



ORDINARY COUNCIL

PUBLIC MINUTES

TUESDAY 28 MAY 2019 AT 1.00PM

Council Members >>

The Mayor, Councillor Jenny Hill
Councillor Russ Cook
Councillor Verena Coombe
Councillor Colleen Doyle
Councillor Ann-Maree Greaney
Councillor Paul Jacob
Councillor Mark Molachino
Councillor Kurt Rehbein
Councillor Margie Ryder
Councillor Maurie Soars
Councillor Les Walker

At this meeting contributions made by members of the public may be recorded by way of audio recording which will be used for the purpose of developing minutes of the meeting and decision making of council. Townsville City Council is bound by the Information Privacy Act 2009 to protect the privacy of personal information.

Under Local Law 1 Section 35(3) a person must not make an audio or video recording of a local government meeting, a standing committee meeting, a special committee meeting or an advisory committee meeting unless the chairperson at the meeting gives consent in writing to the recording of the meeting.

Further information may be found on council's website at www.townsville.qld.gov.au.

Goals and Objectives that identify strategic intent of Townsville City Council >>

Corporate Plan >>

Goal 1 - A Prosperous City

Deliver a strong and innovative economy for Townsville with sustainable growth and support for local jobs and businesses.

Objectives that identify our strategic intent:

- 1.1 Support local businesses, major industries, local innovation and employment growth.
- 1.2 Promote our economic and geographic strengths and market Townsville as a vibrant destination for commerce, education, research, tourism, entertainment and lifestyle.
- 1.3 Plan, support, provide and advocate for infrastructure and investment that supports innovation, residential and economic growth.
- 1.4 Maximize opportunities for economic growth by building and maintaining effective partnerships.

Goal 2 - A City for People

Enhance people's experience of Townsville as a liveable and vibrant city by providing services that support the growth of an inclusive, knowledgeable, active, safe and healthy community.

Objectives that identify our strategic intent:

- 2.1 Provide services and local infrastructure that meet community expectations, support growth and provide for the needs of our community.
- 2.2 Improve the liveability of Townsville and encourage active and healthy lifestyles by providing accessible public facilities and community infrastructure.
- 2.3 Improve the vibrancy of Townsville by supporting the community's access to, and participation in, a range of artistic, cultural and entertainment activities.
- 2.4 Enhance community knowledge of and access to council services to improve community wellbeing, health and safety.

Goal 3 - A Clean and Green City

Create a sustainable future for Townsville through the protection, maintenance and enhancement of our unique, natural and built environment.

Objectives that identify our strategic intent:

- 3.1 Plan, design and deliver sustainable development and support this by actively managing the natural environment and increasing green infrastructure, at both a city, suburb and place level.
- 3.2 Develop and implement long term solutions for the management of water and waste that are socially, financially and environmentally sound.

Goal 4 - A Simpler, Faster, Better Council

Transform the Townsville City Council into a simpler, faster and better council that is easy to work with, and for, and gains community trust by being transparent and managing its resources.

Objectives that identify our strategic intent:

- 4.1 Provide customer-focused services that meet the expectations of our community in a dynamic and adaptive manner.
- 4.2 Ensure that council's plans, services, decisions and priorities reflect the needs and expectations of the community.
- 4.3 Be a valued and committed employer who provides a productive, inclusive and respectful environment for staff and the community.
- 4.4 Improve financial sustainability and provide value and accountability to the community for the expenditure of public funds.
- 4.5 Ensure that public funds are expended efficiently and that council expenditure represents value for money whilst supporting the local economy.

ACKNOWLEDGEMENT OF COUNTRY

The Townsville City Council would like to acknowledge the Bindal and Gurambilbarra Wulgurukaba peoples as Traditional Owners of the land on which our Council operates. We pay respect to Elders past, present and future and value the traditions, culture and aspirations of the first Australians of this land. We acknowledge and hold in great significance the valuable contribution that Traditional Owners have made and continue to make within the Townsville Community.

PUBLIC MINUTES

	Page
Committee Items	
Planning and Development Committee	
4	PE&CS - Planning Services - RAL18/0115 - One into Two Lot Creation - 299 Granitevale Road, Alice River 10580
5	MCU18/0087 Report - Council Report and conditions Service Station associated with OPW18/0084 10582
6	PE&CS - Planning Services - Land Use and Urban Design - Magnetic Island Trails Draft Vision Plan (Stage 1) 10596
7	PE&CS - Planning Services - Land Use and Urban Design - Minutes of the Heritage Advisory Committee meeting 27 February 2019 10597
8	PE&CS - Planning Services - Land Use and Urban Design - Lansdown Major Amendment - Request for State Interest Review 10597
Infrastructure Services Committee	
1	Infrastructure Planning, Assets and Fleet - Anzac Park Memorial Plaque for the 2nd/4th Battalion Association, The Royal Australian Regiment 10599
2	CONFIDENTIAL REPORT - Infrastructure Planning, Assets and Fleet - Tobruk Pool Redevelopment - Procurement Delegation to the Chief Executive Officer or Delegate 10599
3	CONFIDENTIAL REPORT - Construction, Maintenance and Operations - Supply and Lay Asphalt Bituminous Products 10600
Community Health and Environment Committee	
9	Presentation - Adapting to Coastal Change 10602
10	Presentation - Straw no More 10602
11	Presentation - Recovery Update - Natural Environment 10602
12	Environmental Health and Regulatory Services - Change in Clandestine Labs Legislation 10603
13	Environmental Health and Regulatory Services - Animal Management Initiatives 10603
Community and Cultural Development Committee	
14	Community Safety Advisory Committee - Minutes - 2 April 2019 10604
15	Inclusive Community Advisory Committee - Minutes - 3 April 2019 10605
16	Community Engagement - Lease Renewal - Townsville Ladies Vigoro Association Inc. 10605
17	Cultural Services - Arts Recognition Strategy 10606

Governance and Finance Committee

18	Commercial Services - Corporate Plan 2020 - 2024	10608
19	Finance Services - Final Audit Committee Minutes 28 March 2019	10609
20	Finance Services - Treasury Report - March 2019	10609
21	Finance Services - Budget Variance Report - March 2019	10609
22	CONFIDENTIAL REPORT - Finance Services - Financial Forecast March 2019	10610
23	CONFIDENTIAL REPORT - Finance Services - Procurement summary monsoon activity	10610
24	CONFIDENTIAL REPORT - Construction Maintenance and Operations - Variation to Sole Supplier List	10611
25	Request to attend Residential Australian Institute of Company Directors (AICD) course	10611

Townsville Water and Waste Committee

26	Townsville Water and Waste - Customer and Business Reporting - Quarter 3 2018/19	10612
27	Townsville Waste Services - Waste and recycling collection optimisation	10612

Officers' Reports

Business Services

28	Finance Services - Performance Management Report Quarter 3 2018/19	10614
----	--	-------

Confidential Items

29	CONFIDENTIAL REPORT - Future Cities - Call for Project Partners for Development of Industrial Land	10615
----	--	-------

General Business

(i)	Intelligent Transport and Mobility as a Service Global Forum	10615
-----	--	-------

REPORT	COUNCIL MEETING
DATE	Tuesday 28 May 2019 at 1.00pm
ITEMS	1 TO 29

PRESENT	The Mayor, Councillor J Hill Councillor R Cook Councillor V Coombe Councillor C Doyle Councillor A Greaney Councillor P Jacob Councillor K Rehbein Councillor M Ryder Councillor M Soars Councillor L Walker
----------------	---

Opening of meeting and announcement of visitors

The Chair, the Mayor, Councillor J Hill opened the meeting at 1.00pm.

Acknowledgement to country

The Chair acknowledged the traditional owners of the land, the Wulgurukaba of Gurambilbarra and Yunbenun and to the south of Galbidira the Bindal people, and paid respect to their cultures, their ancestors and their elders, past and present, and all future generations.

Prayer

Reverend Jeff Coop of the Anglican Church delivered the opening prayer.

Apologies and leave of absence

The Mayor, Councillor J Hill advised that she has been invited to take part in a rally in Brisbane with regards to mining in Queensland and requested leave of absence for 6 June 2019 to allow her attendance.

It was MOVED by Councillor L Walker, SECONDED by Councillor A Greaney:

- "1. that the apology from Councillor M Molachino be received and that for the purposes of Section 162(1)(e) of the *Local Government Act 2009*, Councillor M Molachino be granted leave of absence from this meeting; and
2. that Council approve the Mayor, Councillor J Hill's request for leave of absence for 6 June 2019 to allow her to attend a rally in Brisbane with regards to mining in Queensland."

CARRIED UNANIMOUSLY

Confirmation of minutes of previous meeting

It was MOVED by Councillor V Coombe, SECONDED by Councillor M Soars:

"that the minutes of the Ordinary Council meeting of 30 April 2019 be confirmed."

CARRIED UNANIMOUSLY

Disclosure of interests

Following recent changes to the *Local Government Act 2009* the Chief Legal Officer reminded Councillors of their obligations for disclosing conflicts of interests and material personal interests for items on the agenda.

There were no conflicts of interest or material personal interests declared.

Correspondence

There was no correspondence.

Petitions

There were no petitions.

Deputations

(i) Item 4 - Thomas Askern and George Milford

Council considered the verbal comments provided by Thomas Askern and George Milford, as well as the plan tabled at the meeting, with regards to item 4 - PE&CS - Planning Services - RAL18/0115 - One into Two Lot Creation - 299 Granitevale Road, Alice River.

Notices of motion

There were no notices of motion.

Presentations

There were no presentations

Mayoral Minute

The Mayor, Councillor J Hill provided the following Mayoral Minute:

"Fellow Councillors,

The Australian Competition & Consumer Commission is currently undertaking a largescale Inquiry into the Northern Australia insurance sector.

This inquiry has already documented the dramatically high cost of insurance. It demonstrates that, in Northern Australia, home and contents premiums have risen by 130 per cent over the last 10 years compared to just over 50 per cent for the rest of Australia.

In the case of Townsville North Queensland, the average home and content premium - excluding GST and State levied Stamp Duties - is almost double the average reported for the rest of Australia. And as a result of these high levels, Townsville North Queensland residents and businesses pay, on average, double the level of taxation on insurance premiums as that levied on the average Australian household.

Council recently had the opportunity to contribute to this vital Inquiry and I would like to formally table the submission lodged in support of its work.

Our submission recommends new compensation measures to offset the inequitable insurance costs in the North. In lieu of any alternative proposal these could take the form of a significantly upgraded Zonal Tax Offset.

In addition, we are calling for immediate State and Federal reform so that GST and Stamp Duty is levied on the sum insured rather than the premium paid. This would end the double-level taxation burden currently imposed upon local residents.

Most importantly, Council continues to call on both the State and Federal Governments to take a far more committed approach to developing the north. This means a real focus on regional equality and placemaking infrastructure investment, including investment in natural disaster risk mitigation measures.

Finally, Council has expressed its desire to work with the ACCC's Inquiry into the future. We believe that our shared experience during this year's unprecedented monsoon disaster can provide crucial lessons for future insurance pricing and management.

Indeed, throughout our City's recovery, we have invested heavily in working with insurance providers and providing the best claims experience for residents and businesses alike. We have accumulated considerable modelling, anecdotal and analytical data. Closer study of this information in conjunction with the ACCC has the potential to bear insights on how to improve damage mitigation and reduce prices. This approach has the express support of the Insurance Council and its members impacted by the monsoon event.

Councillors, I formally table our submission to the Northern Australia Insurance Inquiry and seek your endorsement to further develop relationships with the ACCC."

Council decision

It was MOVED by the Mayor, Councillor J Hill, SECONDED by Councillor V Coombe:

"that Council's submission, that has been given to the ACCC, be endorsed and that Council continues to formalise relationships with the Insurance Council and the ACCC."

CARRIED UNANIMOUSLY

Council agreed to consider the Planning and Development Committee items (4 to 8) as the first items of business.

Committee Items

Planning and Development Committee

Item 4 - PE&CS - Planning Services - RAL18/0115 - One into Two Lot Creation - 299 Granitevale Road, Alice River

The Director Planning, Environmental and Cultural Services provided a response to the deputation by Thomas Askern and George Milford with regards to item 4.

Councillors A Greaney, M Ryder, P Jacob, L Walker and the Mayor, Councillor J Hill raised questions / provided comments.

The Councillors' questions were responded to.

It was MOVED by Councillor L Walker, SECONDED by Councillor K Rehbein:

"that the committee recommendation to item 4 be adopted."

CARRIED

In accordance with Council's Meeting Procedures Policy where Council does not unanimously support an Officer's Recommendation or an alternative resolution Councillors are to have recorded their reasons for doing so.

For	Against
The Mayor, Councillor J Hill	Councillor P Jacob
Councillor R Cook	Councillor M Ryder
Councillor V Coombe	
Councillor C Doyle	
Councillor A Greaney	
Councillor K Rehbein	
Councillor M Soars	
Councillor L Walker	
Reasons Against	

Councillor P Jacob voted against the recommendation for the following reason:

- Councillor Jacob disagrees with Council's interpretation of fragmentation, as outlined below, the area off Granitvale road is already well fragmented from past approvals.

The development application for Reconfiguring a Lot conflicts with the Strategic framework, specifically Section 3.6.4.1(3), as the development results in further fragmentation of rural land. The justification provided by the applicant that the land is already under size and spatially fragmented cannot be accepted as justification as per Section 3.6.4.1(3).

Councillor M Ryder voted against the recommendation for the following reason:

- Councillor Ryder agrees with the comments by Milford Planning that she does not see it as fragmentation of the current land as it is already divided by the road.

It was MOVED by Councillor L Walker, SECONDED by Councillor M Soars:

"that the committee recommendations to items 5 to 8 be adopted."

CARRIED UNANIMOUSLY

4 PE&CS - Planning Services - RAL18/0115 - One into Two Lot Creation - 299 Granitevale Road, Alice River

Executive Summary

The application is for a Development Permit for Reconfiguring a Lot on land located at 299 Granitevale Road, Alice River. More specifically, the proposal is for a One into Two lot creation, seeking to subdivide the existing 26.38ha into two significantly undersized rural allotments of approximately 19.73ha and 6.66ha. The minimum lot size for this rural zone is 40 hectares.

The subject site is located within the Mixed farming precinct of the Rural zone, where subdivision of land resulting in lots less than 40ha is identified as being Impact Assessable development under the Townsville City Plan. The application was publicly notified during the period 19 February 2019 to 13 March 2019. No submissions were received during the Public Notification period.

An assessment of the proposal has been undertaken against the *Planning Act 2016* and the Townsville City Plan, where the development demonstrates inconsistencies with the relevant Assessment Benchmarks. Specifically, the proposed development does not comply with the nominated minimum lot size for the Mixed farming precinct, being 40ha, as identified by Specific outcome 3.6.4.1 (4) of the Strategic framework of the Townsville City Plan. Irrespective of the current physical characteristics or uses of the subject land, the proposed development is considered to result in further fragmentation of Rural zoned land, and is thus further inconsistent with particular purpose statement (3)(b) of the Rural zone code and Specific outcome 3.6.4.1 (3) of the Strategic framework. Lastly, it is evident that reasonable relevant, enforceable or final conditions do not exist which could be imposed to remedy the above non-compliances with the Townsville City Plan.

Officer's Recommendation

That Council refuse application RAL18/0115 for a development approval for a development permit for Reconfiguring a Lot under the *Planning Act 2016* on land described as Lot 556 SP 270759, more particularly 299 Granitevale Road Alice River on the following grounds:

Townsville City Plan

Part 3 – Strategic Framework

1. The development application for Reconfiguring a Lot conflicts with the Strategic framework, specifically Section 3.6.4.1(3), as the development results in further fragmentation of rural land. The justification provided by the applicant that the land is already under size and spatially fragmented cannot be accepted as justification as per Section 3.6.4.1(3).
2. The development application for Reconfiguring a Lot conflicts with the Strategic framework, specifically Section 3.6.4.1(4), as the development results in allotments significantly less than the 40ha minimum lot size nominated for the Mixed farming precinct.

Part 6.6.1 – Rural zone code (Mixed farming precinct)

1. The development application for Reconfiguring a Lot conflicts with the Rural zone code as the development results in further fragmentation of rural land, as per purpose statement 3(a) of the code.
2. The development application for Reconfiguring a Lot conflicts with the Rural zone code as the development results in allotments significantly less than the 40ha minimum lot size nominated in the Mixed farming precinct, as per purpose statement 4(c) and Performance Outcome PO18 of the code.

Part 8.2.2 Bushfire hazard overlay code

1. The development application for Reconfiguring a Lot conflicts with the Bushfire hazard overlay code as the development results in the creation of additional allotments in a mapped bushfire hazard area, as per Performance Outcome PO7 of the code.
2. The development application for Reconfiguring a Lot conflicts with the Bushfire hazard overlay code as sufficient justification has not been provided to demonstrate that the proposed development is compatible with the nature of the bushfire hazard, as per purpose statement 2(a) of the code.

Part 9.3.4 Reconfiguring a lot code

1. The development application for Reconfiguring a Lot conflicts with the Reconfiguring a lot code as the development facilitates that fragmentation of land and would prejudice the productive use of rural land resources, as per purpose statement 2(f) of the code.
2. The development application for Reconfiguring a Lot conflicts with the Reconfiguring a lot code as the development proposes lot sizes which are inconsistent with the intended character of the rural zone and, further, are not sufficient to protect the productive capacity of landscape values of the land, as per Performance Outcome PO26 of the code.
3. The development application for Reconfiguring a Lot conflicts with the Reconfiguring a lot code as the development results in the further fragmentation of Rural zoned land and is considered to prejudice the future land management practices, as per Performance Outcome PO29 of the code.

Overall Grounds

1. The applicant has not demonstrated that there are any other relevant matters that Council justify approval of the development despite the conflicts with the Townsville City Plan.
2. It is not considered that reasonable, relevant, enforceable and final conditions can be imposed to remedy the non-compliances with the relevant assessment matters.

Committee Recommendation

That the officer's recommendation be adopted.

Council Decision

Refer to resolution preceding item 4 of the Council minutes where Council resolved that the committee recommendation be adopted.

5 MCU18/0087 Report - Council Report and conditions Service Station associated with OPW18/0084

Executive Summary

An application seeking a Development Permit for Material Change of Use for the commencement of a Service Station and associated Advertising Devices, on land described as 2-4 Santal Drive, Rasmussen has been lodged with Council. The subject site is located in the Low density residential zone of the Townsville City Plan and the site is currently undeveloped.

The Service Station proposes four fuel bowsers under a canopy with all movement access off Santal Drive and left in/left out access onto Riverway Drive. A 250m² Fuel shop is also proposed in the northwest corner of the site. Operating hours have been conditioned from 6am to 10pm daily to protect the residential amenity of the adjoining properties.

The application attracted two submissions from applicants of similar applications with competing commercial interests. The submissions raised concerns relating to conflict with the Low density zone code, Strategic Framework and the economic need for the development. No submissions were received from adjoining residential properties or the surrounding community on amenity grounds in relation to the proposed development.

An assessment against the relevant provisions of the Townsville City Plan concluded that the proposal can achieve the outcomes of the Planning Scheme. The non-residential development of a service station, while commercial in nature, has a built form that is low rise, includes appropriate landscaping and acoustic screen fencing and is restricted in operating hours to protect the residential amenity of the surrounding locality. The development is of a scale that it will support the day-to-day needs of the local community while not impacting on the role or function of the centre's hierarchy. The potential impacts on the surrounding area can be mitigated with inclusion of appropriate conditions.

The application is accordingly recommended for approval.

Officer's Recommendation

That Council approve applications MCU18/0087 and OPW18/0084 for a development approval for a Service Station and Advertising Devices under the *Planning Act 2016* on land described as Lot 1 SP 192552, more particularly 2-4 Santal Drive Rasmussen on the following grounds and subject to the following conditions:

Material Change of Use Service Station

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/Revision Date
Site Plan	TP03	C	16/01/2019
Proposed Floor Plan	TP04	Ø	6/08/2018
Proposed Elevations 0 Sheet 1	TP05	Ø	7/08/2018
Proposed Elevations 0 Sheet 2	TP06	Ø	7/08/2018
Artistic Impression	TP07	Ø	7/08/2018
Artistic Impression	TP08	Ø	7/08/2018
Artistic Impression	TP09	Ø	7/08/2018
Artistic Impression	TP10	Ø	7/08/2018

- 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.

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

3. Property Numbering

Condition

Legible property numbers must be erected at the premises and must be maintained.

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

Reason

To allow the general public, service and emergency service providers to effectively identify the property.

Timing

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

4. Relocation of Services or facilities

Condition

Any required relocation and/or alteration to any public service or facility installation must be carried out 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 development achieving on maintenance or commencement of use.

5. 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 or 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.

6. Dust Management**Condition**

- a) A dust management plan must be submitted for approval by Council;
- b) During Level 3 and 4 water restrictions, water must not be drawn from Council's reticulated supply;
- c) The dust management plan must include detail of where water used for dust mitigation is to be drawn from should Level 3 and 4 water restrictions be imposed during the construction of the development.

Reason

To ensure mitigation of potential adverse impacts of dust hazards in accordance with SC6.4 Development manual planning scheme policy specifically SC6.4.5.2.1(12) Suppression of dust of the Townsville City Plan.

The drawing of water from a non-reticulated source is to provide the ongoing protection of Council's reticulated supply.

Timing

Technical details are to be submitted to Council as part of an application for Operational Work.

7. Sewerage Reticulation**Condition**

The development must connect to Council's reticulated sewer system through the existing manhole 6/C5C6B located within 6 Santal Drive. The applicant is required to obtain the consent of the owner of 6 Santal Drive to undertake the sewer work within their land.

Reason

To ensure that the premises are appropriately serviced by Council infrastructure where located in a service area for a sewerage service in accordance with relevant code/s and policy direction.

Timing

Technical details are to be submitted to Council as part of an application for Operational Work.

8. Water Supply**Condition**

The development must connect to Council's reticulated water system.

Note: The existing two water connections from the 100mm AC water main in Santal Drive must be consolidated into one water supply connection.

Reason

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

Timing

Prior to commencement of the use.

9. Conduit Assessment

Condition

A visual inspection of the existing sewer traversing the site must be conducted in Pre and Post construction stages, in accordance with the following:

- a) An assessment is required on the condition of the sewer from MH7/C5C6B to MH6/C5C6B.
- b) The assessment must be undertaken by a certified CCTV operator to perform the conduit condition assessment and the results are to be submitted to Council in an appropriate electronic format accompanied by a written report to be approved by Council.
- c) Any upgrading or replacement determined by Council must be carried out as part of the development at no expense to council.

Reason

To assess condition of the conduit in accordance with relevant code/s and policy direction.

Timing

Pre-construction reports must be submitted as part of an application for Operational Work and Post-construction reports prior to commencement of the use.

10. Electricity and Telecommunication

Condition

Electricity and telecommunications must be provided in accordance with Part 9.3.6 Works code of the Townsville City Plan.

Reason

To provide an appropriate level of electricity and telecommunication services for the development in accordance with relevant code/s and policy direction.

Timing

Prior to the commencement of use.

11. Stormwater Drainage

Condition

An appropriately qualified and experienced Registered Professional Engineer of Queensland (RPEQ) must certify that stormwater drainage achieves the outcomes in accordance with Part 9.3.2 Healthy waters code of the Townsville City Plan.

Reason

To convey stormwater legally and in an environmentally responsible manner in accordance with Part 9.3.2 Healthy waters code of the Townsville City Plan.

Timing

Technical details are to be submitted to Council as part of an application for Operational Work and to be maintained for the life of the development.

12. Stormwater Quality Management

Condition

A stormwater quality management plan (SQMP) must be prepared by a suitably qualified person in accordance with Part 9.3.2 Healthy waters code of the Townsville City Plan.

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 of the Townsville City Plan.

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

Technical details are to be submitted to Council as part of an application for Operational Work and maintained for the life of the development.

13. Roadworks and Traffic**Condition**

- a) Two (2) new access driveways, each from Santal Drive and Riverway Drive to the property boundary must be constructed generally in accordance with Part 9.3.5 Transport impact, access and parking code of the Townsville City Plan.
- b) During the construction phase, any damages to the road reserve (i.e. footpath/kerb and channel) must be replaced in accordance with Council's standards.

Reason

To provide development with access in accordance with Council standards.

Timing

Technical details are to be submitted to Council as part of an application for Operational Work.

14. Car Parking**Condition**

- a) All car parking facilities, associated ramps and driveways must be provided in accordance with Part 9.3.5 Transport impact, access and parking code and designed in accordance with SC6.4 Development manual planning scheme policy specifically SC6.4.3.5 Car parking and public transport facilities guidelines of the Townsville City Plan and as detailed in the latest amendment of the Australian/New Zealand Standard AS/NZ 2890. All car parking facilities must be maintained to a safe operating standard at all times thereafter.
- b) A minimum of seven (7) car spaces including disabled parking must be provided on site in accordance with SC6.10 Parking rates planning scheme policy of the Townsville City Plan.

Reason

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

Timing

Technical details are to be submitted to Council as part of an application for Operational Work and maintained for the life of the development.

15. Screen/Acoustic Fencing**Condition**

A visual and acoustic screen between the site and any adjoining land occupied by a residential building or any adjoining land contained in a Residential zone. The screen/acoustic fence must achieve a mass greater than 12kg/m² and be constructed in accordance with the final design approved (condition 22).

Reason

To address amenity and Crime Prevention through Environmental Design principles.

Timing

Technical details are to be submitted to Council as part of an application for Operational Work and maintained for the life of the development.

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

Unless otherwise agreed to by Council, all plant and utilities must be screened or located so as not to 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**

Landscape Design Plans must be prepared in accordance with Part 9.3.3 Landscape code of the Townsville City Plan. The landscape plans must also include the screen / acoustic fence and the integration with the landscape design.

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

Technical details are to be submitted to Council as part of an application for Operational Work and maintained for the life of the development.

18. Hours of Operation**Condition**

- a) Unless otherwise approved by Council, the operating hours associated with the use must only be conducted between 6.00am to 10.00pm daily.
- b) Unless otherwise approved by Council, all fuel tanker, service deliveries and refuse collection vehicles to and from the site must only occur between 7.00am to 7.00pm on Monday to Saturday. All fuel tanker, service deliveries and refuse collection vehicles are not permitted to enter and exit the site on Sundays and Public Holidays.

Reason

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

Timing

At all times following the commencement of the use.

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

Erosion and sediment control management must be installed and maintained in accordance with Part 9.3.2 Healthy waters code of the Townsville City Plan.

Note: The contingent design, implementation and maintenance of measures must be provided in accordance with SC6.4 Development manual planning scheme policy, specifically SC6.4.3.8.6 MUSIC modelling requirements of the Townsville City Plan.

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

At all times during the construction phase.

20. Refuse Facilities**Condition**

Refuse collection arrangements must be provided by the developer so as to achieve the requirements of the Part 9.3.6 Works code of the Townsville City Plan and in particular:

- a) Bulk refuse facilities are applicable to this development. The bulk refuse facility must be:
 - A suitable enclosure with concrete slab floor, with dimension which exceed the size of the nominated bin size by at least 300mm at the rear and both sides and 600mm at the front;
 - Within the curtilage of the premises in an accessible location to receive the service;
 - Graded and drained through an approved sediment/silt trap to legal sewer connection;
 - Provided with a hose cock and hose in close proximity to the enclosure; and
 - Screened and not visible from any street frontage.
- b) The minimum overhead clearance required for refuse collection is 6500mm. Access for the collection of bulk bins is not to be impeded by any overhead obstructions such as trees, wires or other structures. This minimum height clearance is to be maintained at all times.
- c) Access roads and driveways must be designed and constructed to accept vehicle loadings of not less than G.V.M 33 tonnes.

Reason

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

Timing

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

21. Public Lighting**Condition**

Lighting must be provided in accordance with SC6.4 Development manual planning scheme policy, specifically SC6.4.3.20 Public lighting and utility services of the Townsville City Plan.

Reason

For public safety and enhancement of public amenity.

Timing

Technical details are to be submitted to Council as part of an application for Operational Work.

22. Noise Management**Condition**

- a) A Noise Impact Assessment / Management Plan (prepared by a suitably qualified acoustic consultant) must be submitted to Council for approval in accordance with the Townsville City Plan - Development Manual Planning Scheme Policy SC 6.4.3.15 and must address at a minimum the following:

- The mechanical plant (air-conditioner and refrigeration external plant and the air compressor) including acoustic screening;
 - The mechanical plant must be selected, located and attenuated to meet the EPP (noise) Background Creep criteria. This must demonstrate compliance with EPP (Noise) 2008 Background Creep criteria and noise emission levels to the existing receptors;
 - Roof level exhaust fans including acoustic screening;
 - The final density requirements of the acoustic fencing along the western and northern boundaries of the development site including the final height required to achieve the required acoustic objectives for the adjoining residential land (noise sensitive places);
 - Any audible alarm for the tyre inflation station;
 - Any under canopy speakers; and
 - Appropriate management of delivery vehicles / loading area, fuel tankers and refuse vehicles to protect adjoining residential areas.
- b) A 10km/hr speed limit is to be enforced for the site; and
- c) All vehicle movement areas and fuelling points must not comprise polished or smooth sealed concrete surfaces to reduce vehicle noise and the tendency for wheel squeaks on polished or smooth surfaces.

Reason

To ensure that the use does not cause a noise nuisance to nearby sensitive receptors, and to ensure that a nuisance is not caused to the use from other nearby noise sources in accordance with the *Queensland Environmental Protection Act 1994 and the Environmental Protection (Noise) Policy* and to reduce vehicle noise and the tendency for wheel squeaks on polished or smooth surfaces.

Timing

Detailed design of the proposed acoustic measures / treatments and noise impact assessment / management plan must be submitted and assessed and approved as part of a Certificate of Compliance. The acoustic treatments must be carried out prior to the commencement of the use with the approved management plan implemented for the life of the development.

23. Acoustic Control Measure – Post Construction Certification

Condition

The developer must submit to Council a post construction certification, one month following commencement of the use, demonstrating that the recommendations of the approved Noise Management Plan, as conditioned above in Condition 22 of this approval, have been achieved including any subsequent Noise Impact Assessment associated with this development. The Post Construction Certification must also detail the measurement of mechanical plant emissions and clearly demonstrate compliance with the approved Noise Management Plan as required by this approval. Certification must be provided by a suitably qualified acoustic consultant.

Reason

To ensure the acoustic quality objectives of the approved Noise Management Plan have been effectively implemented/installed in accordance with the Environmental Protection (Noise) Policy.

Timing

Certification must be submitted one month following commencement of the use.

24. Odour Management

Condition

An Odour Management Plan must be submitted to Council for approval.

Reason

To ensure that the use does not cause an odour nuisance to nearby sensitive receptors.

Timing

Technical details are to be submitted to Council as part of an application for Certificate of Compliance.

25. Outdoor Lighting

Condition

Install and maintain the 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*.

Reason

To ensure that the use does not cause a light nuisance to nearby sensitive receptors, and to ensure that a nuisance is not caused to the use from other nearby light sources in accordance with the *Queensland Environmental Protection Act 1994* Section 440.

Timing

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

26. Spillage Control

Condition

The developer must ensure that all necessary measures are taken to ensure that the refuelling of the Service station tanks via tank vehicle meets all relevant standards including but not limited to safety and environmental.

Note: Refer to relevant legislation/standards under *Work Health and Safety Act 2011* and the *Environmental Protection Regulation 2008*.

Reason

To ensure that if a spill occurs there are adequate control measures in place

Timing

Technical details to be submitted to Council as part of an application for Operational works in accordance with Table 5.8.1 of the Townsville City Plan.

Referral Agency Conditions

Referral Agency Conditions – State Development, Manufacturing, Infrastructure and Planning

Pursuant to Section 56 of the *Planning Act 2016*, the **State Development, Manufacturing, Infrastructure and Planning** advises that it has no objection to Townsville City Council issuing a Development Permit for Material Change of Use, subject to the conditions, as attached.

Advice

1. Infrastructure Charges

Condition

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

2. Water Restrictions

Condition

- a) To manage Townsville's water resources, Council regulates water restrictions on a permanent basis. All development undertaken in Townsville must be mindful of the current and projected level of water restrictions that may affect development activities such as landscaping establishment and/or soil erosion and sediment control;
- b) Developers remain responsible for compliance with any water restrictions as directed by council;
- c) During times of significant water shortage, Council may refuse to grant developers exemptions from water restrictions for the purposes of landscaping works or soil erosion and sediment control activities;
- d) In circumstances where exemptions to water restrictions are no longer issued by council, bonding of soft landscaping works will be permitted to enable the release of plans of survey and / or compliance certificates. In cases where the soft landscaping is a component of permanent soil erosion and sediment control (such as an open drain) the use of "bonded fibre matrix" type hydro-mulch products or other suitable soil erosion and sediment control methods can be carried out as alternatives to demonstrate compliance with water restrictions.
- e) The responsibility for compliance with all relevant environmental protection requirements (in particular sediment and erosion control) remains with the developer; and
- f) All existing approvals should already include appropriate conditions to allow for the bonding of landscaping works. Should you find that an existing approval does not provide for this flexibility, a permissible change request to amend the conditions of approval can be lodged with Council free of charge (provided no other changes are requested).

3. Further Approvals Required

Condition

a) **Operational Work**

An Operational Work 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 6 – Dust Management
Condition 7 – Sewer Reticulation
Condition 9 – Conduit Assessment
Condition 11 – Stormwater Drainage
Condition 12 – Stormwater Quality Management
Condition 13 – Roadworks and Traffic
Condition 14 – Car Parking
Condition 15 – Screen/Acoustic Fencing
Condition 17 – Landscaping
Condition 21 – Public Lighting

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) **Certificate of Compliance**

An application for Certificate of Compliance 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 22 – Noise Management
Condition 24 – Odour Management

c) **Building Works**

A Development Permit for Building Works to carry out building works prior to works commencing on site.

d) **Road Works Permit**

A Roadworks permit for the construction of a driveway or access within the road reserve must be obtained.

4. Further Inspections Required

Condition

Compliance with Conditions

The following inspections will be required to be undertaken by Council to determine compliance with conditions that are not subject to the submission of a Development Application for a Compliance Permit.

Condition 2 – Building Materials
Condition 3 – Property Numbering
Condition 16 – Screening Plant and Utilities

5. Connection to Council Sewer

Condition

A copy of this permit and the approved sewer reticulation design must be submitted to Council with the appropriate application form for connection to Council's sewer supply. Council will respond to the application with a quotation for the work upon payment will schedule the works for connection.

6. Storage of Materials and Machinery

Condition

All materials and machinery to be used during the construction period are to be wholly stored on the site, unless otherwise approved by Council.

7. Building Work Noise

Condition

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.

8. Specifications and Drawings

Condition

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

9. Environmental Considerations

Condition

Department of Environment and Heritage Protection Requirements.

Construction must comply with relevant Legislation, Policies and Guidelines.

10. Liquid Trade Waste Approval/Agreement

Condition

The developer is advised that a Trade Waste Approval/Agreement may be required under the *Water Supply (Safety and Reliability) Act 2008*. This should be discussed with Council's Townsville Water team at an early stage of project development.

Contact sourcecontrol@townsville.qld.gov.au or 1300 878 001.

11. Building Over/Adjacent to Services

Condition

The developer is advised that the proposed building structures are over/adjacent to an existing sewer. In accordance with QDC MP1.4, the applicant may be required to make an application to Council for consent under Section 191 of the *Water Supply (Safety and Reliability) Act 2008* for building over or adjacent to services.

12. Flammable and Combustible Liquids

Condition

Flammable and combustible liquids are to be stored and handled in accordance with *AS 1940 The Storage and Handling of Flammable and Combustible Liquids*.

13. Chemical Storage

Condition

Where chemicals are stored or handled on site, the storage and handling of chemicals must be in accordance with the relevant WHS Code of Practice.

14. Roadworks Approval

Condition

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:

- a) Completed Roadworks permit application form;
- b) Prescribed fee;
- c) 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 be 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.

15. Food Business

Condition

Where a food business is required to be licensed under the *Food Act 2006* Section 49, a Food Licence Application must be made prior to construction of the food premises.

Please contact Council's Environmental Health unit on 1300 878 001 for further information.

SCHEDULE OF CONDITIONS

OPERATIONAL WORKS ADVERTISING DEVICE

ADVERTISING DEVICE CONDITIONS

1. Accepted 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 which forms part of this approval, unless otherwise specified by any condition of this approval.

Plan Name	Plan No.	Revision No.	Plan/Revision Date
Site Plan	TP03	C	16/01/2019
Proposed Elevations 0 Sheet 1	TP05	∅	7/08/2018
Artistic Impression	TP07	∅	7/08/2018
Artistic Impression	TP10	∅	7/08/2018

Reason

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

Timing

During the operation and life of the development.

2. Exhibition of Advertisements

Condition

- a) The advertising devices must not have any impact on vehicular sight distances.
- b) No part of the advertising devices may protrude beyond the property boundary and into the road reserve.
- c) Pylon signs must only display trading names and fuel prices.

Reason

To ensure that the Advertising Device is constructed and installed in accordance with relevant code/s and policy direction.

Timing

During the display and life of the device.

3. Relocation of Utility Services

Condition

The developer is responsible for any relocation and/or alteration to any public utility installation required as a result of any works carried out in connection with this development at no cost to Council in accordance with SC6.4 Development manual planning scheme policy, specifically SC6.4.5.2(3) Relocation/alteration and repair to existing utility services of the Townsville City Plan.

Reason

To ensure development does not interfere with or jeopardise services and/or facilities in accordance with relevant code/s and policy direction.

Timing

Prior to the issue of a Final Building Certificate.

4. Illumination

Condition

Unless otherwise approved by council, the illuminated signage must not exceed night time luminance value of 300 candella/m².

Reason

To ensure that the Advertising Device operates in accordance with relevant code/s and policy direction.

Timing

During the display and life of the device.

Advice

1. Further Approvals Required

Condition

Building Approval

All building structures (including retaining walls) associated with the proposed works must obtain a Development Permit for Building Works prior to commencement of any works associated with these structures.

Committee Recommendation

That the officer's recommendation be adopted.

Council Decision

Refer to resolution preceding item 4 of the Council minutes where Council resolved that the committee recommendation be adopted.

6 PE&CS - Planning Services - Land Use and Urban Design - Magnetic Island Trails Draft Vision Plan (Stage 1)

Executive Summary

Only 8km offshore from Townsville, Magnetic Island offers a relaxed, tropical experience attracting large volumes of locals, visitors and tourists all year round. Outdoor adventure-based activities provide added value for the more adventurous. The Island's bush walking tracks, particularly the main bush walking tracks connected to the Forts Complex, are amongst the most popular outdoor adventure activities on the Island. The trails network plays a significant role in the health of the local economy, encouraging physical activity and interaction with local businesses from Picnic Bay to Horseshoe Bay.

However, the starting points of the bush walking tracks can be hard to locate, the trails network contains large areas of disconnect and in some scenarios walkers are directed onto a road generating conflicts with traffic. The Magnetic Island Trails Vision Plan (MITVP – Attachment 1 of the Report to Council) is a joint planning initiative between Townsville City Council and Queensland Parks and Wildlife Services (QPWS) aimed at addressing these issues. The MITVP aims to complete an inter-connected trails network across Magnetic Island for the benefit of the local community, visitors to the Island as well as the local and regional tourism industry as a whole.

The MITVP takes a holistic view of the Island's existing trails network, highlighting the missing links between Council and QPWS assets, whilst identifying potential connectivity improvements. The benefit of this collaborative project materialises as a coordinated approach to the development of a fully inter-connected trails network, that crosses different tenures to link the Island's destinations/hubs and attractions.

Officer's Recommendation

1. That Council endorse the Stage 1 Magnetic Island Trails Vision Plan, prepared by Planning Services in collaboration with Queensland Parks and Wildlife Services.
2. That Council endorse proceeding to Stage 2 of the project, the development and delivery of a Public Engagement Information Package, designed to provide the public with an understanding of the project.
3. That Council endorse proceeding to Stage 3 of the project, the development of a Magnetic Island Trails Implementation Plan designed to:
 - a. identify priority projects;
 - b. confirm land tenure and project delivery responsibilities;
 - c. determine a quotation of costs;
 - d. develop a unified wayfinding signage strategy;
 - e. develop a trails infrastructure strategy (shelters, seats, etc.); and
 - f. inform Stage 4 – identification and application to capital grant funding programs.

Committee Recommendation

That the officer's recommendation be adopted.

Council Decision

Refer to resolution preceding item 4 of the Council minutes where Council resolved that the committee recommendation be adopted.

7 PE&CS - Planning Services - Land Use and Urban Design - Minutes of the Heritage Advisory Committee meeting 27 February 2019

Executive Summary

The Heritage Advisory Committee met on 27 February 2019. Draft minutes of that meeting are attached to the Report to Council.

Officer's Recommendation

That Council ratify the minutes of the Heritage Advisory Committee held on 27 February 2019, attached to the Report to Council, and support the following recommendations:

1. that the Meeting Facilitator call for a formal vote by e-mail on the two nominees – Philip Leong and James Morrill - to be added to the Pioneers Walk; and
2. that Council proceed with development of the proposed Local Repair and Maintenance Procedure for local heritage-listed places.

Committee Recommendation

That the officer's recommendation be adopted.

Council Decision

Refer to resolution preceding item 4 of the Council minutes where Council resolved that the committee recommendation be adopted.

8 PE&CS - Planning Services - Land Use and Urban Design - Lansdown Major Amendment - Request for State Interest Review

Executive Summary

To facilitate future industrial development, Townsville City Council resolved, on 25 July 2017, to undertake the Lansdown major amendment to the Townsville City Plan. The Lansdown major amendment relates to changing the zoning of land at 132 Bidwilli Road, Calcium (Lansdown Station) from the Rural zone and including the site into zoning that supports the site's longer term development focus - being a proposed Motor sport facility use and major, high impact industrial-based uses.

To inform the proposed major amendment to the Townsville City Plan (including addressing state interests), Council has subsequently undertaken initial consultation with state agencies and completed the following background studies:

1. Lansdown Station Cultural Heritage Study (Converge, June 2018);
2. Lansdown Station Environmental Study (Earth Environmental, June 2018);
3. Base-line Flooding Assessment Lansdown Station Flood Study (AECOM, December 2018); and
4. Infrastructure, Traffic, Transport and Air Quality Integrated Master Plan Report (GHD, May 2019).

The proposed amendment is being undertaken via a section 18 amendment process as per the requirements outlined in the *Planning Act 2016* and the Minister's Guidelines and Rules (July 2017). The next step in the amendment process is to formally request the Minister to undertake a formal state interest review of the proposed major amendment.

Officer's Recommendation

1. That pursuant to section 18, Part 3, Chapter 2 of the *Planning Act 2016*, Council resolve to write to the Minister to request formal state interest review and approval to undertake public notification of the proposed major amendment to the Townsville City Plan.
2. Following the completion of state interest review, and subject to no major issues being raised during the state interest review process, Council delegate authority to the Chief Executive Officer to proceed to statutory public notification upon receiving the Minister's notice identifying that Council can proceed to public notification of the proposed major amendment.

Committee Recommendation

That the officer's recommendation be adopted.

Council Decision

Refer to resolution preceding item 4 of the Council minutes where Council resolved that the committee recommendation be adopted.

The order of business resumed.

Infrastructure Services Committee

*It was **MOVED** by Councillor L Walker, **SECONDED** by Councillor M Soars:*

"that the committee recommendations to items 1 to 3 be adopted."

CARRIED UNANIMOUSLY

The Mayor, Councillor J Hill complemented the staff on item 3 for the significant savings they have been able to obtain.

1 Infrastructure Planning, Assets and Fleet - Anzac Park Memorial Plaque for the 2nd/4th Battalion Association, The Royal Australian Regiment

Executive Summary

Council has received a request from the 2nd/4th Battalion Association, The Royal Australian Regiment (2/4 RAR) for permission to install a commemorative plaque in ANZAC Memorial Park.

Officer's Recommendation

1. That Council approve the recommendation to install a commemorative plaque for the 2nd/4th Battalion Association in ANZAC Memorial Park.
2. That Council approve the request for an unveiling of the plaque to be held with the 2nd/4th Battalion Association and a suitable representative of Council.

Committee Recommendation

That the officer's recommendation be adopted.

Council Decision

Refer to resolution preceding item 1 of the Council minutes where Council resolved that the committee recommendation be adopted.

2 CONFIDENTIAL REPORT - Infrastructure Planning, Assets and Fleet - Tobruk Pool Redevelopment - Procurement Delegation to the Chief Executive Officer or Delegate

Executive Summary

Council has made a commitment as part of its 2018/19 FY and 2019/20 FY Capital Program to undertake the redevelopment of Tobruk Memorial Pool. It is recommended that Council approve the procurement methodology as outlined in this report.

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 delegate authority to the Chief Executive Officer or delegate to approve the procurement methodology as outlined in this report.

Committee Recommendation

That the officer's recommendation be adopted.

Council Decision

Refer to resolution preceding item 1 of the Council minutes where Council resolved that the committee recommendation be adopted.

3 CONFIDENTIAL REPORT - Construction, Maintenance and Operations - Supply and Lay Asphalt Bituminous Products

Executive Summary

Council is seeking to appoint suitably qualified suppliers to Supply and Lay Asphalt Bituminous Products. The register will be utilised to support Council in all activities associated with road surfacing and resurfacing. The current contract has reached end of term. The new tender was advertised in the Townsville Bulletin on Saturday 24 August 2018 and five (5) submissions were received.

This report and the attached recommendation document provides information on the evaluation assessment of the submissions received and the council's recommendation for awarding RPS00068 – Supply and Lay Asphalt Bituminous Products.

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 RPS00068 – Supply and Lay Asphalt Bituminous Products to Boral Asphalt (FNQ), Fulton Hogan Industries Pty Ltd and RPQ Spray Seal Pty. Ltd. Successful suppliers have been assessed capable of delivering the services for the contract period of 2 years with 2 x 12 month options.

Committee Recommendation

That the officer's recommendation be adopted.

Council Decision

Refer to resolution preceding item 1 of the Council minutes where Council resolved that the committee recommendation be adopted.

Planning and Development Committee

- 4 PE&CS - Planning Services - RAL18/0115 - One into Two Lot Creation - 299 Granitevale Road, Alice River**

Refer to page 10578 of the Council Minutes where Council agreed to consider the Planning and Development Committee items (4 to 8) as the first items of business.

Refer page 10580 of the Council Minutes for item 4 - PE&CS - Planning Services - RAL18/0115 - One into Two Lot Creation - 299 Granitevale Road, Alice River

- 5 MCU18/0087 Report - Council Report and conditions Service Station associated with OPW18/0084**

Refer to page 10578 of the Council Minutes where Council agreed to consider the Planning and Development Committee items (4 to 8) as the first items of business.

Refer page 10582 of the Council Minutes for item 5 - MCU18/0087 Report - Council Report and conditions Service Station associated with OPW18/0084

- 6 PE&CS - Planning Services - Land Use and Urban Design - Magnetic Island Trails Draft Vision Plan (Stage 1)**

Refer to page 10578 of the Council Minutes where Council agreed to consider the Planning and Development Committee items (4 to 8) as the first items of business.

Refer page 10596 of the Council Minutes for item 6 - PE&CS - Planning Services - Land Use and Urban Design - Magnetic Island Trails Draft Vision Plan (Stage 1)

- 7 PE&CS - Planning Services - Land Use and Urban Design - Minutes of the Heritage Advisory Committee meeting 27 February 2019**

Refer to page 10578 of the Council Minutes where Council agreed to consider the Planning and Development Committee items (4 to 8) as the first items of business.

Refer page 10597 of the Council Minutes for item 7 - PE&CS - Planning Services - Land Use and Urban Design - Minutes of the Heritage Advisory Committee meeting 27 February 2019

- 8 PE&CS - Planning Services - Land Use and Urban Design - Lansdown Major Amendment - Request for State Interest Review**

Refer to page 10578 of the Council Minutes where Council agreed to consider the Planning and Development Committee items (4 to 8) as the first items of business.

Refer page 10597 of the Council Minutes for item 8 - PE&CS - Planning Services - Land Use and Urban Design - Lansdown Major Amendment - Request for State Interest Review

Community Health and Environment Committee

It was MOVED by Councillor A Greaney, SECONDED by Councillor M Ryder:

"that the committee recommendations to items 9 to 13 be adopted."

CARRIED UNANIMOUSLY

Councillor A Greaney congratulated Melissa McKeown (Team Manager Environmental Health and Regulatory Services) and her team for their efforts with regards to the animal management initiatives (item 13).

9 Presentation - Adapting to Coastal Change

Executive Summary

The Senior Stormwater Engineer and Senior Planning Officer (Land Use) provided a presentation on Adapting to Coastal Change.

Committee Recommendation

That the presentation be noted.

Council Decision

Refer to resolution preceding item 9 of the Council minutes where Council resolved that the committee recommendation be adopted.

10 Presentation - Straw no More

Committee Recommendation

That Councillor M Ryder brief the Mayor, Councillor J Hill on the initiative.

Council Decision

Refer to resolution preceding item 9 of the Council minutes where Council resolved that the committee recommendation be adopted.

11 Presentation - Recovery Update - Natural Environment

Executive Summary

The General Manager Environmental Services provided a presentation on the recovery update with regards to the natural environment aspect.

Committee Recommendation

That the presentation be noted.

Council Decision

Refer to resolution preceding item 9 of the Council minutes where Council resolved that the committee recommendation be adopted.

12 Environmental Health and Regulatory Services - Change in Clandestine Labs Legislation

Executive Summary

Council is committed to the protection of public health. The Environmental Health Team are responsible for the enforcement of sections of the *Public Health Act 2005*. Recent amendments to this legislation now allow Council to confidently issue a public health order to the site owner of a former clandestine drug laboratory. Remediation of these sites is important to prevent exposure to residual chemical contamination and reduce the risk to human health.

Officer's Recommendation

That Council note the changes to the *Public Health Act 2005* in relation to Clandestine Drug Laboratories.

Committee Recommendation

That the officer's recommendation be adopted.

Council Decision

Refer to resolution preceding item 9 of the Council minutes where Council resolved that the committee recommendation be adopted.

13 Environmental Health and Regulatory Services - Animal Management Initiatives

Executive Summary

Council has been running its own animal shelter for just over one year and adopting out animals for the past six months. The Animal Shelter is open to the public Monday to Friday 9.30am – 3.30pm, Saturday 9.30am – 2pm and closed Sunday and public holidays. The animal shelter team have run two successful open weekends in April and May which have resulted in a total of 83 cats and dogs finding permanent homes. Council will run another open weekend in June.

In addition to the successful open days, the Patrols team have continued to hold a monthly microchipping day at local parks and community centres across the city. Microchipping combined with registration allows pets to be easily identified and returned home when they become lost.

Officer's Recommendation

That Council note the animal management programs being run by Environmental Health and Regulatory Services to promote responsible pet ownership.

Committee Recommendation

That the officer's recommendation be adopted.

Council Decision

Refer to resolution preceding item 9 of the Council minutes where Council resolved that the committee recommendation be adopted.

Community and Cultural Development Committee

It was MOVED by Councillor C Doyle, SECONDED by Councillor A Greaney:

"that the committee recommendations to items 14 to 17 be adopted."

CARRIED UNANIMOUSLY

14 Community Safety Advisory Committee - Minutes - 2 April 2019

Executive Summary

The Community Safety Advisory Committee (CSAC) is a community engagement body that assists in identifying, and offering, advice on current and emerging community safety and crime prevention concerns within the community, providing feedback on Council projects and initiatives relevant to the community.

The Community Safety Advisory Committee meeting was held on 2 April 2019, with this report presenting the CSAC meeting minutes to Council.

Key presentations delivered during the CSAC meeting were:

- Sally Butler, Demographic Social Planning Officer provided a presentation on the Liveability Study; and
- Robyn Moore, CORES Queensland Volunteer provided a presentation on Community Response to Eliminating Suicide.

Officer's Recommendation

That Council note the Report of the Community Safety Advisory Committee meeting held on 2 April 2019.

Committee Recommendation

1. That the officer's recommendation be adopted.
2. That Council investigate providing additional mental health first aid training for Council's customer contact employees.

Council Decision

Refer to resolution preceding item 14 of the Council minutes where Council resolved that the committee recommendation be adopted.

15 Inclusive Community Advisory Committee - Minutes - 3 April 2019

Executive Summary

The Inclusive Community Advisory Committee (ICAC) purpose is to be a peak body of community representatives to provide advice to Council on current and emerging social and community planning needs and opportunities, policy matters and to promote community leadership through a 'collective impact' approach.

The Inclusive Community Advisory Committee meeting was held on 3 April 2019, with this report presenting the ICAC meeting minutes to Council.

Key presentations delivered during the ICAC meeting were:

- Sally Butler - Demographic Social Planning Officer, who provided a presentation on the Liveability Study; and
- Jeffrey Kerr - Senior Urban Design Officer, who provided a presentation on the City Image Advisory Committee and City Image.

Officer's Recommendation

That Council note the Report of the Inclusive Community Advisory Committee meeting held on 3 April 2019.

Committee Recommendation

That the officer's recommendation be adopted.

Council Decision

Refer to resolution preceding item 14 of the Council minutes where Council resolved that the committee recommendation be adopted.

16 Community Engagement - Lease Renewal - Townsville Ladies Vigoro Association Inc.

Executive Summary

Townsville Ladies Vigoro Association Inc (TLVA) is seeking to renew its lease over part of Lot and Plan L.201 on SP126605. Townsville City Council is the Trustee over the land.

The club has been operating in Queens Park for almost thirty years; they currently have Lease and Licence to Occupy agreements with Council.

The lease documentation offered to the Association will include a peppercorn lease rate, however, the lease will include a clause allowing Council to implement a rental fee at any time during the lease term and can be reviewed annually on the anniversary of the lease commencement date.

The proposed renewal of the Association's lease will enable the club to continue to offer Vigoro activities to the Townsville community.

Officer's Recommendation

1. That Council approve the issuing of a lease to Townsville Ladies Vigoro Association Inc over the parcel of land located at Queens Park, 19-43 Paxton Street, North Ward (part of Lot and Plan L.201 on SP126605) for a period of ten years, for the fee of \$1.00 per year, exclusive of GST, if requested.
2. That Council resolve that the exemption in section 236 (1)(b)(ii) of the *Local Government Regulation 2012* applies to the disposal of the land included in the lease, because the disposal is to a community organisation.
3. That the lease provided for the Association 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)

Committee Recommendation

That the officer's recommendation be adopted.

Council Decision

Refer to resolution preceding item 14 of the Council minutes where Council resolved that the committee recommendation be adopted.

17 Cultural Services - Arts Recognition Strategy

Executive Summary

The Arts and Culture Advisory Committee Action Plan identified an action to "Design an Arts Recognition Strategy". The purpose of developing the Arts Recognition Strategy (See Attachment 1 of Report to Council) was to raise the profile of the arts through recognition of excellence in the arts and the contribution that the arts make to the community. The recommendations are based upon a thorough environmental scan of existing awards and consultation with the Arts and Culture Advisory Committee. The recommendations address gaps in the awards available and replace the former Townsville City Council arts awards that were delivered in the past. This report provides recommendations for endorsement by Council.

Officer's Recommendation

That Council endorse the recommendations from the Arts Recognition Strategy to:

- provide annual recognition of achievement in the arts in Townsville through an award celebration as part of the North Australian Festival of the Arts;
- focus on promoting existing awards to gain greater uptake and build community awareness of the arts;
- develop a one-stop-shop for information on arts awards;
- investigate the development of two travelling scholarships for young arts practitioners to travel to undertake training or work experience that will further a career in the arts; and
- include a regular item on the Agenda of the Arts and Culture Advisory Committee to recognise achievements in the arts sector in Townsville.

Committee Recommendation

1. That the officer's recommendation be adopted.
2. That the associated budget for the arts awards be included as part of the 2019/20 budget and that the travelling scholarship be included in the 2020/21 budget.

Council Decision

Refer to resolution preceding item 14 of the Council minutes where Council resolved that the committee recommendation be adopted.

Governance and Finance Committee

It was MOVED by Councillor K Rehbein, SECONDED by Councillor M Soars:

"that the committee recommendations to items 18 to 25 be adopted."

CARRIED UNANIMOUSLY

Councillor K Rehbein referred to item 18 regarding the Corporate Plan and acknowledged the good work of staff in completing this.

Councillor K Rehbein advised it is for noting that with regards to item 25 (Residential Australian Institute of Company Directors course) this course has been cancelled.

18 Commercial Services - Corporate Plan 2020 - 2024

Executive Summary

The Corporate Plan 2020-2024 outlines our shared vision for Townsville as the capital of Northern Australia; a city with opportunity and great lifestyle.

This plan has refined the Corporate Plan goals to reflect the priorities of Council, the Townsville City Deal and transformational project recommendations.

Progress against the Plan will be measured in quarterly performance reports and Council's Annual Report. This will inform the community of our achievements, our successes and any challenges we might experience.

Adoption of the Corporate Plan will allow Council to develop the 2019/20 Operational Plan and Budget.

Officer's Recommendation

That Council adopt the Corporate Plan 2020-2024 as shown in Attachment 1 of the Report to Council.

Committee Recommendation

That the officer's recommendation be adopted.

Council Decision

Refer to resolution preceding item 18 of the Council minutes where Council resolved that the committee recommendation be adopted.

19 Finance Services - Final Audit Committee Minutes 28 March 2019

Executive Summary

The minutes of the Audit Committee meeting held on 28 March 2019 are attached to the Report to Council, pursuant to Section 211.1(c) of the *Local Government Regulation 2012*.

Officer's Recommendation

That Council note the minutes of the Audit Committee meeting held on 28 March 2019.

Committee Recommendation

That the officer's recommendation be adopted.

Council Decision

Refer to resolution preceding item 18 of the Council minutes where Council resolved that the committee recommendation be adopted.

20 Finance Services - Treasury Report - March 2019

Executive Summary

This report 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 March 2019 and the information contained therein.

Committee Recommendation

That the officer's recommendation be adopted.

Council Decision

Refer to resolution preceding item 18 of the Council minutes where Council resolved that the committee recommendation be adopted.

21 Finance Services - Budget Variance Report - March 2019

Executive Summary

This report outlines the progress that has been made in relation to the whole of Council budget for the 2018/19 financial year as at March 2019, pursuant to section 204 of the *Local Government Regulation 2012*.

Officer's Recommendation

That Council note the financial report for March 2019 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 18 of the Council minutes where Council resolved that the committee recommendation be adopted.

22 CONFIDENTIAL REPORT - Finance Services - Financial Forecast March 2019

Executive Summary

This report outlines the Financial Forecast Report for the whole of Council for the 2018/19 financial year as at March 2019 including activities relating to the January/February 2019 monsoon event.

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 remains confidential unless Council decides otherwise by resolution.
2. That Council note the financial forecast for the 2018/19 financial year as at March 2019.
3. That Council authorise expenditure associated with post-monsoonal works pursuant to section 173(2) of the *Local Government Regulations 2012*.

Committee Recommendation

That the officer's recommendation be adopted.

Council Decision

Refer to resolution preceding item 18 of the Council minutes where Council resolved that the committee recommendation be adopted.

23 CONFIDENTIAL REPORT - Finance Services - Procurement summary monsoon activity

Executive Summary

On 26 February 2019 Council adopted to utilise various approved procurement techniques such as pre-qualified panel arrangements, local buy, specialist/sole supplier listings or genuine emergency exceptions to expedite the delivery of recovery and resilience works following the monsoon event.

As part of adopted recommendation Council committed to an update on major procurement activity for the monsoonal event to be presented to Council.

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 major procurement activity for the monsoonal event as per the Report to Council.

Committee Recommendation

That the officer's recommendation be adopted.

Council Decision

Refer to resolution preceding item 18 of the Council minutes where Council resolved that the committee recommendation be adopted.

24 CONFIDENTIAL REPORT - Construction Maintenance and Operations - Variation to Sole Supplier List

Executive Summary

Council is involved in delivering the Townsville 400 2019 event. To assist with delivery of the event, Council requires engagement from two specialised suppliers.

Officer's Recommendation

1. That the report 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 remains confidential unless Council decides otherwise by resolution.
2. That Council resolve, in accordance with section 235(a) and (b) of the *Local Government Regulation 2012*, that it is satisfied that the list of sole source suppliers be varied to include the two new suppliers as listed in the officer's recommendation within the body of this report.

Committee Recommendation

That the officer's recommendation be adopted.

Council Decision

Refer to resolution preceding item 18 of the Council minutes where Council resolved that the committee recommendation be adopted.

25 Request to attend Residential Australian Institute of Company Directors (AICD) course

The Acting Chair, Councillor K Rehbein requested to attend the Residential AICD course, scheduled for 12 to 16 June 2019.

Committee Recommendation

1. That Council approve the attendance of Councillor K Rehbein at the Residential AICD course, scheduled for 12 to 16 June 2019.
2. That, in accordance with section 162(1)(e) of the *Local Government Act 2009*, Council grant leave of absence to Councillor K Rehbein to allow his attendance at the Residential AICD course to be held 12 to 16 June 2019 in Surfers Paradise.

Council Decision

Refer to resolution preceding item 18 of the Council minutes where Council resolved that the committee recommendation be adopted.

Townsville Water and Waste Committee

*It was **MOVED** by Councillor R Cook, **SECONDED** by Councillor L Walker:*

"that the committee recommendations to items 26 and 27 be adopted."

CARRIED UNANIMOUSLY

Councillor R Cook referred to the waste and recycling collection optimisation item (27) and thanked staff for their diligent, methodical and systematic approach in preparing this document which meant the least amount of ratepayers were affected with the minimum amount of disruption to their current waste pick up routines.

26 Townsville Water and Waste - Customer and Business Reporting - Quarter 3 2018/19

Executive Summary

The following Customer and Business Reports are submitted for Quarter 3, 2018/19:

1. Townsville Water Customer Service Standard Report Card;
2. Townsville Water Business Scorecard;
3. Townsville Waste Services Customer Service Standard Report Card; and
4. Townsville Waste Services Business Scorecard.

A summary of the results is provided in the Report Information section. Further detail can be found in the full versions of the four reports presented under separate cover.

Officer's Recommendation

1. That Council note the results of the Customer Service Standard Report Cards and Business Scorecards for Townsville Water and Townsville Waste Services for Quarter 3, 2018/19.
2. That Council note the publication of the Customer Service Standard Report Cards for Townsville Water and Townsville Waste Services for Quarter 3, 2018/19, which will be published on Council's public website as soon as practicable after noting.

Committee Recommendation

That the officer's recommendation be adopted.

Council Decision

Refer to resolution preceding item 26 of the Council minutes where Council resolved that the committee recommendation be adopted.

27 Townsville Waste Services - Waste and recycling collection optimisation

Executive Summary

This report identifies opportunities to optimise the waste and recycling collection resource model, existing vehicle routes and the associated day of bin collection. The closure of the Hervey Range and Jensen landfills leaves Stuart landfill as the single point of disposal for the waste collection fleet.

Resource and route optimisation modelling has been undertaken to derive the most logistically efficient method of bin collection from domestic properties.

Several options have been assessed to provide the best value for money solution for Council.

Officer's Recommendation

1. That Council resolve to adopt the revised waste and recycling days/weeks of service with implementation to occur in the first quarter of the 2019/20 financial year.
2. That a detailed community engagement plan be developed to inform impacted residents of the changes to bin collection days and support them during the transition period.

Committee Recommendation

1. That Council resolve to adopt the modified Days of Service (D.O.S) option with implementation to occur in the first quarter of the 2019/20 financial year.
2. That the officer's recommendation number 2 be adopted.

Council Decision

Refer to resolution preceding item 26 of the Council minutes where Council resolved that the committee recommendation be adopted.

Officers' Reports

Business Services

28 Finance Services - Performance Management Report Quarter 3 2018/19

Executive Summary

A written assessment of Council's Corporate and Operational Plans is required on a quarterly basis. The Corporate Performance Report for Quarter 3 2018/19 is presented.

Officer's Recommendation

That Council receive the Corporate Performance Report for Quarter 3 2018/19, being the period 1 January to 31 March 2019.

Council Decision

It was MOVED by Councillor L Walker, SECONDED by Councillor V Coombe:

"that the officer's recommendation be adopted."

CARRIED UNANIMOUSLY

The Chief Executive Officer commended the staff for incredibly hard work on the duties they performed to support the City through the flood event itself.

Confidential Items

It was MOVED by Councillor L Walker, SECONDED by Councillor M Soars:

"in relation to item 29, pursuant to Section 275 of the *Local Government Regulation 2012*, that this meeting be closed to the public so that Councillors can discuss:

(e) contracts proposed to be made by Council."

CARRIED UNANIMOUSLY

The Council discussed the item.

It was MOVED by Councillor L Walker, SECONDED by Councillor M Soars:

"that Council RESOLVE to open the meeting."

CARRIED UNANIMOUSLY

29 CONFIDENTIAL REPORT - Future Cities - Call for Project Partners for Development of Industrial Land

Executive Summary

The purpose of this report is to seek Council support in progressing with calls for project partners for development of the industrial land, as outlined in the recommendation below.

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 seek tenders to buy, lease or otherwise deal with the Lansdown land from parties interested in carrying on industrial uses within the precinct upon completion of the planning amendment.

Council Decision

It was MOVED by Councillor M Soars, SECONDED by Councillor P Jacob:

"that the officer's recommendation be adopted."

CARRIED UNANIMOUSLY

General Business

(i) Intelligent Transport and Mobility as a Service Global Forum

Councillor P Jacob sought approval to attend the Intelligent Transport and Mobility as a Service Global Forum being held in Sydney on 2 to 4 September 2019.

Council Decision

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

- "1. that Council approve the attendance, including associated costs, of Councillor P Jacob at the Intelligent Transport and Mobility as a Service Global Forum being held in Sydney on 2 to 4 September 2019; and
2. that, in accordance with section 162(1)(e) of the *Local Government Act 2009*, leave of absence be granted to Councillor P Jacob to allow his attendance at the Intelligent Transport and Mobility as a Service Global Forum being held in Sydney on 2 to 4 September 2019."

CARRIED UNANIMOUSLY

Close of Meeting

The Chair, Mayor Councillor J Hill, declared the meeting closed at 2.34pm.

CONFIRMED this TWENTY-FIFTH day of JUNE 2019

MAYOR

CHIEF EXECUTIVE OFFICER