



ORDINARY COUNCIL PUBLIC MINUTES

TUESDAY 25 AUGUST 2015 AT 9.00 AM

Council Members >>

The Mayor, Councillor Jenny Hill
Councillor Suzanne Blom
Councillor Colleen Doyle
Councillor Gary Eddiehausen APM
Councillor Pat Ernst
Councillor Ray Gartrell
Councillor Jenny Lane
Councillor Anthony Parsons
Councillor Trevor Roberts
Councillor Vern Veitch
Councillor Les Walker

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Goals and Strategies of Townsville City Council >>

Corporate Plan >>

Goal 1: Economic Sustainability - A strong diverse economy which provides opportunities for business and investment with an integrated approach to long term planning where the city's assets meet the community needs.

- 1.1 Create economic opportunities for Townsville to drive community prosperity.
- 1.2 Maximise opportunities through engagement and partnership with stakeholder achieve a strong resilient economy.
- 1.3 Utilise the City Plan to inform the development of current and future infrastructure needs of Townsville.
- 1.4 Promote and market Townsville as a vibrant destination for commerce, entertainment and lifestyle.

Goal 2: Environmental Sustainability - A sustainable future where our environment is valued through the protection and enhancement of our unique, natural and built environment with a commitment to reducing our environmental impact.

- 2.1 Effective management, protection and conservation of our environment to ensure a balance between built infrastructure and areas of environmental significance.
- 2.2 Implement an effective integrated demand management approach to infrastructure planning and delivery.
- 2.3 Preserve our natural environment through active management, education and compliance activities.
- 2.4 Adopt urban design principles that create a distinct sense of place, enables and informs place creation, maximises efficiency, and enhances the built and natural environment.
- 2.5 Research and implement environmental solutions utilising innovative smart technology and encourage behaviour change.

Goal 3: Social Sustainability - A vibrant community that is accessible, safe, healthy, creative and knowledgeable, where we embrace diversity and our sense of community.

- 3.1 Encourage active and healthy lifestyles through accessible public facilities and community initiatives.
- 3.2 Support the community's access to and participation in a range of artistic, cultural and entertainment activities.
- 3.3 Enhance wellbeing and safety in the community.
- 3.4 Enhance a knowledgeable, inclusive and connected community that embraces growth and lifelong learning.
- 3.5 Provide community infrastructure and services that support growth and meets community needs.

Goal 4: Responsible Governance - A well-managed, transparent and effective organisation that gives the community confidence, demonstrates financial sustainability, where our customers are satisfied with our services and our employees are proud to work here.

- 4.1 Undertake robust and accountable financial, resource and infrastructure planning and management to ensure affordable and sustainable outcomes for our community.
- 4.2 Deliver best value customer service to our community.
- 4.3 Enable innovation and technology capacity within council to drive organisational efficiencies.
- 4.4 Engage with the community to inform council decision making processes.
- 4.5 Provide inspirational leadership and contemporary management systems that drives a coordinated, motivated, highly effective and efficient organisation.
- 4.6 Commit to open transparent and accountable governance to ensure community confidence and trust in council.
- 4.7 Promote an organisational culture that values and empowers its workforce.

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REPORT	COUNCIL MEETING
DATE	Tuesday 25 August 2015 at 9.00am
ITEMS	1 TO 45
PRESENT	The Mayor, Councillor J Hill Councillor V Veitch Councillor S Blom Councillor C Doyle Councillor G Eddiehausen APM Councillor P Ernst Councillor R Gartrell Councillor J Lane Councillor A Parsons Councillor T Roberts Councillor L Walker

Opening of Meeting and Announcement of Visitors

The Chair, The Mayor, Councillor J Hill opened the meeting at 9.00am.

Prayer

Father Giles Setter of the Catholic Church delivered the opening prayer.

Apologies and Leave of Absence

There were no apologies or leave of absence noted.

Request for leave of absence - Councillors G Eddiehausen and V Veitch

Councillor G Eddiehausen requested leave of absence for the period 6 to 20 September 2015.
Councillor V Veitch requested leave of absence for the period 4 to 7 September 2015.

Council Decision

It was moved by Councillor P Ernst, seconded by Councillor L Walker:

"that leave of absence be granted to Councillor G Eddiehausen for the period 6 to 20 September 2015 and Councillor V Veitch for the period of 4 to 7 September 2015."

CARRIED

Confirmation of Minutes of Previous Meetings:

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

"that the Minutes of the Ordinary Meeting held on 28 July 2015 be confirmed."

CARRIED UNANIMOUSLY

Disclosure of Interests

- (i) Townsville Water and Waste Committee - Perceived conflict of interest - Item 37 - Councillors S Blom, G Eddiehausen, R Gartrell, J Lane, A Parsons, T Roberts and V Veitch - NQ Excavations donated to the Townsville First election campaign.
- (ii) Sports Recreation and Parks Committee - Perceived conflict of interest - Item 20 - Councillor J Lane is the patron of Riverway Rowing Club which is one of the Ross River user groups.

Correspondence

There was no correspondence

Petitions

There were no petitions.

Deputations

There were no deputations.

Notices of Motion

There were no notices of motion.

Presentations

There were no presentations.

Mayoral Minute

There was no Mayoral Minute.

Committee Items

Planning and Development Committee

It was MOVED by Councillor A Parsons, SECONDED by Councillor V Veitch:

"that the committee recommendations to items 1 and 3 to 6 be adopted and that item 2 be considered separately."

CARRIED UNANIMOUSLY

Item 2 Townsville Business Development Centre

It was MOVED by Councillor A Parsons, SECONDED by Councillor V Veitch:

1. *"that officer's recommendation 1 be adopted.*
2. *that council support the appointment of Councillor A Parsons to fill the current vacancy on the Townsville Business Development Centre Board in compliance with their constitution and the Service Level Agreement."*

Amendment

It was MOVED by Councillor C Doyle, SECONDED by Councillor L Walker:

"that committee recommendation two of item 2 be set aside."

The amendment was LOST.

The substantive motion on being put was CARRIED.

1 Strategic Planning - Economic Development & Strategic Projects - Townsville Sister City Invitations

Executive Summary

Townsville City has received invitations for the Mayor, Councillor J Hill and officials to attend both the Suwon Hwaseong Cultural (4 October 2015) and Foshan Autumn Festival (October 31 – 1 November 2015).

The 2015/2016 Sister Cities program is progressing with the following activities which are already planned to occur with these events:

- Townsville chef exchanges (Suwon);
- staff exchanges (Foshan and Changshu);
- country music performers (Foshan); and
- photographic / television (Changshu).

Officer's Recommendation

That council support, through the Sister City budget, a Townsville Sister City Community Forum member from either the Chamber of Commerce or Townsville Enterprise Limited to represent the Mayor, Councillor J Hill at the Suwon Hwaseong Cultural and the Foshan Autumn Festival.

Committee Recommendation

That the officer's recommendation be adopted.

Council Decision

Refer to resolution preceding item 1 of the council minutes (page 8328) where council resolved that the committee recommendation be adopted.

2 Strategic Planning - Economic Development & Strategic Projects - Townsville Business Development Centre Service Level Agreement

Executive Summary

The Townsville City Council has provided the Thuringowa Enterprise Centre Incorporated, trading as the Townsville Business Development Centre (TBDC), use of the premises owned by council at 184-188 Vickers Road North Condon for the purpose of supporting the small business development. This use has been provided free of charge to the TBDC.

A three year performance based Service Level Agreement (SLA) (Attachment 1 of the Report to Council) between Townsville City Council and TBDC to commence from the first day of July 2015 will provide clear guidelines and reporting to allow the council to partner with the TBDC to assist with the growth of business in Townsville.

Councillor P Ernst and previous council employee David Lynch were the council appointed board members to the TBDC Board. A review has been undertaken of the proposed previous SLA and lease arrangements and these have assisted in forming the recommendations.

Officer's Recommendation

1. That council receive and note the report on Townsville Business Development Centre and delegate the Chief Executive Officer to sign a three year Service Level Agreement (Attachment 1 of the Report to Council) with Townsville Business Development Centre.
2. That council support the appointment of a Councillor to fill the current vacancy on the Townsville Business Development Centre Board in compliance with their constitution and the Service Level Agreement.

Committee Recommendation

1. That officer's recommendation 1 be adopted.
2. That council support the appointment of Councillor A Parsons to fill the current vacancy on the Townsville Business Development Centre Board in compliance with their constitution and the Service Level Agreement.

Council Decision

Refer to resolution preceding item 1 of the council minutes (page 8328) where council resolved that the committee recommendation be adopted.

3 Planning and Environment Court Appeal No. 199 of 2015 - KMSE 2 Pty Ltd v Townsville City Council - Appeal against council's decision to approve a development application for a Material Change of Use for a Child Care Centre - Abbott Street, Idalia

Executive Summary

A Notice of Appeal was filed in the Planning and Environment Court by KSME 2 Pty Ltd on 2 July 2015. The Appeal was filed against council's decision to approve a development application for a development permit – Material Change of Use (Code) (MC14/0166) Child Care Centre, Abbott Street, Idalia.

The Notice of Appeal seeks an Order that the Development Application be approved subject to amended development conditions, excluding condition 10(b) as it is not reasonably required as a result of the proposed development.

Officer's Recommendation

1. That council resolve to defend the Applicant's Appeal in the Planning and Environment Court Appeal No. 199 of 2015.
2. That council, under *Section 257 (1)(b) of the Local Government Act 2009*, resolve to delegate authority to the Chief Executive Officer 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.

Council Decision

Refer to resolution preceding item 1 of the council minutes (page 8328) where council resolved that the committee recommendation be adopted.

4 P&E Court Appeal No. 203 of 2015 - 46 The Strand Pty Ltd v Townsville City Council - Appeal against Council's decision to refuse a development application for a Material Change of Use - Multiple Dwelling Units - 46 Oxley Street, North Ward

Executive Summary

A Notice of Appeal was filed in the Planning and Environmental Court by 46 The Strand Pty Ltd on 7 July 2015. The Appeal was filed against council's decision to refuse a development application for a development permit – Material Change of Use (Code) (MC14/0185) Multiple Dwelling Units at 46 Oxley Street, North Ward.

The Notice of Appeal seeks an Order for the development application to be approved subject to appropriate conditions.

Officer's Recommendation

1. That council resolve to defend the Applicant's Appeal in the Planning and Environment Court Appeal No. 203 of 2015.
2. That council, under *Section 257 (1)(b) of the Local Government Act 2009*, resolve to delegate authority to the Chief Executive Officer 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.

Council Decision

Refer to resolution preceding item 1 of the council minutes (page 8328) where council resolved that the committee recommendation be adopted.

- 5 P&E Court Appeal 2557 of 2015 - Terence John Daly v TCC - Appeal against Council's decision to refuse development application for a Reconfiguring a Lot - 1 Lot into 5 Lots - 37 Daly Road, Mutarnee**

Executive Summary

A Notice of Appeal was filed in the Planning and Environment Court in Brisbane, by Terence John Daly on 26 June 2015. The Appeal was filed against council's decision to refuse a Development Application for a development permit – Reconfiguring a Lot (RC14/0096) 1 Lot into 5 Lots, 37 Daly Road, Mutarnee.

The Notice of Appeal seeks an order that the development application be approved subject to lawful conditions.

Officer's Recommendation

1. That council resolve to defend the Applicant's Appeal in the Planning and Environment Court Appeal No. 2557 of 2015.
2. That council, under *Section 257 (1)(b) of the Local Government Act 2009*, resolve to delegate authority to the Chief Executive Officer 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.

Council Decision

Refer to resolution preceding item 1 of the council minutes (page 8328) where council resolved that the committee recommendation be adopted.

- 6 MI15/0008 - Full Council MCU (Impact) Educational Establishment - Stage 4, 104-156 Yolanda Drive Annandale**

Executive Summary

The proposal is for an educational establishment in the Community Facilities and Open Space Zone. The proposed site is an existing educational establishment for the Annandale Christian College on land located at 104 - 156 Yolanda Drive, Annandale. The subject site has a dual zoning, the Community Facilities Zone is over the bulk of the land used for the school and the Open Space Zone traverses an open drain east-west of the school. The proposal is for stage 4 of the educational establishment to demolish two existing classrooms and replace with five classrooms. The application has triggered impact assessment, as a small portion of the new classrooms are located in the existing drain in the Open Space Zone.

The proposal generally complies with the Community Facilities Zone. The only point for discussion is where a portion of the building is to be located within the Open Space Zone and triggers the Flood Hazard Overlay Code for development in the high hazard area. Under the Code, development is not to be intensified in this area; however a hydraulic study has been undertaken by the applicant which provides the evidence that the use will not detrimentally impact properties downstream from the site, such that consideration of the use in the high hazard area can be supported on the merit of this application.

Officer's Recommendation

That council approve application MI15/0008 for a Development Permit for Educational Establishment - Stage 4 under section 243 of the *Sustainable Planning Act 2009* on land described as Lot 2 RP 850718, more particularly 104-156 Yolanda Drive, Annandale approved subject to the following conditions -

DEVELOPMENT PERMIT

MATERIAL CHANGE OF USE Educational Establishment - Stage 4

CONDITIONS

1. Approved Plans and Supporting Documentation

Condition

- a) The development must generally comply with the plan(s) and supporting documentation referenced in the table below and attached as stamped "Approved Subject to Conditions" which forms part of this approval, unless otherwise specified by any condition of this approval.

Plan Name	Plan No.	Revision No.	Plan Date
Site Plan	DA001	2	17/12/14
Part Site Plan	DA002	1	17/12/14
Floor Plans	DA003	1	23/12/14
Elevations	DA004	1	14/01/15
Elevations	DA005	1	14/01/15
Associated Reports			
Hydraulic Report, Rev B. Dated 29 July 2015 Prepared by Ken Miller			

- b) One full set of the most up to date approved plans and supporting documentation must be held on site and available for inspection for the duration of the construction phase.
- c) The developer must implement the recommendations outlined in the above reports/s prior to the commencement of the use.

Reason

The development must comply with all planning scheme requirements and definitions as approved and conditioned by this development permit.

Timing

During the operation and life of the development.

2. Lighting

Condition

The developer must Install and maintain lighting fixtures so that they do not emit glare or light above the levels stated in *Australian Standard 4282 – 1997 Control of the Obtrusive Effects of Outdoor Lighting* (or the current applicable standard).

Reason

To ensure the development does not have a detrimental effect on the amenity of the surrounding residential land in Jonquil Crescent, Indigo Crescent and Linaria Court.

Timing

Prior to commencement of the use and maintained for the life of the development.

3. Screening**Condition**

All windows on the second storey of the building facing the adjoining residential property at 27 Jonquil Crescent must be screened with blinds and external screening to the satisfaction of Council.

Reason

To preserve the amenity and privacy of surrounding residential properties.

Timing

Prior to commencement of the use and maintained for the life of the development.

4. Staff and Student Numbers**Condition**

The following staff and student numbers are permitted on the subject site at any one time.

- No more than 55 members of full time staff
- No more than 595 students are to be enrolled

Reason

To ensure development is appropriately serviced by parking and access facilities in accordance with relevant code/s and policy direction.

Timing

Prior to commencement of use and maintained for the life of the development.

5. Construction Traffic Management Plan**Condition**

- a) The applicant shall provide a traffic management plan for the entire construction period inclusive of the rectification and maintenance period after construction, access to the site showing;
 - How traffic movements, into and out of the site will not impede existing residential traffic movements in Jonquil Crescent.
 - Addressing traffic movement which would coincide with school pick up and set down times on the bend in Jonquil Crescent.
- b) During the construction phase of the development all contractor's vehicles are to be contained on the school site and must not be parked within the 6 metre setback to the adjoining residential property at 27 Jonquil Crescent.
- c) All materials and machinery to be used during the construction period inclusive of the rectification and maintenance period after construction are to be wholly stored on the school site unless otherwise agreed in writing by Council.

- d) At the end of the construction period inclusive of the rectification and maintenance period after construction, any damage to the existing nearby kerb and channel shall be rectified by the applicant. The road surfacing and kerb and channel shall be swept clean at the end of the construction period, and any damage to the nearby kerb and channel, footpath and landscaping shall be rectified at the applicant's expense.

Reason

To ensure that the safety and amenity of the street is protected.

Timing

Submitted as part of Compliance Assessment.

6. Building Materials

Condition

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 level which does not cause excessive glare.

Reason

Ensure protection of matters of public safety and amenity in accordance with relevant code/s and policy direction.

Timing

Prior to commencement of the use and maintained for the life of the development.

7. Hydraulic Report

Condition

The developer must undertake works identified in the Annandale Christian College Hydraulic Report Rev B prepared by STP dated 29 July 2015. All civil works identified in the report must be lodged to Council and accepted.

Reason

To ensure compliance with the Flood Hazard Overlay Code.

Timing

As part of Compliance Assessment.

8. Relocation of Services or facilities

Condition

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

Reason

To ensure development is appropriately serviced by public services and/or in accordance with relevant code/s and policy direction.

Timing

Prior to the commencement of the use.

9. Storage

Condition

Goods, equipment, packaging material or machinery must not be stored or left exposed outside the building so as to be visible from any public road thoroughfare. Any storage on site is required to be screened from view from all roads and adjacent properties.

Reason

To ensure the development does not have a detrimental effect on the visual amenity of the surrounding land in accordance with relevant code/s and policy direction.

Timing

At all times following the commencement of the use.

10. Water Supply

Condition

The developer must undertake a water network analysis demonstrating that there is adequate water supply to service the proposed development. The network analysis must be undertaken in accordance with City Plan Planning Scheme Policy 6.4.

Reason

To ensure that the premises is appropriately serviced by reticulated water supply infrastructure in accordance with relevant code/s and policy direction.

Timing

Details must be submitted and approved as part of Compliance Assessment for the development.

11. Stormwater Drainage

Condition

An appropriately qualified and experienced Registered Professional Engineer of Queensland (RPEQ) must certify that stormwater drainage has been achieved in accordance with Part 9.4.2 Healthy waters code.

Reason

To convey stormwater legally and in an environmentally responsible manner in accordance with Part 9.4.2 Healthy waters code.

Timing

Assessed as part of Compliance Assessment and to be maintained for the life of the development.

12. Stormwater Quality Management

Condition

A stormwater quality management plan (SQMP) must be submitted to and be approved by council prior to the issue of a Development Permit for Compliance Assessment. The SQMP must be prepared by a suitably qualified person in accordance with Part 9.4.2 Healthy Waters Code.

The SQMP must be implemented in accordance with the guideline and incorporate any further reasonable requests from council. All works must be carried out in accordance with SC6.4 Development manual planning scheme policy.

Reason

To manage and to minimise the risk of causing environmental harm to receiving waters, damage to council infrastructure, and unnecessary financial burdens to council and the community in accordance with relevant code/s and policy direction.

Timing

Assessed as part of Compliance assessment and maintained for the life of the development.

13. Roadworks and Traffic**Condition**

- a) The developer must construct and maintain the new access driveway and crossover from the existing kerb and channel to the property boundary at the developer's expense generally in accordance with Part 9.4.6 Transport impact, access and parking code.
- b) The developer must replace the kerb and channelling as necessary to repair any irregularities or breaks for the full frontage of the site in accordance with Part 9.4.6 Transport impact, access and parking code.
- c) During the construction phase, any damages to the road reserve (i.e. footpath/kerb and channel) must be replaced by the developer in accordance with Council's standards.

Reason

To ensure that the premises is appropriately serviced by connection to Council road infrastructure. Construction must be in accordance with relevant code/s and policy direction.

Timing

Details of such works must be submitted to Council for approval as part of an application for Compliance Assessment.

14. Car Parking**Condition**

The developer must ensure that all service vehicles can enter and exit the site in a forward gear.

Reason

To ensure development is appropriately serviced by parking and access facilities in accordance with relevant code/s and policy direction.

Timing

Details of parking and access arrangements to be provided with application for Compliance assessment.

15. Screen Fencing**Condition**

- a) The screen fence abutting 27 Jonquil Crescent must remain insitu.
- b) Where alterations, repairs or replacement of the boundary fence is proposed, the fence must be of a minimum height 2m and consist of double palings or other suitable material to protect the amenity of the adjoining resident at 27 Jonquil Crescent.

Reason

To address amenity and Crime Prevention through Environmental Design principles.

Timing

Maintained for the life of the development where the fence is altered, repaired or replaced.

16. Screening of Plant and Utilities**Condition**

- (a) Unless otherwise approved by Council, the location and screening of the air conditioner condenser units must be located in accordance with Drawing No. DA 003 so as they are not significantly visible from the street and reduces audible outputs to surrounding residential properties.
- (b) All other plant and utilities must not be visible from the street.

Reason

To ensure the development does not have a detrimental effect on the amenity of the surrounding land in accordance with relevant code/s and policy direction.

Timing

Prior to the commencement of the use and maintained for the life of the development

17. Landscaping**Condition**

- a) A landscaping and irrigation design plan is required to be submitted to and be approved by Council. The landscape and irrigation design plans must be prepared in accordance with Part 9.4.3 Landscape code.
- b) The existing mature vegetation located on the eastern boundary must be kept to ensure the continual screening to the adjoining residential property. A tree identification survey of all existing mature vegetation is to be provided with the Landscape Plans, noting which vegetation is proposed to be removed and/or retained.

Reason

All works must be completed in accordance with the approved landscaping plan and constructed to a standard in accordance with relevant code/s and policy direction.

Timing

To be submitted and assessed as part of Compliance Assessment for the development. All landscaped areas must be maintained thereafter to the satisfaction of Council.

18. Soil Erosion Minimisation, Sediment Control**Condition**

During the construction phase of this development the developer must be responsible for the installation and maintenance of adequate erosion and sediment control management in accordance with Part 9.4.2 Healthy Waters Code.

Note: The contingent design, implementation and maintenance of measures must be provided in accordance with *SC6.4.3.8.6 Development manual planning scheme policy*.

Reason

Development ensures that the receiving waters during construction are managed from the effects of increased sediment run-off in accordance with relevant code/s and policy direction.

Timing

Assessed as part of Compliance assessment and maintained for the life of the development.

19. Minimum Floor Levels**Condition**

The developer must ensure that:

- a) floor levels of all non-residential buildings are above the defined flood event;
and
- b) floor levels for residential buildings are 300mm above the defined flood event.

The developer must submit documentation signed by an engineer (who must be an RPEQ) to a Building Certifier identifying the required minimum floor height of all habitable rooms to achieve flood immunity.

Reason

For matters of public safety and amenity in accordance with relevant code/s and policy direction.

Timing

Prior to the issuing of a Development Permit for Building Works.

20. Refuse Facilities**Condition**

All refuse from this development must be disposed of through the existing refuse facility onsite.

Reason

Ensure protection of matters of public health and amenity in accordance with relevant code/s and policy direction.

Timing

Maintained for the life of the development.

21. Noise Management**Condition**

An occupier of a building must not use, or permit the use of, the building as an indoor venue on any day –

- (a) before 7am, if the use makes an audible noise for the surrounding residents;
or
- (b) from 7a.m. to 10p.m, if the use makes a noise of more than 5dB(A) above the background level; or
- (c) from 10p.m. to midnight, if the use makes a noise of more than 3dB(A) above the background level.

Reason

To protect the amenity of surrounding sensitive receptors

Timing

For the life of the development.

ADVICE

1. Infrastructure Charges

An infrastructure Charges Notice outlining the estimated infrastructure contributions payable relevant to the Development Permit is attached for your information.

2. Specifications and Drawings

Details of Council's specifications and standard drawings can be viewed on Council's website.

3. Environmental considerations

Department of Environment and Heritage Protection Requirements.

Construction must comply with relevant Legislation, Policies and Guidelines.

4. Dilapidation Report

- a) It is advisable that the developer undertake a dilapidation report, prior to the commencement of any works on the site to mitigate against any possible future civil action. The report is designed to document evidence of the existing condition of adjoining properties internally and externally prior to any rock breaking or construction work commencing. Hence the report should document and provide photographs that clearly depict any existing damage to neighbouring properties.
- b) The developer should provide a dilapidation report with photographs of the footpath, kerb and channel in the vicinity of the access(es) to the site, to Council, prior to commencement of the works, and any damage identified by Council inspectors rectified on completion of works. The developer will be responsible for the restoration of all damage identified by the inspectors if this report is not lodged prior to work commencing.

5. Liquid Trade Waste Approval/Agreement

The developer is advised that a Trade Waste Approval/Agreement may be required under the Water Supply (*Safety and Reliability*) Act 2008 and should confirm this with Council's Environmental Health Services.

6. Flammable and Combustible Liquids

Where flammable and combustible liquids are stored or handled on site, advice regarding the requirements for storage and handling of Flammable and Combustible Liquids must be obtained from the relevant administering authority.

7. Further Approvals Required

a) Compliance Assessment

A Compliance Assessment application associated with the following conditions must be submitted to Council for approval prior to the issue of a Development Permit for Building Works, unless otherwise approved by Council.

- Condition 5 – Construction Traffic Management Plan
- Condition 7 – Hydraulic Report
- Condition 10 – Water Supply
- Condition 11 – Stormwater Drainage
- Condition 12 – Stormwater Quality Management

Condition 13 – Roadworks and Traffic
Condition 14 – Car Parking
Condition 17 – Landscaping
Condition 18 – Soil Erosion Minimisation, Sediment Control

All engineering, soil erosion and sediment control and landscaping designs/documentation associated with such an application must be prepared and where necessary, certified by a suitably qualified/experience person.

b) Plumbing and Drainage Works

The developer must obtain a Compliance Permit to carry out plumbing and drainage works prior to the commencement of sanitary drainage works.

c) Building Works

The developer must obtain a Development Permit for Building Works to carry out building works prior to works commencing on site.

8. Building Work Noise

The hours of audible noise associated with construction and building work on site must be limited to between the hours of:

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

9. Roadworks Approval

The developer is responsible for obtaining a Roadworks permit in accordance with Subordinate Local Law No. 1.15 (Carry out Works or Interfering with a Road or its Operation) 2011 for the installation of any hoardings, gantries or temporary road closures of the footpath or road prior to the commencement of works. The application must indicate the following:

- i. Completed Roadworks permit application form;
- ii. Prescribed fee;
- iii. Traffic Management Plan prepared by a suitable qualified traffic professional detailing the traffic management measures put in place to manage all Roadworks including pedestrians, cyclists and vehicles in accordance with the Manual of Uniform Traffic Control Devices (Queensland) Part 3 – Works on Roads.

If the works require closure of part of the road reserve, a temporary Road Closure Permit will required. This permit allows for a section of road reserve to be closed for the purpose of works. The Queensland Police Service is the issuing authority for these permits. An application will need to be made to Council for a letter of 'no objection' prior to applying to the Queensland Police Service for the permit. The Traffic Management Plan will need to be included with the application to Council.

Committee Recommendation

That the officer's recommendation be adopted.

Council Decision

Refer to resolution preceding item 1 of the council minutes (page 8328) where council resolved that the committee recommendation be adopted.

Healthy and Safe City Committee

It was MOVED by Councillor G Eddiehausen, SECONDED by Councillor T Roberts:

"that the committee recommendations to items 7 to 12 be adopted."

CARRIED UNANIMOUSLY

The Mayor, Councillor J Hill acknowledged Allen Morris, council's Local Disaster Coordinator, who will be retiring from council this month. The Mayor, on behalf of council, expressed gratitude for the work Allen has done in terms of local disaster management and recognised the support networks that he has developed in the community. The Mayor wished Allen well for his future endeavours as part of his retirement and on behalf of council and the community thanked him for his service to Townsville.

7 Community and Environmental Services - Townsville Local Disaster Management Group - Minutes of Full Committee Meeting 24 June 2015

Executive Summary

The Townsville Local Disaster Management Group (TLDMG) Full Committee meets twice per year (usually June and November) with staff of the Townsville City Council, Queensland Fire and Emergency Services Area Coordinator – Emergency Management, State Emergency Service Local Controller and other agencies.

Attached are the minutes of the meeting held on 24 June 2015.

At this meeting, the TLDMG:

- accepted the Member Status Reports from the TLDMG Working Groups;
- accepted the Member Status Report from the State Emergency Service;
- accepted the 2014 – 2015 SES Annual Report; and
- accepted the Member Status Report from Queensland Fire and Emergency Services.

Officer's Recommendation

1. That council endorse the minutes of the Townsville Local Disaster Management Group Full Committee Meeting held on 24 June 2015;
2. That council endorse the Townsville Local Disaster Management Group's acceptance of the Member Status Reports from the TLDMG Working Groups;
3. That council endorse the Townsville Local Disaster Management Group's acceptance of the Member Status Report from the State Emergency Service;
4. That council endorse the Townsville Local Disaster Management Group's acceptance of the 2014 – 2015 SES Annual Report; and
5. That council endorse the Townsville Local Disaster Management Group's acceptance of the Member Status Report from Queensland Fire and Emergency Services.

Committee Recommendation

That the officer's recommendation be adopted.

Council Decision

Refer to resolution preceding item 7 of the council minutes (page 8341) where council resolved that the committee recommendation be adopted.

8 Environmental Health - Disaster Management Policy

Executive Summary

Council is committed to supporting the local community in disaster events (natural and/or non-natural) by providing a framework for effective disaster preparedness and response. Disaster/emergency management is an important undertaking at Council which requires involvement of a majority of staff from all departments in varying capacities.

As Townsville City Council is primarily responsible for managing disasters that occur within the Townsville local government area (Section 4A(c) of the *Disaster Management Act 2003*), the Disaster Management Policy aims to ensure:

- that disaster management operations are a whole-of-organisation responsibility, requiring integration across the range of corporate functions to enhance the ability of council and the community to prepare for disaster events;
- that Council fulfils its disaster management responsibilities in a way that complies with the State's disaster management legislation and policies;
- the continued support of comprehensive disaster management through programs that address prevention, preparedness, response and recovery; and
- that Council maintain effective governance and planning processes to support emergency response and business continuity activities.

The Disaster Management Policy was approved by EMT at its meeting on 31 July 2015.

Officer's Recommendation

That council adopt the Disaster Management Policy.

POLICY

COMMUNITY AND ENVIRONMENTAL SERVICES

EMERGENCY MANAGEMENT



DISASTER MANAGEMENT POLICY >>

1. POLICY STATEMENT >>

Townsville City Council will support our local community in disaster events (natural and/or non-natural) by providing a framework for effective disaster preparedness and response.

2. PRINCIPLES >>

The Townsville City council is primarily responsible for managing disasters that occur within the Townsville local government area (Section 4A(c) of the *Disaster Management Act 2003*),

The Council:

- recognises that disaster management operations are a whole-of-organisation responsibility, requiring integration across the range of corporate functions to enhance the ability of council and the community to prepare for and respond to natural and man-made disasters; and
- will discharge its disaster management responsibilities in a way that complies with the State's disaster management legislation and policies; and
- will support comprehensive disaster management through programs that address prevention, preparedness, response and recovery.

3. SCOPE >>

This policy applies to all council activities and services, including business units and service delivery units, as well as all Local Disaster Management Group Member and Advisory Member organisations.

4. RESPONSIBILITY >>

Council's Leadership Management Group, Local Disaster Coordinator and Emergency Management Section are responsible for ensuring this policy and associated documents are understood and adhered to by all permanent staff.

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POLICY

COMMUNITY AND ENVIRONMENTAL SERVICES

EMERGENCY MANAGEMENT



5. DEFINITIONS >>

Townsville Local Disaster Management Group (TLDMG): Multi-agency group established by council in accordance with Section 29 of the *Disaster Management Act 2003* to assist council with its management of disaster events. Functions of the TLDMG are given in Section 30 of the Act.

Townsville District Disaster Management Group (TDDMG): Multi-agency group established in accordance with Section 22 of the *Disaster Management Act 2003* to assist council with its management of disaster events. Functions of the TDDMG are given in Section 23 of the Act.

Local Disaster Coordinator: Officer of council – appointed by the Chair of the TLDMG, following consultation with council's Chief Executive Officer – responsible for the management and coordination of the City's disaster management arrangements on behalf of council and the Local Disaster Management Group. The functions of the position are given in Section 36 of the *Disaster Management Act 2003*.

6. POLICY >>

Council will:

- develop its arrangements and programs for the effective management of disasters and disaster operations in accordance with the Queensland Emergency Management Assurance Framework (QEMAF).
- through existing partnerships, establish and maintain a comprehensive "all hazards, all agencies" approach to implementing effective prevention, preparedness, response and recovery measures, regardless of the nature of the hazard;
- foster commitment to a shared culture of disaster management excellence;
- carry out strategic planning within the context of resources and risk to underpin decision making to achieve effective disaster management outcomes for the community;
- engage widely with the community to allow their input to the development of plans and to educate and inform;
- prioritise public safety when revising the *Townsville Local Disaster Management Plan* and associated sub-plans;
- apply effective corporate governance strategies that allow for the continuous improvement of disaster management policy, programs, practices and service delivery to promote safety and enhance disaster resilience within the community;

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POLICY

COMMUNITY AND ENVIRONMENTAL SERVICES

EMERGENCY MANAGEMENT



- ensure leaderships roles and responsibilities within the disaster management process are clearly defined in the Position Descriptions of appropriate positions;
- seek to provide sufficient staff coverage from across all council departments to effectively carry out council's disaster management responsibilities; and
- provide appropriate training to all permanent council employees with a recognised disaster management role or responsibility.

7. LEGAL PARAMETERS >>

Disaster Management Act 2003

8. ASSOCIATED DOCUMENTS >>

Queensland Government Disaster Management Strategic Policy Framework

Queensland Emergency Management Assurance Framework

Queensland State Disaster Management Plan

Townsville District Disaster Management Plan

Townsville Local Disaster Management Plan and associated sub plans

Council's Emergency Response Plan

Council's Enterprise Wide Risk Management Framework

Council's Business Continuity Management Framework

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Committee Recommendation

That the officer's recommendation be adopted.

Council Decision

Refer to resolution preceding item 7 of the council minutes (page 8341) where council resolved that the committee recommendation be adopted.

9 Environmental Health - Recycling and Litter Management in Public Places

Executive Summary

This report updates council on the final auditing results of the Public Place Recycling and Litter Management Project that was undertaken at The Strand and Riverway between September 2014 and May 2015. All aspects of the project have now been completed with a final report detailing its successes, submitted to the Australian Packaging Covenant (the funding body) on 15 June 2015. This final report is provided as an attachment.

The project findings can be summarised as follows:

- The 'whole of life' costing (being 20 years) for a litter bin is around \$134,000 (i.e. stainless steel double bin enclosure for waste and recycling)
- Litter bin servicing costs at The Strand are expected to reduce by approximately \$32,000/yr
- Overall 25.5 tonnes/yr increase in recyclables being diverted from landfill (48 tonne/yr increase if calculated from pre-audit data)
- At The Strand, an expected 7.5 tonnes/yr increase in recyclables being diverted from landfill
- At Riverway, an expected 18.2 tonnes/yr of recyclables now diverted from landfill
- A reduction in litter now seen at both The Strand and Riverway
- A positive change to community behaviour in using public place litter bins by –
 - Contamination of recycling bins reduced from 18% to 3% (The Strand)
 - Contamination of recycling bins reduced from 44% to 6% (Riverway)
 - Recyclables found in waste bins (leakage) reduced from 13% to 4% (The Strand)
 - Recyclables found in waste bins (leakage) reduced from 14% to 7% (Riverway)

The project reflects the importance of local government leading by example which is key in achieving the vision of the '*North Queensland Waste Reduction and Recycling Plan 2014-2024*'.

The learning's from this project could be used to roll out a similar project across the whole Townsville LGA addressing the management of public litter bin enclosures to achieve similar corporate and community benefits.

Officer's Recommendation

That council receive this report and consider supporting future similar proposals that promote better waste management practices in public places.

Committee Recommendation

That the officer's recommendation be adopted.

Council Decision

Refer to resolution preceding item 7 of the council minutes (page 8341) where council resolved that the committee recommendation be adopted.

10 Environmental Health - Townsville International Flights - Community Health Preparedness

Executive Summary

In April/May 2015, it was announced that international flights from Townsville to Denpasar would commence as from 2 September 2015. Therefore, it is important to ensure the Townsville region is prepared and in readiness for the commencement of international flights for the protection of the Townsville community whilst being supportive of the overall economic benefit to the Townsville region.

This report briefly details the joint efforts from key agencies to ensure Townsville's preparedness and readiness of these international flights from a community health perspective.

Officer's Recommendation

That the Townsville International Flights - Community Health Preparedness report be noted.

Committee Recommendation

1. That the officer's recommendation be adopted.
2. That a link to the Smart Traveller website be added to council's website, included in the City Update and Councillors newsletters to raise awareness of community health awareness for international travellers.

Council Decision

Refer to resolution preceding item 7 of the council minutes (page 8341) where council resolved that the committee recommendation be adopted.

11 Environmental Health - Asbestos Enforcement Update

Executive Summary

The release of asbestos is considered a public health risk within the *Public Health Act 2005*. Previously complaints were handled by Queensland Health due to a lack of specialist training for authorised officers and appropriate indemnity insurance. These issues have now been resolved and as a result, Environmental Health will now be required to regulate and investigate these complaints.

Complaints that will be dealt with by local government include the following:

- Incidents involving an owner/occupier of a domestic premises where there is removal of more than 10m² of non-friable asbestos material (bonded e.g. asbestos roofing sheets)
- Incidents involving an owner/occupier of a domestic premises where there is removal of friable asbestos material (e.g. pipe lagging)
- Incidents involving an owner/occupier of a domestic premises asbestos material has been released within and beyond the property boundary (e.g. high pressure water cleaning of a roof)
- Controlling and arranging for demolition of derelict or fire damaged premises known or suspected of containing asbestos (under the *Building Act*)

Other complaints involving a business undertaking, whether that be at a workplace or by a contractor working in a domestic premises will be dealt with by Workplace Health and Safety QLD.

There are legal requirements that council is required to follow to ensure that the indemnity insurance remains valid for any civil claim in relation to asbestos. The Chief Executive Officer of council will also be required to provide an annual compliance certificate to the State where one or more asbestos related event has occurred. Council will also be required to keep accurate records about any complaint which will be required to be kept for 70 years.

Officer's Recommendation

That council acknowledge the change to the requirements within the *Public Health Act 2005* for council to administer sections within the act relating to asbestos public health risks.

Committee Recommendation

That the officer's recommendation be adopted.

Council Decision

Refer to resolution preceding item 7 of the council minutes (page 8341) where council resolved that the committee recommendation be adopted.

12 Environmental Health Services Fees and Charges 2015/16 Amendment

Executive Summary

Environmental Health Services issues environmental authorities and annual returns for Environmental Relevant Activities (ERAs) devolved to local government. Fee charges to conduct this activity are determined by the State and listed in *Environmental Protection Regulation 2008*.

On 1 July 2015, the State increased the fees for ERAs listed in the *Environmental Protection Regulation 2008* by a 3.5% Consumer Price Index.

Environmental Health's fee and charges for 2015/16 were approved on 24 March 2015 and subsequently need to be amended to align with this change and the fees listed within Schedule 10 Part 2 of the *Environmental Protection Regulation 2008*.

Officer's Recommendation

That council adopt the amended 2015/2016 fees and charges for Environmental Health Services as set out in Schedule 1 below.

Schedule 1:

Townsville City Council - Schedule of Fees and Charges 2015/16														
Community & Environment														
Description	Fee Charge Type	Unit	New Base Charge (exc GST)	New Base Charge Rounded (exc GST)	GST	Current Fee 2015/16	\$ Change	% Change	New fee applies from	New fee applies to	Legislative Authority Local Govt Act	Specific legislation	Committee Fee Approved at	Date of meeting
Department Name - Environmental Health Services Section Name - Environmental Health														
Fee Name														
SERVICE FEES FOR ENVIRONMENTAL HEALTH														
Application for Environmental Authority	Cost-recovery fee	Each	\$589.00	\$589.00	\$0.00	\$570.00	\$19.00	3.50%	1/07/2015	30/06/2016	Local Government Act 2009 S.97(2)(a)	Environmental Protection Regulation 2008 Section 125	Health and Safe City Committee	
Transferring Environmental Authority	Cost-recovery fee	Each	\$122.30	\$122.30	\$0.00	\$118.20	\$4.10	3.50%	1/07/2015	30/06/2016	Local Government Act 2009 S.97(2)(a)	Environmental Protection Act 1994 Section 253	Health and Safe City Committee	
Fee for late payment of an annual fee for a registration certificate or environmental authority	Cost-recovery fee	Each	\$122.30	\$122.30	\$0.00	\$118.20	\$4.10	3.50%	1/07/2015	30/06/2016	Local Government Act 2009 S.97(2)(a)	Environmental Protection Regulation 2008 Section 139	Health and Safe City Committee	
Change of Application for environmental authority	Cost recovery fee	Each	\$305.90	\$305.90	\$0.00				1/07/2015	30/06/2016	Local Government Act 2009 S.97(2)(a)	Environmental Protection Act 1994 Section 132	Health and Safe City Committee	
Amendment Application for environmental authority	Cost recovery	Each	\$295.60	\$295.60	\$0.00				1/07/2015	30/06/2016	Local Government	Environmental Protection Act	Health and Safe City	

(a) For a minor amendment (b) For a major amendment (plus 30% of annual fee)	fee										Act 2009 S.97(2)(a)	1994 Section 226	Committee	
Change of amendment application for environmental authority	Cost recovery fee	Each	\$305.90	\$305.90	\$0.00				1/07/2015	30/06/2016	Local Government Act 2009 S.97(2)(a)	Environmental Protection Act 1994 Section 236	Health and Safe City Committee	
Amalgamation application (holding 2 or more authorities)	Cost recovery fee	Each	\$305.90	\$305.90	\$0.00				1/07/2015	30/06/2016	Local Government Act 2009 S.97(2)(a)	Environmental Protection Act 1994 Section 246	Health and Safe City Committee	
Transfer application for environmental authority	Cost recovery fee	Each	\$122.30	\$122.30	\$0.00				1/07/2015	30/06/2016	Local Government Act 2009 S.97(2)(a)	Environmental Protection Act 1994 Section 253	Health and Safe City Committee	

Committee Recommendation

That the officer's recommendation be adopted.

Council Decision

Refer to resolution preceding item 7 of the council minutes (page 8341) where council resolved that the committee recommendation be adopted.

Smart City Sustainable Future Committee

It was MOVED by Councillor V Veitch, SECONDED by Councillor C Doyle:

"that the committee recommendations to items 13 to 15 be adopted."

CARRIED UNANIMOUSLY

13 Integrated Sustainability Services - National Tree Day 2015

Executive Summary

National Tree Day is Australia's largest community tree planting initiative co-ordinated by Planet Ark, with Townsville City Council supporting the event since 1996. Council along with Together Townsville partners, Mike Carney Toyota and Suncorp Bank held a Community Tree Planting event on 26 July 2015 and Schools National Tree Day event on 22 July 2015.

The Community Tree Planting event was held at Marabou Drive, Annandale with a total of 900 native tubestock planted by approximately 200 volunteers.

A total of 15 schools participated in Schools National Tree Day, a combined total of 985 native plants were provided to plant within school grounds in Townsville.

Officer's Recommendation

That council note the success of the 2015 National Tree Day event and continue to support the National Tree Day initiative in 2016.

Committee Recommendation

That the officer's recommendation be adopted.

Council Decision

Refer to resolution preceding item 13 of the council minutes (page 8351) where council resolved that the committee recommendation be adopted.

14 Integrated Sustainability Services - Kingfisher Creek rehabilitation

Executive Summary

The Kingfisher Creek Project Revegetation Project (sector one and sector two) was initiated in May and completed June 2015. The project involved the treatment and removal of weeds including Chinese apple, rubber vine, bellyache bush and guinea grass as well as the establishment of 900 local native species over 0.6Ha.

The completed sectors have increased biodiversity, water quality to Kingfisher Lagoon and now require lower intervention levels to manage.

Sectors three, four and five are now required to be enacted to complete the rehabilitation of the urban creek line, improve environmental outcomes and reduce service requests.

Officer's Recommendation

That council notes the Kingfisher Creek Revegetation Project completion and the intention to complete the final sectors three, four and five of the project in future financial years.

Committee Recommendation

That the officer's recommendation be adopted.

Council Decision

Refer to resolution preceding item 13 of the council minutes (page 8351) where council resolved that the committee recommendation be adopted.

15 Integrated Sustainability Services - Bellyache Bush and Siam Weed control projects

Executive Summary

Integrated Sustainability's Land Protection Team competitively applied for funding through the NQ Dry Tropics Regional Pest Management Group to target two high priority regional weeds.

The Bellyache Bush (*Jatropha gossypifolia*) project received \$5,100.00 in funding with an in-kind contribution of \$13,854.95 from Townsville City Council (TCC).

The Siam Weed (*Chromolaena odorata*) Aerial project received \$9,400.00 of funding from NQ Dry Tropics with \$7,651.00 in kind contributed by TCC.

The cost shared Bellyache bush project completed 158hrs of control using 815L of herbicide covering an area of 45.36ha on 16 sites. The funding was utilised to engage Centrogen to control several difficult sites on Castle Hill allowing the Land Protection Team to engage with private landholders for control and education outcomes. The Ross Dam Rangers conducted control on the Ross Dam in conjunction with the Land Protection team's work on the private holdings along Sach's Creek in a Catchment Management approach.

The cost shared Siam Weed aerial survey was focussed on TCC land on Mt Stuart and Upper Sleeper Log Creek, Bluewater. Aerial spraying of Siam Weed was then carried out on Mt Stuart. A total of 18 sites were detected in 4hrs of survey on 1992ha of TCC land.

Officer's Recommendation

That council continue Bellyache Bush and Siam Weed survey and control programs as a yearly component of Land Protection actions by the Integrated Sustainability Services Department.

Committee Recommendation

That the officer's recommendation be adopted.

Council Decision

Refer to resolution preceding item 13 of the council minutes (page 8351) where council resolved that the committee recommendation be adopted.

Sports Recreation and Parks Committee

In accordance with section 173 of the Local Government Act 2009, Councillor J Lane, declared a perceived conflict of interest in regards to item 20.

- (a) *the name of the Councillor who has the perceived conflict of interest:***
Councillor J Lane.
- (b) *the nature of the conflict of interest as described by the Councillor:***
Councillor J Lane is the patron of Riverway Rowing Club which is one of the Ross River user groups.
- (c) *how the Councillor dealt with the perceived conflict of interest:***
The Councillor determined that she could reasonably be perceived to have a conflict of interest in this matter before the meeting, however considered her position and was of the opinion that she could participate in debate and vote on the matter in the public interest.
- (d) *if the Councillor voted on the issue – how the Councillor voted:***
The Councillor voted as per the recommendation.
- (e) *how the majority of persons who were entitled to vote at the meeting voted on the matter.***
The majority of persons entitled to vote at the meeting voted as per the recommendation.

It was MOVED by Councillor P Ernst, SECONDED by Councillor L Walker:

"that the committee recommendations to items 16 to 22 be adopted."

CARRIED UNANIMOUSLY

16 PRESENTATION - North Queensland Sports Foundation Wingate Properties Bursaries

Executive Summary

The North Queensland Sports Foundation (NQSF) offers the NQ Sports Development Bursary in partnership with Wingate Properties and Townsville City Council. This bursary is awarded to junior athletes (under 18 years of age) who are passionate and have the desire to achieve in their chosen sport. Athletes are nominated to receive a Development Bursary for their chosen sport. Two award recipients are selected and receive a NQSF embroidered sports jacket and cheque for \$650.

The 2015 NQ Sports Development Bursary recipients are Kimberley Jenner and Brenton Foster.

The Bursary recipients will be in attendance along with their parents and, Dan Jackson (NQSF), Andrew Bligh (Manager NQSF), and a representative from Wingate Properties.

Officer's Recommendation

That council note this presentation of the 2015 Wingate Properties Bursaries to Kimberley Jenner & Brenton Foster.

Committee Recommendation

That the officer's recommendation be adopted.

Council Decision

Refer to resolution preceding item 16 of the council minutes (page 8353) where council resolved that the committee recommendation be adopted.

17 PRESENTATION - Townsville District Rugby Union

Executive Summary

Townsville District Rugby Union (TDRU) has requested to present to committee on the demand for Rugby Union playing facilities in Townsville. Also, the proposed new facilities and master plan for the identified new site at Murray Sports Precinct, 33 University Drive Annandale. Lot 1 on SP 273476.

Officer's Recommendation

That council note the Townsville District Rugby Union presentation.

Committee Recommendation

That the officer's recommendation be adopted.

Council Decision

Refer to resolution preceding item 16 of the council minutes (page 8353) where council resolved that the committee recommendation be adopted.

18 Community Services - Thuringowa City Kennel Club Inc., Michael Hooper Park - Lease Renewal

Executive Summary

The Thuringowa City Kennel Club Inc. seeks to renew their lease of a clubhouse and part of the land adjacent to the clubhouse, located at Michael Hooper Park, Bruce Highway, Deeragun for a term of 10 years – Lease A of Reserve 981 Lot 1 RP 800513.

Officer's Recommendation

1. That council approve the issuing of a lease to Thuringowa City Kennel Club Inc. over a clubhouse and adjacent land at Michael Hooper Park, Bruce Highway, Deeragun (a portion of Lot 1 on RP 800513) for a term of up to 10 years, for the rental fee of \$1.00 per year, exclusive of GST, if requested.
2. That the lease provide for the Club to be responsible for the following:
 - Maintenance, Repair, Replacement of:
 - a) Structural (Clause 6.1a)
 - b) Services/pipes/conduits (clause 6.1 (b))
 - c) Painting (clause 6.3)
 - d) Minor maintenance (clause 6.6)
 - Landscaping (clause 5.8)

Committee Recommendation

That the officer's recommendation be adopted.

Council Decision

Refer to resolution preceding item 16 of the council minutes (page 8353) where council resolved that the committee recommendation be adopted.

19 Community Services - Thuringowa City Kennel Club, Michael Hooper Park - New License to Occupy (LTO)

Executive Summary

Council approval has previously been given for the establishment of a number of Licenses to Occupy with community groups in order to formalise their use of council controlled spaces.

Licenses to Occupy formalise the conditions under which community groups are able to make use of these spaces.

The Thuringowa City Kennel Club Inc. is seeking a License to Occupy (LTO) land located at Michael Hooper Park, Bruce Highway, Deeragun (adjacent to Lease A of Reserve 981 Lot 1 RP 800513) for a term of 10 years (the same period as the lease). This land is currently used and maintained by the club. The LTO will formalise this agreement with Council.

Officer's Recommendation

That council approve the issuing of a license to occupy (LTO) to Thuringowa City Kennel Club Inc. (the Club) over a portion of Michael Hooper Park, Bruce Highway, Deeragun for a term of up to 10 years.

Committee Recommendation

That the officer's recommendation be adopted.

Council Decision

Refer to resolution preceding item 16 of the council minutes (page 8353) where council resolved that the committee recommendation be adopted.

20 Community Services - Revised Ross River Waterway Management System - Management of Recreational Use Plan 2015-2018

Executive Summary

The current Ross River Waterway Management System – Management of Recreational Use Plan 2013-2015 has been updated and revised to reflect the evolving recreational use of the waterway.

Officer's Recommendation

That council adopt the updated and revised Ross River Waterway Management System – Management of Recreational Use Plan 2015-2018.

Committee Recommendation

That the officer's recommendation be adopted.

Council Decision

Refer to resolution preceding item 16 of the council minutes (page 8353) where council resolved that the committee recommendation be adopted.

21 Engineering Services - Dog Off-Leash Facility Strategy

Executive Summary

This report recommends the adoption of a new strategy to guide the establishment of dog off-leash facilities that will adequately service the identified needs of Townsville residents. The following strategy is based on research generated from the dog off-leash area usage survey conducted throughout June and July 2014.

Officer's Recommendation

1. That council adopt a standard of service catchment for the provision of dog off-leash areas of approximately 4-6km radius;
2. That council establish dog off-leash facilities at Peggy Banfield Park (Bushland Beach); Harold Phillips Park (Garbutt); Edison Park (Wulguru); Horseshoe Bay Environmental Recreation Park (Magnetic Island) when funds and resources become available; and
3. That council adopt that the Townsville Dog Park Design Guidelines be included for consideration during the next round of the Townsville City Plan - Development Manual review.

Committee Recommendation

1. That the officer's recommendation be adopted.
2. That this item be referred to Healthy and Safe City Committee to include areas that are currently unfenced, but have natural or other boundaries and would need no further infrastructure installed to be used as dog parks similar to Lou Lister Park. Suitable areas for consideration could include Mindham Park drain and Lake Keyatta between the lake and the railway line fence.

Council Decision

Refer to resolution preceding item 16 of the council minutes (page 8353) where council resolved that the committee recommendation be adopted.

22 Community Services - CML 0005-Operation of Kiosk Services at Townsville RSL Stadium

Executive Summary

Council invited submissions via tender for the 'Operation of Kiosk Services at Townsville RSL Stadium' (CML 0005). Invitations were made by public advertisement in the Townsville Bulletin.

The tender is for the lease of an area within the Townsville RSL Stadium known as the Kiosk, for the purpose of providing public food and beverage services to support events being held at the venue, this includes the provision of the service of liquor in the foyer area of the building.

Officer's Recommendation

1. That the report/attachment be deemed a confidential document and be treated as such in accordance with sections 171 and 200 (5) of the *Local Government Act 2009* and that the document remain confidential unless council decides otherwise by resolution.

2. That council issue a lease to Cuisine to Go for a portion of the facility at Townsville RSL Stadium referred to as the 'Kiosk', for the purpose of the exclusive provision of public food and beverage services, for the three year period from 1 September 2015 to 31 August 2018, plus an additional two one year options subject to meeting service delivery expectations and both party's agreement, for the rental amount of 10% of the gross takings for events up to 1,000 people in attendance, and 15% of gross takings for events exceeding 1,000 people in attendance.

Committee Recommendation

That the officer's recommendation be adopted.

Council Decision

Refer to resolution preceding item 16 of the council minutes (page 8353) where council resolved that the committee recommendation be adopted.

Community and Cultural Committee

It was MOVED by Councillor S Blom, SECONDED by Councillor C Doyle:

"that the committee recommendations to items 23 to 26 be adopted."

CARRIED UNANIMOUSLY

23 Community Services - Extension to Lease Area - Upper Ross PCYC - Men's Shed

Executive Summary

The Queensland Police–Citizens Youth Welfare Association - Upper Ross Police Citizen's Youth Club (Upper Ross PCYC) are seeking approval for an extension of their current leased area, Lease A on Lot 1 RP741904 at 43 Allambie Lane, Rasmussen on land owned by Townsville City Council.

The purpose of the extended lease is to allow for construction of a 72m² (6m x 12m) concrete slab and associated awning for extension of the Men's Shed facility.

Officer's Recommendation

1. That council approve issuing of an extension of the area leased to Queensland Police-Citizen's Youth Welfare Association – Upper Ross PCYC at 43 Allambie Lane, Rasmussen (Lease A on Lot 1 RP 741904) for the purpose of extending the concrete slab and awning at the existing Men's Shed facility.
2. That council grant the above extension of lease on the condition that Queensland Police-Citizen's Youth Welfare Association – Upper Ross PCYC is responsible for the installation of the proposed concrete slab and awning and for all minor and structural maintenance of the lease area and its improvements.
3. That council note that Upper Ross PCYC under the extended lease will continue to be responsible for:
 - i. Maintenance, Repair, Replacement of
 - a) Structural (Clause 6.1(a))
 - b) Services/pipes/conduits (Clause 6.1(b))
 - c) Painting (Cause 6.3)
 - d) Minor maintenance (Clause 6.6)
 - ii. Landscaping (Clause 5.9)
 - iii. Survey Plan

Committee Recommendation

That the officer's recommendation be adopted.

Council Decision

Refer to resolution preceding item 23 of the council minutes (page 8358) where council resolved that the committee recommendation be adopted.

24 Community Services - Bluewater Rural Fire Brigade - New Lease

Executive Summary

The Bluewater Rural Fire Brigade currently operates over part of site 14 Forestry Road, Bluewater. The site is formally described as Lot 41 on EP840360.

The Bluewater Rural Fire Brigade currently shares the on-site emergency vehicle operations shed with the Bluewater State Emergency Service (S.E.S).

This lease report request specifically pertains to the relocation of the Bluewater Rural Fire Brigade to the neighbouring lot (Lot 43 on SP120117), for the purpose of an emergency vehicle storage and training facility.

Officer's Recommendation

That council approve issuing of a lease to the Bluewater Rural Fire Brigade over Lot 43 on SP120117 for the purpose of an emergency vehicle operations facility, and ancillary training rooms for a period of up to 10 years, for the fee of \$1.00 per year, exclusive of GST, if requested.

Committee Recommendation

That the officer's recommendation be adopted.

Council Decision

Refer to resolution preceding item 23 of the council minutes (page 8358) where council resolved that the committee recommendation be adopted.

25 Community Services - Partnerships & Sponsorships and FAEG Minutes 29 July 2015

Executive Summary

Townsville City Council recognises the vital contribution that community organisations make to the economic, social, community and cultural wellbeing of the Townsville community. The Council will provide community grants to support the creation, implementation and delivery of community initiatives that align with council's corporate priorities, and that demonstrate a positive contribution to improving the wellbeing of the Townsville community.

The following report outlines recommendations from the Financial Assistance and Events Group (FAEG) held 29 July 2015, based on applications received through the following programs:

- Partnerships and Sponsorships Program
- Festivals and Events Grants Program
- Requests for Waiver of Venue/Park Hire Fees
- Asset Disposal
- T150

Attached to the report are the minutes of the meeting.

Total number of applications recommended: 8

Total number of disposed assets recommended: 1

Total number of T150 applications recommended: 1

Total monetary amount recommended:

2015/2016 - \$183,150 (ex GST)

2016/2017 - \$23,800 (ex GST)

2017/2018 - \$8,000 (ex GST)

Officer's Recommendation

1. That council note the minutes from the FAEG meeting held 29 July 2015 (attached)
2. That council approve the amounts recommended by the Financial Assistance and Events Group (FAEG) held 29 July 2015 as detailed in the table below

Organisation	Program	Activity/Project	Recommendation (Ex GST)
Townsville Crocodiles Basketball Club Inc. (National) 2015/2016 Season	Partnerships and Sponsorships Program	Cash funding to assist in operational expenses. Waiver of hire fees requested for i) 2 pre-season games. ii) Training and preparation for 1 July 2015 to 30 June 2016.	2015/2016: TOTAL: \$130,000 Cash: \$80,877 Waive hire fees:\$35,725 Match costs: \$13,398
Townsville Netball Association Magnetic North Branch Inc. (Magnetic North Steelcats)	Partnerships and Sponsorships Program	Cash funding to support players' clinics; conducting annual regional carnival in preparation of state events.	2015/2016 Cash: \$6,000 Waive hire fees: \$7,000 (for seven games) 2016/2017 Cash: \$6,000 Waive hire fees: \$7,000 (for seven games)
North Queensland Ballet and Dance Company T/as DanceNorth <i>'Twilight'</i> the centrepiece of DanceNorth's 2015 program	Festivals and Events Grants Program	Requested funding contributes to staging of the multi-site performance featuring about 130 performers from the Townsville community; in ten short pieces; to be staged across ten sites at Jezzine Barracks.	2015/2016 1) Cash contribution to the production costs of <i>Twilight</i> . \$20,000. 2) The waiver of venue hire fees for Jezzine Barracks. \$1,000
Swimming North Queensland Inc. 2015 Swimming Australia Townsville Grand Prix	Festivals and Events Grants Program	Requested funding to support travel, accommodation & associated costs for 2015/2016:- Cash: \$20,000 Waiver of hire fees: \$1,600	2015/2016: Cash: \$10,000
Townsville Eisteddfod Inc. 3 year proposal	Festivals and Events Grants Program	The waiver of hire fees assists in conducting the Eisteddfod that offers young performers the opportunity to develop their artistic skills through the competition and the excitement of performance across a range of performing and visual arts.	2015/2016 Waive hire fees: up to \$8,000 2016/2017 Waive hire fees: up to \$8,000 2017/2018 Waive hire fees: up to \$8,000

Cancer Council Queensland	Requests for Waiver of Venue/Park Hire Fees	Requests for waiver of Venue/Park Hire Fees to conduct Relay for Life event, to raise funds for cancer research.	2015/2016: Waiver of venue hire fees over three days: \$2,800
TCC Economic Development	Requests for Waiver of Venue/Park Hire Fees	Request for an extension of waiver of venue hire fees for activities/events occurring in the Central Business District of Townsville during 2015/2016.	2015/2016 Waiver of hire fees: continuation for activities held under CBD Development Incentives Program.
Body Torque Health and Fitness	Requests for Waiver of Venue/Park Hire Fees	Fight for Your Cause is a corporate style charity boxing event that raises money for local Townsville charities.	2015/2016 Waiver of hire fees: up to \$1,150.
The meeting considered the assessments and recommendations for disposal of Council surplus equipment &/or assets. The group's discussions and recommendations for support are summarised as follows:			
Disposal of the former SES bus Toyota Coaster – 1999 model – 6 cylinder – 22 seater Residual value \$10,000	Asset Disposal	Written Expression of Interest received from:- Tec-NQ: Offered \$7,000 purchase; providing vehicle is roadworthy. Interest from Uncle Alfred's Men's Group - no funding to make a purchase offer.	Not to accept the Expressions of Interest from either party, as neither organisation is able to purchase the former SES bus at the residual or market price estimated to be \$10,000. Vehicle to be disposed of as per the TCC Fleet Asset Management Plan.
The meeting considered the recommendations for T150 funding. The group's discussions and recommendations for support are summarised as follows:			
Reconsideration of Townsville Museum & Historical Society Inc T150 funding request, following advice from Townsville Museum & Historical Society Inc that it wishes to withdraw from joint program with James Cook University & Museum of Tropical Queensland.	T150 program	Townsville Museum & Historical Society Inc submitted a T150 grant application for \$4,300. Originally proposed that Townsville Museum & Historical Society Inc, James Cook University and Museum of Tropical Queensland work in partnership and a funding of \$50,000 (Excl GST) was recommended.	1) Reconfirms the funding of \$50,000 (Excl GST) for the JCU & MTQ joint submission. 2) Strong support and encouragement for TMHS to submit a new application.

Committee Recommendation

1. That officer's recommendation 1 be adopted; and
2. That council approve the amounts recommended by the Financial Assistance and Events Group (FAEG) held 29 July 2015 as detailed in the amended table below

Organisation	Program	Activity/Project	Recommendation (Ex GST)
Townsville Crocodiles Basketball Club Inc. (National) 2015/2016 Season	Partnerships and Sponsorships Program	Cash funding to assist in operational expenses. Waiver of hire fees requested for i) 2 pre-season games. ii) Training and preparation for 1 July 2015 to 30 June 2016.	2015/2016: TOTAL: \$130,000 Cash: \$62,939 Waive hire fees:\$39,575 Match costs: \$27,480
Townsville Netball Association Magnetic North Branch Inc. (Magnetic North Steelcats)	Partnerships and Sponsorships Program	Cash funding to support players' clinics; conducting annual regional carnival in preparation of state events.	2015/2016 Cash: \$6,000 Waive hire fees: \$7,000 (for seven games) 2016/2017 Cash: \$6,000 Waive hire fees: \$7,000 (for seven games)
North Queensland Ballet and Dance Company T/as DanceNorth <i>'Twilight'</i> the centrepiece of DanceNorth's 2015 program	Festivals and Events Grants Program	Requested funding contributes to staging of the multi-site performance featuring about 130 performers from the Townsville community; in ten short pieces; to be staged across ten sites at Jezzine Barracks.	2015/2016 1) Cash contribution to the production costs of <i>Twilight</i> . \$20,000. 2) The waiver of venue hire fees for Jezzine Barracks. \$1,000
Swimming North Queensland Inc. 2015 Swimming Australia Townsville Grand Prix	Festivals and Events Grants Program	Requested funding to support travel, accommodation & associated costs for 2015/2016:- Cash: \$20,000 Waiver of hire fees: \$1,600	2015/2016: Cash: \$10,000
Townsville Eisteddfod Inc. 3 year proposal	Festivals and Events Grants Program	The waiver of hire fees assists in conducting the Eisteddfod that offers young performers the opportunity to develop their artistic skills through the competition and the excitement of performance across a range of performing and visual arts.	2015/2016 Waive hire fees: up to \$8,000 2016/2017 Waive hire fees: up to \$8,000 2017/2018 Waive hire fees: up to \$8,000
Cancer Council Queensland	Requests for Waiver of Venue/Park Hire Fees	Requests for waiver of Venue/Park Hire Fees to conduct Relay for Life event, to raise funds for cancer research.	2015/2016: Waiver of venue hire fees over three days: \$2,800

TCC Economic Development	Requests for Waiver of Venue/Park Hire Fees	Request for an extension of waiver of venue hire fees for activities/events occurring in the Central Business District of Townsville during 2015/2016.	2015/2016 Waiver of hire fees: continuation for activities held under CBD Development Incentives Program.
Body Torque Health and Fitness	Requests for Waiver of Venue/Park Hire Fees	Fight for Your Cause is a corporate style charity boxing event that raises money for local Townsville charities.	2015/2016 Waiver of hire fees: up to \$1,150.
The meeting considered the assessments and recommendations for disposal of Council surplus equipment &/or assets. The group's discussions and recommendations for support are summarised as follows:			
Disposal of the former SES bus Toyota Coaster – 1999 model – 6 cylinder – 22 seater Residual value \$10,000	Asset Disposal	Written Expression of Interest received from:- Tec-NQ: Offered \$7,000 purchase; providing vehicle is roadworthy. Interest from Uncle Alfred's Men's Group - no funding to make a purchase offer.	Not to accept the Expressions of Interest from either party, as neither organisation is able to purchase the former SES bus at the residual or market price estimated to be \$10,000. Vehicle to be disposed of as per the TCC Fleet Asset Management Plan.
The meeting considered the recommendations for T150 funding. The group's discussions and recommendations for support are summarised as follows:			
Reconsideration of Townsville Museum & Historical Society Inc T150 funding request, following advice from Townsville Museum & Historical Society Inc that it wishes to withdraw from joint program with James Cook University & Museum of Tropical Queensland.	T150 program	Townsville Museum & Historical Society Inc submitted a T150 grant application for \$4,300. Originally proposed that Townsville Museum & Historical Society Inc, James Cook University and Museum of Tropical Queensland work in partnership and a funding of \$50,000 (Excl GST) was recommended.	1) Reconfirms the funding of \$50,000 (Excl GST) for the JCU & MTQ joint submission. 2) Strong support and encouragement for TMHS to submit a new application.

Council Decision

Refer to resolution preceding item 23 of the council minutes (page 8358) where council resolved that the committee recommendation be adopted.

26 Library Services - Learning Communities Leadership Group 22 June 2015

Executive Summary

Minutes of the 22 June 2015 meeting of the Learning Communities Leadership Group are presented for information.

Officer's Recommendation

That the minutes of the Learning Communities Leadership Group meetings held on the 13 April 2015 be received for information.

Committee Recommendation

That the officer's recommendation be adopted.

Council Decision

Refer to resolution preceding item 23 of the council minutes (page 8358) where council resolved that the committee recommendation be adopted.

Governance and Finance Committee

It was MOVED by Councillor J Lane, SECONDED by Councillor C Doyle:

"that the committee recommendations to items 27 to 33 be adopted."

CARRIED UNANIMOUSLY

27 Treasury Report - July 2015

Executive Summary

Attached to the Report to Council is an internal treasury report to provide council with information on cash, investments and debt. The report informs council on its monthly cash position.

Officer's Recommendation

That council note the treasury report for July 2015 and the information contained therein.

Committee Recommendation

That the officer's recommendation be adopted.

Council Decision

Refer to resolution preceding item 27 of the council minutes (page 8365) where council resolved that the committee recommendation be adopted.

28 Budget Variance Report - Whole of Council - July 2015

Executive Summary

On behalf of the Chief Executive Officer, the Director Corporate Services presented and discussed the Budget Variance Report for the whole of council for July 2015, pursuant to section 204 of the *Local Government Regulation 2012*.

The Director Corporate Services circulated separately to the Agenda the Budget Variance Report for the whole of council for July 2015.

Officer's Recommendation

That council note the financial report for July 2015 and budget variance explanations, pursuant to section 204 of the *Local Government Regulation 2012*.

Committee Recommendation

That the officer's recommendation be adopted.

Council Decision

Refer to resolution preceding item 27 of the council minutes (page 8365) where council resolved that the committee recommendation be adopted.

29 Request for concession - property number 253640

Executive Summary

A request has been received for a concession for the general rate for property number 253640. The application has been made under council's concessions policy specifically in relation to a not-for-profit community organisation.

Officer's Recommendation

1. That the report/attachment be deemed a confidential document and be treated as such in accordance with sections 171 and 200 (5) of the *Local Government Act 2009* and that the document remain confidential unless council decides otherwise by resolution.
2. That council resolve to grant a concession for the general rate for the property number 253640 and that the concession include general rates from the date of effect on the lease agreement which is 27 August 2014.
3. That council resolve that the concession will continue to be granted until such time that the land use changes, a change to the lease agreement for the property is recorded or council decides otherwise.

Committee Recommendation

That the officer's recommendation be adopted.

Council Decision

Refer to resolution preceding item 27 of the council minutes (page 8365) where council resolved that the committee recommendation be adopted.

30 Request for Concession - property number 550926

Executive Summary

A request has been received for a concession for the general rate for property number 550926. The application has been made under council's concessions policy specifically in relation to a not-for-profit community organisation.

Officer's Recommendation

1. That the report/attachment be deemed a confidential document and be treated as such in accordance with sections 171 and 200 (5) of the *Local Government Act 2009* and that the document remain confidential unless council decides otherwise by resolution.
2. That council resolve to grant a concession for the general rate for the property number 550926 and that the concession include general rates from the date of effect of the lease agreement from 31 January 2015.
3. That council resolve that the concession will continue to be granted until such time that the land use changes, a change to the lease agreement for the property is recorded or council decides otherwise.

Committee Recommendation

That the officer's recommendation be adopted.

Council Decision

Refer to resolution preceding item 27 of the council minutes (page 8365) where council resolved that the committee recommendation be adopted.

31 Request for Concession - property number 250870

Executive Summary

A request has been received from for a concession for the general rate for property number 250870. The application has been made under council's concessions policy specifically in relation to a not-for-profit community organisation.

Officer's Recommendation

1. That the report/attachment be deemed a confidential document and be treated as such in accordance with sections 171 and 200 (5) of the *Local Government Act 2009* and that the document remain confidential unless council decides otherwise by resolution.
2. That council resolve to grant a concession for the general rate for the property number 250870 and that the general rate concession to include general rates from the date of effect of the lease agreement (when received) or 1 January 2015, whichever is the later.
3. That council resolve that the concession will continue to be granted until such time that the land use changes, a change to the lease agreement for the property is recorded or council decides otherwise.

Committee Recommendation

That the officer's recommendation be adopted.

Council Decision

Refer to resolution preceding item 27 of the council minutes (page 8365) where council resolved that the committee recommendation be adopted.

32 Finance Services - Procurement - PSA00023 Supply and Delivery of Water Meters

Executive Summary

Council issued Tender no PSA00023 on 30 May 2015 for a Preferred Supplier Arrangement for the Supply and Delivery of Water Meters. The tender closed on 24 June 2015. Three submissions were received and each tenderer declared they had no conflict of interest. The contract is for 12 months with the option of a further two 12 month periods.

Officer's Recommendation

1. That the report/attachment be deemed a confidential document and be treated as such in accordance with sections 171 and 200 (5) of the *Local Government Act 2009* and that the document remain confidential unless council decides otherwise by resolution.
2. That council award PSA00023 Preferred Supplier Arrangement for Supply and Delivery of Water Meters to Elster Metering Pty Ltd for 12 months with the option for a further two 12 month periods.

Committee Recommendation

That the officer's recommendation be adopted.

Council Decision

Refer to resolution preceding item 27 of the council minutes (page 8365) where council resolved that the committee recommendation be adopted.

33 CBD rating area**Executive Summary**

The committee suggested that a workshop be held to discuss the CBD rating area.

Committee Recommendation

That a workshop be organised for the week of 24-28 August 2015 for Councillors and staff to discuss the CBD rating area.

Council Decision

Refer to resolution preceding item 27 of the council minutes (page 8365) where council resolved that the committee recommendation be adopted.

Townsville Water and Waste Committee

In accordance with section 173 of the Local Government Act 2009, Councillors S Blom, G Eddiehausen, R Gartrell, J Lane, A Parsons, T Roberts and V Veitch declared a perceived conflict of interest in regards to item 37.

- (a) the name of the Councillors who have the perceived conflict of interest:**
Councillors S Blom, G Eddiehausen, R Gartrell, J Lane, A Parsons, T Roberts and V Veitch.
- (b) the nature of the conflict of interest as described by the Councillors:**
NQ Excavations donated to the Townsville First election campaign.
- (c) how the Councillors dealt with the perceived conflict of interest:**
The Councillors determined that they could reasonably be perceived to have a conflict of interest in this matter before the meeting, however considered their position and were of the opinion that they could participate in debate and vote on the matter in the public interest.
- (d) if the Councillors voted on the issue – how the Councillors voted:**
The Councillors voted as per the officer's recommendation.
- (e) how the majority of persons who were entitled to vote at the meeting voted on the matter.**
The majority of persons entitled to vote at the meeting voted as per the officer's recommendation.

It was MOVED by Councillor R Gartrell, SECONDED by Councillor P Ernst:

"that the committee recommendations to items 35 to 40 be adopted and that item 34 be dealt with separately."

CARRIED UNANIMOUSLY

Item 34 - Water Restriction Policy

It was MOVED by Councillor R Gartrell, SECONDED by Councillor P Ernst:

1. *"that officer's recommendation 2 be adopted;*
2. *that the attached Water Restriction Policy be adopted with Appendix 1 amended to change evening watering hours from '7 - 9pm' to '6 - 8pm'."*

Amendment

It was MOVED by Councillor V Veitch, SECONDED by Councillor G Eddiehausen:

1. *"that officer's recommendation 2 be adopted;*
2. *that the attached Water Restriction Policy be adopted with Appendix 1 amended to change morning watering hours from '5 - 7am' to '6 - 8am' and evening watering hours from '7 - 9pm' to '6 - 8pm'."*

The amendment was LOST.

The substantive motion on being put was CARRIED.

REPORT TO COUNCIL

Authorised by Director Townsville Water and Waste
Prepared by Manager Water Operations
Department Water Operations
Date 29 July 2015

Executive Summary

Townsville's current water restrictions have been in place since before 2008. With increasing water use due to growth in the city, the restrictions need updating. In particular the restrictions need to be brought in earlier to support a reasonable level of service to the community. There is also a need to have separate restrictions for each of the water supply systems, being Townsville, Paluma and Cungulla. When there are operational issues with the water system, restrictions also need to be applied to manage the available water.

Traditionally restrictions refer to the use of sprinklers on residential properties. This policy continues to focus on outdoor uses and broadens the categories covered by the restrictions, including a specification of the irrigation volume reductions to be achieved within council's irrigation systems. A Water Restriction Policy has been created to detail all of the restrictions and to provide a framework for the application of the restrictions so that a council resolution is not required on each event.

Officer's Recommendation

1. That council approve the attached Water Restriction Policy.
2. That council delegate to the Chief Executive Officer the authority to impose the restrictions in accordance with the policy.

POLICY

TOWNSVILLE WATER AND WASTE

TOWNSVILLE WATER



WATER RESTRICTION POLICY >>

1. POLICY STATEMENT >>

Council will apply water restrictions when:

- an inability to produce sufficient potable water creates an urgent need to restrict water use; or
- the available water supply has fallen to a level at which unrestricted use of the water is not in the public interest.

2. PRINCIPLES >>

Council will apply water restrictions equitably across the community while recognising the importance of public facilities and the needs of businesses that rely upon water for their trade.

3. SCOPE >>

Water restrictions apply to all users - including commercial, industrial, residential, and governmental (Federal, State and Local) users - of potable or non-potable water supplied from Townsville City Council-owned infrastructure.

4. RESPONSIBILITY >>

The Council is a water service provider under the *Water Supply (Safety and Reliability) Act 2008* and has authority to apply and enforce water restrictions.

The council's authority to apply and enforce water restrictions is delegated to the Chief Executive Officer, and through him to the Director, Townsville Water and Waste, who has responsibility for all aspects of the implementation and management of this Water Restriction Policy.

5. DEFINITIONS >>

Odds and Evens system a system under which water use is regulated having regard to whether the property address is categorised as an Odd or Even number.

Water may be used in compliance with the current water restriction level within

- Odd numbered properties on Wednesdays and Sundays.
- Even numbered properties on Tuesdays and Saturdays.

Property addresses are categorised as "Odd" if:

- the number of the property within the street is an odd number – for example 3 Jones Street, or Unit "X" 17 Anywhere Crescent.

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Document Maintained by >> Manager Water Operations

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POLICY

TOWNSVILLE WATER AND WASTE

TOWNSVILLE WATER



- there is no allocated street number, then the Lot number of the property is an odd number – for example *Lot 11, Smith Road*
- the address includes more than one street number and the first number is odd - for example *143 – 202 Walker Street*
- there is no known Street or Lot number.

Property addresses are categorised as "Even" if:

- the number of the property within the street is an even number – for example *2 Jones Street*, or *Unit "X" 98 Anywhere Crescent*.
- there is no allocated street number, then the Lot number of the property is an even number – for example *Lot 18, Smith Road*
- the address includes more than one street number and the first number is even - for example *50 - 73 Long Street*

Sprinkler: any device for distributing irrigation water other than a hand held hose or a drip-irrigation system. The term includes a pipe or hose system with a nozzle, a soaker hose and any other device intended to distribute, sprinkle or spray water (including an automatic irrigation system).

6. POLICY >>

6.1 Water Restriction Levels

Townsville has adopted a system incorporating 4 levels of restriction. The water restriction levels by categories of use are set out in Appendix 1.

6.2 Decision to implement Water Restrictions and Categories of Restriction.

The Director Townsville Water and Waste will declare the commencement and cessation of water restrictions having regard to a range of factors including specifically the water restriction implementation levels set out in Appendix 2.

A declaration may be made because of operational reasons – being an inability to produce sufficient potable water to meet demand - or because of drought resulting in concerns about the quantity of water in storage.

6.3 Service Areas

Townsville's water supply system is divided into 3 service areas on the basis of different water sources, being:

- Townsville – serviced from Ross River Dam, Crystal Creek/Paluma Dam system and the

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POLICY

TOWNSVILLE WATER AND WASTE

TOWNSVILLE WATER



Burdekin system.

- Paluma Township – serviced by the Paluma system from a local creek.
- Cungulla – serviced by the Giru Water Treatment Plant from the Haughton River.

Water restrictions may be imposed in respect of any single service area or across all service areas.

6.4 Enforcement

Council will maintain an education and communication program to encourage voluntary compliance with imposed water restrictions. Council will use its enforcement powers when necessary.

7. LEGAL PARAMETERS >>

- *Water Supply (Safety and Reliability) Act 2008*

8. ASSOCIATED DOCUMENTS >>

Nil

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Water Restriction Policy - Page 4 of 7

POLICY

TOWNSVILLE WATER AND WASTE

TOWNSVILLE WATER

APPENDIX 1 – WATER RESTRICTION LEVELS BY CATEGORIES OF USE

Category	Level 1	Level 2	Level 3	Level 4
Watering residential and rural lawns and gardens and the watering of commercial lawns and gardens (including school grounds)	Sprinklers only to be used 5-7am and 7-9 pm, odds and evens applies, handheld watering any time	Sprinklers only to be used 7-9 pm, odds and evens applies, handheld watering any time	Sprinklers not to be used, handheld watering 7-9 pm, odds and evens applies to handheld watering	No sprinklers or handheld watering allowed, watering cans/buckets only, odds and evens applies to watering cans/buckets
TCC Parks and Gardens	14% reduction in irrigation volume	No watering 9am-4pm and 24% reduction in irrigation volume	No watering 9am-4pm and 44% reduction in irrigation volume	No watering 9am-4pm and 84% reduction in irrigation volume
Commercial Nurseries and Market Gardens	No watering between 9am and 4pm. Watering outside of that time by: - Water efficient sprinkler - Hand-held trigger or twist nozzle - Irrigation system - Watering can or bucket	No watering between 9am and 4pm. Watering outside of that time by: - Water efficient sprinkler - Hand-held trigger or twist nozzle - Irrigation system - Watering can or bucket	No watering between 9am and 4pm. Watering outside of that time by: - Hand-held trigger or twist nozzle - Irrigation system - Watering can or bucket	No watering between 9am and 4pm. Watering outside of that time by: - Irrigation system - Watering can or bucket

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Water Restriction Policy

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POLICY

TOWNSVILLE WATER AND WASTE

TOWNSVILLE WATER

Washing vehicles and boats (other than flushing boat motors)	No restriction	Bucket or water efficient car wash	Bucket or water efficient car wash	Water efficient car wash
Washing hard surfaces other than for safety issues	No restriction	Pressure washers only	Not permitted	Not permitted
Irrigation of sports fields (including school sports fields)	Sprinklers only to be used 5-7am and 7-9 pm Handheld watering any time	Sprinklers only to be used 7-9 pm Handheld watering any time	No sprinklers to be used Handheld watering – odds and evens applies	No watering permitted

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POLICY

TOWNSVILLE WATER AND WASTE

TOWNSVILLE WATER

APPENDIX 2 – WATER RESTRICTION IMPLEMENTATION LEVELS

Townsville Water Supply Drought Based Restrictions

Ross Dam Level	Restriction
40%	Level 1
30%	Level 2
20%	Level 3
10%	Level 4

Townsville Water Supply Operational Restrictions

Condition	Restriction
Average daily consumption approaching maximum production	Level 2
Average daily consumption equals maximum production	Level 3
Average daily consumption exceeds maximum production OR an emergency situation exists	Level 4

Paluma Township Drought Based Restrictions

Condition	Restriction
Weir level takes >2 hours to recover after pumping	1
Weir level takes > 4 hours to recover after pumping	2
Water level is below the weir for > 1 day	3
Trucking Water has commenced	4

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POLICY

TOWNSVILLE WATER AND WASTE

TOWNSVILLE WATER

Cungulla Township Drought Based Restrictions

Condition	Restriction
Consumption approaching quarterly allocation	2
Quarterly Allocation exceeded	3
Risk of exceeding annual allocation	4

Cungulla Township Operational Restrictions

Condition	Restriction
Consumption = Plant capacity;	2
Consumption > Plant Capacity;	3
Trucking Water has commenced;	4

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Water Restriction Policyv

Committee Recommendation

That the officer's recommendation be adopted.

Council Decision

Refer to resolution preceding item 34 of the council minutes (page 8369) where council resolved the following:

1. "that the officer's recommendation 2 be adopted;
2. that the following attached Water Restriction Policy be adopted with Appendix 1 amended to change evening watering hours from '7 - 9pm' to '6 - 8pm'."

POLICY

TOWNSVILLE WATER AND WASTE TOWNSVILLE WATER



WATER RESTRICTION POLICY >>

1. POLICY STATEMENT >>

Council will apply water restrictions when:

- an inability to produce sufficient potable water creates an urgent need to restrict water use; or
- the available water supply has fallen to a level at which unrestricted use of the water is not in the public interest.

2. PRINCIPLES >>

Council will apply water restrictions equitably across the community while recognising the importance of public facilities and the needs of businesses that rely upon water for their trade.

3. SCOPE >>

Water restrictions apply to all users - including commercial, industrial, residential, and governmental (Federal, State and Local) users - of potable or non-potable water supplied from Townsville City Council-owned infrastructure.

4. RESPONSIBILITY >>

The Council is a water service provider under the *Water Supply (Safety and Reliability) Act 2008* and has authority to apply and enforce water restrictions.

The council's authority to apply and enforce water restrictions is delegated to the Chief Executive Officer, and through him to the Director, Townsville Water and Waste, who has responsibility for all aspects of the implementation and management of this Water Restriction Policy.

5. DEFINITIONS >>

Odds and Evens system a system under which water use is regulated having regard to whether the property address is categorised as an Odd or Even number.

Water may be used in compliance with the current water restriction level within

- Even numbered properties on Tuesdays and Saturdays.
- Odd numbered properties on Wednesdays and Sundays.

Property addresses are categorised as "Odd" if:

- the number of the property within the street is an odd number – for example 3 Jones Street, or Unit "X" 17 Anywhere Crescent.

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POLICY

TOWNSVILLE WATER AND WASTE

TOWNSVILLE WATER



- there is no allocated street number, then the Lot number of the property is an odd number – for example *Lot 11, Smith Road*
- the address includes more than one street number and the first number is odd - for example *143 – 202 Walker Street*
- there is no known Street or Lot number.

Property addresses are categorised as "Even" if:

- the number of the property within the street is an even number – for example *2 Jones Street*, or *Unit "X" 98 Anywhere Crescent*.
- there is no allocated street number, then the Lot number of the property is an even number – for example *Lot 18, Smith Road*
- the address includes more than one street number and the first number is even - for example *50 - 73 Long Street*

Sprinkler: any device for distributing irrigation water other than a hand held hose or a drip-irrigation system. The term includes a pipe or hose system with a nozzle, a soaker hose and any other device intended to distribute, sprinkle or spray water (including an automatic irrigation system).

6. POLICY >>

6.1 Water Restriction Levels

Townsville has adopted a system incorporating 4 levels of restriction. The water restriction levels by categories of use are set out in Appendix 1.

6.2 Decision to implement Water Restrictions and Categories of Restriction.

The Director Townsville Water and Waste will declare the commencement and cessation of water restrictions having regard to a range of factors including specifically the water restriction implementation levels set out in Appendix 2.

A declaration may be made because of operational reasons – being an inability to produce sufficient potable water to meet demand - or because of drought resulting in concerns about the quantity of water in storage.

6.3 Service Areas

Townsville's water supply system is divided into 3 service areas on the basis of different water sources, being:

- Townsville – serviced from Ross River Dam, Crystal Creek/Paluma Dam system and the

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TOWNSVILLE WATER



Burdekin system.

- Paluma Township – serviced by the Paluma system from a local creek.
- Cungulla – serviced by the Giru Water Treatment Plant from the Haughton River.

Water restrictions may be imposed in respect of any single service area or across all service areas.

6.4 Enforcement

Council will maintain an education and communication program to encourage voluntary compliance with imposed water restrictions. Council will use its enforcement powers when necessary.

7. LEGAL PARAMETERS >>

- *Water Supply (Safety and Reliability) Act 2008*

8. ASSOCIATED DOCUMENTS >>

Nil

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TOWNSVILLE WATER AND WASTE

TOWNSVILLE WATER



APPENDIX 1 – WATER RESTRICTION LEVELS BY CATEGORIES OF USE

Category	Level 1	Level 2	Level 3	Level 4
Watering residential and rural lawns and gardens and the watering of commercial lawns and gardens (including school grounds)	Sprinklers only to be used 5-7am and 6-8 pm, odds and evens applies, handheld watering any time	Sprinklers only to be used 6-8 pm, odds and evens applies, handheld watering any time	Sprinklers not to be used, handheld watering 6-8 pm, odds and evens applies to handheld watering	No sprinklers or handheld watering allowed, watering cans/buckets only, odds and evens applies to watering cans/buckets
TCC Parks and Gardens	14% reduction in irrigation volume	No watering 9am-4pm and 24% reduction in irrigation volume	No watering 9am-4pm and 44% reduction in irrigation volume	No watering 9am-4pm and 84% reduction in irrigation volume
Commercial Nurseries and Market Gardens	No watering between 9am and 4pm. Watering outside of that time by: - Water efficient sprinkler - Hand-held trigger or twist nozzle - Irrigation system - Watering can or bucket	No watering between 9am and 4pm. Watering outside of that time by: - Water efficient sprinkler - Hand-held trigger or twist nozzle - Irrigation system - Watering can or bucket	No watering between 9am and 4pm. Watering outside of that time by: - Hand-held trigger or twist nozzle - Irrigation system - Watering can or bucket	No watering between 9am and 4pm. Watering outside of that time by: - Irrigation system - Watering can or bucket

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TOWNSVILLE WATER



Washing vehicles and boats (other than flushing boat motors)	No restriction	Bucket or water efficient car wash	Bucket or water efficient car wash	Water efficient car wash
Washing hard surfaces other than for safety issues	No restriction	Pressure washers only	Not permitted	Not permitted
Irrigation of sports fields (including school sports fields)	Sprinklers only to be used 5-7am and 6-8 pm Handheld watering any time	Sprinklers only to be used 6-8 pm Handheld watering any time	No sprinklers to be used Handheld watering – odds and evens applies	No watering permitted

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TOWNSVILLE WATER



APPENDIX 2 – WATER RESTRICTION IMPLEMENTATION LEVELS

Townsville Water Supply Drought Based Restrictions

Ross Dam Level	Restriction
40%	Level 1
30%	Level 2
20%	Level 3
10%	Level 4

Townsville Water Supply Operational Restrictions

Condition	Restriction
Average daily consumption approaching maximum production	Level 2
Average daily consumption equals maximum production	Level 3
Average daily consumption exceeds maximum production OR an emergency situation exists	Level 4

Paluma Township Drought Based Restrictions

Condition	Restriction
Weir level takes >2 hours to recover after pumping	1
Weir level takes > 4 hours to recover after pumping	2
Water level is below the weir for > 1 day	3
Trucking Water has commenced	4

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TOWNSVILLE WATER



Cungulla Township Drought Based Restrictions

Condition	Restriction
Consumption approaching quarterly allocation	2
Quarterly Allocation exceeded	3
Risk of exceeding annual allocation	4

Cungulla Township Operational Restrictions

Condition	Restriction
Consumption = Plant capacity;	2
Consumption > Plant Capacity;	3
Trucking Water has commenced;	4

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Water Restriction Policy

35 Water Operations - Specialised Contract Management Services - Operation and Maintenance of Water Treatment Plants

Executive Summary

Council has entered into a 20 year contract with Trility Pty Ltd for the operation and maintenance of the water treatment plants.

Townsville Water has need of specialised contract management services to assist in the incorporation of new assets into the existing contract.

This report outlines the reasons supporting an exception from inviting quotes or tenders in accordance with section 235 of the *Local Government Act 2009*.

Officer's Recommendation

1. That the report/attachment be deemed a confidential document and be treated as such in accordance with sections 171 and 200 (5) of the *Local Government Act 2009* and that the document remain confidential unless council decides otherwise by resolution.
2. That council resolve, in accordance with section 235(b) of the *Local Government Regulation 2012*, that it is satisfied that Calcutta Group is a sole supplier of specialist contract management services for the Water Supply Upgrade Project for the period of the 2015/2016 financial year.

Committee Recommendation

That the officer's recommendation be adopted.

Council Decision

Refer to resolution preceding item 34 of the council minutes (page 8369) where council resolved that the committee recommendation be adopted.

36 Water Operations - Paluma Water Supply

Executive Summary

Council has previously considered a planning report for the supply of water to Paluma and directed the investigation of alternatives other than construction of a treatment plant. This report outlines the results of those investigations and the alternatives considered.

Historically, issues with the Paluma township water colour and taste have been reported. Earlier this year Giardia was detected in the raw water that supplies the township which led to the township being placed on a boil water notice for four weeks. A water treatment facility will provide sufficient barriers to address these issues.

The recommendation to council is to proceed, in principle, with the purchase of a treatment facility.

Officer's Recommendation

1. That the report/attachment be deemed a confidential document and be treated as such in accordance with sections 171 and 200 (5) of the *Local Government Act 2009* and that the document remain confidential unless council decides otherwise by resolution.
2. That council approve, in principle, that a water treatment facility is to be installed at Paluma.
3. That council consider at the next budget review amendments to enable the accelerated delivery of a water treatment plant at Paluma.

Committee Recommendation

That the officer's recommendation be adopted.

Council Decision

Refer to resolution preceding item 34 of the council minutes (page 8369) where council resolved that the committee recommendation be adopted.

37 Programs and Technical Support - Tender Assessment - TCW00124 Burdell Street Water Main Replacement

Executive Summary

Townsville City Council is proceeding with the supply and construction of new water mains (pipelines) and associated connections required to replace existing cast iron water mains located along Burdell Street and Stuart Drive in Stuart. The work includes the supply and construction of DN100 to DN450 water mains, connections and envelopers. The work will involve construction along Department of Transport and Main Roads' roads, underneath a Queensland Rail corridor, and underneath Stuart Creek.

Tenders were called for the contract, which is a lump sum contract for supply and construction under the *General Conditions of Contract AS4000 – 1997*. The tender closed at 10am on Wednesday 8 July 2015. Six tenders were received.

This report provides an analysis and evaluation of the tenders received for this project.

Officer's Recommendation

1. That the report/attachment be deemed a confidential document and be treated as such in accordance with sections 171 and 200 (5) of the *Local Government Act 2009* and that the document remain confidential unless council decides otherwise by resolution.
2. That council award tender TCW00124 for the Supply and Construction of the Burdell Street Water Main Replacement to NQ Excavations Pty Ltd for a lump sum price of \$1,878,815 (excluding GST).
3. That council delegate authority to the Chief Executive Officer, or his delegate, to award variations up to the approved project budget provided the variations are for the completion of the work under the contract.

Committee Recommendation

That the officer's recommendation be adopted.

Council Decision

Refer to resolution preceding item 34 of the council minutes (page 8369) where council resolved that the committee recommendation be adopted.

38 Business Management & Compliance - Monthly Report Card - July 2015 & 2015/16 Performance Plans

Executive Summary

Townsville Water and Waste's monthly report card containing year to date operating results for 2014/15 for the month of June 2015 was tabled at the July meeting and did not include any financial information due to end of financial year processing. The unaudited June results and analysis will be included in an amended report card to be tabled at the meeting.

Townsville Water and Townsville Waste's monthly report card containing year to date operating results for 2015/16 for the month of July 2015 will be tabled at the meeting.

Townsville Water and Waste's 2015/16 Performance Plans will also be tabled at the meeting.

Officer's Recommendation

1. That the report/attachment be deemed a confidential document and be treated as such in accordance with sections 171 and 200 (5) of the *Local Government Act 2009* and that the document remain confidential unless council decides otherwise by resolution.
2. That council note the report card from Townsville Water and Townsville Waste for the month of July 2015 and the amended report card for the month of June 2015.
3. That council note the 2015/16 Performance Plans from Townsville Water and Townsville Waste.

Committee Recommendation

That the officer's recommendation be adopted.

Council Decision

Refer to resolution preceding item 34 of the council minutes (page 8369) where council resolved that the committee recommendation be adopted.

39 Strategic Planning - Magnetic Island Sewerage Strategy - Revision of the 2011 Strategy

Executive Summary

A planning report has been prepared that reviews a previous draft sewer strategy investigation for Magnetic Island. The previous draft sewer strategy comprised three phases (collection system planning, effluent reuse and treatment plant hydraulic capacity). The purpose of the updated sewer strategy report is to identify the infrastructure required to service future development, the upgrades to the existing infrastructure and also to inform council of the cost to support the back sewerage program of Magnetic Island.

A further investigation into the capacity of the treatment process at the Magnetic Island Wastewater Recycling Facility and the required upgrades is currently underway and a later report will be submitted to council regarding these upgrades to the treatment process for this plant.

Officer's Recommendation

1. That the report/attachment be deemed a confidential document and be treated as such in accordance with sections 171 and 200 (5) of the *Local Government Act 2009* and that the document remain confidential unless council decides otherwise by resolution.
2. That council receive the planning report, "Magnetic Island Sewerage Strategy - Revision of the 2011 Strategy (GHD, May 2015)" (Attachment 1 of the Report to Council).

3. That council resolve to defer further back sewerage of the southern catchment of Magnetic Island due to the high cost of the treatment plant upgrade necessary if further connections are made, and that council review this decision and the Magnetic Island Sewerage Strategy in 2025.
4. That council resolve to continue back sewerage of the northern (Horseshoe Bay) catchment of Magnetic Island when funds are allocated and to ensure that the additional areas are sewerage in this catchment.
5. That council consider an allowance of \$2.1M in the next annual review of the 10-year Capital Works Plan to connect the remaining properties in Horseshoe Bay (northern catchment) of Magnetic Island.
6. That council resolve to update the declared sewer catchment areas on Magnetic Island to reflect these recommendations.
7. That council resolve to not allow any additional connections to council's sewerage outside of the declared sewer catchment areas.
8. That council delegate the responsibility to develop a communication strategy, to inform the Island's community of these resolutions, to the Chief Executive Officer.

Committee Recommendation

That the officer's recommendation be adopted.

Council Decision

Refer to resolution preceding item 34 of the council minutes (page 8369) where council resolved that the committee recommendation be adopted.

40 Request to investigate purchasing a vehicle to carry non-potable water

Councillor V Veitch requested staff investigate purchasing a second vehicle to carry non-potable water for the purpose of watering street trees etc. Currently, there is one vehicle carrying out this task and it is undertaking double shifts.

Committee Recommendation

That the Director Townsville Water and Waste investigate purchasing a (second) vehicle to carry non-potable water for the purpose of watering street trees etc and that the findings be referred to council.

Council Decision

Refer to resolution preceding item 34 of the council minutes (page 8369) where council resolved that the committee recommendation be adopted.

Officers Reports

Corporate Services

41 Show Public Holiday for 2016

Executive Summary

Correspondence dated 21 July 2015 has been received from the Townsville Pastoral Agricultural and Industrial Association requesting that Monday 4 July 2016 be designated as the official show public holiday for Townsville in 2016.

Officer's Recommendation

That council write to the Office of Industrial Relations requesting that Monday 4 July 2016 be declared a regional public holiday for the purpose of the annual Townsville Show.

Council Decision

It was MOVED by Councillor J Lane, SECONDED by Councillor A Parsons:

"that the officer's recommendation be adopted."

CARRIED UNANIMOUSLY

42 Australian Local Government Association (ALGA) 2015 Local Roads and Transport Congress from 17-19 November 2015 in Ballarat Victoria

Executive Summary

Council is invited to register/attend the Australian Local Government Association (ALGA) 2015 Local Roads and Transport Congress to be held in Ballarat, Victoria, from 17 to 19 November 2015. The key aim of this year's Roads Congress is to highlight the importance of Federal funding to local government in overcoming Road and infrastructure challenges. It is an opportunity to ensure both the Government and Opposition understand the key concerns that Local Government share in this vital area with an expected 2016 Federal Election.

Officer's Recommendation

1. That council approve the attendance of an interested councillor/s to attend the ALGA Local Roads and Transport Congress in Ballarat, Victoria from 17 to 19 November 2015.
2. That in accordance with section 162(1)(e) of the *Local Government Act 2009* leave of absence be granted to the interested councillor/s from council to allow attendance at the ALGA Local Roads and Transport Congress from 17 to 19 November 2015 in Ballarat, Victoria.

Council Decision

It was MOVED by Councillor J Lane, SECONDED by Councillor V Veitch:

"that the officer's recommendation be adopted."

CARRIED UNANIMOUSLY

43 Official Trade Mission to China and Japan

Executive Summary

The Mayor has been officially invited by the Premier of Queensland to join an official Trade Mission to China and Japan.

Officer's Recommendation

1. That council consider nominating the Mayor, to attend the official Trade Mission to China and Japan from 28 September to 4 October 2015.
2. That in accordance with section 162(1)(e) of the Local Government Act 2009 council grant leave of absence to the Mayor, Councillor Jenny Hill to attend the official Trade Mission to China and Japan from 28 September to 4 October 2015.

Council Decision

It was MOVED by The Mayor, Councillor J Hill, SECONDED by Councillor V Veitch:

1. "that officer's recommendation be adopted.
2. that the CEO or staff delegate be approved to join the Mayor on the Trade Mission to China and Japan from 28 September to 4 October 2015."

CARRIED UNANIMOUSLY

44 TCC Quarter 4 Corporate Performance Report 2014/15

Executive Summary

The Chief Executive Officer is required to provide a written assessment of council's Corporate and Operational Plans on a quarterly basis. The Corporate Performance Report, under separate cover, provides an assessment of council's progress towards implementing council's Corporate and Operational Plans.

Officer's Recommendation

In accordance with section 174 of the *Local Government Regulation 2012*

1. That council adopt the Corporate Performance Report for the fourth quarter of 2014/15, being the period from 1 July 2014 to 30 June 2015 (attachment 1); and
2. That council note the change made to the Operational Plan in the fourth quarter as outlined in attachment 2.

Council Decision

It was MOVED by Councillor G Eddiehausen, SECONDED by Councillor T Roberts:

"that the officer's recommendation be adopted."

CARRIED UNANIMOUSLY

Confidential Items

It was MOVED by Councillor R Gartrell, SECONDED by Councillor J Lane:

"that council RESOLVE to close the meeting in accordance with Section 275 (1) (e) of the *Local Government Regulation 2012* which permits the meeting to be closed to the public for business relating to the following:

Section 275(1) (e) contracts proposed to be made by it.

CARRIED

The council discussed the items.

It was MOVED by Councillor R Gartrell, SECONDED by Councillor J Lane:

"that council RESOLVE to open the meeting."

CARRIED

45 Four Lease Renewal Exemptions

Executive Summary

Council has been requested to renew the commercial leases for:

- Aboriginal & Torres Strait Island Legal Services (ATSILS) tenancy 143-201 Walker Street
- Dagers Café known as Spuntinos Café at 143-201 Walker Street
- The C-Bar Café on the Strand
- Longboards Bar and Grill on the Strand

Each of the four lessees has made substantial investment in the leased site, and has properly discharged its obligations under each lease.

Section 236(1)(c)(iii) of the *Local Government Regulation 2012* exempts the council from having to call for tenders for the renewal of leases provided that:

1. the council first resolves to apply the exemption to the particular lease renewal; and
2. the rental payable for the new lease is at least the amount determined by a market valuation provided by a registered valuer.

The lease renewal exemption recognises the community interest arising from providing lease-holders with an incentive to continue to invest in their business undeterred by uncertainty about renewal of the lease.

Officer's Recommendation

1. That the report/attachment be deemed a confidential document and be treated as such in accordance with sections 171 and 200 (5) of the *Local Government Act 2009* and that the document remain confidential unless council decides otherwise by resolution.
2. That the Council resolve to apply the exemption set out in section 236(1)(c)(iii) of the *Local Government Regulation 2012* to the renewal of the leases for:
 - ATSILS tenancy 143-201 Walker Street
 - Dagers Café at 143-201 Walker Street
 - The C-Bar Café on the Strand
 - Longboards Bar and Grill on the Strand

3. That the council resolve to renew the leases for:
- ATSILS tenancy 143-201 Walker Street
 - Dagers Café at 143-201 Walker Street
 - The C-Bar Café on the Strand
 - Longboards Bar and Grill on the Strand
- subject to agreement being reached about the terms of each new lease and acceptance of rental payments at least of the amount determined by a market valuation performed by a registered valuer.

Council Decision

It was MOVED by Councillor V Veitch, SECONDED by Councillor A Parsons:

"that the officer's recommendation be adopted."

CARRIED UNANIMOUSLY

General Business

(i) Restriction of council's water use to reduce water consumption

The Mayor, Councillor J Hill, advised that as part of council's water restrictions council will be actively restricting its use of water in parks, gardens and median strips by 14% as part of the Level One water restrictions. The Mayor added that council will be actively taking steps to reduce its overall water consumption at this time.

Close of Meeting

The Chair, Mayor Councillor J Hill, declared the meeting closed at 10.00am.

CONFIRMED this TWENTY- SECOND day of SEPTEMBER 2015

MAYOR

CHIEF EXECUTIVE OFFICER