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Whitsunday Regional Council
Minutes of the Ordinary Meeting held at
Proserpine Community Centre, 36 Gardenia Street, Proserpine on
9 September 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:

Rodney Ferguson (Chief Executive Officer); Julie Wright (Director Community Services); Neil McGaffin (Director Development Services); Jason Bradshaw (Director Corporate Services); Greg Martin (Communications and Marketing Manager); Tailah Jensen (Governance Administration Officer/Minute Taker)

Other Officers Present (Partial Attendance):

Norman Garsden (Manager Governance and Administration)

Other Details:

The meeting commenced at 9.09am

The meeting adjourned for morning tea at 10.24am

The meeting reconvened from morning tea at 10.44am

The meeting closed at 11.23am

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1. Apologies

There were no apologies received for this meeting.

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## 2. Condolences

2.1 2020/09/09.01 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 G SIMPSON

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

No Agenda items for this section.

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### 3.2 Mayoral Update

#### Wednesday 26th August - 8th September 2020

|                                       |                                                                                                        |
|---------------------------------------|--------------------------------------------------------------------------------------------------------|
| Wednesday 26 August                   | <ul style="list-style-type: none"><li>• Council Meeting, in Collinsville</li></ul>                     |
| Thursday 27 August                    | <ul style="list-style-type: none"><li>• Internal meetings, in Bowen</li></ul>                          |
| Friday 28 August - Monday 7 September | <ul style="list-style-type: none"><li>• Leave taken and travelled out West on a road trip</li></ul>    |
| Tuesday 8 September                   | <ul style="list-style-type: none"><li>• Return to work</li><li>• Catch up with CEO, in Bowen</li></ul> |

Mayor Willcox thanked Deputy Mayor Collins for covering duties during this leave.

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4. Confirmation of Minutes

4.1 2020/09/09.02 CONFIRMATION OF MINUTES REPORT

SUMMARY

Council is required to confirm the minutes of the Ordinary Council Meeting Minutes held on 26 August 2020.

RECOMMENDATION

That Council confirms the Minutes of the Ordinary Meeting held on 26 August 2020.

RESOLUTION

Moved by: CR J COLLINS

Seconded by: CR J CLIFFORD

That Council confirms the Minutes of the Ordinary Meeting held on 26 August 2020.

MEETING DETAILS:

The motion was Carried 7/0

CARRIED

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## **5. Delegations**

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No agenda items for this section.

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6. Petitions

No agenda items for this section.

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## **7. Notice of Motion**

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No agenda items for this section.

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8. Questions on Notice

No agenda items for this section.

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## 9. Questions from Public Gallery

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### 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

***No questions were provided for the meeting of 9 September 2020***

***Council will consider a letter sent to the CEO just prior to the meeting at the next Ordinary Meeting to be held on 23 September 2020.***

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10. Office of the Mayor and CEO

No agenda items for this section.

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## **11. Corporate Services**

### **11.1 2020/09/09.03 REGIONAL SOCIAL DEVELOPMENT COALITION**

#### **SUMMARY**

To consider providing additional funding to the Regional Social Development Coalition.

#### **RECOMMENDATION**

That Council agree to provide a further \$10,000 funding from (budget number 7841-10668-61004) to the Regional Social Development Coalition and make an adjustment to Council's Budget in the upcoming Budget Review 1 from other operational budgets.

Further, that Council seek to ensure additional benefit to the Whitsunday Region as a result of the increased contribution.

#### **RESOLUTION**

Moved by: **CR J CLIFFORD**

Seconded by: **CR M BRUNKER**

**That Council agree to provide a further \$10,000 funding from (budget number 7841-10668-61004) to the Regional Social Development Coalition and make an adjustment to Council's Budget in the upcoming Budget Review 1 from other operational budgets.**

**Further, that Council seek to ensure additional benefit to the Whitsunday Region as a result of the increased contribution.**

#### **MEETING DETAILS:**

The motion was Carried 7/0

**CARRIED**

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11. Corporate Services

**11.2 2020/09/09.04 AUDITED FINANCIAL STATEMENTS - 2019/20
FINANCIAL YEAR**

SUMMARY

To present the Audited Financial Statements for the 2019-20 Financial Year and the audit opinion from the Queensland Audit Opinion on the financial statements.

RECOMMENDATION

That Council receive the Audited Financial Statements for the 2019/20 Financial Year together with the Audit Opinion of the Auditor-General of Queensland.

RESOLUTION

Moved by: CR J CLIFFORD

Seconded by: CR M WRIGHT

That Council receive the Audited Financial Statements for the 2019/20 Financial Year together with the Audit Opinion of the Auditor-General of Queensland.

Furthermore, Council acknowledge the efforts of the entire team involved in the 2019/20 financial reporting.

MEETING DETAILS:

The motion was Carried 7/0

CARRIED

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## **12. Development Services**

### **12.1 2020/09/09.05 BOWEN LOCAL PLAN**

#### **SUMMARY**

As part of the Major Amendment to the Whitsunday Planning Scheme 2017, a Local Plan for Bowen was developed and endorsed by Council in 2018, which focused on the Bowen Marina and foreshore area. Recent amendments to the State Planning Policy (SPP) require that the Bowen Local Plan (BLP) be updated for compliance.

#### **RECOMMENDATION**

That Council adopt the amended Bowen Local Plan for inclusion in the Major Amendment to the Whitsunday Planning Scheme 2017, including any necessary administrative amendments.

#### **RESOLUTION**

**Moved by: CR M BRUNKER**

**Seconded by: CR M WRIGHT**

**That Council receive the amended Bowen Local Plan for inclusion in the Major Amendment to the Whitsunday Planning Scheme 2017, including any necessary administrative amendments.**

#### **MEETING DETAILS:**

The motion was Carried 7/0

**CARRIED**

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12. Development Services

**12.2 2020/09/09.06 PLANNING SCHEME MAJOR AMENDMENT PACKAGE
- PROPOSED ZONE AMENDMENTS - PART 6**

SUMMARY

The Whitsunday Planning Scheme 2017 guides development in the Region. Council Officers are preparing a Major Amendment Package to the Scheme, which includes Proposed Zone Amendments herein.

RECOMMENDATION

That Council adopt the zone amendments as recommended in Attachment 1, 2 and 3 for inclusion within the next major amendment to the Whitsunday Planning Scheme 2017, including any necessary administrative amendments.

RESOLUTION

Moved by: CR J COLLINS

Seconded by: CR G SIMPSON

That Council receive the zone amendments as recommended in Attachment 1, 2 and 3 for inclusion within the next major amendment to the Whitsunday Planning Scheme 2017, including any necessary administrative amendments.

MEETING DETAILS:

The motion was Carried 7/0

CARRIED

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**12. Development Services**

**12.3 2020/09/09.07 DEVELOPMENT SERVICES MONTHLY REPORT - AUGUST 2020**

**SUMMARY**

Development Services Monthly Report – August 2020

**RECOMMENDATION**

That Council receives the Development Services Monthly Report for August 2020.

**RESOLUTION**

Moved by: CR J CLIFFORD

Seconded by: CR A GRUNDY

That Council receives the Development Services Monthly Report for August 2020.

**MEETING DETAILS:**

The motion was Carried 7/0

**CARRIED**

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13. Community Services

13.1 2020/09/09.08 DONATIONS FOR 2020 ANNUAL SCHOOLS AWARDS NIGHTS

Cr Wright declared a conflict of interest (as per section 175E of the Local Government Act 2009) on this matter due to holding the position of president on the P&C at the school her children attend and left the meeting room at 9.54am taking no part in the debate or decision of the meeting.

SUMMARY

Council is approached by local schools for donations towards their Annual Award Nights.

RECOMMENDATION

That Council provide donations, based on the below, to all schools in the Whitsunday region in support of the Annual Schools Awards Nights:

- a) \$100.00 to each primary school
- b) \$200.00 to each secondary school, and
- c) \$300.00 to each combined college

RESOLUTION

Moved by: **CR M BRUNKER**

Seconded by: **CR J CLIFFORD**

That Council provide donations, based on the below, to all schools in the Whitsunday region in support of the Annual Schools Awards Nights:

- a) \$100.00 to each primary school
- b) \$200.00 to each secondary school, and
- c) \$300.00 to each combined college

MEETING DETAILS:

The motion was Carried 6/0

CARRIED

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*Cr Wright returned to the meeting at 9.56am.*

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13. Community Services

13.2 2020/09/09.09 SPORT & RECREATION CLUB GRANTS - SEPTEMBER 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 a Sport & Recreation Club Grant, from budget code JC: 2967.10250 – Community Donations (2967) / Club Grants (10250), to the following recipients:

- Whitsunday Moto Sports Club Inc. – Band 2 - \$3,000.00
- Whitsunday Dirt Riders Inc. – Band 2 - \$3,000.00
- Bowen Seagulls Junior Rugby League Inc. – Band 1 - \$5,500.00
- Whitsunday Netball Association Inc. – Band 1 - \$5,500.00
- Tennis Whitsunday Club Inc – Band 2 - \$3,000.00
- Cannonvale Cannons Swimming Club Inc. – Band 2 - \$3,000.00

RESOLUTION

Moved by: **CR J CLIFFORD**

Seconded by: **CR M BRUNKER**

That Council approve the payment of a Sport & Recreation Club Grant, from budget code JC: 2967.10250 – Community Donations (2967) / Club Grants (10250), to the following recipients:

- Whitsunday Moto Sports Club Inc. – Band 2 - \$3,000.00
- Whitsunday Dirt Riders Inc. – Band 2 - \$3,000.00
- Bowen Seagulls Junior Rugby League Inc. – Band 1 - \$5,500.00
- Whitsunday Netball Association Inc. – Band 1 - \$5,500.00
- Tennis Whitsunday Club Inc – Band 2 - \$3,000.00
- Cannonvale Cannons Swimming Club Inc. – Band 2 - \$3,000.00

MEETING DETAILS:

The motion was Carried 7/0

CARRIED

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**13. Community Services**

**13.3 2020/09/09.10 PROSERPINE RV PARK COMMERCIAL TENANCY AGREEMENT**

**PROCEDURAL MOTION**

**Moved by: CR J CLIFFORD**

**That the item lie on the table.**

**MEETING DETAILS:**

The procedural motion was lost 2/5

**LOST**

**SUMMARY**

The below report sets out statistics and costs associated with the operation of the Proserpine RV Park. It provides a recommendation that the lease be extended for a further twelve months given the positive response in use to date.

**RECOMMENDATION**

That Council resolves to exercise the one (1) year Option of Renewal - Commercial Tenancy Agreement with The Roman Catholic Trust Corporation for the Diocese of Townsville for property located at Lot 11 RP 835215 – Part of 11 Marathon Street Proserpine – Proserpine RV Park.

**RESOLUTION**

**Moved by: CR J COLLINS**

**Seconded by: CR M BRUNKER**

**That Council resolves to exercise the one (1) year Option of Renewal - Commercial Tenancy Agreement with The Roman Catholic Trust Corporation for the Diocese of Townsville for property located at Lot 11 RP 835215 – Part of 11 Marathon Street Proserpine - Proserpine RV Park.**

**MEETING DETAILS:**

The motion was carried 7/0

**CARRIED**

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13. Community Services

13.4 2020/09/09.11 COMMUNITY SERVICES - MONTHLY REPORT - AUGUST 2020

SUMMARY

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

RECOMMENDATION

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

RESOLUTION

Moved by: CR J CLIFFORD

Seconded by: CR M WRIGHT

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

MEETING DETAILS:

The motion was Carried 7/0

CARRIED

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**14. Infrastructure Services**

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No agenda items for this section.

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Procedural Motion

2020/09/09.12 SUSPENSION OF STANDING ORDERS

Moved by: CR J CLIFFORD

That Council suspend standing orders at 10.17am to allow for discussion on the following general business items.

MEETING DETAILS:

The procedural motion was carried 7/0

CARRIED

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*Cr Brunker provided an update to Council on the successful event, Don River Dash that was held on the weekend and advised that Council need to produce more communications and advertising on social media by posting it on the Whitsunday Regional Council page and the Bowen Tourism page.*

**15.                  General Business**

**15.1                  2020/09/09.13                  CONDOLENCES – TIM MULHERIN**

**Moved by:                  CR M BRUNKER**

**Seconded by:              CR J CLIFFORD**

**Council move a motion of condolence for the late Tim Mulherin, former Queensland deputy opposition leader and minister from Mackay.**

**MEETING DETAILS:**

The motion was Carried 7/0

**CARRIED**

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Procedural Motion

2020/09/09.14 RESUME STANDING ORDERS

Moved by: CR J CLIFFORD

That Council resume standing orders at 10.24am.

MEETING DETAILS:

The procedural motion was carried 7/0

CARRIED

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**Procedural Motion**

**2020/09/09.15           PROCEDURAL MOTION - ADJOURN**

**Moved by:               CR J CLIFFORD**

**Seconded by:           CR G SIMPSON**

**That the meeting be adjourned for the purpose of morning tea at 10.24am.**

**MEETING DETAILS:**

The procedural motion was Carried 7/0

**CARRIED**

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Procedural Motion

2020/09/09.16 PROCEDURAL MOTION - RECONVENE

Moved by: CR J CLIFFORD

Seconded by: CR A GRUNDY

That the meeting be reconvened from morning tea at 10.44am.

MEETING DETAILS:

The procedural motion was Carried 7/0

CARRIED

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**Procedural Motion**

**2020/09/09.17           PROCEDURAL MOTION – SUSPEND STANDING ORDERS AND  
ADD ADDITIONAL AGENDA ITEM 16.1**

**Moved by:               CR J CLIFFORD**

**That Council suspend standing orders at 10.48am to include late agenda item 16.1  
within the closed section.**

**MEETING DETAILS:**

The procedural motion was Carried 7/0

**CARRIED**

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Procedural Motion

2020/09/09.18

PROCEDURAL MOTION – RESUME STANDING ORDERS

Moved by:

CR J CLIFFORD

That Council resume standing orders at 10.48am.

MEETING DETAILS:

The procedural motion was Carried 7/0

CARRIED

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**Procedural Motion**

**2020/09/09.19**

**PROCEDURAL MOTION - CLOSURE OF MEETING**

**Moved by:**

**CR J CLIFFORD**

**That Council close the meeting to the public at 10.49am 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.**

**16.1 20150654 - REFERRAL ENTITY RESPONSE - CHANGE APPLICATION FOR AN SDA APPROVAL APC2020/005 (APC2020/002) FOR RAIL INFRASTRUCTURE AND NON-RESIDENT WORKFORCE ACCOMMODATION (RAIL PACKAGE 2) IN THE GBSDA**

- (e) contracts proposed to be made by it
- (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 procedural motion was Carried 7/0

**CARRIED**

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Procedural Motion

2020/09/09.20 PROCEDURAL MOTION – REOPEN OF MEETING

Moved by: CR J CLIFFORD

Seconded by: CR M WRIGHT

That Council reopen the meeting to the general public at 11.21am.

MEETING DETAILS:

The motion was Carried 7/0

CARRIED

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## **16.            Development Services**

**16.1            2020/09/09.21            20150654 – REFERRAL ENTITY RESPONSE - CHANGE APPLICATION FOR AN SDA APPROVAL APC 2020/013 (APC 2020/008 LETTER OF 8 SEPTEMBER 2020) FOR RAIL INFRASTRUCTURE AND NON-RESIDENT WORKFORCE ACCOMMODATION (RAIL PACKAGE 2) IN THE GBSDA**

## **SUMMARY**

To recommend that Council provide a response to the Office of the Coordinator General consenting to the request subject to suggested conditions which protect and manage its interest.

## **RECOMMENDATION**

That Council:

1. Provide a referral entity response to the Office of the Coordinator General for the application to change conditions of approval to the State Development Area Approval for Rail Package 2 (Rail Camp 5) supporting the request subject to the following conditions:
  - a) The intersection of rail haul road at Suttor Development Road and Glen Avon Road to be complete prior to full occupation of Rail Camp 5 and commissioning of the batching plant;
  - b) Provide an Updated Traffic Impact Assessment and Pavement Impact Assessment that reflect the updated material and water sourcing methodology for both road and rail construction; and
  - c) A revised Infrastructure Agreement is entered into between the parties to reflect changes to works contributions and conditions of development.
2. Write to the Office of the Coordinator General and Department of Transport and Main Roads to express its road safety concerns relating to the condition of Bowen Developmental Road from Mount Coolon to Collinsville and Suttor Development Road from the intersection of Bowen Developmental Road to Glen Avon Road due to Adani's increase road activities in this area. Council will respectfully request an update from both parties as to what action will be taken to improve road safety for the community.

In additional, Council will request that the issues being faced by the Mount Coolon community such as dust, noise, nuisance and loss of phone reception be addressed.

## **RESOLUTION**

**Moved by: CR A GRUNDY**

**Seconded by: CR J CLIFFORD**

**That Council:**

- 1. Provide a referral entity response to the Office of the Coordinator General for the application to change conditions of approval to the State Development Area Approval for Rail Package 2 (Rail Camp 5) supporting the request subject to the following conditions:**
  - a) The intersection of rail haul road at Suttor Development Road and Glen Avon Road to be complete prior to full occupation of Rail Camp 5 and commissioning of the batching plant;**
  - b) Provide an Updated Traffic Impact Assessment and Pavement Impact Assessment that reflect the updated material and water sourcing methodology for both road and rail construction; and**
  - c) A revised Infrastructure Agreement is entered into between the parties to reflect changes to works contributions and conditions of development.**
- 2. Write to the Office of the Coordinator General and Department of Transport and Main Roads to express its road safety concerns relating to the condition of Bowen Developmental Road from Mount Coolon to Collinsville and Suttor Development Road from the intersection of Bowen Developmental Road to Glen Avon Road due to Adani's increase road activities in this area. Council will respectfully request an update from both parties as to what action will be taken to improve road safety for the community. In additional, Council will request that the issues being faced by the Mount Coolon community such as dust, noise, nuisance and loss of phone reception be addressed.**

## **MEETING DETAILS:**

The motion was Carried 7/0

**CARRIED**

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The meeting closed at 11.23am

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Confirmed as a true and correct recording this 23 September 2020.

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**Cr Andrew Willcox  
MAYOR**