

Thursday, 12 November 2020

9:00 AM

Tully Civic Centre
Council Chambers Level 2
38-40 Bryant Street
Tully Q 4854



Cr Mark Nolan - Mayor
Cr Barry Barnes - Division 1
Cr Teresa Millwood - Division 2
Cr Trudy Tschui - Division 3
Cr Nicholas Pervan - Division 4
Cr Jeff Baines - Division 5
Cr Kylie Farinelli - Division 6

LOCAL GOVERNMENT MEETING

MINUTES

Welcome

Cr M Nolan (Chairman) welcomed everyone and opened the Local Government Meeting at 9:01am

Present

Crs M Nolan (Mayor), B Barnes (Deputy Mayor), T Millwood, T Tschui, N Pervan, J Baines and K Farinelli, Mr J Gott (Chief Executive Officer), Mr D Goodman (Director Infrastructure Services), Mr A Sadler (Director Delivery Services), Mr G Singh (Chief Financial Officer), Ms L Bradley (Manager Finance), Mr R Blanchette (Tourism Coordinator), Ms M Clubb (Executive PA), Mr D Walker (ICT Customer Support Officer) and Mrs J Sands (Minutes Clerk)

Acknowledgement of Country

The Mayor acknowledged the traditional owners and caretakers of the land on which the meeting is being held and paid his respects to the elders, past, present and emerging.

Apologies

Nil

Declaration of Prescribed Conflicts of Interest and Declarable Conflicts of Interest

Cr M Nolan (Chairman) invited those present to use this opportunity to make public any Prescribed Conflicts of Interest or Declarable Conflicts of Interest in respect of the Items in the Agenda.

Councillors should use this opportunity to disclose and/or comment on other Councillors and/or Staff interests in accordance with the Act and Regulations.

DECLARATION

No Prescribed Conflicts of Interest or Declarable Conflicts of Interest have been declared.

1. CONFIRMATION OF MINUTES

1.1 Minutes of the Special Meeting dated 19 October 2020

Recommendation

"That the Minutes of the Special Meeting held on 19 October 2020 be confirmed as a true and correct record."

Moved Cr T Tschui

Seconded Cr N Pervan

Resolution Number LG0850

"That the Recommendation be adopted."

FOR: Unanimous

CARRIED

1.2 Minutes of the Local Government Meeting dated 22 October 2020

Cr T Millwood advised that in the Minutes of 22 October 2020 it is recorded that she had left the room when in fact it was Cr N Pervan who had left the room.

Recommendation

"That the Minutes of the Local Government Meeting held on 22 October 2020 be confirmed as a true and correct record."

Moved Cr B Barnes

Seconded Cr K Farinelli

Resolution Number LG0851

"That the Recommendation be adopted."

FOR: Unanimous

CARRIED

1.3 Minutes of the Special Meeting dated 27 October 2020

Recommendation

"That the Minutes of the Special Meeting held on 27 October be confirmed as a true and correct record."

Moved Cr J Baines

Seconded Cr T Millwood

Resolution Number LG0852

"That the Recommendation be adopted."

FOR: Unanimous

CARRIED

2. BUSINESS ARISING FROM PREVIOUS MINUTES

Nil

3. ECONOMIC ACTIVATION & TOURISM

3.1 CCRC Tourism Monthly Report - October 2020

Executive Summary

This report represents Council involvement or interest in tourism initiatives of note within or affecting the Cassowary Coast Region. The report is a summary of key events, matters of interest and Council's interaction with the region's peak Local Tourist Organisation – Tropical Coast Tourism (TCT).

The items referred to in the report may serve as a catalyst for Councillors to raise tourism related matters through the Meeting for further formal consideration and resolution or for operational attention by staff.

Where practicable, the report will be presented to the Council and will cover the significant events during the preceding month.

Recommendation

"That the report be received and noted."

Moved Cr K Farinelli

Seconded Cr T Millwood

Resolution Number LG0853

"That the Recommendation be adopted."

FOR: Unanimous

CARRIED

9:04am Mr A Huxham (Coordinator Business Intelligence) entered the meeting

9:06am Mr B Jones (Senior Planner/Strategic Planner) entered the meeting

9:11am Mr A Sadler, Mr R Blanchette and Ms M Clubb left the meeting

4. GOVERNANCE, ENVIRONMENT & FINANCE

4.1 Three Monthly Budget Review to 30 September 2020

Executive Summary

A budget review has been carried out for the three month period ending 30 September 2020.

The purpose of the review is to promote sound financial management and accountability by having each Director and Manager review in detail the components of the budgets within their areas of responsibility. It is expected that going forward further changes may likely occur between Departments however this should not impact the overall figures.

The capital budget in particular is reported to Council in detail at this review. The report details final carry over figures for the financial year ending 30 June 2020.

A review of the operating budget has resulted in recognition of additional revenue/expenditure and adjustments between departments. This will have a nil effect on the net result of the original budget. However, reduced interest rates will need to be monitored closely going forward. As part of the budget review process, several budget risks have been mitigated across the organisation however there are still additional budget risks to be monitored as the year progresses, with information provided below.

Recommendation

"That the budget review for the three months to 30 September 2020 be received, and the amended budget for 2020-2021 as outlined in the attached appendices to the report be approved."

Revised Recommendation

"That:

- 1. the budget review for the three months to 30 September 2020 be received;**
- 2. the amended budget for 2020 - 2021 as outlined in the attached appendices to the report be approved; and**
- 3. Council adopt the revised debt policy."**

Moved Cr K Farinelli

Seconded Cr T Millwood

Resolution Number LG0854

"That the Revised Recommendation be adopted."

FOR: Unanimous

CARRIED

9:12am Mr A Sadler re-entered the meeting

9:14am Mr D Horton (Manager Planning Services) entered the meeting

4.2 Final Audit Report 2019-2020

Executive Summary

The Queensland Audit Office has advised Council that it has received an unmodified audit opinion on Council's financial statements for the 2019-2020 financial year. No significant deficiencies from the current year and previous year were identified during the final audit.

Recommendation

"That the correspondence from Grant Thornton and the Queensland Audit Office in relation to the Final Audit Report for 2019-2020 for the Cassowary Coast Regional Council be noted."

Moved Cr K Farinelli

Seconded Cr T Tschui

Resolution Number LG0855

"That the Recommendation be adopted."

FOR: Unanimous

CARRIED

9:23am Mr J Fischer (Manager Asset Engineering) entered the meeting

4.3 Adoption of 2019-2020 Annual Report

Executive Summary

Section 182 of the *Local Government Regulation 2012* requires the Council to adopt an Annual Report within one month of the audit opinion being signed.

The Annual Report contains Council's Audited Financial Statements for the 2019-2020 Financial Year together with other reportable information and an overview of Council's operations. The scope of the report includes:

- Regional Profile
- Corporate Vision, Mission and Values
- Mayor's and Chief Executive Officer's Reports
- Corporate Performance
- Legislative Information
- Audited Financial Statements

A copy of the 2019-2020 Annual Report will be provided under separate cover due to its size.

Recommendation

"That:

- 1. Council adopt the Audited Financial Statements for the 2019-2020 Financial Year; and**
- 2. Adopt the Annual Report for the 2019-2020 Financial Year."**

Moved Cr J Baines

Seconded Cr N Pervan

Resolution Number LG0856

"That the Recommendation be adopted."

FOR: Unanimous

CARRIED

9:27am Mr G Smart (Manager Water) entered the meeting

9:41am Mr J Fischer left the meeting

4.4 Election of LGAQ Association's Policy Executive Representative for District No. 10 (Far North)

Executive Summary

In accordance with Rule 5.4 (1)(h) of the Local Government Association of Queensland's Constitution and Rules, nominations have been called for the Casual Vacancy - Election of Association's Executive Representative for District No 10 (FAR NORTH) for the balance of period 2020 - 2024.

The Far North Councils which are current financial members of the Association are entitled to nominate candidates for election from amongst elected members of the Councils within their District.

Nominations close at 5pm on Wednesday, 18 November 2020.

Recommendation

"That Cassowary Coast Regional Council nominates Cr. Peter Scott (Mayor - Cook Shire Council) to represent District Number 10 on the Association's Policy Executive in accordance with Rule 5.4 (1)(h) of the Constitution and Rules of the Association for the balance of the term 2020 - 2024."

Moved Cr J Baines

Seconded Cr B Barnes

Resolution Number LG0857

"That the Recommendation be adopted."

FOR: Unanimous

CARRIED

9:43am Mr J Fischer re-entered the meeting

4.5 Future Meeting Dates & Venues 2021 - January 2021 to March 2021

Mayor's Instruction

"Having some regard to the Federal Government's position in respect of COVID-19 extending into next year and the anticipated opening of the State Borders, I have decided accordance with the Regulations to instruct the CEO as follows:

- 1. Until the end of March 2021 the Council Meetings will be closed to the public;*
- 2. The meetings will continue to be live streamed from Tully; and*
- 3. Councillor Information Sessions and Workshops will be held in Innisfail."*

Executive Summary

Under the Local Government Regulation 2012, Section 277(1) - Public Notice of Meetings, Council is required to advertise details of its meetings dates and times.

Council is also required to determine appropriate dates for holding its meetings in January 2021. In lieu of holding fortnightly meetings and in the interests of streamlining Council's decision-making processes at this time of the year, it is proposed to hold one Local Government Meeting in January 2021.

Proposed meeting dates and times from January to March 2021 for Local Government Meetings and Councillor Information Sessions will be required to be determined and are to be advertised on Council's website and in public spaces within Council Offices.

In addition to the above it is recognised that Councillors and staff have been travelling between Innisfail and Tully for some months to attend Councillor Information Sessions and Workshops on a

fortnightly basis. In the interests of fairness it is proposed that the Mayor will instruct the CEO that as all the Local Government Meetings from January 2021 to March 2021 are being held in Tully that the Councillor Information Sessions and Workshops from January 2021 to March 2021 be held in Innisfail as there is no requirement for public participation, live streaming is not required and social distancing can be achieved in Innisfail with limited staff attendance.

Recommendation

"That Council resolve to:

a) hold only one Local Government Meeting in January 2021 at the Tully Council Chambers and that date be Thursday 21 January 2021;

b) conduct Local Government Meetings on the 2nd and 4th Thursday of each month for February 2021 and March 2021 and those dates be:

i. Thursday 11 February 2021 and Thursday 25 February 2021;

ii. Thursday 11 March 2021 and Thursday 25 March 2021; and

c) that Council at a later meeting determine when to have meetings at alternative venues except insofar as the above meetings are concerned bearing in mind the Mayor's instruction to keep meetings closed to the public for the period through to the 31 March 2021 during which period of time meetings will occur at Level 2 of the Tully Council Chambers and be live streamed via Council website so as to comply with physical distancing protocols and ensure and maintain the safety of the Councillors, the staff and the community.

d) that these meeting dates and times be advertised on Council's website and in public spaces within Council Offices."

Moved Cr K Farinelli

Seconded Cr T Millwood

Resolution Number LG0858

"That the Recommendation be adopted."

FOR: Unanimous

CARRIED

9:46am Mr A Sadler left the meeting

5. PLANNING & REGIONAL DEVELOPMENT

5.1 Application for Reduction in Infrastructure Charges relating to RAL20/0018 - Development Application for Reconfiguring of a Lot (One (1) Lot into Three (3) Lots) on land described as Lot 2 on RP729514 situated at 12 Kennedy Esplanade, South Mission Beach

Executive Summary

Council is in receipt of a request from Peter Petsch and Lesley Maxine Petsch c/- Gilvear Planning Pty Ltd for a 100% reduction in the infrastructure charges relating to RAL20/0018. The charges

relate to the Reconfiguring of a Lot (One (1) Lot into Three (3) Lots) on land described as Lot 2 on RP729514 situated at 12 Kennedy Esplanade, South Mission Beach. The application was approved by Council via delegated authority, subject to conditions on 26 October 2020, with the Decision Notice Approval being issued on 26 October 2020. An Infrastructure charges notice was also issued on 26 October 2020 for the amount of \$58,679.10.

Council's Activate Cassowary Coast Development Incentive – Reduction in Infrastructure Charges Scheme Policy (Policy Number PRD005) was adopted by Council resolution on 12 December 2019 and came into effect on and from 16 December 2019. In order to be eligible for the reduction in infrastructure charges, the development must be approved and the development permit issued by Council on or after the date of the adoption of this policy (16 December 2019), where the development which is the subject of the permit will be completed within three (3) years of the date of the approval taking effect (26 October 2023), and meet the eligibility criteria and provide sufficient justification against the criteria. However Council may use its discretion to grant a reduction in infrastructure charges where the development does not meet the eligibility criteria if the development can demonstrate it will provide significant economic benefits to the Cassowary Coast Region and its residents.

In this case, the proposed development was approved by Council delegated authority, subject to conditions on 26 October 2020. The proposed development is for the Reconfiguring of a Lot (One (1) Lot into Three (3) Lots) on land described as Lot 2 on RP729514 situated at 12 Kennedy Esplanade, South Mission Beach on land within the Residential Precinct of the Greater Mission Beach Local Plan in the Township Zone.

The proposed development of Reconfiguring of a Lot (One (1) Lot into Three (3) Lots) meets the criteria for eligible development outlined within the policy. The proposed development will be complementary and contribute positively to the Greater Mission Beach Local Plan area.

In addition to this, to be eligible for the incentives contained within the policy, the applicant must demonstrate that the development complies with the criteria listed in the policy (where applicable). The development has demonstrated that it will provide economic benefit to the town of Mission Beach and the wider Cassowary Coast Region. The development creates three allotments, one allotment which contains the existing residence and buildings and another two allotments which allows for an additional dwelling house to be built on it which will create new employment opportunities during the construction of new dwellings. Therefore, the development is generally consistent with and provides for capital investment in accordance with the provisions of the Cassowary Coast Regional Council Planning Scheme 2015.

It is recommended that Council grant a 100% reduction in infrastructure charges given that the development has demonstrated it will provide significant economic benefits to the Cassowary Coast Region and its residents. A 100% reduction in the infrastructure charges for the development would result in a \$58,679.10 discount, with the revised infrastructure charge amount being \$0.00, if the development is completed within the timeframe required in the agreement.

It is recommended that the request for a 100% reduction in infrastructure charges be approved by Council, provided the development is completed prior to 26 October 2023.

Recommendation

"That, as the request to reduce Infrastructure Charges complies with the criteria of Council's Activate Cassowary Coast Development Incentive - Reduction in Infrastructure Charges Scheme (Policy No. PRD005) in that it seeks to encourage development which provides significant economic benefit to the Cassowary Coast Region, Council agree to a

potential 100% reduction in Infrastructure Charges subject to the development and all works as required to comply with the Reconfiguring a Lot Approval and other Statutory requirements being completed prior to 26 October 2023."

Moved Cr K Farinelli

Seconded Cr T Millwood

Resolution Number LG0859

"That the Recommendation be adopted."

FOR: Unanimous

CARRIED

5.2 Delegations Report and Current Applications

Executive Summary

The Planning Services Delegations report detailing approvals issued under Delegated Authority during the month of October 2020 is presented for Councillors Information.

Additionally I wish to outline that you can view documents related to any proposed development and make a submission using Council's MyCouncil Platform via Councils website.

MyCouncil features are as follows:

Provides self-service options for the community 24/7 i.e.:

- Lodge a CR (Customer Request)
- Lodge a development Application (planning, building or plumbing & drainage)
- Submit a planning & development or building records search request
- Track a CR or development application
- Make a submission on a development application on public notification
- Conduct a land parcel search
- View copies of Decision notices for development applications

Recommendation

"That the Delegations Report listing statistics on approvals by Planning Services from October 2020 be received and noted."

Moved Cr K Farinelli

Seconded Cr N Pervan

Resolution Number LG0860

"That the Recommendation be adopted."

FOR: Unanimous

CARRIED

9:50am Mr A Sadler re-entered the meeting

6. ASSET SUSTAINABILITY

6.1 Cardwell Cultural Precinct - Stage 1 (Balliol Street)

Executive Summary

The Cardwell Cultural Precinct project has progressed over a number of years and Council now has funding to commence construction of Stage 1 - Earthworks and Roadworks.

Recommendation

"For decision by Council."

Moved Cr T Millwood

Seconded Cr K Farinelli

Resolution Number LG0861

"That Option 4: RV Friendly option with angle parking and optional Disability parking be adopted."

FOR: Crs M Nolan, T Millwood, T Tschui, N Pervan, J Baines and K Farinelli

AGAINST: Cr B Barnes

CARRIED

7. GENERAL BUSINESS

7.1 Opening of the Tully Showgrounds Grandstand

Cr T Millwood expressed her appreciation to everybody - the previous Council and all the groups and individuals involved in seeing this project go from concept to completion. An amazing facility was opened on Tuesday 10 November 2020. Cr Millwood also mentioned that she could not wait until the next football game and the gumboot throwing competition. Cr Nolan also wished to recognise the previous Council and in particular the previous Mayor Cr John Kremastos who flew to Brisbane to meet with Minister de Brenni and our Local Member Mr Shane Knuth together with other locals including Mr Dan Horton (Manager Planning Services) and he further acknowledged the work done by that group especially the former Mayor John Kremastos.

7.2 Mission Beach Lioness Club

Cr T Tschui gave a "shout out" to the Mission Beach Lioness Club and also advised that Lioness Clubs are folding but the Mission Beach Lioness Club is wrapping up its term with service to community by installing a 'red chair' to raise awareness of domestic violence. It will be installed in the near future at Mission Beach. The Club also provided funding for a new shower trolley which will be installed at the Mission Beach Aquatic Centre so that people in the community with disabilities can be assisted at the pool. Congratulations to the club which is a very small one but which works very hard to make things happen for the community.

7.3 Walk Against Violence

Cr T Millwood advised that in support of Cr Tschui's mention of the 'red chair' from the 25 November 2020 to 10 December 2020 a 'Walk Against Violence' can be hosted and if people have the opportunity to, please join in.

7.4 Remembrance Day

Cr J Baines passed on thanks to all the Councillors who attended Remembrance Day from the Presidents of all the RSL Clubs in the region who offered their thanks also for the continued support of the Cassowary Coast Regional Council especially in relation to all the service members - *'Thank you for your service.' 'Remember to Remember'.*

MOVE INTO COMMITTEE - 10:07am

Moved Cr J Baines

Seconded Cr B Barnes

Resolution Number LG0862

"That in relation to Agenda Items 8.1 and 8.2, I move, pursuant to Section 275(1)(h) and (d) of the Local Government Regulation 2012, that the meeting be closed to the public so that Council can discuss (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; and (d) rating concessions."

FOR - Unanimous

CARRIED

MOVE OUT OF COMMITTEE - 10:39am

Moved Cr B Barnes

Seconded Cr T Millwood

Resolution Number LG0863

"That the meeting be re-opened to the public."

FOR - Unanimous

CARRIED

10:07am Mr D Horton and Mr B Jones left the meeting

10:07am Ms K Slattery (Governance Lead) entered the meeting

10:24am Ms K Slattery left the meeting

10:26am Ms K Slattery re-entered the meeting

8. CONFIDENTIAL REPORTS

8.1 TechnologyOne Software as a Service Implementation Status Update

Executive Summary

The Cassowary Coast Regional Council (CCRC) in June 2020 approved the TechnologyOne (T1) contract to Migrate the T1 application suite (Property & Rating; ECM; Enterprise Cash Receipting; Core Suite; ePlan) off premise to a cloud provisioning service, otherwise referred to as Software as a Solution (SaaS).

This report is provided to keep Council informed on the progress of this project. Work has commenced in July and is progressing as needed to complete the migration in November 2020.

Extensive comparisons since release of the test site consistently show T1 SaaS performance is generally equivalent at a minimum but often much faster. Performance increases in excess of 100% for high volume processes are common. A complementary initiative to upgrade network performance has reduced performance lags by 66% in Cardwell, 43% in Innisfail and 22% in Tully.

No impediments exist that are likely to prevent the scheduled "Go Live" deployment over the weekend of 20–23 November 2020.

Recommendation

"That the report be received and noted."

**Moved Cr K Farinelli
Resolution Number LG0864**

Seconded Cr T Millwood

"That the Recommendation be adopted."

FOR: Unanimous

CARRIED

10:41am Mr A Huxham left the meeting

8.2 Water Concession Request - Property ID 188000

Executive Summary

This report seeks endorsement of a recommendation to apply a water concession to Property ID 188000 under the terms for exceptional circumstances in Council's Water Concession Policy.

Recommendation

"That the water consumption charge of \$722.54 for the period 02/12/2019 to 02/06/2020 applied to Property ID 188000 be replaced with a charge of \$111.65."

Moved Cr N Pervan

Seconded Cr T Tschui

Resolution Number LG0865

"That the Recommendation be adopted."

FOR: Unanimous

CARRIED

EXTRA GENERAL BUSINESS ITEM

7.5 Clean Up Australia Day

Cr J Baines mentioned that under the 'Clean Up Australia Day' banner there would be a beach clean-up at the Coconuts on Saturday 14 November from 9:00am to 11:00am and everyone is invited to join in.

9. MEETING CLOSURE

10:42am There being no further business, the Mayor declared the meeting closed.

CONFIRMED AS A TRUE AND CORRECT RECORD THIS 26TH DAY OF NOVEMBER 2020

Cr M Nolan, Mayor