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**ORDINARY COUNCIL MEETING**

**MINUTES OF PROCEEDINGS OF THE ORDINARY MEETING OF THE  
TOWNSVILLE CITY COUNCIL HELD AT THE COUNCIL CHAMBERS, 86  
THURINGOWA DRIVE ON TUESDAY 26 MAY 2009 COMMENCING AT 9.00 AM**

**PRESENT:** The Mayor, Councillor L Tyrell, Chair  
Councillor A Parsons  
Councillor B Hewett  
Councillor V Veitch  
Councillor D Crisafulli  
Councillor J Lane  
Councillor D Bell  
Councillor R Gartrell  
Councillor D Last  
Councillor N Marr  
Councillor J Hill

The Meeting was opened with prayer delivered by Reverend David McDougall of the Willows Presbyterian Church.

**APOLOGIES:**

MOVED by Councillor D Last, SECONDED by Councillor B Hewett, that the apology received from Councillor S Blom and Councillor T Roberts be received and that for the purposes of Section 252(1)(b) of the *Local Government Act 1993*, Councillor S Blom and Councillor T Roberts be granted leave of absence from this meeting.

**CARRIED**

**Confirmation of Minutes:**

It was moved by Councillor D Last, seconded by Councillor B Hewett, "that the Minutes of the Ordinary Council Meeting held on 28 April 2009 and the Special Council Meeting held on 14 May 2009 be confirmed."

**CARRIED**

**Petitions:**

**1. The Mayor, Councillor L Tyrell - Petition from Townsville Local Builders - Domestic Driveway Crossover Details**

The Mayor, Councillor L Tyrell tabled a petition from Townsville local builders concerning domestic driveway crossover details. The petition was referred to the Planning and Economic Development Division for report back to Committee.

**2. Councillor J Hill - Petition from Residents - Congestion Problem of both Parked Cars and Traffic along Bayswater Terrace, Hyde Park**

Councillor J Hill tabled a petition from residents requesting that the congestion problem of both parked cars and traffic along Bayswater Terrace, Hyde Park be addressed. Councillor Hill requested an investigation into this issue.

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**REPORT INFRASTRUCTURE COMMITTEE MEETING**

**Tuesday 12 May 2009 at 9.00 am**

**ITEMS 1 TO 7**

**PRESENT:** Councillor B Hewett, Chair  
Councillor T Roberts  
Councillor D Bell  
Councillor D Last  
Councillor J Hill  
Councillor D Crisafulli

**OBSERVERS:** Councillor A Parsons  
Councillor V Veitch  
Councillor R Gartrell  
Councillor N Marr (as indicated)

**A OPENING OF MEETING**

The Chair, Councillor B Hewett declared the meeting open at 9.00 am.

**B APOLOGIES AND LEAVE OF ABSENCE**

MOVED by Councillor D Last, SECONDED by Councillor D Crisafulli, that the apology received from The Mayor, Councillor L Tyrell be received and that for the purposes of Section 252(1)(b) of the *Local Government Act 1993*, The Mayor, Councillor L Tyrell be granted leave of absence from this meeting.

**C DECLARATIONS OF MATERIAL PERSONAL INTEREST AND CONFLICTS OF INTEREST**

Councillor D Bell declared a material personal interest with regards to – Item 1.

**D DEPUTATIONS**

There were no Deputations.

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In accordance with Section s 244(1) of the *Local Government Act 1993* Councillor D Bell declared a material personal interest with regards to Item 1.

## **CONSTRUCTION AND MAINTENANCE**

### **1 Construction and Maintenance - Contractor Assistance for Emergent Works - 1204045**

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Authorised by >> Director Infrastructure Services  
Date >> 15 April 2009

#### **Executive Summary >>**

Council in its meeting of 24 March 2009 directed that a report be prepared for its consideration detailing contractors engaged to undertake emergent works during the recent wet weather and associated costs with these works. Detailed for Council's consideration is this information.

#### **Officer's Recommendation >>**

For the information of the Infrastructure Committee.

#### **Committee Recommendation >>**

That the Officer's Recommendation be adopted.

## **TECHNICAL SERVICES**

### **2 Technical Services - Request to Purchase a Powered Sand Bag Filling Machine**

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Authorised by >> Director Infrastructure Services  
Date >> 3 April 2009

#### **Executive Summary >>**

The Infrastructure Committee issued in its meeting on 10 February 2009 a direction to investigate the purchase of a sand bag filling machine for the purpose of providing sand bags to residents in rain events. This report outlines the results of this investigation for the Committee's consideration.

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**Officer's Recommendation >>**

That Council does not support the funding of a sand bagging machine as the likelihood of regular use is not supported and the local SES have advised that they do not require a powered sand bag filling machine.

**Committee Recommendation >>**


That the Officer's Recommendation be adopted.

**3 Technical Services - No Stopping Signing at Property Numbers 534923 and 531098, Riverway Drive - 1204081**


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Authorised by >> Director Infrastructure Services  
Date >> 27 April 2009

**Executive Summary >>**

At the request of the resident at Property Number 534923, Council installed "No Stopping  " signs to improve visibility and turning room at the driveway entrance. Council has subsequently received a request from the adjacent neighbour at Property Number 531098 to remove this sign. A meeting held with Council representatives and the residents did not reach a resolution satisfactory to all parties. In the absence of road rules determining how close a vehicle can be parked to a driveway entrance, a resolution from Council is sought.

**Officer's Recommendation >>**

1. That the "No Stopping  " signs be retained.
2. That the resident of Property Number 534923 and Property Number 531098 Riverway Drive be advised.

**Committee Recommendation >>**

That the Officer's Recommendation be adopted.

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#### **4 Technical Services - Petition Karrong Court - 1204063**

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Authorised by >> Director Infrastructure Services  
Date >> 21 April 2009

##### **Executive Summary >>**

Deputy Mayor David Crisafulli tabled a petition received from residents of Karrong Court, Kirwan, requesting that Council install a speed hump in Karrong Court and a pedestrian crossing on Mill Drive, near Thuringowa Drive.

##### **Officer's Recommendation >>**

1. That no further action be undertaken to install a road hump in Karrong Court.
2. That no further action be undertaken to install a pedestrian crossing on Mill Drive, near Churinga Street.
3. That a letter be sent to the Department of Main Roads seeking approval to upgrade the facility provided for pedestrians to cross Mill Drive, at the Mill Drive/Thuringowa Drive roundabout.
4. That the petitioners be advised.

##### **Committee Recommendation >>**

That the Officer's Recommendation be adopted.

#### **5 Technical Services - Temporary Road Closure - 2009 Townsville Show - 1203109**

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Authorised by >> Director Infrastructure Services  
Date >> 26 March 2009

##### **Executive Summary >>**

Council has received a request from the Townsville Pastoral Agricultural and Industrial Association for the temporary road closures of Parkes Street (between Woolcock Canal and Livingstone Street) and Ingham Service Road (between Parkes Street and Kings Road) from 8am on Friday 26 June 2009 to 12 noon on Tuesday 30 June 2009 for the 2009 Townsville Show.

The request has been circulated to the relevant departments of Council however formal approval is now sought from Council.

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**Officer's Recommendation >>**

That Council grant approval for temporary road closures of Parkes Street (between Woolcock Canal and Livingstone Street) and Ingham Service Road (between Parkes Street and Kings Road) for the 2009 Townsville Show by the Townsville Pastoral Agricultural and Industrial Association on the specified dates and times subject to the conditions listed in the report.

**Committee Recommendation >>**

That the Officer's Recommendation be adopted.

**CLOSED BUSINESS ITEMS**

It was moved by Councillor D Last, seconded by Councillor T Roberts, "that the Committee RESOLVE to close the meeting in accordance with Section 463(1)(e) of the *Local Government Act 1993* which permits the meeting to be closed to the public for business relating to the following:

- (e) contracts proposed to be made by it.

**CARRIED**

The Committee discussed the agenda items.

It was moved by Councillor D Last, seconded by Councillor D Bell, "that the Committee RESOLVE to open the meeting".

**CARRIED**

**6 Property Services - T5358 Fire Hydrant System to Garbutt Operations Centre - Recommendation to Award Tender**

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Authorised by >> Director Infrastructure Services  
Date >> 29 April 2009

**Executive Summary >>**

Townsville City Council has called for tenders for T5358 – Fire Hydrant System to Garbutt Operations as per the 2008/2009 capital works programme. Attached to the agenda item for Council's consideration is the recommendation report for awarding the tender.

**Officer's Recommendation >>**

1. That the report/attachment be deemed a confidential document and be treated as such in accordance with sections 250 (2) and 1143 (4) of the *Local Government*

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*Act 1993* and that the document remain confidential unless Council decides otherwise by resolution and:

2. That Contract T5358 – Fire Hydrant System to Garbutt Operations Centre be awarded to Trade Plumbing & Drainage Pty Ltd (the successful tenderer as per the recommendation report attached to the agenda item) for a lump sum offer of \$341,965.80 (including GST), included in the current 2008/2009 budget.

**Committee Recommendation >>**

That the Officer's Recommendation be adopted.

**Councillor N Marr took a seat in the Chamber.**

**7 Property Services - T5336 Airconditioning and Mechanical Ventilation Systems Maintenance Contract - Recommendation to Award Contract**

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Authorised by >> Director Infrastructure Services  
Date >> 29 April 2009

**Executive Summary >>**

Townsville City Council has called for tenders for T5336 - Airconditioning and Mechanical Ventilation Systems Maintenance Contract. This contract is planned to commence 1 July 2009 with a term of three (3) years, with an option of one (1) plus (1). Attached for Council's consideration is the recommendation report for awarding the tender.

**Officer's Recommendation >>**

1. That the report/attachment be deemed a confidential document and be treated as such in accordance with sections 250 (2) and 1143 (4) of the *Local Government Act 1993* and that the document remain confidential unless Council decides otherwise by resolution and:
2. That T5336 - Airconditioning and Mechanical Ventilation Systems Maintenance Contract be awarded to AE Smith Pty Ltd, (the successful tenderer as per the attached Recommendation Report and Tender Evaluation Sheets – Appendix A), at a yearly contract value of \$154,020.26 (including GST), commencing 1 July 2009 with a term of three (3) years, with an option of one (1) plus (1).

**Committee Recommendation >>**

That the Officer's Recommendation be adopted.

**E CONSIDERATION OF BUSINESS NOTIFIED BY A COUNCILLOR**

There was no business notified by a Councillor.

**F CONSIDERATION OF NOTIFIED MOTIONS**

There were no notified motions.

**G QUESTIONS**

There were no questions or general business.

*It was moved by Councillor B Hewett, seconded by Councillor D Crisafulli:*

*"that the report of the Infrastructure Committee meeting held on 12 May 2009 be received and the recommendations contained therein be adopted."*

**CARRIED**

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**REPORT WATER BUSINESS COMMITTEE MEETING**

**Tuesday 12 May 2009 at 12.00 PM**

**ITEMS 1 TO 12**

**PRESENT:** The Mayor, Councillor L Tyrell, Chair  
Councillor B Hewett  
Councillor V Veitch  
Councillor A Parson  
Councillor N Marr  
Councillor R Gartrell  
Councillor D Last

**OBSERVERS:** Councillor S Blom  
Councillor D Crisafulli

**A OPENING of MEETING**

The Chair, The Mayor, Councillor L Tyrell, declared the meeting open at 12.00 pm.

**B APOLOGIES and LEAVE OF ABSENCE**

There were no apologies or leave of absences declared.

**C DECLARATIONS of MATERIAL PERSONAL INTEREST and CONFLICTS OF INTEREST**

There were no declarations of Material Personal Interest and Conflicts of Interest.

**D DEPUTATIONS**

There were no Deputations.

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## **1 Water Management - Implementation of Recommendations Contained in Public Benefit Assessment Report**

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Prepared by >> Director Water and Asset Planning  
Date >> 29 April 2009

### **Executive Summary >>**

Council resolved at its meeting of Tuesday, 28 April 2009 to receive the Public Benefit Assessment Report for the water business unit and to:

- Provide the required public notice of receipt of the report; and
- Make a decision whether to not to implement any of the recommendations contained in the report at the next Ordinary Meeting to be held on Tuesday 26 May 2009.

The public notice of the report appeared in the Townsville Bulletin on 29 April 2009. It should be noted that Council is only required to provide notice and make the report available for inspection. There is no requirement to accept or consider submissions regarding the report or its recommendations.

Under s563 and s564 of the *Local Government Act 1993*, Council is required to resolve whether or not to implement any of the recommended reforms, decide an implementation timetable, and provide the Minister for Local Government with a copy of the report and a copy of the resolution.

### **Officer's Recommendation >>**

That Council resolve to:

1. Implement the recommended reform of a commercialised water business using full cost pricing principles;
2. Transition to the implementation of full cost pricing over two to three years commencing on 1 July 2009;
3. Commence the commercialised business unit operation no later than 1 July 2009;
4. Provide to the Minister a copy of the public benefit assessment report and this resolution".

### **Committee Recommendation >>**

That the Officer's Recommendation be adopted.

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## **2 Water Management - Implementation Plan for Commercialised Water Business Unit - Performance Monitoring**

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Prepared by >> Director Water and Asset Planning  
Date >> 27 April 2009

### **Executive Summary >>**

Members of the Water Business Committee have undertaken initial work in determining Key Performance Indicators (KPIs). Results of this work are included in the report attached to the agenda item. This information will be used in setting up the reporting framework for the 2009/10 Financial Year.

As a comparative feature, results of Customer Service Surveys over the last six months are also reviewed and discussed in the report attached to the agenda item.

### **Officer's Recommendation >>**

That the Water Business Committee endorse the initial selection of performance indicators for the new Water Business and note the results of the recent Customer Service surveys for the Water Management unit.

### **Committee Recommendation >>**

That the Officer's Recommendation be adopted.

## **3 Water and Asset Planning - Name and branding of Water Business Unit**

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Prepared by >> Director Water and Asset Planning  
Date >> 22 April 2009

### **Executive Summary >>**

Following amalgamation, the Council became the custodian of nearly 70 sub-brands. At its February 2009 meeting, the Council adopted a report which removed a number of sub-brands and approved the pursuit of a sub-brand for the Council's Water and Waste Water Business Unit.

The Council's water business is required to be recognised by legislators, potential employees and customers as a separate business. The water business has different operating rules and management practices to that of the Council generally.

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**Officer's Recommendation >>**

That the Council approve the Water and Wastewater Business Unit name to be *Townsville Water* and that the sub-brand attached to the agenda item be adopted.

**Committee Recommendation >>**

That the Officer's Recommendation be adopted.

**4 Water Management - Kirwan Trunk Main - Breakdown and Initial Condition Report**

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Prepared by >> Director Water and Asset Planning  
Date >> 22 April 2009

**Executive Summary >>**

The Kirwan Trunk Main (Thuringowa Drive) is a major gravity sewer main for the Condon, Thuringowa Centre, Kirwan, Greenview and part of Mt Louisa areas. Water and Asset Planning responded to a complaint of a sewage spill in the eastern footpath along Thuringowa Drive on 17 February 2009. Following remedial works, Water Management conducted a preliminary condition assessment of the Kirwan Trunk by means of CCTV investigation. The results of this investigation showed the trunk main in bad condition overall and the requirement of immediate rehabilitation or replacement.

Water Management intends to undertake the following action:

1. to undertake further condition assessments of the Kirwan Trunk main;
2. to determine a program for rehabilitation or replacement of different sections of the Kirwan Trunk main based on the condition and life expectancy of these different sections.
3. to investigate and recommend on technical solutions for rehabilitation of the Kirwan Trunk Main based on best value for money principles, minimizing traffic disruption and operational requirements.

**Officer's Recommendation >>**

That the Water Business Committee note the results of the initial investigations into the Kirwan Trunk Main failure and endorse the following actions:

1. to undertake further condition assessments of the Kirwan Trunk main;
2. to determine a program for rehabilitation or replacement of different sections of the Kirwan Trunk main based on the condition and life expectancy of these different sections.
3. to investigate and recommend on technical solutions for rehabilitation of the Kirwan Trunk Main based on best value for money principles, minimizing traffic disruption and operational requirements.

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**Committee Recommendation >>**

That the Officer's Recommendation be adopted.

**5 Water Management - Temporary Restriction of Public Access to Ross Dam Spillway**

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Prepared by >> Director Water and Asset Planning  
Date >> 27 April 2009

**Executive Summary >>**

Townsville Rockwheelers sought approval to conduct the HotRock8 hour mountain bike race at Lake Ross and to temporarily close the Ross Dam Spillway to public access during the race on 31 May 2009. In 2008 the pedestrian access to the Spillway viewing platform was retained throughout the event which necessitated the positioning of safety personnel at the spillway bridge to prevent unauthorised access.

This year, Rockwheelers sought approval to close the dam wall between the spillway and the access ramp to all pedestrian traffic for the duration of the race (8 hours). This is to further minimise the potential for an incident and remove the requirement to manage pedestrians on the dam wall.

Approval has been granted for the closure.

**Officer's Recommendation >>**

That the Water Business Committee note that there will be a temporary restriction (8 hours) of access to the Ross Dam spillway on 31 May 2009 for the holding of the HotRock8 hour mountain bike race.

**Committee Recommendation >>**

That the Officer's Recommendation be adopted.

**CLOSED BUSINESS ITEMS**

It was moved by Councillor N Marr, seconded by Councillor V Veitch Gartrell, "that the Committee RESOLVE to close the meeting in accordance with Section 463(1)(d), (e) and (h) of the *Local Government Act 1993* which permits the meeting to be closed to the public for business relating to the following:

- (d) rating concessions (Items 6, 8 and 10)
- (e) contracts proposed to be made by it (Items 7, 11 and 12)
- (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 (Item 9)

**CARRIED**

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The Committee discussed the agenda items.

It was moved by Councillor D Last, seconded by Councillor V Veitch, "that the Committee RESOLVE to open the meeting".

**CARRIED**

The Chair, The Mayor, Councillor L Tyrell advised that the Committee agreed with the following recommendations.

## **6 Water Management - Remission of Sewage Alternate Access Fee - Assessment No.12238006 - Kelso**

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Prepared by >> Director Water and Asset Planning  
Date >> 28 April 2009

### **Executive Summary >>**

The owner of a property in Kelso (Assessment no. 12238006) has expressed concern over the imposition of a Sewage Alternative Access Fee on his property. Due to an administrative oversight he was notified of the charge three years late. It is considered that the charge is correct, but in recognition of the situation, a partial remission of fees is recommended.

The Committee considered correspondence dated 10 May 2009 from the owner of the property, tabled at the meeting by the Executive Manager Water Management.

### **Officer's Recommendation >>**

1. That the report/attachment be deemed a confidential document and be treated as such in accordance with sections 250 (2) and 1143 (4) of the *Local Government Act 1993* and that the document remain confidential unless Council decides otherwise by resolution and:
2. That in recognition that Townsville City Council administrative procedures did not commence charging on this property as required in 2005 that:
  - > \$1,650.46 of annual fees that were levied, be waived, and
  - > Council provide the ability for the owner to pay the required lump sum fee (\$5,705.80) over ten (10) years at annual rate of \$716.16 per annum.

### **Committee Recommendation >>**

That the Officer's Recommendation be adopted.

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## 7 Water Management - Cancellation of Agistment Entitlement - Lake Ross Storage Area

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Prepared by >> Director Water and Asset Planning  
Date >> 27 April 2009

### Executive Summary >>

NQ Water historically permitted stock agistment within portions of the Lake Ross storage area since 1989. Stock agistment has always been under strict conditions to minimise impacts on water quality and environmental values.

Council has received the report attached to the agenda item from its Raw Water Quality Team Leader which details multiple examples of Mr Robert Van Damme's continued failure to comply with his agistment conditions. Council's Rangers are regularly in contact with Mr Van Damme seeking rectification of non-conformances which include stock straying onto the lake foreshore, movement of stock around the storage area without permission and failure to accurately report number of stock.

Mr Van Damme has a history of non-compliance and his agistment entitlements have been temporarily rescinded in the past.

On the basis of past performance, current ongoing non-compliance and concerns about the value to Council of grazing livestock in this area, it is recommended that this agistment entitlement be cancelled and Mr Van Damme be instructed to remove all stock and associated improvements from Council controlled land at Lake Ross by 30 June 2009.

Advice from Council's Legal Services confirms that the agistment conditions allow cancellation of the agistment by letter.

### Officer's Recommendation >>

1. That the report/attachment be deemed a confidential document and be treated as such in accordance with sections 250 (2) and 1143 (4) of the *Local Government Act 1993* and that the document remain confidential unless Council decides otherwise by resolution; and
2. That Council cancels the agistment entitlement within the Lake Ross storage area for Mr Robert Van Damme; and
3. That Mr Van Damme be instructed in writing to remove all stock and associated improvements from Council controlled land by 30 June 2009 otherwise stock will be impounded. Any stock remaining on Council property after that date will be impounded and sold to cover costs incurred by Council.

### Committee Recommendation >>

That the Officer's Recommendation be adopted.

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## 8 Water Management - Request Alternative Charging Methodology for James Cook University Trade Waste Charges

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Prepared by >> Director Water and Asset Planning  
Date >> 21 April 2009

### Executive Summary >>

James Cook University is requesting an amendment to the methodology in which trade waste volumes are calculated by Council, in accordance with the recommendations of the Maunsell AECOM report. James Cook University commissioned Maunsell to investigate more accurate measurement of the volume of trade waste discharged to sewer from the university complex. The report outlines the recommendations.

### Officer's Recommendation >>

1. That the report/attachment be deemed a confidential document and be treated as such in accordance with sections 250 (2) and 1143 (4) of the *Local Government Act 1993* and that the document remain confidential unless Council decides otherwise by resolution and:
2. That Council allow trade waste charges to be calculated for James Cook University on a trade waste discharge volume established from the following:
  - readings taken from water meters fitted to buildings that generate trade waste;
  - a volume of 889 kL/lab/year be used as a discharge volume.
  - washing machines discharge volumes be calculated by multiplying the litres used per wash by the revenue received for each machine.

### Committee Recommendation >>

That the Officer's Recommendation be adopted.

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## 9 Water Management - Trade Waste Lagoons

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Prepared by >> Director Water and Asset Planning  
Date >> 24 April 2009

### Executive Summary >>

Council directed the Chief Executive Officer at its February 2009 meeting to implement a number of processes in regard to the issue of the Trade Waste Lagoons at Mount Saint John Sewerage Treatment Plant.

Actions taken to date include:

1. Preparation of a Transitional Environmental Program

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2. Commencement of a Planning Report
  3. Desktop Audit of Liquid Waste

A report detailing the actions is attached to the agenda item.

**Officer's Recommendation >>**

1. That the report/attachment be deemed a confidential document and be treated as such in accordance with sections 250 (2) and 1143 (4) of the *Local Government Act 1993* and that the document remain confidential unless Council decides otherwise by resolution and:
2. That the Water Business Committee note the actions that have taken place in regard to the issue of future Liquid Waste Disposal in Townsville.

**Committee Recommendation >>**

That the Officer's Recommendation be adopted.

## **10 Water Management - Request for Dispensation to Trade Waste Charges**

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Prepared by >> Director Water and Asset Planning  
Date >> 21 April 2009

**Executive Summary >>**

McDonalds Willows' management have requested Council consider an allowance for the water component of the post mix soft drink which is not discharged to the sewer, and should be taken into account when calculating trade waste charges.

**Officer's Recommendation >>**

1. That the report/attachment be deemed a confidential document and be treated as such in accordance with sections 250 (2) and 1143 (4) of the *Local Government Act 1993* and that the document remain confidential unless Council decides otherwise by resolution and:
2. That Council approve the request for a dispensation to trade waste charges in relation to the water component of the post mix soft drink and the non discharge to sewer.
3. That Council delegate authority to the Director of Water and Asset Planning to amend Trade Waste charges to take into account water usage for post mix soft drinks to an upper value of \$2000.

**Committee Recommendation >>**

That the Officer's Recommendation be adopted.

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## 11 Water Management - Contract T5266 - Management of Biosolids at Townsville's Water Purification Plants

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Prepared by >> Director Water and Asset Planning  
Date >> 28 April 2009

### Executive Summary >>

Townsville City Council's wastewater treatment facilities located at Condon, Mt Low, Deeragun, Mt St John, Nelly Bay and Cleveland Bay currently produce on average an estimated total of 4500 dry tonnes of biosolids annually. This biosolid which is a by-product of the biological treatment process needs to be dewatered prior to disposal in order to minimise transportation costs and to provide a product that is suitable for beneficial reuse generally as a fertiliser and soil conditioner.

Biosolids dewatering and disposal from Townsville City Councils wastewater treatment facilities has traditionally been dealt with on an as required basis and dependant on individual facility requirements. The problems with this approach include the inability to adequately forecast and budget for dewatering activities, long lead times associated with the tendering process and longer lead times with site mobilisation by contractors due to other commitments.

In order to better manage a more cost efficient and reliable biosolids program, the Water and Asset Planning unit engaged Pollution Solutions and Designs Pty Ltd (PSD) to help facilitate with the production of a tender specification for an annual dewatering and beneficial reuse contract. The term of the initial contract is for a 2 year period with the possibility of a further one year extension dependant of contractor performance.

A request for tenderers was advertised for "T5266 – Management of Biosolids at Townsville's Water Purification Plants" which closed on 27 March 2009 with only two tenders submitted. Evaluation was carried out in accordance with Townsville City Council's tender evaluation guidelines using both cost and non-cost evaluation criteria. Funding for the work is from Wastewater's Operating Budget.

### Officer's Recommendation >>

1. That the report/attachment be deemed a confidential document and be treated as such in accordance with sections 250 (2) and 1143 (4) of the *Local Government Act 1993* and that the document remain confidential unless Council decides otherwise by resolution and:
- 2 That Contract T5266 - Management of Biosolids at Townsville's Water Purification Plants be awarded to Arkwood Organic Recycling.

### Committee Recommendation >>

That the Officer's Recommendation be adopted.

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**12 Water Management - Progress Status Reports - Water Supply Upgrade Project and Wastewater Upgrade Project**

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Prepared by >> Director Water and Asset Planning  
Date >> 22 April 2009

**Executive Summary >>**

The Water Management Department is currently undertaking over \$300M of large scale capital works in the next two (2) financial years. A formal Governance Structure has been set up for each of these two (2) projects and a "leadership" team monitors the performance in each project, on a monthly basis.

A high level 2 page summary of each project will be presented to the Water Business Committee meeting every month to ensure committee members are kept up to date. It should be noted that the summaries will be presented approximately six (6) weeks after the subject month.

**Officer's Recommendation >>**

1. That the report/attachment be deemed a confidential document and be treated as such in accordance with sections 250 (2) and 1143 (4) of the *Local Government Act 1993* and that the document remain confidential unless Council decides otherwise by resolution and:
2. That the Water Business Committee note the project status reports for March 2009 in regard to the Wastewater Upgrade Program and the Water Supply Upgrade Project.

**Committee Recommendation >>**

That the Officer's Recommendation be adopted.

**E CONSIDERATION OF BUSINESS NOTIFIED BY A COUNCILLOR**

There was no business notified by a Councillor.

**F CONSIDERATION OF NOTIFIED MOTIONS**

There were no notified motions.

**G QUESTIONS**

There were no questions or general business.

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***The Mayor, Councillor L Tyrell requested that Item 6 - Water Management - Remission of Sewage Alternate Access Fee - Assessment No.12238006 - Kelso, of the Water Business Committee report be dealt with separately.***

***It was moved by The Mayor, Councillor L Tyrell, seconded by Councillor D Bell:***

***"that the report of the Water Business Committee meeting held on 12 May 2009 be received and the recommendations contained therein, excluding Item 6, be adopted."***

**CARRIED**

***The Mayor, Councillor L Tyrell invited the owner of property Assessment no. 12238006 Kelso to address the meeting in respect to Item 6. The owner of the property also referred to his correspondence tabled at the meeting.***

***It was moved by The Mayor, Councillor L Tyrell, seconded by Councillor A Parsons:***

***"that Item 6 of the report of the Water Business Committee meeting held on 12 May 2009 - Water Management - Remission of Sewage Alternate Access Fee - Assessment No.12238006 - Kelso be received and :***

- 1. that Officer's recommendation no 1 be adopted; and***
- 2. that Council enter into discussions with the owner of the property to get a fair and equitable outcome."***

**CARRIED**

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**REPORT PLANNING AND ECONOMIC DEVELOPMENT COMMITTEE  
MEETING**

**Wednesday 13 May 2009 at 9.00 am**

**ITEMS 1 TO 13**

**PRESENT:** Councillor D Crisafulli, Chair  
Councillor A Parsons  
The Mayor, Councillor L Tyrell  
Councillor B Hewett  
Councillor R Gartrell  
Councillor J Lane  
Councillor V Veitch

**OBSERVERS:** Councillor N Marr  
Councillor T Roberts

**A OPENING OF MEETING**

The Chair, Councillor D Crisafulli declared the meeting open at 9.00 am.

**B APOLOGIES AND LEAVE OF ABSENCE**

There were no apologies or requests for leave of absence.

**C DECLARATIONS OF MATERIAL PERSONAL INTEREST AND CONFLICTS  
OF INTEREST**

The Chair, Councillor D Crisafulli declared a potential conflict of interest with regards to planning consultants, Brazier Motti – Item 8.

**D DEPUTATIONS**

There were no Deputations.

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**ADMINISTRATIVE SUPPORT UNIT**

**1 Administrative Support Unit - Building and Planning Approval Report  
- January to March 2009**

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Authorised by >> Director Planning and Economic Development  
Date >> 21 April 2009

**Executive Summary >>**

Internal report on the building, planning, subdivision and operational works approvals issued during the first quarter of 2009.

**Officer's Recommendation >>**

Note and endorse the building, planning, subdivision and operational works approvals for the first quarter of 2009.

**Committee Recommendation >>**

That the Officer's Recommendation be adopted.

**2 Administrative Support Unit - Removal of Fees from Fees and  
Charges Schedule**

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Authorised by >> Director Planning and Economic Development  
Date >> 22 April 2009

**Executive Summary >>**

In 2006 the Ombudsman received a complaint relating to the former Townsville City Council's Planning and Development Department charging a fee for the provision of an opinion about whether the Department of Natural Resources and Water should renew a Special Lease, and objecting to the renewal of the Special Lease.

As a result of the Ombudsman's investigation, it has been recommended that:

*Council cease to charge the fee for providing its views in relation to lease renewal applications under s. 159 of the Land Act and refund; and*

*Council identify persons charged a fee for the provision of Council's view or the views of the former amalgamated Councils for the period 2005/06 and subsequent periods, and refund the fee to each of those persons.*

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**Officer's Recommendation >>**

That Committee receives this report

**Committee Recommendation >>**

That the Officer's Recommendation be adopted.

**3 Administrative Support Unit: New Appeal lodged with the Planning and Environment Court 449 of 2008, Townsville City Council –ATS-Fairfield Land Pty Ltd AP09/0001 2-24 Stuart Drive Idalia**

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Authorised by >> Director Planning and Economic Development  
Date >> 26 March 2009

**Executive Summary >>**

On 18 December 2008, an appeal was lodged with the Planning and Environment Court against the Decision of Council to approve a development application for an Operational Works Permit associated with stages 1.3G2 and 1.3H2 at address 2-24 Stuart Drive Idalia. Land more particularly described as Lot 1005 on SP166527 and part Lot 1004 on SP78097.

**Officer's Recommendation >>**

That Council resolves to:

1. Defend the matter.
2. Delegate Authority to the Chief Executive Officer (and recommend sub-delegation) to the director, Planning & Economic Development and Legal Services to settle the Planning and Environment Court Appeal, out of court, in the event that a mutually acceptable settlement emerges relating to the above matter.

**Committee Recommendation >>**

That the Officer's Recommendation be adopted.

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**CITY PLANNING**

**4 City Plan Unit: Future Amendment 267: Reconfiguration Tables of Assessment - abandonment**

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Authorised by >> Director Planning and Economic Development  
Date >> 2 March 2008

**Executive Summary >>**

The Neighbourhood and Strategic Planning Committee at its meeting held on 6 December 2006 considered the report dated 29 September 2006. The report authorised that Council, pursuant to s2.1.5 and section 2(1) of schedule 1 of the *Integrated Planning Act 1997* (IPA), prepare an amendment to the City Plan 2005 as per the attachment (Attachment A) of the above mentioned report. The proposed amendment was to insert a default statement into the Tables of Assessment (Tables 4.1B - 4.23B – ‘Other Development’) which indicates that for Reconfigurations, Code assessment applies only where the minimum lot size is achieved. The Committee’s decision was confirmed by Council at its meeting held on 12 December 2006.

This amendment has followed the *Integrated Planning Act 1997* (IPA) Schedule 1 process for amending planning schemes, and has undergone the First State Interest Check. In response to correspondence from the Department of Infrastructure and Planning dated 10 February 2009, regarding First State Interest comments, City Plan recommends not to proceed with the proposed amendment.

**Officer's Recommendation >>**

That Council resolve to:

- Pursuant to Section 16(1)(c) of Schedule 1 of the *Integrated Planning Act 1997*, resolve not to proceed with the proposed amendment to insert a default statement into the Tables of Assessment (Tables 4.1B - 4.23B – ‘Other Development’) which indicates that for Reconfigurations, Code assessment applies only where the minimum lot size is achieved; into City Plan 2005.
- Advise the Department of Infrastructure and Planning that the proposed amendment will be abandoned.

**Committee Recommendation >>**

That the Officer's Recommendation be adopted.

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**5 City Plan Unit – Future Amendment 360 – Shaw Industrial Local Area Plan – Recommendation to Proceed with Modification**

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Authorised by >> Director Planning and Economic Development  
Date >> 8 April 2009

**Executive Summary >>**

On the 4<sup>th</sup> September 2007 the previous City of Thuringowa Council endorsed the inclusion of the Shaw Road Local Area Plan.

Following the first State Interest Check and the City Plan Unit has responded to the Whole of Governments comments. On 3 February 2009, the Minister advised Council that it may commence notification in accordance with schedule 1, section 11(2)(a) of the IPA due to State Interests not being adversely affected.

In accordance with schedule 1, section 11 and 12 Council notified the proposed planning scheme amendment from 23 February 2009 to 3 April 2009.

Council received one (1) properly made submission and will respond in accordance with schedule 1, section 17 of the IPA (Attachment 2 and 3). The submission related to a grammatical error with created ambiguity

In accordance with schedule 1, section 16 (1)(b) of the IPA, Council proposes to proceed with the proposed scheme amendment with modifications. Council will notify the Minister of the proposed amendment in accordance with schedule 1, section 18 (2) and wait for notification from the Minister in accordance with schedule 1, section 18(4).

**Officer's Recommendation >>**

1. Pursuant to Sections 14 and 17(2) of Schedule 1 of the IPA, note that one (1) properly made submission to the proposed amendment has been considered, and a response dispatched as required.
2. Pursuant to section 16(1)(b) of Schedule 1 of the *Integrated Planning Act 1997* (IPA), proceed with the proposed amendment Shaw Industrial Local with modifications.
3. Pursuant to section 18(2) of Schedule 1 of the *Integrated Planning Act 1997* (IPA), notify the Minister of Council decision to proceed with the proposed amendment with modification.

**Committee Recommendation >>**

That the Officer's Recommendation be adopted.

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**6 City Plan Unit - Future Amendment 363 - Removal of 103 Eyre Street, North Ward and Addition of 32 Nix Street, West End to Schedule 5 – Cultural Heritage Features**

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Sender >> Director Planning and Economic Development  
Date >> 6 April 2009

**Executive Summary >>**

103 Eyre Street, North Ward is currently listed in City Plan 2005, Schedule 5 – Cultural Heritage Features. This listed property has since been relocated to 32 Nix Street, West End. As a result, this amendment seeks to remove 103 Eyre Street, North Ward from Schedule 5 – Cultural Heritage Features and add 32 Nix Street, West End in order to reflect the relocation of the listed property at its new address.

**Officer's Recommendation >>**

That Council resolve to:

- 1) Pursuant to section 2.1.5 and section 2(1) of Schedule 1 of the *Integrated Planning Act 1997* (IPA), prepare an amendment to Schedule 5 – Cultural Heritage Features of City Plan 2005 to reflect the relocation of the listed property in accordance with the attachments to this report.

**Committee Recommendation >>**

That the Officer's Recommendation be adopted.

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**7 City Plan Unit - Future Amendment No. 370 - Review of Bushfire Prone Areas Code & Overlay**

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Authorised by >> Director Planning and Economic Development  
Date >> 26 March 2008

**Executive Summary >>**

There are several instances within City Plan 2005 where Map 5.4 – Bushfire Prone Areas triggers code assessment for applications which would otherwise be self assessable. Therefore, stringent planning provisions are imposed unnecessarily. The amendment essentially removes areas of land within the municipality, from Map 5.4 – Bushfire Prone Areas, where protection is not needed (where areas ground truthed by Queensland Fire and Rescue Service clearly displays a non – correlation between overlay mapping and actual site conditions, and where there is no correlation between overlay mapping and Queensland Fire and Rescue Service's Bushfire Hazard Map).

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**Officer's Recommendation >>**

That Council Resolve to:

Pursuant to section 2.1.5 and section 2(1) of schedule 1 of the *Integrated Planning Act 1997*, prepare a shortened amendment to modify Map 5.4 – Bushfire Prone Areas Overlay to remove the requirement for unnecessary assessment against this overlay, in accordance with the attachments to this report.

**Committee Recommendation >>**

That the Officer's Recommendation be adopted.

**In accordance with Section s 246A of the *Local Government Act 1993* the Chair, Councillor D Crisafulli declared a potential conflict of interest on behalf of himself, Councillor A Parsons, Councillor V Veitch, Councillor R Gartrell, Councillor B Hewett, The Mayor Councillor L Tyrell and Councillor J Lane with regards to Item 8.**

- (a) ***the nature of the conflict of interest as described by the Councillor:***  
The planning consultants, Brazier Motti donated to the (Team Tyrell) Election campaign.
- (b) ***how the Councillor dealt with the conflict of interest:***  
Councillor D Crisafulli and all other Councillors remained in the meeting and voted on the Item.
- (c) ***if the Councillor voted on the issue – how the Councillor voted:***  
Councillor D Crisafulli and all other Councillors voted as per the recommendation.

**PLANNING ASSESSMENT UNIT**

**8 PAU Minor Change to a Reconfiguration of a Lot (R360:R361) Garland Road, Burdell Application No. AN09/0037 Assessment No: 10906008**

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Authorised by >> Director Planning and Economic Development  
Date >> 1 May 2009

**Executive Summary >>**

A development application for a minor change to a Reconfiguration of a Lot to rearrange the allotment to wholly include the first stage of North Shore Shopping Centre, Burdell on Lot 1 on RP 835468 and Lot 94 on SP 143119 has been received by the Applicant >> Brazier Motti Pty Ltd - Owner >> Stockland Developments - AN09/0037 Assessment No. 10906008 and has been recommended for approval.

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**Officer's Recommendation >>**

The Council approve the application for a minor change to the existing Development Permit for Reconfiguration of a Lot - Stage 1 within Precinct 2 on land described as Lot 1 on RP835468 and Lot 94 on SP143119 at Garland Road, subject to the following conditions >>

**SCHEDULE OF CONDITIONS – PRELIMINARY APPROVAL (PRECINCT 2 and 3)**

**PROPOSAL PLAN**

1. The Precinct 2 and 3 plan must be carried out generally in accordance with:-
  - (a) (i) the approved Proposal Plan (Precinct 2 and 3) numbered 25544/95H dated 17 August, 2007; and
  - (ii) the plans, specifications, facts and circumstances as set out in the application submitted to Council;except where modified by the conditions of approval and any approval issued there under; and
  - (b) any approval issued under this approval; and
  - (c) any development permit for operational works relating to the subsequent applications for Precinct 2 and 3.

**INFRASTRUCTURE AGREEMENT**

- 2.1 The developer must in respect to subsequent development approvals for Precinct 2 and 3 comply with the "Development Infrastructure Agreement for Waterway Gardens" dated 28 March, 2007.
- 2.2 The developer must in respect to subsequent development approvals for Precinct 2 and 3 comply with the "Public Passenger Transport and Rail Transport Infrastructure Agreement" dated 14 August, 2006.

**PRECINCT 2 AND 3 PLAN - LEVEL OF ASSESSMENT AND RELEVANT CODES**

- 3.1 The Precinct 2 and 3 plan approved as part of this preliminary approval varies the level of assessment and land-use outcomes where specified in the approved Plan of Development No. 1 issued as part of the consent order on the 29 March, 2007.
- 3.2 The subsequent applications for Precinct 2 and 3 as identified on Plan 25544/95H will be assessed in accordance with the relevant codes identified in the plan of development No. 1 issued as part of the consent order on the 29 March, 2007.

**WATER SUPPLY & SEWERAGE**

- 4.1 The development must be serviced by reticulated water supply and sewerage systems in accordance with Council's adopted standards.

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### **INTERNAL ROAD NETWORK**

- 5.1 The internal road network will be subject to detailed design assessment in terms of the primary function of each type of road that influences driver behaviour, speeds, access, acoustic environment and traffic volumes that are appropriated to that function as part of subsequent development applications for Precinct 2 and 3.

### **STORMWATER DRAINAGE**

- 6.1 All external catchments discharging to the subject site must be accepted and accommodated within the development's stormwater drainage system. The development must not interfere with the natural flow of stormwater in the locality in such a manner as to cause ponding or concentration of stormwater on adjoining land or roads.
- 6.2 The developer must provide a water sensitive urban design report detailing mitigation measures proposed to reduce pollutant loads in the stormwater discharge as part of subsequent operational works applications for Precinct 2 and 3.

### **50 YEAR ARI FLOOD LEVELS**

- 7.1 The minimum floor levels for habitable rooms must be 450mm above the level of a 50 year ARI flood.
- 7.2 All lots created by the reconfiguration (excluding lots required for drainage and environmental purposes) must be constructed to be above the 50 year ARI flood level in accordance with Council's Standards.
- 7.3 The noise amelioration mound adjacent to the Bruce Highway and located over the culverts must be provided with a break to allow the flows greater than a 50 year ARI to surcharge across the culverts, unless otherwise approved by Council.

### **ELECTRICITY SUPPLY AND STREET LIGHTING**

- 8.1 The development must be provided with an underground reticulated electricity supply and overhead street lighting in accordance with Council's adopted standards.

### **DEPARTMENT OF MAIN ROADS (CONCURRENCE AGENCY)**

9. The developer must comply with conditions outlined in the Department of Main Roads (concurrence agency) letters for precinct 2 and precinct 3 dated 26 November, 2007 attached as schedule A to this reconfiguration approval.

### **DEPARTMENT OF QUEENSLAND TRANSPORT (CONCURRENCE AGENCY)**

10. The developer must comply with conditions outlined in the Queensland Transport's (concurrence agency) letter dated 4 December 2007 attached as schedule B to this reconfiguration approval.

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**DEPARTMENT OF NATURAL RESOURCES (CONCURRENCE AGENCY)**

11. The developer must comply with conditions outlined in the Department of Natural Resource's (concurrence agency) letter dated 30 October, 2007 attached as schedule C to this reconfiguration approval.

**ROAD CLOSURE**

12. Building Work must not commence on the designated area subject to the road closure as shown on Plan 25544/95H until that part of Burdell Road passing through those allotments has been closed. The land subject to the road closure that does not form part of the new arterial road can be amalgamated into the adjoining lots in accordance with the Infrastructure Agreement.

**DEFINITIONS**

In these conditions the following meanings apply:-

AGD84	Australian Geodetic Datum 1984
AHD	Australian Height Datum
AMG	Australian Map Grid
ARI	Average Recurrence Interval
AS	Australian Standard
COT	Council of the City of Thuringowa
Council	Council of the City of Thuringowa
DXF	Autodesk ® Drawing Interchange Format for computer systems
Ergon	Ergon Energy
Planning Scheme	Thuringowa City Council Planning Scheme

**Advisory Note:** Please note that as part of future development applications lodged for Precinct 2 and 3 further master planning will be requested by Council to ensure the overall commercial development is developed in a logical and sequenced manner in terms of connectivity and the mix and location of commercial and residential uses including the built form and relationship with the adjoining open space dedication.

**SCHEDULE OF CONDITIONS – DEVELOPMENT PERMIT - THREE (3) LOT RECONFIGURATION (R360/1)**

**PROPOSAL PLAN**

- 1.1 The reconfiguration of the land must be carried out generally in accordance with:-
- (a) (i) the approved Proposal Plan No. 25544/101G and date stamped 4 December 2008;
- the plans, specifications, facts and circumstances as set out in the application submitted to Council;
- the approved Plan of Development issued as part of the consent order on the 29 March, 2007 and the approved Precinct 1 Plan; and the Infrastructure Agreement entered into between Thuringowa City Council and Stockland Developments and the Infrastructure

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Agreements between Stockland Developments and Queensland Rail / Queensland Transport.

except where modified by the conditions of approval and any approval issued there under; and

- (b) any approval issued under this approval; and
- (c) any development permit for operational works relating to the subdivision.
  - a. The area of land shown as North Coast Railway (hatched in blue) on Proposal Plan No. 25544/77D must be surrendered and included as part of the new arterial road reserve prior to the sealing of the plan of survey for this reconfiguration approval in accordance with the Infrastructure Agreement.

#### **TIME FOR COMPLIANCE**

- 2. Unless otherwise specified by these conditions, the conditions must be complied with prior to approval of the Plan of Survey.

#### **PUBLIC UTILITY SERVICES**

- 3. If any existing public utility service including telephone, electricity, water, sewerage or gas needs to be altered or relocated to complete the subdivision the developer must bear the cost of alteration or relocation.

#### **OPERATIONAL WORKS**

- 4.1 Where operational works are required to be carried out for the reconfiguration, the developer must, within a period of two years from the date of this permit and prior to the commencement of any work, lodge with Council an application for a development permit for operational works. As part of such application, the developer must submit:-
  - (a) detailed and complete engineering drawings and specifications of the proposed works prepared by a civil engineer, who is both registered under the Professional Engineer's Act 2002 and is a current Registered Professional Engineer Queensland; and
  - (b) a certificate from the engineer who prepared the drawings stating that the design and specifications have been prepared in accordance with these conditions, relevant Council Codes and Planning Scheme Policies and the relevant Australian Standard Codes of Practice namely:-

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(i) Drawings	COT Aus-spec Handbook - 'Preparation of Engineering Drawings & Specifications'
(ii) Road Pavement	COT Aus-spec 1 Development Design Specification No. D2 - 'Pavement Design'
(iii) Stormwater Discharge & Drainage	COT Aus-spec 1 Development Design Specification No. D5 - 'Stormwater Drainage Design'
(iv) Bridge Structures	AUSTROADS 'Bridge Design Code'
(v) Street Lighting	Australian Standard AS 1158
(vi) Water	WSAA Water Supply Code of Australia (WSA03-2002) and Council Addendum WSA03-2002.01
(vii) Sewer	WSAA Sewerage Code of Australia (WSA02-2002) and Council Addendum WSA02-2002.01.

- c) a letter from the Electricity Service Provider stating that electricity can be readily supplied to the development.

4.2 No work must be commenced prior to issue of a development permit for operational works.

#### **BUILDING AND ACCESS ENVELOPE PLAN**

5.1 A building and access envelope plan for the proposed lots must be prepared, recognising all constraints (including underground services, corner sight distances, street furniture) and showing:-

- (a) building setbacks;
- (b) noise amenity;
- (c) the area of the footpath that can be used for vehicle access to the property;
- (d) the incorporation of footnotes in the building envelope plan that provides advice on the construction of a climatically responsive dwelling in relation to site specific characteristics of the lot including –
  - (i) a building orientation that minimises the length of external wall areas that are exposed to solar radiation;
  - (ii) an internal layout ensuring that living areas are protected from summer solar radiation (i.e. living areas orientated north to north east and service areas are oriented to the west and south);
  - (iii) building projections are used to minimise summer solar radiation to external walls (i.e. carports, large overhangs, external screens are incorporated that fully shade western and south-west facing external walls from solar radiation);
  - (iv) a building layout that maximises the capture of prevailing breezes (living area windows and doors are oriented to the north east, room layouts and internal access ways are designed to maximise cross ventilation). The building envelope plan must show the direction of prevailing breezes and the positioning of the sun in relation to the morning and afternoon as part of an orientation diagram; and

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- (v) the provision of fencing that allows breezes to pass through the barrier to ensure air flow is not restricted throughout the subdivision.
- 5.2 A preliminary plan must be submitted with the application for operational works and approved by Council prior to the issue of a development permit for those works.
- 5.3 A final plan must be submitted to and approved by Council prior to the approval of the Plan of Survey when all "as constructed" details are known including the required setbacks from sewers in accordance with Council's Policy.

#### **PARKLAND AND OPEN SPACE**

- 6.1 The developer must make an infrastructure contribution for public parks in accordance with section 9 (contribution for public parks infrastructure) of the Infrastructure agreement comprising the provision of both land and works for this stage of the reconfiguration.
- 6.2 The developer must submit an overall Public Park Hierarchy Plan for Council's approval in accordance with clause 9.2 (b) of the Infrastructure Agreement by the 3<sup>rd</sup> January, 2008.
- 6.3 As part of the embellishments for this reconfiguration stage the developer must lodge detailed parkland and landscape plans detailing park furniture proposed, pathways and surface treatment, streetscape works, entry statements (if applicable) irrigation and plant species details for Council's approval. The detailed plans should be lodged with the Operational Works application.
- 6.4 The plan of survey for this reconfiguration stage will not be released until the parkland and open space plan detailed on condition 6.3 is approved by Council and the works required for the stage must be completed within three (3) months from the release of the plan of survey or as varied and approved by Council.

#### **ROADWORKS**

- 7.1 The developer must construct all the roads in the subdivision and all the intersections to existing streets to a gravel paved asphaltic concrete surfaced standard for a 95% reliability for a 20 year design life, together with concrete kerb and channelling to each side of the street.
- 7.2 Footpaths must be topsoiled, evenly graded and grassed to the satisfaction of Council.
- 7.3 The road cross section elements are to be submitted to and approved by Council before the lodgement of the Operational Works application.
- 7.4 Roads within stage 201A and 201B must be constructed prior to the release of the Plan of Survey for Lot 316. Roads within stage 201C - including connecting roads - must be constructed prior to the release of the Plan of Survey for Lot 318.

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## **DRAINAGE**

- 8.1 The developer must construct:-
- a) underground stormwater drains sufficient to collect and carry to the Bohle River via Saunders Creek or directly to the Bohle River, all stormwater falling on and flowing onto the land, from a storm having an ARI of 2 years;
  - b) any open drains or surcharge paths necessary to convey to the point of lawful discharge, runoff from a storm having an ARI of 50 years and in excess of the capacity of the roadside and underground drainage; and
  - c) such work as is necessary to ensure that there is no concentration of, or increase in levels or velocities of stormwater discharged to lands owned by others.
- 8.2 The stormwater must be conveyed to and discharged at the point of lawful discharge being the Bohle River.
- 8.3 Drainage easements and reserves must have a minimum width of 4 metres unless otherwise approved by Council. Where a drain or surcharge path is constructed, the width must be increased to cover the width of the construction plus 1 metre of level ground above the batters on both sides in the case of easements, and 5 metres both sides in the case of drainage reserves.
- 8.4 Any external catchments discharging to the premises must be accepted and accommodated within the development's stormwater drainage system.
- 8.5 The approved development and use(s) must not interfere with the natural flow of stormwater in the locality in such a manner as to cause ponding or concentration of stormwater on adjoining land or roads.

*Advisory Note:*

*When the application is made for the Commercial Premises located south of the Community Recreation Centre Council's stormwater width flow criteria for roads will be the same however it must cater for a storm event with a 5 year ARI.*

## **FILLING AND GRADING**

- 9.1 Before the lodgement of any Operational Works application, the developer must have approved by Council a revised detailed 2D Dynamic Flood Study of Saunders Creek and the Bohle River to determine the pre and post development levels of the floodwaters having a 50 year ARI. This flood study must include any mitigation options to ensure there is no increase in the existing water levels and water velocities upstream, adjacent to and downstream of the subject land. This will enable Council to determine the minimum fill levels and the minimum floor levels for habitable rooms in dwellings erected on the land.
- 9.2 The developer must also prepare a flood study to determine the levels of floods for the roads having a 50 year ARI to enable Council to determine the minimum fill levels and the minimum floor levels for habitable rooms in dwellings erected on the land. The study must be submitted with an application for operational works.

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- 9.3 The proposed lots must be filled and compacted with approved material to a minimum level equal to the level of a 50 year ARI flood and must be evenly graded to the road frontage or an approved inter-lot drainage system at not less than 0.5% to ensure that the land is free draining.
- 9.4 If the level of fill along an adjoining property boundary exceeds 100mm a retaining wall with at least a 50mm parapet above the fill level must be constructed to the requirements of Council.
- 9.5 The minimum floor levels for habitable rooms must be the higher of 450mm above the level of a 50 year ARI flood.
- 9.6 All required mitigation works and earthworks must be completed prior to the release of the plan of survey and in accordance with the revised approved flood study as stated in Condition 9.1.

### **ELECTRICITY SUPPLY AND STREET LIGHTING**

- 10.1 The developer must prior to approval of the Plan of Survey submit a certificate from Ergon Energy (or other suitable entity) stating that satisfactory arrangements have been made with it for the provision of an underground electricity supply and street lighting to the subdivision and must provide at the developer's cost:-
- a) a reticulated underground electricity supply to each part of the subdivision in accordance with the requirements of the Electricity Service Provider; and
  - b) overhead street lighting in accordance with AS1158 and the requirements of Ergon Energy (or other suitable entity).
- 10.2 The developer must install ducting to the satisfaction of the Electricity and Telecommunications Service Providers prior to the approval of the Plan of Survey.
- 10.3 The lighting category to be applied to the lighting technical parameter requirements AS 1158:
- a) Category V5 for the new 38.0 metre wide road reserve;
  - b) Category V5 for the new 32.0 metre wide road reserve; and
  - c) Category V5 for the new 25.0 metre wide road reserve.

### **WATER SUPPLY WORKS INTERNAL**

- 11.1 The developer must provide a reticulated water supply, including service connection points, to each lot, from the point of connection to each lot in the subdivision. The water supply must be constructed in accordance with the standard design plans of Council and must meet both the maximum design flow and emergency fireflow conditions.
- 11.2 The point of connection for the supply of water from Council's water supply system is the existing reticulation water main in Bruce Highway.
- 11.3 A network analysis of the proposed subdivision must be submitted to and approved by Council to ensure that the reticulation network satisfies both the

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maximum hour design flow conditions and emergency fire flow conditions. It must be submitted with the application for operational works.

### **SEWERAGE RETICULATION INTERNAL**

- 12.1 The developer must provide a reticulated sewerage service, including service connection points inside each lot and any necessary pump stations and rising mains, from the point of connection to each lot in the subdivision. The sewerage service must be constructed in accordance with the standard design plans of Council.
- 12.2 The point of connection for the sewerage service to Council's sewerage system shall be the nearest existing sewer manhole for reticulation purposes or as agreed with Council.
- 12.3 Any proposed pump station site must be located on freehold land that is above the 1:50 year flood level.

### **WATER SUPPLY AND SEWERAGE HEADWORKS**

- 13.1 The developer must contribute in accordance with Council's Planning Scheme Policy and the Infrastructure Agreement between Council and Stockland, towards the provision of water supply and sewerage headworks. The contribution must be paid at the rate current at the time of payment. The current amount of estimated total headworks contributions for the reconfiguration are \$10,375,32 for water headworks and \$16,388.07 for sewerage headworks based on three (3) additional lots except where the contribution is varied by condition 13.2.
- 13.2 The requirements for water and sewerage headworks contributions in terms of specification, timing, construction, credits and maintenance must be in accordance with section 6 and 7 of the Infrastructure Agreement.

### **TRANSPORT AND STORMWATER CONTRIBUTIONS**

- 14.1 The developer in accordance with the Infrastructure Agreement between Council and Stockland must construct all required stormwater infrastructure at the developer's own cost prior to the sealing of the plan of survey for this reconfiguration stage.
- 14.2 The developer in accordance with the Infrastructure Agreement between Council and Stockland must construct all required road infrastructure, including Public Transport, at the developer's own cost prior to the sealing of the plan of survey for this reconfiguration stage.

### **STREET NAMEPLATES AND SIGNS**

- 15.1 Street nameplates must be erected at each road intersection, indicating the name of each street and the street numbers. The signs must be erected in accordance with the MUTCD (Manual of Uniform Traffic Control Devices) and designed to Council's standard Drawings.
- 15.2 The proposed name of any new street shall be submitted to Council for its approval prior to submission of the Engineering Drawings.

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- 15.3 Standard traffic regulatory and advisory signs must be shown on the engineering drawings and must be erected in accordance with the approved drawings and specifications.

### **BIKEWAYS**

- 16.1 The developer must contribute in accordance with Council's Planning Scheme Policy and the Infrastructure Agreement between Council and Stockland, towards the provision of bikeways. The current contribution is \$966.00 based on three (3) additional lots which must be paid at the rate current at the time of payment except where the contribution is varied by condition 16.2.
- 16.2 The developer must construct in accordance with the Infrastructure Agreement between Council and Stockland cycle and pedestrian paths. The cycle and pedestrian paths along the road network must be constructed at the developer's own cost as per the typical road cross sections shown in Schedule 4 of the Infrastructure Agreement between Council and Stockland as will be assessed by Council in terms of bikeway credits.
- 16.3 The cycle / pedestrian works required for the this reconfiguration stage in accordance with the cycle / pedestrian plan or public transport plan must be completed within three (3) months from the release of the plan of survey or as varied and approved by Council.

### **EASEMENTS AND RESERVES**

- 17.1 The developer must at its cost grant and cause to be registered on the title documents all easements or reserves over all underground drains, constructed drainage works and improved drains which are placed under the control of Council.
- 17.2 The developer must at its cost grant and cause to be registered on the title documents, all easements or reserves required by Council or other public utility entity for access to or for the provision of essential services.
- 17.3 The developer must at its cost cause to be registered surrenders of any existing easements and/or leases where necessary in connection with the subdivision.
- 17.4 The extent and location of easements, reserves and surrenders required in (17.1) to (17.3) will, as far as possible, be determined prior to issue of the development permit for operational works or upon completion of works if subsequently found necessary.

### **PERMANENT SURVEY MARKS**

- 18.1 One permanent survey mark must be installed at intervals no greater than 30 lots in accordance with the *Surveyor's Act*, with a minimum of one survey mark for each reconfiguration of 5 lots or more.
- 18.2 Council is to be provided with a copy of the relevant Permanent Mark Sketch Plans and Data Sheets, suitably completed for both Vertical and Horizontal Control Data.

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**DEPARTMENT OF MAIN ROADS (CONCURRENCE AGENCY)**

19. The developer must comply with conditions outlined in the Department of Main Roads (concurrence agency) letter dated 26 November, 2007 for this stage of reconfiguration attached as schedule D to this approval.

**DEPARTMENT OF NATURAL RESOURCES (CONCURRENCE AGENCY)**

20. The developer must comply with conditions outlined in the Department of Natural Resources (concurrence agency) letter dated 30 October, 2007 attached as schedule E to this approval.

**DEPARTMENT OF QUEENSLAND TRANSPORT (CONCURRENCE AGENCY)**

21. The developer must comply with conditions outlined in the Queensland Transport (concurrence agency) letter dated 4 December, 2007 attached as schedule F to this approval.

**NOISE AMELIORATION**

22. The noise mounds to be constructed along the southern boundary of Precinct 2 and 3 must be carried out generally in accordance with Figure 7 of the Max Winders & Associates Noise Report dated 8 August, 2007 prior to the sealing of the plan of survey for this reconfiguration.

**DEFINITIONS**

In these conditions the following meanings apply:-

MGA94	Map Grid of Australia 1994
AHD	Australian Height Datum
AMG	Australian Map Grid
ARI	Average Recurrence Interval
AS	Australian Standard
COT	Council of the City of Thuringowa
Council	Council of the City of Thuringowa
DXF	Autodesk® Drawing Interchange Format for computer systems
Ergon	Ergon Energy
Planning Scheme	Thuringowa City Council Planning Scheme

**ADVICE (Note: This is not a condition)**

This approval will lapse if the Plan of Survey has not been lodged in accordance with the requirements of Council within a period of four years from the day this permit takes effect.

Private Certifiers should not issue the developer with a certificate of occupancy, certificate of completion or certificate of currency without first receiving written acknowledgement from Main Roads confirming the developer has complied with their concurrence agency conditions attached to this approval.

**Committee Recommendation >>**

That the Officer's Recommendation be adopted.

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**9 PAU Reconfiguring a Lot - One (1) into Three (3) Traditional Residential Lots - 33 Stanton Terrace, North Ward RC07/0144 0238028**

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Authorised by >> Director Planning and Economic Development  
Date >> 21 April 2009

**Committee Recommendation >>**

That the item be withdrawn.

**10 PAU Material Change of Use for Multiple Dwelling -Impact (Additional Three (3) Bedroom Home Unit) - 33 Stanton Terrace, North Ward MI07/0089 Assessment No: 0238028**

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**Agenda Item >> 11**

Authorised by >> Director Planning and Economic Development  
Date >> 21 April 2009

**Committee Recommendation >>**

That the item be withdrawn.

**11 PAU Reconfiguration a Lot Two (2) Lot Residential Subdivision at 383 Dalrymple Road (Main), Mount Louisa RC07/0155 1401052**

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**Agenda Item >> 10**

Authorised by >> Director Planning and Economic Development  
Date >> 26 March 2009

**Executive Summary >>**

A development application for a Reconfiguration of a Lot - Two (2) Lot residential reconfiguration at Lot 14 on RP738951, situated at 383 Dalrymple Road (Main), Mount Louisa has been received by Applicant >> C Taifalos - Owners >> C Taifalos & B Christy - RC07/0155 Assessment No. 1401052 and has been recommended for refusal on the basis that a referral agency (Main Roads Department - Concurrence Agency) has directed Council to refuse the application under the requirements of the Integrated Planning Act.

In accordance with Section 3.5.12 of the *Integrated Planning Act 1997*, the assessment manager must refuse the application if a Concurrence Agency requires the application to be refused.

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**Officer's Recommendation >>**

That the application for a Reconfiguration of a Lot at Lot 14 on RP 738951, situated at 383 Dalrymple Road (Main), Mount Louisa, be refused for the following reason:

1. The Department of Main Roads Concurrence Agency Response, dated 17 April 2008 and 19 March 2009, has directed Council to refuse the development application.

**Committee Recommendation >>**

That the Officer's Recommendation be adopted.

**12 PAU (Dual Occupancy to Multiple Dwelling (Additional 1 x 3 Bedroom Unit) - Material Change of Use (Impact) Assessment) - 99 Charles Street, Vincent MI08/0114 2439051**

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Authorised by >> Director Planning and Economic Development  
Date >> 25 March 2009

**Executive Summary >>**

A Development Application for Material Change of Use of Premises (Impact Assessment) - Multiple Dwelling (1 x 3 Bedroom Unit and 2 x 2 Bedroom Units) on Lot 1 RP 721643, situated at 99 Charles Street, Vincent has been received from Applicant >> Mr Jo Prego - Owner >> Mr Jo Prego - MI08/0114 2439051 and has been recommended for approval.

**Officer's Recommendation >>**

That Council approve the application for a Development Permit for a Multiple Dwelling (1 x 3 Bedroom Unit and 2 x 2 Bedroom Units) on Lot 1 RP 721643, situated at 99 Charles Street, Vincent subject to the following conditions>>

**DEVELOPMENT PERMIT**

**MATERIAL CHANGE OF USE  
MULTIPLE DWELLING (1X3 BEDROOM UNIT AND  
2X2 BEDROOM UNITS)**

**SCHEDULE OF CONDITIONS**

**1. Site Layout**

- a) The proposed development must generally comply with plans prepared by Ecostudio Energy Efficiency Assessments as referenced in the table below, which forms part of this application, except as otherwise specified by any condition of this approval.

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Drawing Name	Drawing No.	Plan Date
Proposed Site Plan	WD4-D	3 March 2009
Proposed Floor Plan Units 1 & 2	WD5-D	3 March 2009
Proposed Floor Plan Unit 3	WD6-D	3 March 2009
Proposed Elevations Units 1 & 2	WD7-D	3 March 2009
Proposed Elevations Unit 3	WD8-D	3 March 2009
Tann Street Elevation	WD9-D	3 March 2009

- b) The proposed development must comply with all Planning Scheme requirements as applying at the date of this application, except as otherwise specified by any condition of this approval.
- c) One full set of the most up to date approved plans must be held on site, and available for inspection, for the duration of the construction phase.
- d) Car parking for Unit 3 must remain open at all times and must not be fitted with roller doors or the like.
- e) Proposed grass paver visitor parks and turn-around areas to Units 1 and 2 as depicted on Drawing WD4-D on the Charles Street frontage are hereby not approved and are to be removed and replaced with landscaping in accordance with Condition 23 of this approval, details of which are to be submitted as part of an application for Compliance Assessment.

## 2. Defined Use

The use hereby permitted must be conducted at all times in conformity with the associated definition in City Plan 2005.

## 3. Water Supply and Sewerage Headworks Contributions

The developer must pay a water supply and sewerage headworks contribution in accordance with *City Plan Policy 3 – Contributions, Section 2 – Headworks*. Payment of such a contribution must be made prior to the issuing of the Development Permit – Building Work for the development. The amount of the contribution must be calculated in accordance with the provisions of the Policy and at the rate applicable at the time payment is made.

## 4. Road Network Headworks Contribution

The developer must pay a road network headworks contribution in accordance with *City Plan Policy 3 – Contributions, Section 5 – Road Network Headworks*. Payment of such a contribution must be made prior to the issuing of the Development Permit – Building Work for the development. The amount of the contribution must be calculated in accordance with the provisions of the Policy and at the rate applicable at the time payment is made.

## 5. Breakwater Road Network Headworks Contribution

The developer must pay a breakwater road network headworks contribution in accordance with *City Plan Policy 3 – Contributions, Section 7 – Breakwater Road Network Headworks*. Payment of such a contribution must be made prior to the issuing of the Development Permit – Building Work for the development. The

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amount of the contribution must be calculated in accordance with the provisions of the Policy and at the rate applicable at the time payment is made.

**6. Stormwater Drainage Headworks Contribution**

The developer must pay a stormwater drainage headworks contribution in accordance with *City Plan Policy 3 – Contributions, Section 6 – Stormwater Drainage Headworks*. Payment of such a contribution must be made prior to the issuing of the Development Permit – Building Work for the development. The amount of the contribution must be calculated in accordance with the provisions of the Policy and at the rate applicable at the time payment is made.

**7. Street Fencing**

The 1.8 metre street fence as proposed at the Tann Street frontage is hereby **not approved**.

Should it be the intent to provide a front boundary fence along the Tann Street frontage, it must;

- \* not be more than 1.2 metres in height if forward of the building line; or
- \* no higher than 1.8 metres with openings that makes it not less than 50% transparent.

**8. Building Materials**

All buildings and structures associated with the use must be constructed from materials and/or painted or similarly treated with paint or pigment of a low reflective quality which does not cause excessive glare.

**9. Lighting**

The developer must ensure all internal and external lighting is fitted with shades and erected in a manner that ensures that adjoining premises and roads are not affected.

**10. Property Numbering**

Effective property numbers must be erected at the premises prior to the commencement of the use and be maintained to the satisfaction of the Council.

The site identification numbers should be of reflective material, maintained free from foliage and other obstructions, and be large enough to be read from the street.

**11. Drying Facilities**

The developer must provide adequate clothes drying facilities. Where applicable clothes drying facilities must be screened from any street or adjacent property.

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**12. Letterboxes**

The developer must ensure the location of the letter boxes on site is sufficient to cater for the units and is designed in such a way that enhances community safety through discouraging crime and anti-social behaviour.

**13. Screen Fencing**

- a) The screen fence proposed between the existing units and Unit 3 as marked on the approved plan Drawing No. WD4-D must be tapered for 3 metres from the Tann Street frontage to allow for adequate sight lines of vehicles exiting this unit.
- b) The developer must provide a visual screen between the site and any adjoining land occupied by a residential building or any adjoining land contained in a Residential precinct in accordance with *City Plan Policy 2 Section 4 – Screen Fencing*.

Notwithstanding the above, with the written consent of the proprietor of any adjoining land, the screen on the boundary shared with that neighbour may consist of other materials or lesser height. For such a variation the developer must submit to and be approved by Council details of the alternative screen together with the written consent of the applicable adjoining owner prior to a Development Permit for Building Work being issued.

Unless written consent is obtained from the affected adjacent property owner, the developer must not construct a fence adjacent to the property boundary where it impedes the maintenance and serviceability of an existing boundary fence. Furthermore consultation with adjoining property owners is essential so an amicable result is achieved in respect to the removal or retention of any existing adjoining fence.

The screen must be erected/planted prior to the commencement of the use and maintained thereafter to the satisfaction of the Council.

**14. Screening of Plant and Utilities**

- a) The location of the air conditioner condenser units are to be provided at ground level and must be in accordance with that shown on the Site Plan received and date stamped 10 March 2009.
- b) Plant and utilities including air-conditioners must not be visible from the street. Furthermore they must be provided with aesthetic screens prior to the commencement of the use and must be maintained thereafter to the satisfaction of Council.

**15. Noise**

The hours of construction and building work on site must be limited to between –

- \* 6.30 a.m. to 6.30 p.m. Monday to Saturday; with
- \* No work on Sundays or Public Holidays.

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**16. Refuse Facilities**

Refuse collection arrangements must be provided by the developer so as to achieve the requirements of the Multiple Dwelling Code, in accordance with *City Plan Policy 2 - Development Standards, Section 8 - Provision for Refuse Services*. In particular,

- a) The resident of each unit is responsible for the storage of their mobile garbage (wheelie) bins including recycling bins. The developer must provide storage areas that are to be suitably screened, paved, and provided with a hose cock fitted in close proximity. The bin area provided to Unit 1 as depicted on Drawing No. WD4-D must be screened so as to not be visible from the Tann Street frontage.
- b) An adequate level area is to be made available along Tann Street/Charles Street frontages for the collection of 3 mobile garbage (wheelie) bins and 3 of recycling bins (collected fortnightly). When development is operational, please contact Environmental Health Services on 4727 9003 to commence refuse service.
- c) A minimum overhead clearance of 4200mm must be provided for refuse collection. Access for the collection of the mobile garbage (wheelie) bins is not to be impeded by any overhead obstructions such as trees, wires or other structures. This minimum height clearance is to be maintained at all times.
- d) All waste generated as a result of the demolition of existing building or structures, and construction of the premises is to be effectively controlled and contained entirely within the boundaries of the site before disposal. All waste is to be disposed of in accordance with the Environmental Protection (Waste Management) Regulation 2000.

**17. Relocation and Provision of Utilities**

The developer must be responsible for any relocation and/or alteration to any public utility installation required as a result of any works carried out in connection with this development at no cost to Council.

**18. Car Parking**

- a) All car parking facilities, associated ramps and driveways must be constructed in accordance with Council Standards detailed in City Plan Policy 2 – Development Standards and must be maintained thereafter to that standard.
- b) The driveway, manoeuvring areas, car parking areas and paths inclusive of the existing two (2) units facing Charles Street, must all be constructed of:
  - \* exposed aggregate concrete;
  - \* interlocking pavers; or
  - \* other alternative aesthetically pleasing materials to be approved in writing by Council prior to a Development Permit for Building Works being issued.

- c) The developer must provide car parking on site in accordance with the approved plans, with two (2) visitor parking spaces being allowable in tandem arrangement behind the existing unit's carports.

#### **19. Stormwater Drainage**

Certification by an appropriately qualified and experienced Registered Professional Engineer of Queensland (RPEQ) of the following requirements must be submitted to and endorsed by Council prior to a Development Permit for Building Works being issued.

- a) The development site must be graded so that it is free-draining. All runoff from storms naturally falling onto this development site (including roof runoff) must be collected within the property boundaries and discharged to the lawful point of discharge. The developer must ensure that no ponding of stormwater occurs on adjacent allotments and that no stormwater formerly flowing onto this development site is diverted onto other neighbouring allotments.
- b) Overland flow paths and underground drainage must be designed so as not to directly or indirectly cause nuisance to a downstream or adjoining property.
- c) Following the completion of any works for the purposes of stormwater drainage, a stormwater drainage certificate from a Registered Professional Engineer of Queensland (RPEQ) must be submitted to and endorsed by Council. The stormwater drainage certificate must verify that the completed stormwater works associated with the proposed use has been constructed in accordance with the approved design.

#### **20. Soil Erosion Minimisation, Sediment Control and Dust Control**

- a) During the construction phase of this development the developer must be responsible for the installation and maintenance of adequate erosion and sediment control management, so as to achieve Specific Outcome SO3 of the *Works* code. The contingent design, implementation and maintenance of measures must be provided in accordance with *City Plan Policy 1 Section 12 – Soil Erosion and Sediment Control*.
- b) During the construction phase of this development the developer must be responsible for adequate mitigation measures being put in place for the suppression of dust so as not to cause a nuisance to neighbouring property.

#### **21. Roadworks and Traffic**

- a) The developer must construct a new concrete invert and crossover across the road reserve to proposed Unit 3 at the developer's expense in accordance with Council's standard drawing for *Driveway Accesses Urban Properties SD-030B*.
- b) The developer must replace the existing concrete tracks from existing concrete invert and crossover in Charles Street and must construct a new concrete driveway across the road reserve to the front property boundary at

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the developer's expense in accordance with Council's standard drawing for Driveway Accesses Urban Properties SD-030B.

- c) The developer must construct a 1.5 metre wide concrete footpath to the full frontage of the site along Charles Street inclusive of a ramp through the kerb in Tann Street in accordance with Council's standard drawings for *Typical Road Cross Sections* and *City Plan Policy 2 Development Standards*.
- d) The developer must repair/replace the kerb and channelling as necessary to repair any irregularities or breaks for the full frontage of the site along Tann Street and Charles Street in accordance with Council's standard drawing for *Kerb and Kerb & Channel Details*, to the satisfaction of Council.

## 22. Traffic Management

- a) The developer is responsible for all traffic management of the site. The contingent design, implementation and maintenance of traffic management measures during construction must be provided in accordance with *City Plan Policy 2 – Development Standards, Section 6 – TCC Variations to Aus-Spec (C201 - Control of Traffic)*.
- b) During the construction phase of the development all contractor's vehicles that are not able to be contained on site must only utilise space within the road reserve that directly fronts the subject allotment, unless otherwise approved by Council. Vehicles must not at any time obstruct footpath areas or sight lines within the vicinity of the development.
- c) All materials and machinery to be used during the construction period are to be wholly stored on the site unless otherwise agreed in writing by Council.
- d) Prior to any works commencing in the road reserve the developer must provide to Council for record purposes a traffic management plan in accordance with condition 22 a) above.

## 23. Landscaping

- a) Prior to any works commencing on site a landscaping plan is required to be submitted to and approved by Council for a compliance assessment against the applicable Landscaping Code and/or relevant approval.

The Landscape and Irrigation Design Plans must be prepared in accordance with the relevant sections of City Plan Policy 1.

As part of the landscaping plan the following items are to be included:

- \* The road reserve along Charles and Tann Streets to be turfed and provided with automated irrigation.
- \* The existing small street tree on the Charles Street frontage (near power pole) is to be included for retention on landscaping plans.
- \* The street tree which is shown on the Concept Plans as being retained on Tann Street is a large Captain Cook Tree - *Thevetia peruviana*. This tree is listed as a 'Local Pest plants for Containment'

- 
- in Council's Pest Management Plan. Parks Services will arrange for removal of this tree. This tree is not to be shown on the proposed landscape plans.
- \* Two mature street trees are to be re-established by the developer along Tann Street in the event of approval being given for the removal of street trees along Tann Street. (Note: Preference would be given to relocating the existing Frangipani on Tann Street for use as one of these street trees.)
  - \* The existing small street tree as indicated on Drawing WD4-D on the Charles Street frontage must be retained and indicated on the landscape plans as existing.
  - \* Details showing the area between the Tann Street front boundary and Unit 3 being landscaped to Council's satisfaction.
  - \* Details showing the area between the existing Unit 1 and the Tann Street frontage being landscaped to Council's satisfaction.
  - \* Details showing the area of the site located between the existing and proposed unit being extensively landscaped including a mixed height canopy using mature dense plantings to Council's satisfaction.
  - \* Details showing the area of the site located between the new unit and the adjoining property at 15 Willis Street, Aitkenvale particularly within the vicinity of the patio area being extensively landscaped including a mixed height canopy using mature dense plantings to Council's satisfaction.
  - \* Details showing the area of the site between the private courts of the existing units and the Charles Street frontage with the exception of the driveways to carports, being extensively landscaped to Council's satisfaction.
  - \* A planting schedule, showing details of all species to be used in landscaping is to be included with the plans
- b) The landscape plans must be prepared by a suitably qualified person who:
- \* is a Qualified Landscape Architect with current membership to the Australian Institute of Landscape Architects; and/or
  - \* is an experienced Landscape Designer
- c) All works must be completed in accordance with the approved landscaping plan and constructed to a standard detailed within City Plan Policy 2 – Development Standards. Following the approval of the plan, with or without amendments, the developer must implement the plan prior to the commencement of the use. Furthermore, all landscaped areas must be maintained thereafter to the satisfaction of Council.

#### 24. Compliance Assessment

In accordance with section 3.5.31A (conditions requiring compliance) of the Integrated Planning Act 1997 prior to any works commencing on site all engineering and landscaping works associated with this development are to be submitted to and approved by Council for a compliance assessment against the relevant codes as identified below:

- \* Works Code
- \* Parking and Access Code, and
- \* Landscaping Code.

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The works must comply with the provisions of these codes, detailed in Part 6, Division 4 of the City Plan and (where applicable) are to include:

- \* Earthworks
- \* Crossovers
- \* Kerb and channel work
- \* Carparking layout
- \* Landscaping including street plantings and irrigation within the road reserve
- \* Internal stormwater management
- \* Soil and sediment control measures
- \* Modification to services such as:
  - \*\* Sewerage
  - \*\* Water
  - \*\* Stormwater

All engineering designs/documentation associated with such an application must be prepared and where necessary certified by a suitably qualified/experienced person.

**PLEASE NOTE:** THE COLLECTIVE SUBMISSION OF THE DOCUMENTATION SPECIFIED ABOVE WILL RESULT IN AN EXPEDITED AND INTEGRATED RESPONSE THAT WILL BE BENEFICIAL IN PRODUCING AN OVERALL DEVELOPMENT OUTCOME.

## **ADVICE**

### **1. Strata Titling**

Upon completion of works, if the units are not to be strata titled, they will require registration under the Townsville City Council By Laws Chapter 8. Please contact Environmental Health Services for an application form.

### **2. Open Space Contribution in Lieu of Land**

Should it be the intention that the dwelling units are to be held under separate title (strata titled), the developer must pay an open space contribution in accordance with *City Plan Policy 3 – Contributions, Section 3 – Public Open Space*. Payment of such a contribution must be made prior to signing of the building format plan. The amount of the contribution must be calculated in accordance with the provisions of the Policy and at the rate applicable at the time payment is made.

### **3. Earthworks**

If the development of the subject property requires soil to be imported or exported, the developer must identify the allotments which would be used for borrowing or filling and must obtain Council approval for such works in addition to engineering approval for the development. In this regard, the developer must obtain Council approval for the route of transport, the period and time of transport during the construction phase of the development.

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**4. Environmental Considerations**

E.P.A. Requirements

Construction must comply with the Environmental Protection Act, Policies and Guidelines to prevent or minimise either environmental harm or nuisance.

**5. Water Supply**

The developer must make payment to Council to connect new water reticulation main(s) to Council's existing system. Requests for estimates for such connections are to be made to Infrastructure Planning - Water and Wastewater Business Unit and paid for prior to the works being undertaken.

**6. General Waste**

- a) It is the responsibility of the owner/occupier to provide a suitable receptacle, approved by Council for the storage and removal of waste from the premises and to place the receptacle on the street frontage before 6.00am on the designated collection day.
- b) The occupier of the serviced premises must ensure that all waste containers supplied are kept within the boundaries of the premises. The occupier must ensure that there is unobstructed access to the container for the removal of waste.
- c) All waste containers (mobile garbage bins/bulk bins) are to be returned to the approved waste storage area within the boundaries of the premises as soon as reasonably practicable after collection.
- d) The occupier/s of the premise is required to store general waste in approved containers (mobile garbage wheelie bins/bulk bins). Waste containers are to be kept in a clean state and in good repair. Waste containers are to be provided with a tight fitting lid assembly designed to prevent the ingress of pests and water.
- e) A person must not place any of the following substances/items in a waste container-
  - Liquiescent or moist material unless securely wrapped or contained to prevent leaking.
  - A material that is smouldering or a flame;
  - A matter or a thing that is alive.

**7. Asbestos Removal**

All asbestos must be removed, transported and disposed in accordance with the *Workplace Health & Safety Asbestos Advisory Standard 2005*, *Environmental Protection Act 1994* and *Environmental Protection (Waste Management) Regulation 2000*.

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**PRELIMINARY APPROVAL**

**BUILDING WORK**

**SCHEDULE OF CONDITIONS**

1. The proposed development has been assessed against the relevant provisions of the City Plan 2005. However, assessment against the Building Act 1975, the Building Regulation 2006 and the Building Code of Australia is still required.
2. An application for a Development Permit - Building Work is required for the proposed development. This application needs to be approved prior to any works commencing on the site.
3. All building work is to comply with the Building Act 1975, the Building Regulation 2006 and the Building Code of Australia.

**Committee Recommendation >>**

That the Officer's Recommendation be adopted.

**SPECIAL PROJECTS UNIT**

**13 Special Projects Unit - Affordable Housing: Housing for People with Disabilities Grant Program Application**

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Authorised by >> Director Planning and Economic Development  
Date >> 17 March 2009

**Committee Recommendation >>**

That the item be held over.

**E CONSIDERATION OF BUSINESS NOTIFIED BY A COUNCILLOR**

There was no business notified by a Councillor.

**F CONSIDERATION OF NOTIFIED MOTIONS**

There were no motions notified.

**G QUESTIONS**

There were no further questions.

The Chair declared the meeting closed at 9.25 am.

*It was moved by Councillor D Crisafulli, seconded by Councillor D Last:*

*"that the report of the Planning and Economic Development Committee meeting held on 13 May 2009 be received and the recommendations contained therein be adopted."*

**CARRIED**

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**REPORT LIFESTYLE AND COMMUNITY DEVELOPMENT COMMITTEE  
MEETING**

**Thursday 14 May 2009 at 9.00 AM**

**AGENDA ITEMS 1 TO 10**

**PRESENT:** Councillor J Lane, Chair  
Councillor S Blom  
Councillor A Parsons  
Councillor D Bell  
Councillor D Last  
Councillor N Marr  
The Mayor, Councillor L Tyrell

**OBSERVERS:** Councillor B Hewett  
Councillor R Gartrell  
Councillor V Veitch  
Councillor J Hill

**A OPENING of MEETING**

The Chair, Councillor J Lane, declared the meeting open at 9.00 am.

**B APOLOGIES and LEAVE OF ABSENCE**

There were no apologies or leave of absences declared.

**C DECLARATIONS of MATERIAL PERSONAL INTEREST and CONFLICTS OF INTEREST**

- (i) Councillor J Lane declared a material personal interest in Agenda Item 6.
- (ii) The Mayor, Councillor L Tyrell and Councillor N Marr declared a conflict of interest in Agenda Item 7.
- (iii) Councillor D Bell declared a conflict of interest in Agenda Item 8.

**D DEPUTATIONS**

There were no Deputations.

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**COMMUNITY AND ENVIRONMENT EXECUTIVE**

**1 Community and Environmental Services - Policies to Rescind**

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**Agenda Item >>**

Authorised by >> Director Community & Environmental Services  
Date >> 20 April 2009

**Executive Summary >>**

A requirement of the amalgamation of the former Townsville City Council, Thuringowa City Council and NQ Water is the review of all policies across the three entities.

Approval is sought to rescind the following policies of the former Townsville City Council:

- Entrepreneurial Activity Policy,
- Temporary Stall Permits for Charitable and Non-Profit Organisations Policy and;
- Standing Stalls Policy.

**Officer's Recommendation >>**

That Council endorse the rescinding of the following policies of the former Townsville City Council:

- Entrepreneurial Activity Policy,
- Temporary Stall Permits for Charitable and Non-Profit Organisations Policy and;
- Standing Stalls Policy.

**Committee Recommendation >>**

That the Officer's Recommendation be adopted.

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**CORPORATE COMMUNICATIONS**

**2 Corporate Communications - V8 Supercar Festival Committee Meeting Minutes 26 March 2009**

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**Agenda Item >>**

Authorised by >> Director Corporate Services  
Date >> 23 April 2009

**Executive Summary >>**

Council in its meeting held 24 June 2008 adopted the recommendation to form the V8 Supercar Festival Committee. The Committee has been formed and has met monthly since its inaugural meeting held Thursday 25 September 2008. The Minutes of the meeting held on 26 March 2009 are attached to the agenda item for Council's consideration.

**Officer's Recommendation >>**

For the information of the Lifestyle and Community Development Committee.

**Committee Recommendation >>**

That the Officer's Recommendation be adopted.

**COMMUNITY PLANNING AND SERVICES**

**3 Community Development - Early Years Information Service**

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**Agenda Item >>**

Authorised by >> Director Community & Environmental Services  
Date >> 14 April 2009

**Executive Summary >>**

The Early Years Information Service has been funded through Communities for Children - Townsville West, under the Federal Government's Stronger Families and Communities Strategy since 2006 to strengthen families and communities by developing and implementing programs, undertaking community engagement and training, and creating models of practice that promote sustainability, social justice and community leadership. The service offers support and information to families at a practical level, in a family friendly environment. The Commonwealth Government has reiterated its commitment to families through the release of the Family Support Program, which will take the place of Stronger Families and Communities Strategy. It

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has been indicated that funding of no less than \$205,000 will be offered per annum for three years to continue to deliver the program within the Townsville community. In addition, a partnership with Qld Health has resulted in weekly Child Health Outreach Services being offered from the EYIS on an ongoing basis. Qld Health is offering \$40,000 per annum for three years to assist with funding of the service. Approval is sought from Council to continue to deliver the Early Years Information Service subject to official written confirmation of funding.

**Officer's Recommendation >>**

1. That Council endorse the continuation of the delivery of the Early Years Information Service for the 2009/10 – 2011/12 period subject to official written confirmation of funding.
2. That Council endorse the continuation of the partnership between Qld Health and Early Years Information Service as outlined in the letter of offer by Qld Health.

**Committee Recommendation >>**

That the Officer's Recommendation be adopted.

**Councillor Bell thanked Katrina Krogh, Coordinator Early Years Information Service for all her hard work.**

#### **4 Community Development - Home Services - Proposed Restructure of Lawn Mowing Program**

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**Agenda Item >>**

Authorised by >> Director Community & Environmental Services  
Date >> 7 May 2009

**Executive Summary >>**

Home Services is proposing to restructure the Lawn Mowing Service by introducing a voucher system to replace the current system.

In 2005, Home Services began to investigate the option of restructuring the Lawn Mowing Service. This proposal provides a rationale, restructured service outline and an implementation process towards introducing a voucher system for lawn mowing services on a trial basis for a 2 year period. A review of the system would be conducted after 12 months and again at the end of the trial period.

**Officer's Recommendation >>**

That Council approve the introduction of the voucher based system for the Home Services lawn mowing service, as outlined in this report, on a trial basis for 2 years, to commence 1 July 2009.

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**Committee Recommendation >>**

That the Officer's Recommendation be adopted.

The Committee noted that an assessment of the voucher system will be done at the end of the 2 year trial period and if successful it will be continued.

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**5 Community Development - Partnership and Sponsorship Requests for Support 2008/2009**

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**Agenda Item >>**

Authorised by >> Director Community and Environmental Services  
Date >> 6 May 2009

**Executive Summary >>**

Council has received applications for funding through the Community Grants Scheme, Partnership and Sponsorship program. The Partnership and Sponsorship program aims to assist Townsville organisations to provide community, cultural development and sport and recreation services and activities by providing funding for capital costs, events programs and operational expenses. Applications are assessed progressively throughout the financial year. This report provides an assessment of nine (9) applications received.

**Officer's Recommendation>>**

Council approve the allocation of funding to applicants for this assessment of the Partnership and Sponsorship Grant Program as detailed in the following table:

<b>Applicant</b>	<b>Project/Activity</b>	<b>Recommend (ex GST)</b>	<b>Program</b>	<b>Account</b>
Rollingstone & District Lions Club Inc.	Support for the 2009 Pineapple Festival to be held in Rollingstone in October 2009	\$2,500	Community Initiative	31.3551.011 .2247.00
Palmer Street Traders Association Inc.	Event sponsorship of the 'Palmer Street Pit Lane' Festival to held in conjunction with the Townsville 400, V8 Supercar Race on 10-12 July 2009	\$15,000	Community Initiative	31.3551.011 .2247.00

**Committee Recommendation >>**

That the Officer's Recommendation be adopted.

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**In accordance with Section s 244(1) of the *Local Government Act 1993* Councillor J Lane declared a material personal interest in Agenda Item 6. Councillor J Lane left the Chamber during discussion and voting in respect to this item.**

**Councillor A Parsons assumed the Chair.**

**6 Community Development – Regional Arts Development Fund (R.A.D.F.) March 2009 R.A.D.F. Committee Assessments and Recommendations**

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**Agenda Item >>**

Authorised by >> Director Community & Environmental Services  
Date >> Thursday, 7 May 2009

**Executive Summary >>**

On Wednesday, April 22, the R.A.D.F. Committee convened to assess the March 2009 round of applications. Twenty-seven applications were received - five more than the previous round. Of the 27 received in this round, two-thirds were approved for funding; one-third not approved. The amount available to the R.A.D.F. Committee to disburse for this round was \$96,681.00. The total amount of the financial allocation for the March 2009 round is \$80,290.00. The remainder of \$16, 391.00 is to be carried over to the forthcoming July 2009 round.

In the March 2009 round four categories were applied to with Building Community Cultural Capacity yielding the highest number of applications (ten), followed by Concept Development (four), Cultural Tourism (three) and Developing Regional Skills (one).

The objectives of these categories vary. Building Community Cultural Capacity is for community groups to engage a professional artist or artswoker to work with them on developing their arts practice or to run arts development workshops or community projects. Concept Development is for the development of arts research ideas and project proposals to the implementation stage, and to identify funding sources outside the Regional Arts Development Fund to implement project proposals. Cultural Tourism relates to projects and activities that focus on communities' locally distinct arts, culture and heritage both for members of that community and for visitors. Developing Regional Skills is for the benefit of individual professional artists and artswokers to attend professional development seminars or activities; masterclasses; mentorships with recognised arts and cultural peers; and placements with recognised arts and cultural organisations.

**Officer's Recommendation >>**

That Council ratify the recommendations made by the R.A.D.F. Committee pertaining to the projects/activities and their financial allocations outlined above to be debited from account number 31.3552.011.2247.00.

**Building Community Cultural Capacity**

Lifeline Community Care	Engagement of professional artists to develop and run a series of workshops in dance, drama and music to suit the interests, skills and learning requirements of young people with a disability	\$4,070.00
Gail Mabro	Master printmaker Theo Tremblay will conduct a five-day workshop in mono-printing techniques for local indigenous Australian artists	\$2,650.00
Camerata of Saint John's	Camerata of Saint John's string ensemble will teach at the A.F.C.M. Youth Winterschool on the campus of Townsville Grammar School, and will showcase the results of the workshops in two public performances	\$8,000.00
Ethnic Community Care Links	A series of workshops facilitated by Spanish-born artist Concepcion Mendiola for culturally and linguistically-diverse (C.A.L.D.) people with a disability and ageing carers to produce a mosaic depicting the cultures of the participants for display during 2009 Townsville Disability Action Week	\$2,750.00
Townsville Oratorio Choir	Three professional soloists from Brisbane and one Townsville soloist will work with Townsville Oratorio Choir to bring to public performance standard Handel's MESSIAH	\$5,416.00
Townsville State High School	Artists and artworkers will showcase their artforms by holding workshops, demonstrations, performances and discussion about the creative industries to students at Townsville State High School	\$1,775.00
North Queensland Potters Association	Hosting a large-scale ceramic sculptural workshop with Jim Robinson, one of England's master sculptors in public art	\$1,470.00
Extensions Youth Dance	Open access creative arts workshop series called Connections for able-bodied young people and disabled-bodied young people	\$6,136.00
Freedom Street (Sally Ebringer)	Art therapeutic workshops for people experiencing hardship and grave difficulty in life that will culminate in an exhibition drawing attention to the plight of some communities in our society during national Homeless Persons Week 2009	\$4,035.00
The Youth Network	Employment of a professional photographer and digital media worker to develop the skills of young people interested in photography	\$1,700.00

**Concept Development**

Kate Hooper	Researching 'understanding the mind behind antisocial behaviour and the nexus between real life crime and television' for further development into a play script	\$6,000.00
Magnetic Island History & Craft Centre	Development of a plan to expand, catalogue, house, maintain and provide access to Magnetic Island History & Craft Centre museum collection and source funding	\$1,969.00
Tropic Sun Theatre	Development of musical and textual score via the experimentation of musicians and actors for a two-week period to record, site-specifically, sounds, words and music in townships in western Queensland	\$9,656.00
Stephen de Jersey Architect	An exploration of the artistic and design potential of a number of redundant spaces in urban Townsville	\$7,500.00

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**Cultural Tourism**

The Place Street Press	Production of a free newspaper distributed in North Queensland to key industry people that not only promotes music, arts and youth culture but Townsville also. In order to fulfil this grant agreement the R.A.D.F. programme will be advertised in the newspaper.	\$6,325.00
3E Innovative	Researching, designing, producing and distributing brochure and web-link of Townsville Arts Guide for a 12 month period	\$5,000.00
Margot Douglas & Alison M <sup>c</sup> Donald	Collaboration between sculptor and jeweller to explore commonalities between practices of recycling found objects using Qld. architectural elements as a reference for research and product development during an artist in residence programme at Pinnacles Gallery, Riverway Arts Centre	\$5,000.00

**Developing Regional Skills**

Maverick Fox	Return travel from Palm Island, accommodation and per diems to permit participation in a five-day mono-printing workshop at Umbrella Studio	\$840.00
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**Committee Recommendation >>**

That the Officer's Recommendation be adopted.

**Councillor J Lane resumed the Chair.**

In accordance with Section s 246A of the *Local Government Act 1993* The Mayor, Councillor L Tyrell and Councillor N Marr declared a conflict of interest in Agenda Item 7.

- (a) *the nature of the conflict of interest as described by the Councillor:*  
The Mayor, Councillor L Tyrell is a patron of the North Thuringowa Rugby League Football Club and the Townsville Marksmen Rifle Club Inc. Councillor N Marr is a patroness of Townsville Hockey.
- (b) *how the Councillor dealt with the conflict of interest:*  
The Mayor, Councillor L Tyrell, Councillor N Marr and all other Councillors remained in the meeting and voted on the Item.
- (c) *if the Councillor voted on the issue – how the Councillor voted:*  
The Mayor, Councillor L Tyrell, Councillor N Marr and all other Councillors voted as per the recommendation.

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## 7 Community Development - Sport & Recreation Facility Assistance Program March 2009 Round

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### Agenda Item >>

Authorised by >> Director Community & Environmental Services  
Date >> 5 May 2009

### Executive Summary >>

The Sport and Recreation Facility Assistance Program aims to assist Townsville organisation to provide quality sport and recreation opportunities for the community by contributing funds for the development of sport and recreation facilities.

The 2008/2009 budget for this program is seventy-thousand dollars (\$70,000) which is to be distributed in two (2) rounds (\$35,000 per round). A total of twenty-two thousand nine hundred and eighty-two dollars (\$22,982) is to be carried over from the October 2008 round. The total to be distributed through the March 2009 round is fifty-seven thousand eight hundred and ninety-two dollars (\$57,892). Funding of five hundred dollars (\$500) to ten thousand dollars (\$10,000) is available for facility projects.

Through the March 2009 round Council has received eight (8) applications requesting a total of one hundred and twelve thousand two hundred and forty-two dollars (\$112,242). It is recommended that Council provide financial support for five (5) of these applications for a total of twenty-one thousand and seventy dollars (\$21,070).

This program has made a significant impact on the development of sport and recreation facilities in our community. Since the Sport and Recreation Facility Assistance program's establishment in 1998 a total of six hundred and fifty eight thousand six hundred and forty-six dollars (\$658,646) has been distributed across forty-one (41) different sports for one hundred and forty-one (141) projects.

### Officer's Recommendation >>

That Council approves funding for the organisations listed below for their applications made through the March 2009 Round of the Sport and Recreation Facility Assistance Program, totalling \$21,070 (ex GST). To be debited from a/c 31.3551.011.2247.00

Organisation	Summary of Project	Recommendation (ex GST)
North Thuringowa Rugby League Football Club	Purchase and install bollards at Peggy Banfield Park as a barrier system to stop unauthorized vehicles	\$7,800
Townsville Marksmen Rifle Club Inc.	Seed funding towards the construction of a clubhouse facility to be built at the club in Harvey's Range	\$5,000
Black River Pony & Hack Club Inc.	Towards material costs to upgrade ten horse stall fences at the club at Black River	\$4,685

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Townsville Area Woodturners Association Inc.	Towards external and internal upgrades including paint, floor varnish and external sheeting for the clubhouse at Gill Park	\$2,500
Alligator Creek Bowls Club Inc.	Towards material costs for the removal of mould from the club's bowling green located at Alligator Creek	\$1,085
	<b>Total</b>	<b>\$3,585.00</b>

**Committee Recommendation >>**

That the Officer's Recommendation be adopted.

**In accordance with Section s 246A of the Local Government Act 1993 Councillor D Bell declared a conflict of interest in Agenda Item 8.**

- (a) ***the nature of the conflict of interest as described by the Councillor:***  
Councillor D Bell is a patroness of Townsville Gem and Mineral Club Inc.
- (b) ***how the Councillor dealt with the conflict of interest:***  
Councillor D Bell and all other Councillors remained in the meeting and voted on the Item.
- (c) ***if the Councillor voted on the issue – how the Councillor voted:***  
Councillor D Bell and all other Councillors voted as per the recommendation.

**8 Community Development - Community Organisations Grants Program March 2009 Round Recommendations**

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**Agenda Item >>**

Authorised by >> Director Community & Environmental Services  
Date >> 30 April 2009

**Executive Summary >>**

The Community Organisations Grant Program provides grants up to five thousand dollars (\$5,000) to assist community organisations to make a positive contribution to the quality of life for Townsville residents by providing funding for social service and community development activities, programs and/or services as well as facilities and/or equipment.

This program has three (3) rounds in July, October and March of each year, with forty thousand dollars (\$40,000) available for distribution in each round. The balance of twelve thousand seven hundred and twenty-one dollars (\$12,721) remaining from the October 2008 round will be distributed through the March 2009 round of the Community Organisations Grants Program.

Through the March 2009 round of the Community Organisations Grants Program, Council has received thirty-three (33) applications requesting a total one hundred and

thirty-three thousand and twenty-five dollars and thirty-five cents (\$133,025.35). The grant applications received in this round have been assessed and it is recommended that Council fund twelve (12) applications totalling nineteen thousand seven hundred and sixty-five dollars (\$19,765).

**Officer's Recommendation >>**

That Council approve the amounts recommended for the March 2009 round of the Community Organisations Grants Program as detailed in the following table. To be debited from account 31.3555.011.2247.00

Organisation	Project/Activity Details	Recommend (ex GST)
Spinal Injuries Association Inc.	Program costs of the 2009 Spinal Education Awareness Team (SEAT) program to be run in local schools	\$5,000
Wee Care Family Inc.	Towards the 35 year celebration fun day to be held 27 June 2009 at the centre in Railway Estate	\$4,000
The Jessica Namok Fund (auspiced Townsville PCYC)	Towards the 2009 'Save the Last Dance' event at the Townsville PCYC on 6 June 2009	\$2,000
Bluewater Community Association Inc.	Towards the cost of hosting the 2009 Townsville Northern Beaches Seniors Luncheon to be held Friday 7 August 2009 at the Bluewater Community Centre	\$2,000
Kith and Kin Association Ltd.	Towards the cost of Artworks! Weekly art workshops for adults with a disability held at the Wulguru Community Centre during 2009	\$2,000
North Qld Domestic Violence Resource Service (auspiced Coalition of Criminal Assault in the Home (NQ) Inc)	Towards the cost of the 2009 'Rock Out Against Domestic Violence' event to be held at Townsville PCYC on 15 May 2009	\$1,700
Camp Quality (North Qld)	To purchase a trailer to be used for Camp Quality Camps to transport games, activity equipment and tents	\$1,575
Friends of the Theatre	Towards an entertainment afternoon for seniors at the Pimlico Performing Arts Centre during Seniors Week 2009	\$750
Reef Check Australia	Towards "Reef IQ" educational program and workshops to be run throughout 2009 with local young people	\$500
Inclusion Works	To cover the cost of computer website training for volunteers of the association	\$240
	<b>Total Recommended (ex GST)</b>	<b>\$19,765.00</b>

**Committee Recommendation >>**

1. That the Officer's Recommendation be adopted.
2. That Council approve the following amount for the March 2009 round of the Community Organisations Grants Program as detailed in the following table. To be debited from account 31.3555.011.2247.00

Townsville Greyhound Racing Club inc.	Sponsorship over the next financial year of Greyhound Racing Carnival	\$2,500.00
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## 9 Community Development - IPA Aspire Youth Career Grants March 2009 Round Recommendations

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### Agenda Item >>

Authorised by >> Director Community & Environmental Services  
Date >> 1 May 2009

### Executive Summary >>

The IPA Aspire Youth Career Grant program aims to assist young people in Townsville (aged 15 - 23) to achieve their dream careers by providing funding to assist with training, further education, resources and career related experiences.

This program has three rounds in July, October and March of each year, with a total of eighty thousand dollars (\$80,000) available for distribution.

Through the March 2009 round of the IPA Aspire Youth Career Grant program has received forty (40) applications requesting a total of sixty-nine thousand two hundred and six dollars (\$69,226). The grant applications received in this round have been assessed and it is recommended that Council fund twenty (20) applications totalling thirty-one thousand seven hundred and nineteen dollars (\$31,719.00).

This report presents the recommendations for applications received in the March 2009 round. IPA Personnel is Council's partner and provides fifty percent (50%) of the program funding (\$40,000) per financial year.

### Officer's Recommendation >>

That Council approve the amounts recommended for the March 2009 round of the IPA Aspire Youth Career Grant program as detailed in the following table. To be debited from a/c 31.3553.011.2247.00

Name	Dream Career	Activity	Recommend (ex GST)
Alisha Fong	Professional Clarinettist	Towards travel, accommodation, tuition, books and exam fees to attend music camps in Brisbane (including the Honours Ensemble Program at Qld Conservatorium) and Rockhampton during 2009	\$2,000
Eric Nash	Professional Artist/Curator	Costs associated with a James Cook University art tour of Europe to include the 53 <sup>rd</sup> Venice Biennial during June and July 2009	\$2,000
Jade Williams	Orchestral Musician and Music and Drama Teacher	To purchase a tailored intermediate flute for orchestral performances	\$2,000
Jamil Kasimir Alan Zierl	Feature Film Maker	Towards travel expenses for a working trip to Berlin to work on feature films in June 2009	\$2,000

<b>Name</b>	<b>Dream Career</b>	<b>Activity</b>	<b>Recommend (ex GST)</b>
Kate Lethbridge	Commercial Pilot	Towards the cost of lessons, textbooks and exams to become a Commercial Pilot	\$2,000
Lachlan Lynch	Commercial Pilot	Towards the cost of lessons, textbooks and exams to become a Commercial Pilot	\$2,000
Tiffany Hone	Fashion Designer	Course fees and associated costs to complete a fashion design course in Brisbane in 2010	\$2,000
Jacqui Dyson	Animator	To purchase relevant computer programs to complete a TAFE course in animation in 2009	\$1,983
Luke Pickler	Singer/ Dancer	To purchase a wireless microphone and 1 term of singing lessons to perform live singing/dancing performances in a cover band	\$1,950
Ryan Destefani	Electrical Engineer	To purchase parts and equipment to be used to pursue a career as an Electronics Engineer	\$1,946
Hayley Farlow	Photographer	To purchase a digital SLR Camera to pursue a career as a professional photographer	\$1,799
Rachael Moon	Veterinarian	Towards travel costs to New Zealand and Dubbo for the practical component of her degree in Veterinary Science and to purchase surgical instruments	\$1,610
Jessica Winton	Classical Music Performer or Instrumental Teacher	Towards the cost of airfares to Hobart and master classes in the Viola to pursue a career as a professional musician	\$1,600
Maia Armstrong	Air force Pilot	Towards the cost of airfares to New Zealand to complete a pilots course to become a pilot in the Royal New Zealand Air force	\$1,600
Carla Mulligan	Professional Musician	Towards airfares, accommodation, travel and event fees for the Pimlico State High School Tour to Sydney to participate in the International Music Festival from 5 to 17 July 2009	\$1,430
Teagan Crane	Dancer	To compete at the South Pacific Dance Championships and to attend a dance master class in Sydney in September 2009	\$1,350
Cynthia Clarke	Physiotherapy and Theatrical Performer	Towards registration fees, singing lessons and accompaniment to complete a grade 7 singing examination with the Australian Music Examinations Board (AMEB) in 2009	\$950
Brooke Taylor	Accountant	Towards the cost of modules and resources to complete a TAFE diploma in Finance	\$760

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<b>Name</b>	<b>Dream Career</b>	<b>Activity</b>	<b>Recommend (ex GST)</b>
Emma Chatterton	Veterinarian	Towards travel costs for a farm placement in Brisbane from 2 to 17 July 2009	\$528
Meghan Beere	Doctor	To complete an Undergraduate Medicine and Health Sciences Admission Test (UMAT) in Brisbane on 29 July 2009 study medicine at university	\$213
		<b>Total Recommended (ex GST)</b>	<b>\$31,719.00</b>

**Committee Recommendation >>**

That the Officer's Recommendation be adopted.

**GALLERY SERVICES**

**10 Gallery Services - Townsville Museum Report**

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**Agenda Item >>**

Authorised by >> Director Community & Environmental Services  
Date >> 7 May, 2009

**Executive Summary >>**

As part of the funding arrangement with Council, the Townsville Museum and Historical Society is required to submit quarterly reports on its operation. The report is for the 3<sup>rd</sup> quarter of the 08/09 financial year.

**Officer's Recommendation >>**

For the information of the Committee

**Committee Recommendation >>**

That the Officer's Recommendation be adopted.

The Committee noted the verbal comments of the Mayor, Councillor L Tyrell on the inspection of Jezzine Barracks to see if it complies with the Heritage Register.

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**E CONSIDERATION OF BUSINESS NOTIFIED BY A COUNCILLOR**

There was no business notified by a Councillor.

**F CONSIDERATION OF NOTIFIED MOTIONS**

There were no notified motions.

**G QUESTIONS**

There were no questions.

**GENERAL BUSINESS**

**(i) Verbal Comments Manager Gallery Services - War Memorial Exhibition**

The Committee noted the verbal comments of the Manager Gallery Services who advised that the unframed prints from the recent War Memorial Exhibition have been donated to the Gallery.

**(ii) Verbal Comments Manager Community Development - Launch of Senior's Guide to Council**

The Committee noted the verbal comments of the Manager Community and Planning Services on the launch on Friday 15 May 2009 of the **Seniors Guide to Council**. This guide provides Townsville seniors with brief information on the diverse range of council services that are available to seniors and how these services can be accessed by seniors and their families. The second edition of the guide updates information on services available across the whole of the city and updates information contained in the previous edition of the guide.

**The Chair declared the meeting closed at 9.53 am.**

***It was moved by Councillor J Lane, seconded by Councillor A Parsons:***

***"that the report of the Lifestyle and Community Development Committee meeting held on 14 May 2009 be received and the recommendations contained therein be adopted."***

**CARRIED**

**In accordance with Section s 246A of the *Local Government Act 1993* Councillor J Lane declared a conflict of interest with regards to Item 6 - Community Development – Regional Arts Development Fund (R.A.D.F.) March 2009 R.A.D.F. Committee Assessments and Recommendations.**

- (a) *the nature of the conflict of interest as described by the Councillor:***  
Councillor J Lane is a Patron of the North Queensland Potters Association.
- (b) *how the Councillor dealt with the conflict of interest:***  
Councillor J Lane remained in the meeting and voted on the Item.
- (c) *if the Councillor voted on the issue – how the Councillor voted:***  
Councillor J Lane voted as per the recommendation.

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**REPORT CORPORATE GOVERNANCE COMMITTEE MEETING**

**Monday 18 May 2009 at 9.30 AM**

**AGENDA ITEMS 1 TO 8**

**PRESENT:** Councillor N Marr, Chair  
Councillor D Bell  
Councillor D Crisafulli  
Councillor J Hill  
Councillor T Roberts  
The Mayor, Councillor L Tyrell  
Councillor R Gartrell (as indicated)

**OBSERVERS:** Councillor A Parsons  
Councillor V Veitch  
Councillor J Lane

**A OPENING of MEETING**

The Chair, Councillor N Marr, declared the meeting open at 9.30 am.

**B APOLOGIES and LEAVE OF ABSENCE**

There were no apologies or leave of absences declared.

**C DECLARATIONS of MATERIAL PERSONAL INTEREST and CONFLICTS OF INTEREST**

There were no declarations of Material Personal Interest and Conflicts of Interest.

**D DEPUTATIONS**

There were no Deputations.

**Councillor R Gartrell took a seat in the chamber during discussion on Agenda Item 1.**

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**EXECUTIVE**

**1 Executive - Staff Recruitment Contract Review**

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Prepared by >> Chief Executive Officer  
Date >> 11 May 2009

**Executive Summary >>**

The former Townsville City Council had a contract arrangement in place which effectively gave exclusive staff recruitment and labour hire responsibility to the firm IPA which has its head office in Townsville.

The contract commenced in 2004 and was modified in 2005 for a three year term ended 30 September 2008. At the time of amalgamation this contract was extended to apply to the whole of the new Council. Due to the workloads associated with amalgamation the contract term was extended firstly six months to 31 March 2009 then a further three months till 30 June 2009 to allow time to review the benefits or otherwise of the contract arrangements.

The contract arrangement has now been reviewed and it is recommended below that Council takes over the responsibility of staff recruitment while continuing to outsource labour hire requirements.

**Officer's Recommendation >>**

That Council note:

- a. the contents of this report;
- b. that Council has resolved to seek tenders for List of Providers for labour hire services; and
- c. that the Recruitment Services Agreement with IPA will expire on 30 June 2009 and that the Chief Executive Officer has commenced arrangements to provide staff recruitment services in-house from that date.

**Committee Recommendation >>**

That the Officer's Recommendation be adopted.

**2 Executive - Mayor's Discretionary Fund Report 1 July 2008 to 28 February 2009**

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Prepared by >> Director Corporate Services  
Date >> 24 March 2008

**Executive Summary >>**

The Mayor's Discretionary Fund aims to assist individuals, community organisations, corporations or spheres of Government by providing a donation of funds so that they can make a positive contribution to the community. The donations are approved by the

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Mayor, the Councillor making the request on behalf of the applicant and the Chief Executive Officer or the Director Corporate Services.

**Officer's Recommendation >>**

For the information of Council, the following report presents a summary of the total donations being \$4,110, approved through the Mayor's Discretionary Fund since 1 July 2008 until 28 February 2009.

**Committee Recommendation >>**

That the Officer's Recommendation be adopted.

**Executive Manager Finance tabled a progress report 2008/09 Financial Statements.**

**FINANCE**

**3 Finance - Progress Report - 2008/09 Financial Statement Preparation**

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Prepared by >> Director Corporate Services

Date >> 7 May 2009

**Executive Summary >>**

At the Audit Committee held on 3 March 2009 the Committee asked the Executive Manager Finance to provide updates to the Corporate Governance Committee about the progress of the preparation of the 2008/09 Financial Statements. The Executive Manager Finance will provide a progress report to the committee on the preparation of the 2008/09 Financial Statements.

**Officer's Recommendation >>**

That Council note the 2008/09 Financial Statement preparation Progress Report presented by the Executive Manager Finance.

**Committee Recommendation >>**

That the Officer's Recommendation be adopted.

**Executive Manager Finance tabled the 08/09 Budget Variance Total Council.**

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**4 Finance - Budget Variance Report for the whole of Council April 2009**

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Prepared by >> Director Corporate Services  
Date >> 7 May 2009

**Executive Summary >>**

Executive Manager Finance will table the Budget Variance Report for the whole of Council for April 2009.

**Officer's Recommendation >>**

That Council note the Budget Variance Report for April 2009.

**Committee Recommendation >>**

That the Officer's Recommendation be adopted.

**Executive Manager Human Resources tabled a revised version of the Code of Conduct for Staff.**

**HUMAN RESOURCES**

**5 Human Resources - Code of Conduct for Staff**

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Prepared by >> Director Corporate Services  
Date >> 2 April 2008

**Executive Summary >>**

The Code of Conduct for Employees shall apply to all Council personnel including relevant Contractors, Sub Contractors and Agents including Volunteers. The objective of this Code is to provide a set of standards and guidelines concerning the manner in which employees conduct themselves in relation to their employment at Council.

The Code is a valuable reference document for employees and a document which seeks to prevent matters such as misconduct, corruption and fraud.

**Officer's Recommendation >>**

That Council endorse the adoption of the Code of Conduct for Employees; and

That Council endorse the rescinding of the following policies which are no longer required once the new Code of Conduct for Staff is approved:

Former Townsville City Council

- Code of Conduct (Staff),
- External Employment ; and

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Former Thuringowa City Council

- Code of Conduct; and

Former NQ Water

Code of Conduct

**Committee Recommendation >>**

That the Officer's Recommendation be adopted.

**GOVERNANCE AND CORPORATE PLANNING**

**6 Governance and Corporate Planning - Audit Committee Minutes - 3 March 2009**

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Prepared by >> Director Corporate Services  
Date >> 15 April 2009

**Executive Summary >>**

Please find attached the Minutes of the Audit Committee meeting held on 3 March 2009.

**Officer's Recommendation >>**

That council receive the minutes of the Audit Committee meeting held on 3 March 2009.

**Committee Recommendation >>**

That the Officer's Recommendation be adopted.

**7 Corporate Services - Policies to Rescind**

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Prepared by >> Director Corporate Services  
Date >> 20 April 2009

**Executive Summary >>**

A requirement of the amalgamation of the former Townsville City Council, Thuringowa City Council and NQ Water is the review of all policies across the three entities.

Governance and Corporate Planning has obtained approval from relevant departments to rescind the following policies:

Former Townsville City Council

- 
- Payment of Ongoing Professional Fees and Memberships;
  - 2005/2006 Financial Management Policy – As adopted in the Townsville City Council Budget 2005/2006; and

Former Thuringowa City Council

- Risk Management Policy.

**Officer's Recommendation >>**

That Council endorse the rescinding of the following policies:

Former Townsville City Council

- Payment of Ongoing Professional Fees and Memberships;
- 2005/2006 Financial Management Policy – As adopted in the Townsville City Council Budget 2005/2006; and

Former Thuringowa City Council

- Risk Management Policy.

**Committee Recommendation >>**

That the Officer's Recommendation be adopted.

**CLOSED BUSINESS ITEMS**

It was moved by Councillor D Bell, seconded by Councillor T Roberts, "that the Committee RESOLVE to close the meeting in accordance with Sections 463(1)(d) and (h) of the *Local Government Act 1993* which permits the meeting to be closed to the public for business relating to the following:

- (d) rating concessions

**CARRIED**

The Committee discussed the agenda item.

It was moved by Councillor D Bell, seconded by Councillor T Roberts, "that the Committee RESOLVE to open the meeting".

**CARRIED**

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**8 Finance - Request for exemption from General Rates, Assessment 12461506, Kirwan**

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Prepared by >> Director Corporate Services  
Date >> 6 May 2009

**Executive Summary >>**

A request has been received from owners of assessment no. 12461506 in Kirwan for exemption from General Rates as it is a registered charity organisation. The land used by Spina Bifida Hydrocephalus Queensland (SBH Queensland) is used for charitable purposes. Accordingly, it is recommended that Council resolve to exempt from General Rates the land owned by SBH Queensland pursuant to Local Government Regulation 2005 Schedule 4 Section 41 (2).

**Officer's Recommendation >>**

1. That the report/attachment be deemed a confidential document and be treated as such in accordance with sections 250 (2) and 1143 (4) of the *Local Government Act 1993* and that the document remain confidential unless Council decides otherwise by resolution: and
2. That assessment no. 12464506 be exempt from General Rates pursuant to Local Government Regulation 2005 Schedule 4 Section 41 (2)
3. That the exemption from General Rates for assessment 12461506 take effect from the beginning of the current rating period, 1 January 2009.

**Committee Recommendation >>**

That the Officer's Recommendation be adopted.

**E CONSIDERATION OF BUSINESS NOTIFIED BY A COUNCILLOR**

There was no business notified by a Councillor.

**F CONSIDERATION OF NOTIFIED MOTIONS**

There were no notified motions.

**G QUESTIONS/GENERAL BUSINESS**

There were no questions or general business.

**The Chair declared the meeting closed at 10.16 am.**

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***Councillor J Hill requested that Item 1 - Executive - Staff Recruitment Contract Review, be dealt with separately.***

***It was moved by Councillor N Marr, seconded by Councillor D Last:***

***"that the report of the Corporate Governance Committee meeting held on 18 May 2009 be received and the recommendations contained under Items 2 to 8 be adopted."***

**CARRIED**

***Councillor J Hill moved the following motion:***

***"that this item (1) be deferred."***

***The motion lapsed.***

***It was moved by Councillor V Veitch, seconded by Councillor J Lane:***

***"that the recommendation for Item 1 - Executive - Staff Recruitment Contract Review, be adopted."***

**CARRIED**

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**REPORT COMMUNITY SAFETY AND HEALTH COMMITTEE MEETING**

**Monday 18 May 2009 at 11.30 AM**

**AGENDA ITEMS 1 TO 1**

**PRESENT:** Councillor D Last, Chair  
Councillor N Marr  
Councillor B Hewett  
Councillor J Lane  
Councillor V Veitch (as indicated)

**OBSERVERS:** Councillor J Hill (as indicated)  
Councillor R Gartrell (as indicated)

**A OPENING of MEETING**

The Chair, Councillor D Last, declared the meeting open at 11.30 am.

**B APOLOGIES and LEAVE OF ABSENCE**

MOVED by Councillor B Hewett, SECONDED by Councillor N Marr that the apology received from Councillor S Blom be received and that for the purposes of Section 252(1) (b) of the *Local Government Act 1993*, Councillor S Blom be granted leave of absence from this meeting.

**C DECLARATIONS of MATERIAL PERSONAL INTEREST and CONFLICTS OF INTEREST**

There were no declarations of Material Personal Interest and Conflicts of Interest.

**D DEPUTATIONS**

There were no Deputations.

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**INFRASTRUCTURE SERVICES**

**1 Technical Services - Townsville Local Disaster Management Group - Minutes of Core Group Meeting held 21 April 2009**

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Prepared by >> Director Infrastructure Services  
Date >> 27 April 2009

**Executive Summary >>**

The Townsville Local Disaster Management Core Group meets every second month with staff of the Townsville Council, Area Director Emergency Management Queensland, State Emergency Service Local Controller and other agencies. The Mayor of Townsville (Chair, Townsville Local Disaster Management Group) and Councillor Dale Last (Deputy Chair, Townsville Local Disaster Management Group) attend these meetings six times per year or as a need arises.

The minutes of the meeting of 21 April 2009 are attached to the agenda item.

**Officer's Recommendation >>**

For the information of the Community Health and Safety Committee.

**Committee Recommendation >>**

That the Officer's Recommendation be adopted.

**E CONSIDERATION OF BUSINESS NOTIFIED BY A COUNCILLOR**

There was no business notified by a Councillor.

**F CONSIDERATION OF NOTIFIED MOTIONS**

There were no notified motions.

**G QUESTIONS**

There were no questions or general business.

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**GENERAL BUSINESS**

**Councillor N Marr vacated the chamber briefly during the presentation on Dengue Fever. Councillors J Hill and R Gartrell took their seats in the chamber during the presentation on Dengue Fever.**

**(i) Presentation - Dengue Fever Update**

The Committee noted the presentation by Executive Manager Environmental Health Services in relation to an update on Dengue Fever.

**The Mayor, Councillor L Tyrell vacated the chamber. Councillor V Veitch took his seat in the chamber during the presentation on Influenza H1N1 Flu. Councillor B Hewett vacated the chamber briefly during the presentation on Influenza H1N1 Flu.**

**(ii) Presentation - Influenza H1N1 Flu**

The Committee noted the presentation by Executive Manager Environmental Health Services in relation to an update on Influenza H1N1 Flu.

**The Chair declared the meeting closed at 12.27 pm.**

***It was moved by Councillor D Last, seconded by Councillor B Hewett:***

***"that the report of the Community Safety and Health Committee meeting of 18 May 2009 be received and the recommendation contained therein be adopted."***

**CARRIED**

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**REPORT ENVIRONMENT AND SUSTAINABILITY COMMITTEE MEETING**

**Tuesday 19 May 2009 at 9.00 am**

**ITEMS 1 TO 2**

**PRESENT:** Councillor V Veitch, Chair  
Councillor T Roberts  
Councillor R Gartrell  
Councillor A Parsons  
Councillor J Hill

**A OPENING of MEETING**

The Chair, Councillor V Veitch declared the meeting open at 9.00 am.

**B APOLOGIES and LEAVE OF ABSENCE**

MOVED by Councillor J Hill, SECONDED by Councillor A Parsons that the apologies received from Councillor S Blom and The Mayor Councillor L Tyrell be received and that for the purposes of Section 252(1) (b) of the *Local Government Act 1993*, Councillor S Blom and The Mayor Councillor L Tyrell be granted leave of absence from this meeting.

**C DECLARATIONS of MATERIAL PERSONAL INTEREST and CONFLICTS OF INTEREST**

There were no declarations of Material Personal Interest or Conflicts of Interest.

**D DEPUTATIONS**

There were no deputations.

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**SUSTAINABILITY**

**1 Sustainability - CETD (Centre of Excellence in Tropical Design - Sustainability and Innovation)**

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Authorised by >> Director Community and Environmental Services  
Date >> 11 May 2009

**Executive Summary >>**

For past four years both former Councils were involved in collaboration with Department of Public Works, Ergon Energy and James Cook University to establish Townsville as a Centre of Excellence in Tropical Design for Sustainability and Innovation (CETD). The network cluster approach to be based on collaboration, neutrality and partnership (see diagram attached to the agenda item).

The collaborating foundation partners are now signing off on a draft Operating Charter and a Memorandum of Understanding (MOU) – see attachment to the agenda item dated March 2009.

The CETD Vision and Purpose is to strengthen the sustainability and global competitiveness of the North Queensland Region and to build a reputation of North Queensland (with focus on Townsville), as the pre-eminent source of information, learning, expertise and practice of sustainable tropical design. There are two categories of membership of this network and they include Foundation Members and Network Members (see Draft for Comment – Operating Charter and MOU attached to the agenda item).

Therefore based on history and previous collaborations of both former Councils it is proposed that TCC agree to sign the drafted MOU as a foundation member. The Office of Innovation Facilitation proposal is attached to the agenda item at this time for information only.

The Executive Manager Integrated Sustainability Services tabled at the meeting copies of the brochure 'Vision Statement - A Centre for Excellence in Tropical Design - Sustainability & Innovation - North Queensland'.

**Officer's Recommendation >>**

That Council formalise it's position as a Foundation Member of the Centre of Excellence in Tropical Design for Sustainability and Innovation and sign off on the agreed Memorandum of Understanding and associated Operating Charter.

**Committee Recommendation >>**

That the Officer's Recommendation be adopted.

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## **2 Sustainability - Public Consultation Stage for the Draft Black Ross Water Quality Improvement Plan**

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Authorised by >> Director Community and Environmental Services  
Date >> 11 May 2009

### **Executive Summary >>**

As reported at earlier ESDC committee meetings including most recently in March 2009, the Townsville City Council (TCC) through its Creek to Coral initiative was contracted by the Australian Government to develop the Black and Ross River Basins Water Quality Improvement Plan (WQIP).

The WQIP is being finalised for completion by June 30 and TCC's final contractual obligation is to undertake public consultation of the Draft WQIP. Public consultation is planned for a four week period from Monday 1<sup>st</sup> June to Friday 26<sup>th</sup> June 2009

Once the WQIP is finalised to the satisfaction of stakeholders including the funding bodies and Council then it will go through a document design and final printing stage. Corporate Communications is assisting ISS to ensure the final document is designed in accordance with agreed Council design standards and procedures. This final stage also ensures that any last minute changes required by Council can be accommodated.

Staff from the Creek to Coral team can present the finalised Draft for public consultation Black Ross WQIP at the June ESDC committee.

### **Officer's Recommendation >>**

That Council approve a public consultation phase during the month of June 2009 for the DRAFT for public consultation Black Ross WQIP.

### **Committee Recommendation >>**

That the Officer's Recommendation be adopted.

### **E CONSIDERATION OF BUSINESS NOTIFIED BY A COUNCILLOR**

There was no business notified by a Councillor.

### **F CONSIDERATION OF NOTIFIED MOTIONS**

There were no notified motions.

### **G QUESTIONS**

There were no questions.

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**GENERAL BUSINESS**

**CLOSED BUSINESS ITEM**

It was moved by Councillor A Parsons, seconded by Councillor J Hill, "that the Committee RESOLVE to close the meeting in accordance with Section 463(1)(e) of the *Local Government Act 1993* which permits the meeting to be closed to the public for business relating to the following:

- (e) contracts proposed to be made by it."

**CARRIED**

The Committee discussed the correspondence/verbal report.

It was moved by Councillor A Parsons, seconded by Councillor J Hill, "that the Committee RESOLVE to open the meeting".

**CARRIED**

**(i) Verbal Report Director Community and Environmental Services and Executive Manager Waste Services/Correspondence - Recyclable Materials Recovery Services Contract**

The Committee considered the verbal report provided by the Director Community and Environmental Services and the Executive Manager Waste Services as well as correspondence, tabled at the meeting, from Visy proposing variations, as outlined in the correspondence, to their existing recyclable materials recovery services contract with Council for the reasons outlined in the correspondence. The Committee directed the Director Community and Environmental Services:

- a. to write to Visy advising that Council is not interested in a contractual change; and
- b. to write to the Local Government Association of Queensland (LGAQ) and the Local Authorities Waste Management Advisory Committee (LAWMAC) (with a copy to the Australian Local Government Association of Queensland (ALGAQ)) requesting state and national support until the market for recyclable commodities stabilises.

***It was moved by Councillor V Veitch, seconded by Councillor D Last:***

***"that the report of the Environment and Sustainability Committee meeting held on 19 May 2009 be received and the recommendations contained therein be adopted."***

**CARRIED**

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**OFFICERS REPORTS**

**CORPORATE SERVICES**

**8 Executive - Delegation - Chief Executive Officer**

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Authorised by >> Acting Chief Executive Officer  
Date >> 19 May 2009

**Executive Summary >>**

The Council wishes to delegate powers to the Chief Executive Officer to ensure the efficient operation of the city and the implementation of the Council's decisions.

The Council delegates all powers that the Council has under the *Local Government Act 1993* (or any replacement law) excepting only those powers that the law specifies must be exercised by a resolution of the Council.

**Officer's Recommendation >>**

That the Council delegate powers to the Chief Executive Officer as set out in the instrument of delegation attached to the agenda item.

**It was moved by Councillor B Hewett, seconded by Councillor V Veitch:**

"that the Officer's recommendation be adopted."

**CARRIED**

**9 2009 National General Assembly of Local Government**

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Authorised by >> Chief Executive Officer  
Date >> 1 May 2009

**Executive Summary >>**

The Australian Local Government Association has advised that this year's National General Assembly of Local Government will be held in Canberra on 21 to 24 June 2009. An invitation to attend the Assembly was forwarded to the Mayor, Councillors and CEO on 28 April. Further details are available at <http://nga.alga.asn.au/event/2009/>

**Officer's Recommendation >>**

For the information of Councillors wishing to attend.

**It was moved by Councillor V Veitch, seconded by Councillor R Gartrell:**

"that Council approve the attendance of Councillor D Bell at the National General Assembly of Local Government."

**CARRIED**

**INFRASTRUCTURE SERVICES**

**10 Infrastructure Services - Dunlop Townsville 400 - Temporary Road Closures**

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Authorised by >> Director Infrastructure Services  
Date >> 11 March 2009

**Executive Summary >>**

V8 Supercars Pty Ltd have been meeting regularly with various stakeholders including but not limited to, Main Roads, Queensland Transport, Port of Townsville, Queensland Police Service and Townsville City Council to develop the Transport Management Plan for Dunlop Townsville 400 event to be held 10<sup>th</sup> to 12<sup>th</sup> July 2009. The purpose of this plan is to identify and address the range of transport and traffic issues associated with the event. Temporary road closures under Local Government authority have been identified as part of planning and Council's consideration of delegating authority to the CEO is requested in this report.

**Officer's Recommendation >>**

Council delegate the approval of temporary road closures associated with the Dunlop Townsville 400 event under Section 915 of the *Local Government Act 1993* by Local Government to the Chief Executive Officer.

**It was moved by Councillor R Gartrell, seconded by Councillor V Veitch:**

"that the Officer's recommendation be adopted."

**CARRIED**

**Councillor N Marr congratulated the Director Infrastructure Services and staff involved in this report (Item 10).**

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**CORPORATE SERVICES**

**11 Corporate Services - Maritime Museum of Townsville Board**

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**Agenda Item >> 14**

Authorised by >> Director Corporate Services  
Date >> 25 May 2009

**Executive Summary >>**

Correspondence dated 13 May 2009 from the Maritime Museum of Townsville requests Councillor R Gartrell or another Councillor join their Board to assist them in their work as they move forward with their plans for the ex-HMAS Townsville. It would be necessary to become a financial member of the Museum at a cost of \$55/year.

**Officer's Recommendation >>**

That Council nominate Councillor Ray Gartrell to the board of the Maritime Museum of Townsville.

**It was moved by Councillor J Lane, seconded by Councillor B Hewett:**

"that the Officer's recommendation be adopted."

**CARRIED**

**CLOSED BUSINESS ITEMS**

**It was moved by Councillor B Hewett, seconded by Councillor D Bell:**

"that Council RESOLVE to close the meeting in accordance with Sections 463(1)(c), (e) and (f) of the *Local Government Act 1993* which permits the meeting to be closed to the public for business relating to the following:

- (c) the local government's budget; (Item 12)
- (e) contracts proposed to be made by it; (Item 13)
- (f) starting or defending legal proceedings involving it." (Item 14)

**CARRIED**

**It was moved by Councillor B Hewett, seconded by Councillor J Lane:**

"that Council RESOLVE to open the meeting."

**CARRIED**

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**12 Infrastructure Services - Dunlop Townsville 400 - Dean Street Car Park**

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**Agenda Item >> 11**

Authorised by >> Director Infrastructure Services  
Date >> 21 May 2009

**Executive Summary >>**

V8 Supercars Pty Ltd have been meeting regularly with various stakeholders including but not limited to, Main Roads, Queensland Transport, Queensland Police Service, Port of Townsville and Townsville City Council to develop the Transport Management Plan for Dunlop Townsville 400 event to be held 10<sup>th</sup> to 12<sup>th</sup> July 2009. The purpose of this plan is to identify and address the range of transport and traffic issues associated with the event with managed park and ride / walk facilities identified as integral to the success of the transport management plan and therefore the event. Dean Street car park has been identified as a facility whereby patrons can park and walk to the event. This report seeks Council's approval for the use of this car park on Saturday 11<sup>th</sup> and Sunday 12<sup>th</sup> July 2009.

**Officer's Recommendation >>**

1. That the report/attachment be deemed a confidential document and be treated as such in accordance with sections 250 (2) and 1143 (4) of the *Local Government Act 1993* and that the document remain confidential unless Council decides otherwise by resolution and:
2. Council approve the use of Dean Street car park by V8 Supercar or their agent as a car park facility for Saturday 11<sup>th</sup> and Sunday 12<sup>th</sup> July 2009 to manage parking generally associated with the V8 Supercar event.

**It was moved by Councillor B Hewett, seconded by Councillor D Last:**

1. "that Officer's recommendation no 1 be adopted; and
2. that Council call for expressions of interest from community organisations for the management of Dean Street Car Park for Saturday 11<sup>th</sup> and Sunday 12<sup>th</sup> July 2009."

**CARRIED**

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**13 Water Management - Wastewater Upgrade Project - Contract T5370  
(Early Works - Pipeline Diversions)**

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**Agenda Item >> 12**

Authorised by >> Director Water & Asset Planning  
Date >> 20 May 2009

**Executive Summary >>**

Contract T5370 is for provision of early works required in advance of the main construction contract for the Wastewater Upgrade Project (project budget of \$189 million). The early works primarily consist of the relocation of the existing plant outfall pipeline and the procurement of fabricated pipework.

Tenders were advertised publicly and closed on 24 April 2009. A total of eight tenders were received. A copy of the tender report is attached to the agenda item.

**Officer's Recommendation >>**

1. That the report/attachment be deemed a confidential document and be treated as such in accordance with sections 250 (2) and 1143 (4) of the *Local Government Act 1993* and that the document remain confidential unless Council decides otherwise by resolution and:
2. That Council resolves to accept the tender of N.Q. Civil Contractors Pty Ltd for Contract T5370 - Early Works (Parts A, B, C & D only) for the amount of \$994,510.00 (incl. GST).

**It was moved by Councillor B Hewett, seconded by Councillor R Gartrell:**

"that the Officer's recommendation be adopted."

**CARRIED**

