 187 SP219978) will be taken for new road openings to effectively service a private commercial hotel development.*
2. *Why did the Whitsunday Regional Council approve development application 20191165 which stated "The proposed internal road reserves have been designed to tie into these new road reserve areas" before consulting the public on whether they wished to give up their recreational open space?*
3. *How could this application ensure safe access without public parkland being taken?*

Sincerely,

S Pelt

Save Our Foreshore Inc

Councils Response:

The subdivision of land under the Planning Act 2016, and the application to change the purposes of a reserve under s31D of the *Land Act, 1994* are separate, but related processes.

The two processes commenced together, but the change of Reserve process has taken longer than the subdivision process, which is governed by the statutory timeframes in the *Planning Act, 2016*. Council is fully aware that the process to change the purposes of the reserve required public consultation which is currently underway. To cater for the disparity in time to process each application, Council specifically included Condition 1.7 in the development approval to ensure that the subdivision cannot go-ahead unless the Minister agrees to change the purpose of the reserve.

References on the submitted plan to “road opening” were prepared by the applicant, as was the subdivision layout. These notations do not bind Council or the State to the creation of roads without first obtaining approval by the Minister under the *Land Act, 1994*. Should the Minister not agree to change the purpose of the reserve, the areas shown pink on the subdivision plan will remain as Public Recreational and Open Space Reserve. If this occurs the subdivision will need a redesign.

The proposed internal road layout connects to Canal Street and Coconut Grove, which are both existing road reserves. As discussed above, the two processes are regulated under different legislation and consultation is underway in terms of the *Land Act, 1994*.

The applicant requested Council to consider the design option for the connection of Canal Street to the traffic round-a-bout at the intersection of the Esplanade and Coconut Grove which met the relevant road design requirements based on the change to the public reserve being favourable. The application was processed accordingly. An alternate design at this location was unlikely to meet the relevant road design requirements under Council’s development manual.

Similarly, the stub road connecting to the traffic circle at Coconut Grove/The Beacons cannot function safely without the proposed widening even though the expansion of the cul-de-sac head may be redesigned to include a greater amount of privately-owned land.

QUESTION TWO

Name: Clay Bauman

Address: 12 Eshelby Drive, Cannonvale

Dear Mr Bradshaw,

Please find below my question from the public gallery for the Council meeting planned for 29/4/20. Due to restrictions and in the interest of safety for Councillors and staff I request that this be read out on my behalf.

Hello Mr Mayor and Councillors.

I am Clay Bauman of 12 Eshelby Drive, Cannonvale.

In the interest of simplicity I will call Table 9.4.6.3.2, Table 9, keep development application numbers and word for word quotes to a minimum, but they have been included at the bottom for reference and to aid Council in its response.

8 of the 10 lots in the Port of Airlie subdivision failed to meet minimum size for code development assessment.

Categorising by area and dimension goes back to the very beginning of our planning scheme. The submission analysis report from 2015 states for the new plan, lot sizes are consistent with the current Bowen requirements.

The old Bowen town plan says allotments are to be designed with required minimum size and dimension.

The old Whitsunday Plan says:

Each lot is consistent with the minimum area and dimensions as set out in the following table.

The current Council "guide to navigating" the planning scheme fact sheet states that a reconfiguration of a lot application is code assessable if it is compliant with relevant minimum lot size and dimensions, otherwise it is an impact assessable development.

I have searched the Council website for agendas including reconfiguration of a lot with an easement, as per the application made by Port of Airlie. I have only found three that were brought before Councillors, judged under the new planning scheme.

Each was tested on lot size against area and dimensions.

The first development application report came before Council in 2017 which stated:

The proposal under the Whitsunday Planning Scheme 2017 is Code Assessable.

Table 9 sets out minimum lots sizes, frontages and depths and this proposed subdivision is in compliance.

Another stated:

A subdivision is code assessable in this zone where the development achieves compliance with the minimum lot size set out in Table 9. The minimum lot size in the zone is 450 square metres, with each lot having a 15 metre road frontage and a 20 metre minimum depth.

The proposal is considered to be code assessable as the minimum lot sizes comply with the requirements set out in Table 9.

And the third stated:

The proposed lots do not achieve compliance with S8 of the superseded Whitsunday Shire Council Planning Scheme. Despite this noncompliance, the proposal does meet the minimum lot size and dimension requirements for the Zone of the recently adopted Whitsunday Regional Council Planning Scheme 2017 and is therefore in keeping with the strategic direction for that locality.

I even searched for applications without an easement. One authored by the same officer that assessed Port of Airlie says:

Level of Assessment:

The level of assessment for a subdivision with the applicable overlay codes is Code assessable. The rural residential minimum lot size is prescribed as 4,000 square metres with a 50 metres minimum width (road frontage) and a 50 metres minimum depth.

In January 2019 a report came before council for changes to the reconfiguration of a lot code. The technical memo given to Councillors said Table 9 requirements are there to ensure setbacks in each zone can be met.

Judging by area alone cannot ensure a lot is big enough. That is shown by the fact that not one of the 8 buildings proposed for these undersize lots meets minimum front, back or side setbacks in the planning scheme.

The planning department, after 4 years of saying differently, now claim "minimum lot size" means purely square metres. Councillors resolved to amend the reconfiguration of a lot code January 30th of last year, including clarifying the wording to size and dimensions and that this is included in the major amendment.

According to another planning report given to Councillors in December last year, having done this makes it Council's policy position.

The overwhelming evidence is that minimum lot size is defined by both area and dimension. Port of Airlie was not judged on the same criteria as every other proposal I have found, nor against the requirements of Council's own fact sheet and Council Policy.

Please would you explain why every other example has included size and dimensions in order to be code assessable and yet, a major development key to the advancement of Airlie Beach, does not?

Unfortunately, this isn't the only question I have about the application which has not yet been adequately answered by the Planning Department.

*Another report brought before Councillors in November 2017 stated:
Council officers have sought legal advice which confirms Council correctly processed the application in accordance with the Sustainable Planning Act.*

*My last question to each of the Councillors is;
Please will you ensure that independent legal advice is sought to confirm if development application 20191165 was correctly categorised and assessed, and make that report public so that your constituents and future investors in this site can be assured of a sound legal footing for a quality site to be developed at Port of Airlie?*

Thank you for your time and I look forward to your response.

Clay Bauman

Councils Response:

I thank Mr Bauman for his active interest in the future development of Airlie Beach.

I can advise that my staff have been corresponding with Mr Bauman on numerous occasions over the last couple of weeks in relation to a development application for subdivision at the Port of Airlie.

The questions Mr Bauman has asked here have all been responded to with detailed planning advice. In summary, Mr Bauman does not agree with Council's interpretation of one particular provision in the Planning Scheme, and the majority of the points he raises flow from this issue.

He has also noted a small fault in one of the Fact Sheets on Council's web-site, which has now been corrected. This Fact Sheet is not a statutory document and provides simplified explanatory information about the subdivision of land process.

In essence, the Planning Scheme controls for subdivision rely on the minimum size of a lot. Mr Bauman is interpreting the Scheme as being reliant upon size and individual lot dimensions, and has requested Council seek legal advice. Legal advice is not required, however Mr Bauman is invited to seek his own independent legal advice about his interpretation of the Planning Scheme. My officers have already provided advice to Mr Bauman along these lines.

In response to the questions raised today by Mr Bauman, I have prepared a further detailed reply for Councillor's attention should they seek further detailed planning explanation.

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**10. Office of the Mayor and CEO**

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No agenda items for this section.

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11. Corporate Services

**11.1 2020/04/29.03 ELECTION OF THE LOCAL GOVERNMENT
ASSOCIATION OF QUEENSLAND'S (LGAQ) POLICY
EXECUTIVE DISTRICT REPRESENTATIVES 2020-2024**

SUMMARY

The Local Government Association of Queensland (LGAQ) was established in 1896 to represent the collective interests of Queensland local government as its peak body. It has been formed as a not-for-profit public company limited by guarantee, to provide support and guidance to the state's 77 councils. Membership is voluntary and all Queensland councils are currently members.

LGAQ's policy direction is guided by their Policy Executive, a group of mayors and councillors elected by their peers to represent all regions of Queensland. The Policy Executive has 16 members - 15 district representatives and a President - who meet six times each year to set the LGAQ policy agenda.

RECOMMENDATION

That Council nominate Cr Andrew Willcox for a position on the Local Government Association of Queensland's (LGAQ) Policy Executive as a representative for District 7 – Whitsunday for the 2020-2024 term.

RESOLUTION

Moved by: CR J CLIFFORD

Seconded by: CR M BRUNKER

That Council nominate Cr Andrew Willcox for a position on the Local Government Association of Queensland's (LGAQ) Policy Executive as a representative for District 7 – Whitsunday for the 2020-2024 term.

MEETING DETAILS:

The motion was Carried 7/0

CARRIED

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**11. Corporate Services**

**11.2 2020/04/29.04 FINANCIAL REPORT - FY 19/20 - PERIOD ENDING MARCH 2020**

**SUMMARY**

The report presents the financial position of Council for the period ended 31 March 2020.

**RECOMMENDATION**

That Council receive the financial statements for the period ended 31 March 2020 for the financial year 2019/2020.

**RESOLUTION**

Moved by: **CR J COLLINS**

Seconded by: **CR J CLIFFORD**

That Council receive the financial statements for the period ended 31 March 2020 for the financial year 2019/2020.

**MEETING DETAILS:**

The motion was Carried 7/0

**CARRIED**

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11. Corporate Services

**11.3 2020/04/29.05 CORPORATE SERVICES MONTHLY REPORT -
MARCH 2020**

SUMMARY

To provide an overview the Corporate Services Directorate for the month of March 2020.

RECOMMENDATION

That Council receive the Corporate Services Monthly Report for March 2020.

RESOLUTION

Moved by: CR J CLIFFORD

Seconded by: CR M WRIGHT

That Council receive the Corporate Services Monthly Report for March 2020.

MEETING DETAILS:

The motion was Carried 7/0

CARRIED

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**12. Development Services**

**12.1 2020/04/29.06 DEVELOPMENT SERVICES MONTHLY REPORT -  
JANUARY / FEBRUARY 2020**

**SUMMARY**

Development Services Monthly Report – January and February 2020.

**RECOMMENDATION**

That Council receive the Development Services Monthly Report for January and February 2020.

**RESOLUTION**

Moved by: CR J CLIFFORD

Seconded by: CR J COLLINS

That Council receive the Development Services Monthly Report for January and February 2020.

**MEETING DETAILS:**

The motion was Carried 7/0

**CARRIED**

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13. Community Services

**13.1 2020/04/29.07 STINGER NET SWIMMING ENCLOSURES -
EXTENSION PERIOD TO 30 JUNE 2020 - COVID-19**

SUMMARY

Council has Hire Agreements with Uninet Enclosure Systems for two enclosures located at Boathaven Beach and Cannonvale Beach for peak Stinger Season between October to May. It is proposed Council extend the stinger net period due to the current COVID-19 pandemic in an attempt to provide safe places for residents to exercise.

RECOMMENDATION

That Council approve an extension to the Stinger Net Swimming Enclosure period until 30 June 2020 to enable residents to use Boathaven Beach and Cannonvale Beach as places for exercise due to the COVID-19 pandemic restrictions.

RESOLUTION

Moved by: CR J CLIFFORD

Seconded by: CR A GRUNDY

That Council approve an extension to the Stinger Net Swimming Enclosure period until 30 June 2020 to enable residents to use Boathaven Beach and Cannonvale Beach as places for exercise due to the COVID-19 pandemic restrictions.

MEETING DETAILS:

The motion was Carried 7/0

CARRIED

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**Procedural Motion**

**2020/04/29.08 PROCEDURAL MOTION - ADJOURN**

**Moved by: CR J CLIFFORD**

**Seconded by: CR M BRUNKER**

**That the meeting be adjourned for the purpose of morning tea at 10.10am.**

**MEETING DETAILS:**

The motion was Carried 7/0

**CARRIED**

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Procedural Motion

2020/04/29.09 PROCEDURAL MOTION - RECONVENE

Moved by: CR J CLIFFORD

Seconded by: CR M WRIGHT

That the meeting be reconvened from morning tea at 10.30am.

MEETING DETAILS:

The motion was Carried 7/0

CARRIED

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## **13.            Community Services**

**13.2           2020/04/29.10            SPORT & RECREATION CLUB GRANTS - APRIL 2020**

### **SUMMARY**

Council offers annual funding to grass roots sport & recreation clubs across the region to support the general functions of the club.

### **RECOMMENDATION**

That Council approve the payment of the Sport & Recreation Club Grants, from budget code JC: 2967.10250.63151 - Community Donations (2967) / Club Grants (10250) / Donations - Community Grants (63151), to the following recipients:

- Whitsunday Coast 4x4 Club Inc. – Band 4 - \$1,000.00
- Sailability Whitsunday Inc. – Band 3 - \$1,500.00

### **RESOLUTION**

**Moved by:                    CR J COLLINS**

**Seconded by:              CR J CLIFFORD**

**That Council approve the payment of the Sport & Recreation Club Grants, from budget code JC: 2967.10250.63151 - Community Donations (2967) / Club Grants (10250) / Donations - Community Grants (63151), to the following recipients:**

- Whitsunday Coast 4x4 Club Inc. – Band 4 - \$1,000.00
- Sailability Whitsunday Inc. – Band 3 - \$1,500.00

### **MEETING DETAILS:**

The motion was Carried 7/0

**CARRIED**

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13. Community Services

13.3 2020/04/29.11 OPENING HOURS & POOL SAFETY BARRIER - PROSERPINE SWIMMING POOL & WATER PARK

SUMMARY

The Proserpine Memorial Swimming Pool (pool) and Proserpine Water Park (water park) are two separate assets that form part of the Proserpine Aquatic Facility. A pool safety barrier (PSB) of 1.2m separates the two facilities. The pool and water park have different opening hours during winter months and public holidays. Patrons at the water park have been climbing the separation barrier to gain access to the pool. In the event the water park is open, and the pool is closed, the 1.2m separation barrier is not considered to be of adequate height.

RECOMMENDATION

That Council, upon the relaxation of the COVID-19 pandemic restrictions amend the winter opening times to:

- a) 5:30am to 6:00pm at the Proserpine Swimming Pool; and
- b) 8:00am to 6:00pm at the Proserpine Water Park

Further, that Council increase the height of the Pool Safety Barrier from 1.2m to 1.8m between the Proserpine Swimming Pool and the Water Park.

RESOLUTION

Moved by: **CR J COLLINS**

Seconded by: **CR M BRUNKER**

That Council, upon the relaxation of the COVID-19 pandemic restrictions amend the winter opening times to:

- a) 5:30am to 6:00pm at the Proserpine Swimming Pool; and
- b) 8:00am to 6:00pm at the Proserpine Water Park

Further, that Council increase the height of the Pool Safety Barrier from 1.2m to 1.8m between the Proserpine Swimming Pool and the Water Park.

MEETING DETAILS:

The motion was Carried 7/0

CARRIED

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**13. Community Services**

**13.4 2020/04/29.12 COMMUNITY SERVICES - MONTHLY REPORT - MARCH 2020**

**SUMMARY**

To provide an overview of the Community Services Directorate for the month of March 2020.

**RECOMMENDATION**

That Council receive the Community Services Monthly Report for March 2020.

**RESOLUTION**

Moved by: CR J CLIFFORD

Seconded by: CR M WRIGHT

That Council receive the Community Services Monthly Report for March 2020.

**MEETING DETAILS:**

The motion was Carried 7/0

**CARRIED**

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14. Infrastructure Services

14.1 2020/04/29.13 DRFA & SHUTE HARBOUR PROJECT CAPITAL PROGRESS REPORT - MARCH 2020

SUMMARY

The report provides a summary of key Capital projects underway during the 2019-2020 Financial year. The attachments include multi-year projects that remain active or have been completed during this financial year. This month's report lists 26 DRFA Flood Event 2019 submissions and the Shute Harbour Project.

Current Financial Progress:

NDRRA – TC Debbie – Work completed 30/06/19, with expenditure of \$1,480,519.00 carried over into 19/20 Financial Year. Submissions acquitted and completed.

DRFA – Flood Event 2019 – Expenditure of \$11,764,487.30 this financial year with forecast of a further \$16,349,976.37 budgeted by the end of 19/20 Financial Year. \$18,288,647.56 forecast for 20/21. Works to be completed by June 2021 for funding, on track.

Shute Harbour – Expenditure of \$5,720,468.89 this financial year with a forecast of a further \$8,549,064.14 budgeted by the end of 19/20 Financial Year. \$33,836,036.77 forecast for 20/21. QRA budget \$54.5m including \$2.9m Council contribution from insurance payout.

RECOMMENDATION

That Council receive the DRFA & Shute Harbour Project capital progress report for the month of March 2020.

RESOLUTION

Moved by: CR J CLIFFORD

Seconded by: CR M WRIGHT

That Council receive the DRFA & Shute Harbour Project capital progress report for the month of March 2020.

MEETING DETAILS:

The motion was Carried 7/0

CARRIED

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**14. Infrastructure Services**

**14.2 2020/04/29.14 INFRASTRUCTURE SERVICES CAPITAL PROGRESS  
REPORT - APRIL 2020**

**SUMMARY**

The report provides a summary of key Capital projects underway during the 2019-2020 Financial year. The attachments also include multi-year projects that remain active or have been completed during this financial year.

Current Financial Progress:

Roads & Drainage, W4Q, and Disaster Management Capital – Actual Spend v. Approved Budget 54%

Parks / Gardens and Waste – 100% of total program completed for Parks and Waste.

Major Projects - (*Proserpine Entertainment Centre, Flagstaff Hill, Proserpine Administration Building, Lake Proserpine, Beautiful Bowen,*) – Actual Spend v. Approved Budget 54%. Please note not all projects are fully funded at this stage.

Water and Waste Water – Actual Spend v. Approved Budget 50%

**RECOMMENDATION**

That Council receive the Infrastructure Services Capital Progress Report for the financial year to 15 April 2020.

**RESOLUTION**

Moved by: CR J COLLINS

Seconded by: CR J CLIFFORD

That Council receive the Infrastructure Services Capital Progress Report for the financial year to 15 April 2020.

**MEETING DETAILS:**

The motion was Carried 7/0

**CARRIED**

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14. Infrastructure Services

14.3 2020/04/29.15 OPERATIONAL REPORT - ROADS & DRAINAGE - MARCH 2020

SUMMARY

The report is to provide Council with information regarding the performance by Council's Roads & Drainage Operational teams over the month of March 2020 and may include proposed works for April 2020.

RECOMMENDATION

That Council receive and note the Roads & Drainage Operations progress report.

RESOLUTION

Moved by: CR J CLIFFORD

Seconded by: CR M BRUNKER

That Council receive and note the Roads & Drainage Operations progress report.

MEETING DETAILS:

The motion was Carried 7/0

CARRIED

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**15. Economic & Business Development Services**

**15.1 2020/04/29.16 BUSINESS UNIT ACTIVITY REPORT - WASTE  
MANAGEMENT - MARCH 2020**

**SUMMARY**

The report details the monthly financial performance for the Waste Business Unit.

**RECOMMENDATION**

That Council receive the Waste Business Unity Activity Report for March 2020.

**RESOLUTION**

Moved by: CR M WRIGHT

Seconded by: CR J CLIFFORD

That Council receive the Waste Business Unity Activity Report for March 2020.

**MEETING DETAILS:**

The motion was Carried 7/0

**CARRIED**

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15. Economic & Business Development Services

15.2 2020/04/29.17 BUSINESS UNIT ACTIVITY REPORT - FOXDALE QUARRY - MARCH 2020

SUMMARY

The Business Unit Activity Reports are provided to Council detailing the Quarry's operational performance over a one-month period. This report focuses on the month ending 31 March 2020.

RECOMMENDATION

That Council receive the Business Unity Activity Report for the Foxdale Quarry for the month of March 2020.

RESOLUTION

Moved by: CR M BRUNKER

Seconded by: CR M WRIGHT

That Council receive the Business Unity Activity Report for the Foxdale Quarry for the month of March 2020.

MEETING DETAILS:

The motion was Carried 7/0

CARRIED

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**15. Economic & Business Development Services**

**15.3 2020/04/29.18 BUSINESS UNIT ACTIVITY REPORT - WHITSUNDAY  
WATER - MARCH 2020**

**SUMMARY**

The report details the monthly financial performance of the Whitsunday Water Business Unit.

**RECOMMENDATION**

That Council receive the Whitsunday Water Business Unit Activity Report for March 2020.

**RESOLUTION**

**Moved by: CR J CLIFFORD**

**Seconded by: CR M BRUNKER**

**That Council receive the Whitsunday Water Business Unit Activity Report for March 2020.**

**MEETING DETAILS:**

The motion was Carried 7/0

**CARRIED**

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16. General Business

No items of General Business for this meeting.

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**Procedural Motion**

**2020/04/29.19      PROCEDURAL MOTION - CLOSURE OF MEETING**

**Moved by:                  CLIFFORD**

**Seconded by:              BRUNKER**

**That Council close the meeting to the public at 11.50am in accordance with Section 275 of the Local Government Regulations 2012, for the purpose of discussing employee or industrial matters, budget, rating concessions, contractual matters, legal proceedings, planning matters or other business likely to prejudice the interests of the local government or someone else, or enable a person to gain a financial advantage.**

**17.3.1      PURCHASE OF LAND – PROSERPINE – (CAR PARKING FOR PROSERPINE ADMINISTRATION BUILDING)**

(c) the local government's budget

**17.5.1      500.2020.0012 DRFA SEALED ROAD PACKAGES R2 & S2 - REGIONAL**

(e) contracts proposed to be made by it

**17.5.2      500.2020.0010 DRFA GRAVEL ROAD PACKAGE H2 - PROSERPINE**

(e) contracts proposed to be made by it

**17.6.1      WHITSUNDAY COAST AIRPORT MONTHLY REPORT - FEBRUARY 2020**

(h) other business for which a public discussion would be likely to prejudice the interests of the local government or someone else, or enable a person to gain a financial advantage

**MEETING DETAILS:**

The motion was Carried 7/0

**CARRIED**

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Procedural Motion

2020/04/29.20 PROCEDURAL MOTION - ADJOURN

Moved by: CR J CLIFFORD

Seconded by: CR G SIMPSON

That the meeting be adjourned for the purpose of lunch at 1.08pm.

MEETING DETAILS:

The motion was Carried 7/0

CARRIED

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**Procedural Motion**

**2020/04/29.21    PROCEDURAL MOTION - RECONVENE**

**Moved by:                CR J CLIFFORD**

**Seconded by:           CR A GRUNDY**

**That the meeting be reconvened from lunch at 1.41pm.**

**MEETING DETAILS:**

The motion was Carried 7/0

**CARRIED**

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Procedural Motion

2020/04/29.21 PROCEDURAL MOTION – REOPEN OF MEETING

Moved by: CLIFFORD

Seconded by: COLLINS

That Council reopen the meeting to the general public at 2.25pm.

MEETING DETAILS:

The motion was Carried 7/0

CARRIED

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**17.1      Confidential Matters – Office of the Mayor and CEO**

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No Agenda Items for this section.

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17.2 Confidential Matters – Corporate Services

No Agenda Items for this section.

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### **17.3 Confidential Matters – Development Services**

#### **17.3.1 2020/04/29.22 PURCHASE OF LAND – PROSERPINE – CAR PARKING FOR PROSERPINE ADMINISTRATION BUILDING**

##### **SUMMARY**

There is no certainty that Council is going to be able to achieve ownership of the QFES site in Proserpine in sufficient time and within suitable cost prior to the completion of the Proserpine Administration Building. If Council is successful in acquiring the land it may be faced with a significant demolition bill followed by the cost of any decontamination and construction of the carpark. Delays have already been encountered and the recent report into contamination on the site gives good reason for alternative carpark options to be considered.

##### **RECOMMENDATION**

That Council consider the report.

##### **RESOLUTION**

Moved by: CR M BRUNKER

Seconded by: CR J CLIFFORD

That a further report be provided to Council on the 13 May 2020 Ordinary Meeting on carparking options for the Proserpine Administration Building.

##### **MEETING DETAILS:**

The motion was Carried 7/0

**CARRIED**

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17.4. Confidential Matters – Community Services

No Agenda items for this section.

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**17.5 Confidential Matters – Infrastructure Services**

**17.5.1 2020/04/29.23 500.2020.0012 DRFA SEALED ROAD PACKAGES R2 & S2 - REGIONAL**

**SUMMARY**

Whitsunday Regional Council (Council) called for submissions for DRFA Sealed Road Packages R2 & S2 throughout the region.

**RECOMMENDATION**

That Council award contract 500.2020.0012 DRFA Sealed Road Packages R2 & S2 – Regional as follows:

- a) Part A – Package R2 – Sealed Roads Proserpine, Cannonvale, Airlie Beach & Collinsville to Beddaws Pty Ltd T/As Copp & Co Plant Hire for the amount of \$1,170,940.05 (excluding GST); and
- b) Part B – Package S2 – Sealed Roads Bowen & Gumlu to Seaforth Civil Pty Ltd for the amount of \$591,120.29 (excluding GST).

**RESOLUTION**

**Moved by: CR J COLLINS**

**Seconded by: CR M BRUNKER**

**That Council award contract 500.2020.0012 DRFA Sealed Road Packages R2 & S2 – Regional as follows:**

- a) **Part A – Package R2 – Sealed Roads Proserpine, Cannonvale, Airlie Beach & Collinsville to Beddaws Pty Ltd T/As Copp & Co Plant Hire for the amount of \$1,170,940.05 (excluding GST); and**
- b) **Part B – Package S2 – Sealed Roads Bowen & Gumlu to Seaforth Civil Pty Ltd for the amount of \$591,120.29 (excluding GST).**

**MEETING DETAILS:**

The motion was Carried 7/0

**CARRIED**

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17.5 Confidential Matters – Infrastructure Services

17.5.2 2020/04/29.24 500.2020.0010 DRFA GRAVEL ROAD PACKAGE H2 - PROSERPINE

SUMMARY

Whitsunday Regional Council (Council) called for submissions for DRFA Gravel Road Package H2 in Proserpine.

RECOMMENDATION

That Council award contract 500.2020.0010 DRFA Gravel Road Package H2 – Proserpine to Beddaws Pty Ltd T/As Copp & Co Plant Hire for the amount of \$1,117,573.00 (excluding GST).

RESOLUTION

Moved by: CR J COLLINS

Seconded by: CR A GRUNDY

That Council award contract 500.2020.0010 DRFA Gravel Road Package H2 – Proserpine to Beddaws Pty Ltd T/As Copp & Co Plant Hire for the amount of \$1,117,573.00 (excluding GST).

MEETING DETAILS:

The motion was Carried 7/0

CARRIED

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*During Closed session, Acting CEO, Jason Bradshaw left the meeting room at 12.49pm and returned to the meeting at 12.49pm.*

**17.6 Confidential Matters – Economic & Business Development**

**17.6.1 2020/04/29.25 WHITSUNDAY COAST AIRPORT MONTHLY REPORT -  
FEBRUARY 2020**

**SUMMARY**

February 2020 Whitsunday Coast Airport Operational Report.

**RECOMMENDATION**

That Council receive the Whitsunday Coast Airport Unit Activity Report for February 2020.

**RESOLUTION**

**Moved by: CR J CLIFFORD**

**Seconded by: CR A GRUNDY**

**That Council receive the Whitsunday Coast Airport Unit Activity Report for February 2020.**

**And Further, that Council authorise the Mayor and Chief Executive Officer to commence discussions on the Recovery Planning for the Whitsunday Coast Airport.**

**MEETING DETAILS:**

The motion was Carried 7/0

**CARRIED**

*During Closed session, Cr Collins left the meeting room at 12.46pm and returned to the meeting at 12.48pm.*

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The meeting closed at 2.27pm.

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Confirmed as a true and correct recording this 13 May 2020.

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**Cr Andrew Willcox  
MAYOR**