



ORDINARY COUNCIL

PUBLIC MINUTES

TUESDAY 26 FEBRUARY 2019 AT 1.03PM

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

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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.

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REPORT	COUNCIL MEETING
DATE	Tuesday 26 February 2019 at 1.03pm
ITEMS	1 TO 25
PRESENT	The Mayor, Councillor J Hill Councillor R Cook Councillor V Coombe Councillor C Doyle Councillor A Greaney Councillor P Jacob Councillor M Molachino 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 1.03pm.

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 Simon Allery of the Presbyterian Church delivered the opening prayer.

Apologies and Leave of Absence

There were no apologies or leave of absence noted.

Confirmation of minutes of previous meeting

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

"that the minutes of the Ordinary Council meeting of 22 January 2019 be confirmed."

CARRIED UNANIMOUSLY

Disclosure of interests

Following recent changes to the *Local Government Act 2009* Council's Solicitor reminded Councillors of their obligations for disclosing conflicts of interests and material personal interests for items on the agenda. There were no questions raised by Councillors.

- (i) Material personal interest - Items 5, 6, 21, 22 and 23 - Councillor C Doyle -
 - 1. Councillor Doyle's husband and herself own a commercial property and business within the Flinders Street East precinct of the PDA;
 - 2. their sons own a business within this property;and as such they stand to gain a benefit or suffer a loss depending upon the Council decision.
- (ii) Perceived conflict of interest - Item 22 - The Mayor, Councillor J Hill - Councillor Hill has a share in a rental property in Palmer Street near where this activation is proposed.
- (iii) Perceived conflict of Interest - Item 19 - The Mayor, Councillor J Hill and Councillors A Greaney, M Ryder, P Jacob, C Doyle, R Cook, K Rehbein, V Coombe, L Walker, M Soars and M Molachino - One of the tenderers, BMD, donated \$10,000 to the Team Hill election campaign.

Correspondence

(i) **LGAQ (Local Government Association of Queensland) - Financial Assistance Grants**

The Mayor, Councillor J Hill tabled correspondence from the LGAQ (Local Government Association of Queensland) regarding Financial Assistance Grants. Councillor Hill passed this correspondence onto the Acting Chief Executive Officer and advised that this matter will come to the March meeting.

(ii) **Correspondence from residents suffering financial hardship as a result of floods**

The Mayor, Councillor J Hill tabled correspondence (emails) from a number of residents affected by the floods who are suffering financial hardship at the moment. Councillor Hill advised that Council will deal with this correspondence with the item to be discussed on rates and hardship.

Councillor Hill requested the Acting Chief Executive Officer to deal with this correspondence once the meeting is completed.

Petitions

There were no petitions.

Deputations

There were no deputations.

Notices of motion

There were no notices of motion.

Presentations

(i) North Australian Festival of Arts

The Special Projects Manager provided a presentation on the North Australian Festival of Arts which included the following information:

- the North Australian Festival of Arts - NAFA - embraces the community's appetite for culture seen at Festival 2018 and delivers on Council's commitment to create an annual arts and cultural festival;
- now more than ever as our resilient community rebuilds, the NAFA will give the City new life and a time for our people to raise their heads and celebrate again;
- NAFA - 1 - 31 July - A month long arts and cultural festival embracing the established anchor events, adding new and exciting ones and building the platform for a nationally recognised arts festival for northern Australia;
- confirmed festival content so far; and
- details on the Northern Fringe Festival.

Council agreed to consider item 12 as the next item of business.

(ii) Strand Ephemera 2019

The Creative Director Galleries and the Public Art Officer provided a presentation on Strand Ephemera 2019.

Strand Ephemera is the north's sculpture festival by the sea held biennially along The Strand. The presentation provided overview of the 2019 festival shortlist of entries in the competition and the invited commissioned artists. For the 2019 festival Council received 99 entries in the competition. Of these, 28 have been shortlisted to develop their work to be displayed on The Strand from 26 July to 4 August. Also this year we have six commissioned artists whose work will be highlights of the festival.

(iii) Townsville Dashboards

The Team Manager Community Engagement and the Senior Digital Media and Exhibition Design Officer provided a presentation on Townsville Dashboards and gave a live demonstration of Townsville Dashboards - dashboards.townsville.qld.gov.au

Townsville Dashboards is a community dashboard. It provides access to data, information and services available to the community. Townsville Dashboards is much broader than Townsville City Council, however, a key focus is on Council performance and service delivery to promote openness and transparency. The presentation is on version 1 and Council is seeking community feedback to continue developing Townsville Dashboards so that it is aligned to community needs.

Mayoral Minute

The Mayor, Councillor J Hill provided the following Mayoral Minute concerning the Townsville monsoon event:

"Everyone knows that Townsville has recently experienced the largest flood event in its recorded history. The rainfall and flooding that has hit our community has been unprecedented.

Almost 3,300 properties were identified by the QFES with damage ranging from minor, moderate to severe.

All levels of government - the Townsville City Council, the State Government and the Federal Government - are now working hard and working together to help the community rebuild and recover.

Our front-line staff have already been working hard with the community to begin the immense clean-up required after this event as well as supplying mozzie mesh kits and mould cleaning kits to help those affected.

Today, the Council is formally considering the first financial component of its relief package for our community. This involves pushing back the due date for payment of the issued rates notices for the period 1 January 2019 to 30 June 2019 to be Thursday 4 April 2019 and the discount period for paying those rates will end on Thursday 4 April 2019 for all ratepayers, not just those directly affected by the floods.

Council is delaying payment due dates for rates to help alleviate some of the financial burden of the floods.

The clean up is still continuing and I don't want people stressing about having to pay their rates bill while they are dealing with other matters such as insurance.

Every ratepayer will have an extension on paying their rates because these floods have been unprecedented in our City's history and the impact is right across our community.

These extensions include rates for residential and commercial properties because we know other residents and local businesses are doing it tough.

Council officers are also working on other concessions to assist those ratepayers whose properties have been directly affected by the floods. Everyone of our Councillors knows someone whether it be friends, family members, community groups, sporting clubs and businesses that have been affected by these floods.

Due to the nature of these proposed concessions and the large portion of the community affected by the flood that would be eligible for this relief, it will be necessary for the Council to seek the Minister's approval under Local Government legislation for the financial support package proposed.

Council will be working very closely with the Queensland Government to try and provide even more support to those ratepayers who were directly impacted by the floods. Council is proposing to defer interest charges for overdue rates payments - from accounts for 1 January to 30 June - for flood-affected ratepayers until 9 October."

Officers' Reports

Infrastructure and Operations

1 Infrastructure Planning, Assets & Fleet - Request to Name Parks and Trails in Elliott Springs Development

Executive Summary

Council has received a request from Brazier Motti, on behalf of Lend Lease Communities (Townsville) Pty Ltd, to name the ridge line, District Park and trail network at the Elliot Springs development. This report outlines the proposed names and their origins.

Officer's Recommendation

That Council endorse the proposed names for the following open space features in Elliot Springs:

- Bindal Ridge – for the ridge line that contains the trails;
- Wadda Mooli Park – District Park; and
- Bindal Birri Gubba Dreaming Gibas – trail network.

Council Decision

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

"that the officer's recommendation be adopted."

CARRIED UNANIMOUSLY

2 Infrastructure Planning, Assets & Fleet - Naming of Sports Oval at Horseshoe Bay, Magnetic Island

Executive Summary

Council has received a request to name the sports oval at Horseshoe Bay Park as the Reg Hamilton Oval in honour of his contributions to the construction of both the oval and the clubhouse. This report outlines the reasons for this nomination and consultation undertaken to justify this proposed name.

Officer's Recommendation

That Council agree to name the sports oval at Horseshoe Bay Park as the Reg Hamilton Oval.

Council Decision

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

"that the officer's recommendation be adopted."

CARRIED UNANIMOUSLY

3 Infrastructure Planning, Assets & Fleet - Petition for Walkway between Nelly Bay and Picnic Bay

Executive Summary

Council has received a petition consisting of 228 supporters requesting Council to give consideration to excavating or cutting the rock by the width of one metre next to the road at the very top of the southern apex of Nelly Bay Road to create a pedestrian and bicycle path. The reason for this request is that the pedestrians and cyclists must use the roadway to go around the rock and this occurs at a bend in the road that impacts on a motorist's visibility of the pedestrians and cyclists. This report outlines the consideration of the works involved in this request and potential funding opportunities.

Officer's Recommendation

1. That Council acknowledge that an expression of interest for funding has been submitted under the Transport and Tourism Connections Program to undertake works to provide a pathway at the apex of Nelly Bay Road that connects the existing walkway along the road to the walking track down into Picnic Bay.
2. That Council allocate \$375,000 in the 19/20 financial year Capital Works Program to cover the 50% contribution required by Council, if the funding submission is successful.
3. That Council allocate \$750,000 in the Capital Works Program with funding timeframe to be prioritised with other projects required across the City, if the funding submission is not successful.
4. That the lead petitioner be advised.

Council Decision

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

"that the officer's recommendation be adopted."

CARRIED UNANIMOUSLY

4 Townsville Water and Waste - Customer and Business Reporting - Quarter 2 2018/19

Executive Summary

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

Council Decision

It was **MOVED** by Councillor R Cook, **SECONDED** by Councillor K Rehbein:

"that the officer's recommendation be adopted."

CARRIED UNANIMOUSLY

In accordance with section 175C of the *Local Government Act 2009*, Councillor C Doyle declared a material personal interest in regards to item 5.

- (a) **the name of the councillor who has a material personal interest in the matter;**
Councillor C Doyle.
- (b) **the material personal interest, including the particulars mentioned in section 175C (2)(a) as described by the councillor;**
1. Councillor Doyle's husband and herself own a commercial property and business within the Flinders Street East precinct of the PDA;
 2. their sons own a business within this property;

and as such they stand to gain a benefit or suffer a loss depending upon the Council decision.

- (c) **whether the councillor participated in the meeting, or was present during the meeting, under an approval under section 175F.**
Councillor C Doyle vacated the meeting for item 5.

Planning and Community Engagement

5 Planning Services - Material Change of Use MCU18/0097 - Office and Food and Drink Outlet - 513 Sturt Street, Townsville City

Executive Summary

This development application seeks Council's approval for a Material Change of Use from a Place of Worship to an Office and Food and Drink Outlet over land at 513 Sturt Street, Townsville City. In particular, the applicant proposes to redevelop the site for an architectural office within the existing church building and an associated café within a new building immediately west of the proposed office. The café is to service staff, clients and members of the public. The subject site is located within the Low Density Residential Zone of the Townsville City Plan, whereby an Office and Food and Drink Outlet Use is designated as being Impact Assessable Development. The proposal also included the refurbishment of the attached timber hall at the rear of the church for use as a single dwelling unit which is Accepted development under the provisions of the Planning Scheme.

The application was publicly notified during the period 14 November 2018 to 7 December 2018. During this period, the application received two properly made submissions. One submission was made against the development on heritage grounds, and the other supported the development on community benefit grounds. In regards to heritage concerns raised, it is noted that due to the church being State heritage, the application has been assessed by the State Assessment and Referral Agency (SARA). The department's response concluded that the development minimises, or mitigates where unavoidable, impacts on the state heritage place and that the development will maintain views to the church from the primary street frontage. Accordingly, the department was supportive of the proposed development on heritage grounds.

Further, an assessment of the proposal against the applicable codes of the Townsville City Plan has identified that the development is capable of achieving compliance with each. The proposed development facilitates the active use of the heritage church but does not detract from its heritage significance and setting, including significant views to the building. Further, despite being a non-residential use within the Low Density Residential Zone, the proposal is not considered to unreasonably detract from the amenity of the area.

Having regard to the provisions of the Townsville City Plan and other relevant policies, the development is compatible with the outcomes sought for the subject site and locality and accordingly it is recommended that Council approve the application.

Officer's Recommendation

That Council approve application MCU18/0097 for a development approval for an Office and Food and Drink Outlet under the *Planning Act 2016* on land described as Lot 1 RP 865807, more particularly 513 Sturt Street, Townsville City subject to the following conditions:

SCHEDULE OF CONDITIONS

MATERIAL CHANGE OF USE (OFFICE COMBINED WITH FOOD AND DRINK OUTLET)

MATERIAL CHANGE OF USE 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.
- b)

Plan Name	Plan No.	Revision No.	Plan Date
Proposed Site Plan	300-SK-002	-	30/08/2018
Demolition Plan	300-SK-201	3	12/06/2018
Existing Elevations	300-SK-700	3	12/06/2018
Existing Elevations	300-SK-701	3	12/06/2018
Proposed Floor Plan	300-SK-202	3	12/06/2018
Mezzanine Floor Plan	300-SK-203	-	30/08/2018
Proposed Roof Plan	300-SK-600	3	12/06/2018
Proposed Elevations	300-SK-702	3	12/06/2018
Proposed Elevations	300-SK-703	3	12/06/2018
Sections	300-SK-750	-	30/08/2018
Sections	300-SK-751	-	30/08/2018
Associated Reports			
Heritage Impact Report prepared by Peta Dennis, dated August 2018			
Parking and Access Traffic Impact Assessment prepared by Langtree Consulting, dated 2 November 2018, Ref: 2018-147L-BL0147			

- c) 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.
- d) The recommendations outlined in the above reports/s must be implemented 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. 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 commencement of use.

5. Sewerage Reticulation

Condition

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

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.

6. Water Supply

Condition

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

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 the issue of a Certificate of Classification for any resulting dwelling/building.

7. 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.

8. Stormwater Drainage

Condition

At completion of works, stormwater drainage must achieve the outcomes of 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

To be maintained for the life of the development.

9. 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 2 car spaces must be provided on site in accordance with the approved plan titled *'Parking and Access Traffic Impact Assessment' prepared by Langtree Consulting, 2nd November 2018, Ref: 2018-147L-BL0147.*

Reason

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

Timing

To be maintained for the life of the development.

10. Vehicle Access

Condition

- a) The new access driveway and crossover must be constructed from the existing kerb and channel to the property boundary 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.
- b) During the construction phase, and damages to the road reserve (i.e. footpath/kerb and channel) must be replaced in accordance with Council's standards.

Reason

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

Timing

During the construction phase of the development

11. Hours of Operation

Condition

Unless otherwise approved by Council, the activities associated with the food and drink outlet use must only be conducted between 7:30 am to 5:30 pm Monday to Friday inclusive.

The food and drink outlet use is not to operate on Saturday, Sunday or Public Holidays.

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

At all times following the commencement of the use.

12. Signage

Condition

- a) Plans of any signage to be associated with the use that is deemed to be assessable development in accordance with Part 5.8 Categories of development and assessment - Operational work specifically Table 5.8.2 Operational work being placing an advertising device on premises of the Townsville City Plan must be submitted to Council for assessment; and
- b) Signs must be designed in accordance with Part 9.3.1 Advertising devices code of the Townsville City Plan; and
- c) To maintain amenity for the adjoining properties, no illumination of the signage is to occur unless otherwise approved by Council.

Note: Signage has been included as a Plan Right development type, see Council's web site for a list of accredited consultants that can assist with the submission of an application.

Reason

Signage not approved as part of this Development Permit or deemed either Accepted development or Accepted development subject to requirements will require a Code assessable Operational work development application to be lodged with Council in accordance with relevant code/s and policy direction.

Timing

Prior to the commencement of the use.

13. 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.

14. Rock Breaking, Drilling and Piling**Condition**

If any rock breaking, drilling or piling is required as part of the development, a noise and vibration control plan in relation to rock breaking, drilling and piling must be prepared in accordance with SC6.4 Development manual planning scheme policy, specifically SC6.4.3.15 Noise and vibration assessments of the Townsville City Plan.

Reason

To ensure that the works are undertaken in accordance with relevant code/s and policy direction.

Timing

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

15. 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.

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.

16. Outdoor Lighting**Condition**

All lighting fixtures must 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.

REFERRAL AGENCY CONDITIONS

Concurrence Agency Conditions –State Assessment and Referral Agency (SARA) (Department of State Development, Manufacturing, Infrastructure and Planning)

Pursuant to Section 56 of the *Planning Act 2016*, SARA 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. Assessment Manager Advice

Condition

Before an onsite sewerage facility can be installed on a property, the applicant is required to apply for a permit to install the treatment facility on that property as per the *Plumbing and Drainage Act 2002*. Applications to install an onsite sewerage facility are to be lodged with the Hydraulic and Building Services Unit of Council as part of the plumbing/drainage application. Applicants should also refer to the Onsite sewerage facilities for non-sewered properties guidelines which provides details on the application and installation stages of an onsite sewerage facility. This document may be found on Council's website.

4. 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 5 – Sewerage Reticulation

All engineering, soil erosion and sediment control 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

A Compliance Permit to carry out plumbing and drainage works prior to the commencement of sanitary drainage works.

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.

e) Operational work – Signage

A Development Permit for Operational work is required for signage deemed to be code assessable in accordance with the Planning Scheme.

5. 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

6. Connection to Council Water Supply

Condition

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

7. 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.

8. 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.

9. 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.

10. Specifications and Drawings

Condition

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

11. Environmental Considerations

Condition

Department of Environment and Heritage Protection Requirements.

Construction must comply with relevant Legislation, Policies and Guidelines.

12. 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.

13. 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.

Council Decision

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

"that the officer's recommendation be adopted."

CARRIED UNANIMOUSLY

In accordance with section 175C of the *Local Government Act 2009*, Councillor C Doyle declared a material personal interest in regards to item 6.

- (a) **the name of the councillor who has a material personal interest in the matter;**
Councillor C Doyle.
- (b) **the material personal interest, including the particulars mentioned in section 175C (2)(a) as described by the councillor;**
 - 1. Councillor Doyle's husband and herself own a commercial property and business within the Flinders Street East precinct of the PDA;
 - 2. their sons own a business within this property;

and as such they stand to gain a benefit or suffer a loss depending upon the Council decision.

- (c) **whether the councillor participated in the meeting, or was present during the meeting, under an approval under section 175F.**
Councillor C Doyle vacated the meeting for item 6.

6 Future Cities Proposal to Implement a Monthly CBD Event

Executive Summary

As a key driver in rejuvenating the CBD, it is proposed to implement a 12-month calendar of monthly events, with varying themes, branded "Townsville Eats".

This initiative delivers on community requests to establish new and exciting experiences as well as assisting in the activation of the CBD.

Officer's Recommendation

That Council support the commencement of Townsville Eats, development of a full 2019 program, commencing with Townsville Eats Sport in March 2019.

Council Decision

It was MOVED by Councillor V Coombe, SECONDED by Councillor A Greaney:

"that the officer's recommendation be adopted."

CARRIED UNANIMOUSLY

7 Future Cities- Sport and Recreation Facility Strategy

Executive Summary

The objectives of the project are:

- » To provide a vision for sport and recreation in Townsville for the next 10 years; and
- » To provide a prioritisation of sport and recreation infrastructure in Townsville.

Public consultation of the draft Sport and Recreation Facility Strategy was undertaken from 3 to 21 December 2019. 361 submissions were received and the following recommendations and issues were raised; the need for a mountain bike strategy (274), the need for a motorsport strategy (34), facility improvement (25), liveability and outdoor recreation (22) and additional data or data correction (10).

A summary of the submissions by sport, issues/ proposed recommendations and changes made to the draft strategy are in the below Report to Council.

To address the issues and recommendations raised during the consultation the following changes have been made:

- » the inclusion of liveability and outdoor recreation to Section 1.4.1 of Part A;
- » the inclusion of mountain biking to Section 1.4.1 of Part A;
- » clarification that this strategy does not holistically replace the 2006 Sport and Recreation Strategy; and
- » changes to the data in the demand model (most significantly touch football).

Officer's Recommendation

That Council resolve to endorse the Sport and Recreation Facility Strategy (Part A to Part E).

Council Decision

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

"that this item be referred back to the Acting Chief Executive Officer."

CARRIED UNANIMOUSLY

8 Future Cities - Inclusive Community Advisory Committee - Minutes - 3 December 2018

Executive Summary

Presenting to Council the report of the Inclusive Community Advisory Committee meeting held on 3 December 2018.

Officer's Recommendation

That Council note the report of the Inclusive Community Advisory Committee meeting held on 3 December 2018.

Council Decision

It was MOVED by Councillor C Doyle, SECONDED by Councillor M Ryder:

"that the officer's recommendation be adopted."

CARRIED UNANIMOUSLY

9 Future Cities - Community Safety Advisory Committee Minutes - 5 December 2018

Executive Summary

Presenting to Council the report of the Community Safety Advisory Committee meeting held on 5 December 2018.

Officer's Recommendation

That Council note the report of the Community Safety Advisory Committee meeting held on 5 December 2018.

Council Decision

It was MOVED by Councillor R Cook, SECONDED by Councillor P Jacob:

"that the officer's recommendation be adopted."

CARRIED UNANIMOUSLY

10 Future Cities - Arts and Culture Advisory Committee Report (Minutes) - 6 December 2018

Executive Summary

Presenting to Council the report of the Arts and Culture Advisory Committee meeting held on 6 December 2018.

Officer's Recommendation

That Council note the report of the Arts and Culture Advisory Committee meeting held on 6 December 2018.

Council Decision

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

"that the officer's recommendation be adopted."

CARRIED UNANIMOUSLY

11 Community Engagement and Cultural Services - Minutes of Townsville Sister Cities Community Forum 4 December 2018

Executive Summary

Townsville Sister Cities Community Forum (TSCCF) is a multi-party group established in 2009 whose primary purpose is to provide direction and assist Council in the management and activities of Council's Sister City relationships.

Attached to this Report to Council are the minutes of the Townsville Sister Cities Community Forum for the information of the Committee.

Officer's Recommendation

That Council note the minutes of the Townsville Sister Cities Community Forum meeting of 4 December 2019.

Council Decision

It was MOVED by Councillor A Greaney, SECONDED by Councillor V Coombe:

"that the officer's recommendation be adopted."

CARRIED UNANIMOUSLY

Councillor A Greaney acknowledged the Chinese community for turning their new year's dinner into a fundraising dinner for the flood victims. Councillor Greaney also acknowledged Mr Shoubai Li, the visiting artist for Chinese new year, and his delegation for helping people sandbag at different venues around the City.

The Mayor, Councillor J Hill advised that we had a number of delegates from Foshan who were in Townsville during that time and they have opened quite substantial discussions now with our high schools and our university, so Study Townsville is slowly pursuing that and Councillor Hill indicated that she is hopeful that within the next few months we will start to see some real movement.

12 PRESENTATION - Strand Ephemera 2019

Refer to page 10410 of the Council Minutes where Council agreed to consider item 12 in the presentations section (second presentation).

Refer page 10410 of the Council Minutes for item 12 - Strand Ephemera 2019

Business Services

13 Finance Service - Budget Variance Report - December 2018

Executive Summary

On behalf of the Acting Chief Executive Officer, the Chief Financial Officer presented and discussed the Budget Variance Report for the whole of Council for December 2018, pursuant to section 204 of the *Local Government Regulation 2012*.

Officer's Recommendation

That Council note the financial report for December 2018 and budget variance explanations, pursuant to section 204 of the *Local Government Regulation 2012*.

Council Decision

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

"that the officer's recommendation be adopted."

CARRIED UNANIMOUSLY

14 Financial Services - Treasury Report - December 2018

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 December 2018 and the information contained therein.

Council Decision

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

"that the officer's recommendation be adopted."

CARRIED UNANIMOUSLY

Councillor V Coombe thanked the Chief Financial Officer and his staff for the work they have been doing behind the scenes to keep everything flowing.

15 People and Culture - Aboriginal and Torres Strait Islander Workforce Initiatives

Executive Summary

Council is committed to reaching at least 8% internal Aboriginal and Torres Strait Islander employment by 2020 to reflect the local Aboriginal and Torres Strait Islander demographic of our region.

Currently Council has 1,562 employees, with 72 (4.6%) of its employees identifying as Aboriginal and Torres Strait Islander. To meet the 8% target by 2020, Council's strategies aim to see an increase of at least 26 identifying Aboriginal and Torres Strait Islander employees each year for 2019 and 2020.

Officer's Recommendation

That Council note the broadening of TCC Aboriginal and Torres Strait Islander employment initiatives to include a school to work program (Choice Pathways), train up to trade and strengthening partnerships with universities to facilitate the take-up of professional roles by Aboriginal and Torres Strait Islander people.

Council Decision

It was MOVED by Councillor V Coombe, SECONDED by Councillor A Greaney:

"that the officer's recommendation be adopted."

CARRIED UNANIMOUSLY

The Acting Chief Executive Officer acknowledged the hard work of the People and Culture team, in particular the General Manager (Stacey Coburn) and Alice Stewart (Senior Program Development Officer).

The Mayor, Councillor J Hill indicated that Alice's commitment to Council's apprentices and trainees is second to none. Councillor Hill spoke on these initiatives.

Confidential Items

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

"in relation to items 16 to 25, pursuant to Section 275 of the *Local Government Regulation 2012*, that this meeting be closed to the public so that Councillors can discuss:

- (c) the local government's budget;
- (e) contracts proposed to be made by Council;
- (h) other business for which a public discussion would be likely to prejudice the interests of the local government or someone else, or enable a person to gain a financial advantage; and
- (d) rating concessions."

CARRIED UNANIMOUSLY

The Council discussed the items.

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

"that Council RESOLVE to open the meeting."

CARRIED UNANIMOUSLY

16 CONFIDENTIAL REPORT - Infrastructure Services - Disaster Recovery Funding Arrangements - Procurement Engagement Strategy

Executive Summary

Following the exceptional monsoon weather event from later January/early February 2019, Townsville City Council have been activated under the Queensland Reconstruction Authority (QRA) for Disaster Recovery Funding Arrangements (DRFA). The following State Government relief measures have now been made available to Council :

- Counter Disaster Operations (CDO)
- Emergency Works
- Immediate Reconstructions Works
- Reconstruction of Essential Public Assets

To ensure effective procurement process to deliver the above arrangements without delays, Council proposes to utilise various approved procurement techniques to deliver the works ensuring resilience for Townsville through engagement of local contractors and panel of supplier arrangements whilst providing value for money services to the community.

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 that officers intend to utilise and leverage various supplier arrangements to expedite delivery of recovery and resilience works following the January/February 2019 monsoon event as permitted under the *Local Government Act 2009*.
3. That Council note that Council officers will utilise the existing monthly budget variance reporting processes to Council to track and authorise expenditure associated with post-monsoon works as may be required under section 173(2) of the *Local Government Regulations 2012*.

Council Decision

It was MOVED by the Mayor, Councillor J Hill, SECONDED by Councillor L Walker:

- "1. that the officer's recommendation be adopted; and
2. that a monthly update come back to Council."

CARRIED UNANIMOUSLY

17 **CONFIDENTIAL REPORT - Infrastructure Planning, Assets & Fleet - TCW00319 Stuart Landfill Leachate Extraction and Conveyance**

Executive Summary

Townsville Waste Services operates three landfill sites on the mainland for disposal of domestic, commercial, industrial and construction waste. These sites are at Stuart, Jensen and Hervey Range.

This tender is for the supply and installation of a leachate extraction and conveyance system at the Stuart Landfill site. The works generally involve the following:

- supply and installation of proprietary compressed air/pneumatic operated pumps and associated electrical/control panels and telemetry (incorporating photovoltaic power) at the three (3) existing leachate wells;
- supply and construction of DN50 PE leachate pipelines to allow for the conveyance of the pumped leachate to the two separate storage ponds;
- supply and construction on leachate discharge assemble including flow meters and discharge pipework into leachate ponds;
- supply and installation of compressed air pipework from the "Air Handling Facility" to the leachate wells; and
- supply and installation of the "Air Handling Facility" including plant room, air compressor, air receiver and associated electrical/control elements.

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

Only one (1) tender submission was received and the submitted tenderer complies with the requirements of the tender documents.

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 TCW00319 for Stuart Landfill Leachate Extraction and Conveyance Works to CES Civil NQ Pty Ltd as per the recommendation report attached to the Report to Council.
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.

Council Decision

It was MOVED by Councillor M Molachino, SECONDED by Councillor R Cook:

"that the officer's recommendation be adopted."

CARRIED UNANIMOUSLY

18 CONFIDENTIAL REPORT - RPS00066 Tender Assessment - Supply of Chemicals

Executive Summary

Council's existing contract, PSA00049, for the supply of bulk chemicals for water and wastewater treatment plants expired in September, 2018. Public tender RPS00066 was advertised to select suitable suppliers of chemicals, which closed on the 29 August, 2018. This report provides a summary of the outcomes of the tender evaluation, and makes recommendation for the award of a 2 year contract to establish a panel of pre-qualified suppliers of bulk chemicals, with the option to extend by 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 contracts to the following suppliers for the supply and delivery of bulk chemicals for the GST exclusive prices indicated in Table 1 in the Report to Council.
 - Water Treatment Services (Australia) Pty Ltd
 - Cleveland Bay Chemical Company Pty Ltd
 - Wilmar Bioethanol Australia Pty Ltd
 - Redox Pty Ltd
 - Chemprod Nominees Pty Ltd (trading as) Omega Chemicals
 - Ionics Australasia Pty Ltd (trading as) Coogee Chemicals Pty Ltd
 - Ixom Operations Pty Ltd
3. That Council authorise the Chief Executive Officer, or their authorised delegate, to approve the extension of the contact for two 12 months periods if it is determined to be in Council's interest to do so.

Council Decision

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

"that the officer's recommendation be adopted."

CARRIED UNANIMOUSLY

In accordance with section 175E of the *Local Government Act 2009*, the Mayor, Councillor J Hill and Councillors A Greaney, M Ryder, P Jacob, C Doyle, R Cook, K Rehbein, V Coombe, L Walker, M Soars and M Molachino declared a perceived conflict of interest in regards to item 19.

- (a) **the name of the councillor who has a real conflict of interest or perceived conflict of interest in the matter;**
The Mayor, Councillor J Hill and Councillors A Greaney, M Ryder, P Jacob, C Doyle, R Cook, K Rehbein, V Coombe, L Walker, M Soars and M Molachino.
- (b) **the councillor's personal interests in the matter, including the particulars mentioned in section 175E (2) as described by the councillor;**
One of the tenderers, BMD, donated \$10,000 to the Team Hill election campaign.
- (c) **the decisions made under section 175E (4) and the reasons for the decisions;**
Item 19 was delegated to the Acting Chief Executive Officer.
- (d) **whether the councillor participated in the meeting, or was present during the meeting, under an approval under section 175F;**
Item 19 was delegated to the Acting Chief Executive Officer.
- (e) **if the councillor voted on the matter—how the councillor voted on the matter;**
Item 19 was delegated to the Acting Chief Executive Officer.
- (f) **how the majority of councillors who were entitled to vote at the meeting voted on the matter.**
Item 19 was delegated to the Acting Chief Executive Officer.

19 CONFIDENTIAL REPORT - Townsville Water and Waste - TCW00322 Supply and Construction of Recycled Water Reuse Scheme and Southern Suburbs Rising Main - Annandale Section

Executive Summary

Council has called for tender submissions for the supply and construction of the Southern Suburbs Rising Main through Annandale in conjunction with the Recycled Water Reuse Pipe. Furthermore an interconnection of the Southern Suburbs Rising Main into the existing Western Outfall Pressure Main shall be constructed as part of this stage of the works. This interconnection will also have a provision for a connection of the Elliot Springs Rising Main.

This is the first stage of the combined Southern Suburbs Rising Main and Recycled Water Reuse Pipe construction. Within the next months a further tender will be released for the construction of the two pipes from Annandale up to the Cleveland Bay Purification Plant.

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 remains confidential unless Council decides otherwise by resolution.
2. That Council award Tender TCW00322 Supply and Construction of Recycled Water Reuse Scheme and Southern Suburbs Rising Main - Annandale Section to RMS Engineering and Construction Pty Ltd for the price of \$10,413,735.00 excluding GST, as per the Recommendation Report.
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.

Council Decision

That the decision for this item be delegated to the Acting Chief Executive Officer.

CARRIED UNANIMOUSLY

20 CONFIDENTIAL REPORT - Townsville Water and Waste - Addition to Council's Sole Supplier List

Executive Summary

Skilltech have developed a unique Standpipe (SmartPipe) that allows real-time data collection for water consumption, location of hydrants used by customers and the tracking of Standpipes through GPS.

Council is requested to approve the recommendation to sole source the provision of the intellectual property and associated services to enable Council to improve customer service, increase revenue and provide better visualisation of water consumption from standpipes in the water reticulation network.

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(a) and (b) of the *Local Government Regulation 2012*, that it is satisfied that the list of sole source suppliers be varied to include Skilltech on the basis that they are a sole supplier or supplier of specialised or confidential services.

Council Decision

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

"that the officer's recommendation be adopted."

CARRIED UNANIMOUSLY

In accordance with section 175C of the *Local Government Act 2009*, Councillor C Doyle declared a material personal interest in regards to item 21.

- (a) the name of the councillor who has a material personal interest in the matter;**
Councillor C Doyle.
- (b) the material personal interest, including the particulars mentioned in section 175C (2)(a) as described by the councillor;**
 1. Councillor Doyle's husband and herself own a commercial property and business within the Flinders Street East precinct of the PDA;
 2. their sons own a business within this property;
- (c) whether the councillor participated in the meeting, or was present during the meeting, under an approval under section 175F.**
Councillor C Doyle vacated the meeting for item 21.

21 CONFIDENTIAL REPORT - Future Cities - City Activation Opportunities

Executive Summary

With ongoing activities to activate and rejuvenate the CBD, the purpose of this Report to Council is to inform Council of further potential CBD economic activation opportunities and seek support in progressing with the recommendations outlined within the Report 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 approve the recommendations made in the conclusion of the Report to Council.

Council Decision

It was MOVED by Councillor A Greaney, SECONDED by Councillor V Coombe:

"that the officer's recommendation be adopted."

CARRIED UNANIMOUSLY

In accordance with section 175C of the *Local Government Act 2009*, Councillor C Doyle declared a material personal interest in regards to item 22.

- (a) **the name of the councillor who has a material personal interest in the matter;**
Councillor C Doyle.
- (b) **the material personal interest, including the particulars mentioned in section 175C (2)(a) as described by the councillor;**
 1. Councillor Doyle's husband and herself own a commercial property and business within the Flinders Street East precinct of the PDA;
 2. their sons own a business within this property;

and as such they stand to gain a benefit or suffer a loss depending upon the Council decision.

- (c) **whether the councillor participated in the meeting, or was present during the meeting, under an approval under section 175F.**
Councillor C Doyle vacated the meeting for item 22.

In accordance with section 175E of the *Local Government Act 2009*, the Mayor, Councillor J Hill declared a perceived conflict of interest in regards to item 22.

- (a) **the name of the councillor who has a real conflict of interest or perceived conflict of interest in the matter;**
The Mayor, Councillor J Hill.
- (b) **the councillor's personal interests in the matter, including the particulars mentioned in section 175E (2) as described by the councillor;**
Councillor Hill has a share in a rental property in Palmer Street near where this activation is proposed.
- (c) **the decisions made under section 175E (4) and the reasons for the decisions;**
The Mayor, Councillor J Hill vacated the meeting for item 22.
- (d) **whether the councillor participated in the meeting, or was present during the meeting, under an approval under section 175F;**
The Mayor, Councillor J Hill vacated the meeting for item 22.
- (e) **if the councillor voted on the matter—how the councillor voted on the matter;**
The Mayor, Councillor J Hill did not vote on the matter.
- (f) **how the majority of councillors who were entitled to vote at the meeting voted on the matter.**
The majority of persons entitled to vote at the meeting voted to adopt the officer's recommendation.

The Deputy Mayor, Councillor L Walker assumed the position of Chair for discussion and voting on item 22.

22 CONFIDENTIAL REPORT - Future Cities - Palmer Street Precinct Activation Works

Executive Summary

This confidential report provides information and recommendations in relation to public space improvements in Palmer Street.

Officer's Recommendation

1. That the report/attachments 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 to adopt the information supplied in closed sessions and authorise the Chief Executive Officer, or delegate/s, to proceed with recommended actions outlined in this Report to Council.

Council Decision

It was MOVED by Councillor A Greaney, SECONDED by Councillor V Coombe:

"that the officer's recommendation be adopted."

CARRIED UNANIMOUSLY

In accordance with section 175C of the *Local Government Act 2009*, Councillor C Doyle declared a material personal interest in regards to item 23.

- (a) the name of the councillor who has a material personal interest in the matter;**
Councillor C Doyle.
- (b) the material personal interest, including the particulars mentioned in section 175C (2)(a) as described by the councillor;**
 1. Councillor Doyle's husband and herself own a commercial property and business within the Flinders Street East precinct of the PDA;
 2. their sons own a business within this property;

- and as such they stand to gain a benefit or suffer a loss depending upon the Council decision.
- (c) whether the councillor participated in the meeting, or was present during the meeting, under an approval under section 175F.**
Councillor C Doyle vacated the meeting for item 23.

23 CONFIDENTIAL REPORT - Future Cities - Flinders Lane 372-374 Flinders Street

Executive Summary

Future Cities is seeking support from Council to agree to the terms outlined within Attachment 1 of this Report to Council relating to Flinders Lane, being the Council owned building at 372-374 Flinders Street, Townsville City.

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 that section 236 (1)(c)(v) of the *Local Government Regulation 2012* applies to the contractual arrangements proposed in this Report to Council.
3. That Council approve the recommendations made at the conclusion of this Report to Council.

Council Decision

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

"that the officer's recommendation be adopted."

CARRIED UNANIMOUSLY

24 CONFIDENTIAL REPORT - Townsville Water and Waste - Proposed Interim Water Conservation Measures

Executive Summary

As a result of the Townsville Water Security Taskforce Interim and Final Reports, Townsville is implementing a 3 Point Water Security Solution to secure its long term water supply. The three projects are the duplicate Haughton pipeline, Water Smart Package to help residents use water more wisely and a Recycled Water Re-Use Scheme.

The Ross River Dam is now at full storage capacity (100%) as a result of the recent significant rainfall event. Level 2 water restrictions that were in place prior to the event, have remained to help reduce stress on the water treatment and reticulation networks post the disaster.

Modelling indicates there is sufficient water in the dam to last well into 2020, provided the community remains vigilant with their water consumption during the period until the completion of the pipeline duplication project.

To assist in the wise use of water this report seeks the introduction of Interim Water Conservation Measures alongside the Water Smart Package, while the other elements of the 3 Point Water Security Solution are constructed. This will allow for the provision of green social infrastructure and amenity while conserving water as a precious resource. The measures also provide flexibility to the community by allowing watering over three days a week on an odds and evens basis. In addition, when released the Water Smart Package will provide support to enable the community to use water more efficiently, with a focus on outdoor water use.

The report also seeks approval of a 12 month process with the community to develop an ongoing water saving and restriction regime.

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 approve the adoption of Interim Water Conservation Measures until the 3 Point Water Security Solution is complete in 2020.
3. That Council approve the commencement of a 12 month process with the community to develop an ongoing water saving and restriction regime.

Council Decision

It was MOVED by Councillor R Cook, SECONDED by Councillor M Molachino:

"that the officer's recommendation be adopted."

CARRIED UNANIMOUSLY

Councillor P Jacob commended the staff working on the above.

The Mayor, Councillor J Hill thanked Councillor R Cook and the team in Water for helping to develop these measures.

25 CONFIDENTIAL REPORT – Financial Services – Rates Due Date Extension

Executive Summary

To assist the community to recover from the 2019 unprecedented flood, Council will extend the payment period for the January 2019 rates notices.

The Chief Financial Officer tabled an updated Report to Council at the meeting.

Officer's Recommendation

1. That Council resolve that the report/attachment is a confidential document and is to be treated as such in accordance with sections 171 and 200 (5) of the *Local Government Act 2009* and remain confidential unless Council decides otherwise by resolution.
2. That pursuant to section 130(7) of the *Local Government Regulation 2012* the Council resolve that the due date for payment of the issued rates notices for the period 1 January 2019 to 30 June 2019 will be Thursday 4 April 2019 and the discount period for paying those rates will end on Thursday 4 April 2019 for all ratepayers.
3. That Council resolve to postpone the recovery of outstanding arrears including the use of Collection House until the next billing cycle.
4. That Council resolve to engage with the Minister in respect of offering concessions for ratepayers whose properties were directly flood affected.

Council Decision

It was MOVED by the Mayor, Councillor J Hill, SECONDED by Councillor C Doyle:

"that the officer's recommendation be adopted."

CARRIED UNANIMOUSLY

General Business

(i) Tribute to Verne Jack

Councillor A Greaney provided a tribute to Verne Jack who passed away last Monday.

(ii) Tribute to Roy Mackay

Councillor M Ryder provided a tribute to Roy Mackay who passed away on 12 February.

(iii) Request for update on live streaming of Ordinary Council meetings

Councillor P Jacob requested an update on the live streaming of the Ordinary Council meetings.

The Mayor, Councillor J Hill provided an update and advised that this will occur at the March meeting.

(iv) Monsoon Event - Expressions of appreciation

The Mayor, Councillor J Hill spoke on the recent monsoon event and personally thanked the Councillors and staff who were involved as part of the response. Councillor Hill advised that a number of the staff were dealing with problems of their own with flooding through the event and still came into the Centre to provide advice and support during the event. Councillor Hill advised that there has also been a number of acts of bravery, external to the activities of the LDCC (Local Disaster Coordination Centre), that warrant recognition. Councillor Hill indicated that she hopes that we will be able to recognise those acts of bravery as we move on as part of recovery over the next few months. Councillor Hill indicated that it has been a difficult time, particularly for staff, because we are moving from response to recovery and reconstruction and we also have business as usual. Councillor Hill provided details on the recovery process and business as usual. Councillor Hill recognised the work that has been undertaken by the Council staff in all aspects. Councillor Hill indicated that she believes that we will come out of it on the other side even bigger and better, as this community always does. Councillor Hill thanked everyone for the work they are doing behind the scenes and thanked the staff for their ongoing commitment to the community.

The Acting Chief Executive Officer indicated that he saw acts of bravery, acts of commitment, acts of support and a Townsville spirit that was not only obvious in the staff, it was obvious in the way our people worked with all the agencies that were part of this event. The Acting Chief Executive Officer thanked the Mayor for the recognition of the staff and acknowledged that they have now moved seamlessly, which the Acting Chief Executive Officer indicated that for him is a remarkable thing to watch, back into BAU (business as usual), into recovery and supporting us through the planning to ensure that Townsville is rebuilt in a resilient and appropriate manner to reflect the attitude of everyone in this community. Most importantly the Acting Chief Executive Officer congratulated the staff on their ability to make sacrifices that were above and beyond. On behalf of the staff, the Acting Chief Executive Officer advised that they are grateful for the leadership shown by the Mayor and the support that they had from all the Councillors. It made the staff proud to be a part of Townsville City Council.

Close of Meeting

The Chair, Mayor Councillor J Hill, declared the meeting closed at 3.43pm.

CONFIRMED this TWENTY-SIXTH day of MARCH 2019

MAYOR

ACTING CHIEF EXECUTIVE OFFICER