



# **MINUTES**

**Ordinary Council Meeting**

**17 January 2017**

**MINUTES OF COOK SHIRE COUNCIL  
ORDINARY COUNCIL MEETING  
HELD AT THE ADMINISTRATION CENTRE, 10 FURNEAUX STREET, COOKTOWN  
ON TUESDAY, 17 JANUARY 2017 AT 9:00AM**

**1 AGENDA CONTENTS**

**2 ATTENDANCE**

Cr Peter Scott, Cr Kaz Price, Cr Alan Wilson, Cr Robyn Holmes, Cr John Dessmann, Cr John Giese, Cr Larissa Hale

**3 MEETING OPENED**

The meeting was opened at 9:00am.

**4 APOLOGIES**

Nil

**5 DECLARATIONS OF INTEREST**

No Declarations of Interest.

**6 NOTICE OF BEREAVEMENT**

Advice has been received of the passing of Pieter Dewaal, Michael McCann, .

As a mark of respect one minute silence was observed.

**7 MAYORAL MINUTE**

Nil

**8 CONFIRMATION OF MINUTES**

**RESOLUTION 2017/1**

Moved: Cr Kaz Price

Seconded: Cr Larissa Hale

That the minutes of the Ordinary Meeting held on 13 December 2016 be confirmed.

**CARRIED**

**9 BUSINESS ARISING**

No business arising.

**10 NOTIFIED MOTIONS**

Nil

**11 COUNCILLORS' REPORTS****11.1 COUNCILLORS MONTHLY REPORT****RESOLUTION 2017/2**

Moved: Cr Alan Wilson

Seconded: Cr John Giese

That the activities contained in the individual Councillor monthly report be endorsed by Council.

**CARRIED**

Meeting adjourned for morning tea at 10:13am.

Metin resumed at 10:32am.

**12 EXECUTIVE SERVICES - REPORTS****12.1 CHIEF EXECUTIVE OFFICERS ACTIVITY SUMMARY****RESOLUTION 2017/3**

Moved: Cr John Giese

Seconded: Cr Alan Wilson

That the activity summary from the Chief Executive Officer is accepted.

**CARRIED**

**12.2 REVIEW OF OPERATIONAL PLAN FOR 2016-2017 FINANCIAL YEAR - SECOND QUARTER****RESOLUTION 2017/4**

Moved: Cr Alan Wilson

Seconded: Cr John Giese

That the second quarterly review of the Operational Plan 2016-2017 be adopted.

**CARRIED**

**13 INFRASTRUCTURE SERVICES - REPORTS****13.1 FUTURE OF THE LAKELAND WASHDOWN FACILITY****MOTION**

Moved: Cr John Giese

Seconded: Cr Larissa Hale

That Council resolve to:

- a. close the Lakeland vehicle wash down bay as a result of evidence indicating it plays an inconsequential role in preventing weed seed entering Cape York Peninsula; and
- b. investigate the cost of modifying the wash down bay so that the design more closely aligns with comparable facilities around the state that enable vehicle operators to treat vehicles in compliance with Queensland State Government guidelines.

That Council agree that Item 13.1 : Future of the Lakeland Washdown Facility lies on the table, and will not be further discussed at this meeting but will be re-considered at the Council scheduled to be held on 21 February 2017 at Council Chambers.

That Council investigate with other Government Agencies and Organisations as to support for the running, maintenance and education of the Washdown (Weed/Seed Drop) Facility.

**14 CORPORATE SERVICES - REPORTS****14.1 REVENUE AND EXPENDITURE - DECEMBER 2016****RESOLUTION 2017/5**

Moved: Cr Alan Wilson

Seconded: Cr Robyn Holmes

That the Revenue and Expenditure Statements for December 2016 be adopted.

**CARRIED**

**15 DEVELOPMENT, ENVIRONMENT AND COMMUNITY - REPORTS****15.1 REQUEST TO EXTEND THE CURRENCY PERIOD FOR DEVELOPMENT PERMIT DA/2214 - STAGE EIGHT RECONFIGURATION OF LOT 500 ON PLAN SP262376, ROSSVILLE BLOOMFIELD ROAD, BLOOMFIELD****RESOLUTION 2017/6**

Moved: Cr John Dessmann

Seconded: Cr Robyn Holmes

That Council grant a two (2) year extension to the currency period for Stage 8 of Development Permit DA/2214, Reconfiguration of Lot 500 on Plan SP262376 into three (3) lots (proposed Lots 71, 72 and 73) located at Rossville Bloomfield Road, Bloomfield, until the 10 March 2019 to enable compliance.

**CARRIED**

**15.2 COOKTOWN 2020 ADVISORY COMMITTEE****RESOLUTION 2017/7**

Moved: Cr Kaz Price

Seconded: Cr Larissa Hale

That Council endorse the reallocation of \$100,000 from existing Development, Environment and Community budget items to support the engagement of external expertise to deliver the outcomes of the 2017 Cooktown 2020 Festival Scope of Works.

**CARRIED**

Meeting adjourned for Lunch at 12:40pm.

Meeting resumed at 1:38pm.

**15.3 WAYMBURR BOTANIC GARDENS PRECINCT ADVISORY COMMITTEE****RESOLUTION 2017/8**

Moved: Cr John Dessmann

Seconded: Cr Larissa Hale

That the minutes of the Waymburr Botanic Gardens Precinct Advisory Committee held on 15 December 2016 be noted and the following recommendations from the community consultation process be considered:

**Recommendation 1**

The current budget for the Botanic Gardens Revitalisation Strategy be utilised for the upgrading of the Botanic Gardens Master Plan in consultation with the WBG PAC.

**Recommendation 2**

To include the Botanic Gardens and Nature's Powerhouse (excluding commercial operations) in the signage audit to be conducted in early 2017 and to upgrade signage where identified to signpost the location of the Visitor Information Centre, the Botanic Gardens and Nature's

Powerhouse.

Recommendation 3

That Council allocated \$20,000 to undertake a branding strategy for the overall Gallop Reserve that includes the Botanic Gardens in collaboration with the three interested parties, the Botanic Gardens, Natures Powerhouse and the VIC which will be used in all appropriate signage and advertising.

Recommendation 4

That infrastructure improvements, specifically parking and disabled access be incorporated in the scope for the Botanic Gardens Master Plan.

Further to that the Council gives the CEO authority to prioritise the installation of signage for the Botanic Gardens and Nature's Powerhouse.

**CARRIED**

**15.4 DA3312 EXTRACTIVE INDUSTRY (SAND EXTRACTION)**

**RESOLUTION 2017/9**

Moved: Cr Alan Wilson

Seconded: Cr Kaz Price

That Council provide a further 12 month extension (until 13 January 2018) to the to the period in which to commence public notification in accordance with section 302(1)(a) if the Sustainable Planning Act 2009 for the development application submitted by Cook Shire Council c/o Reel Planning for the Material Change of Use for Extractive Industry in the Laura, Normanby, Palmer, Wenlock, Jardine, Coen, Hann, Pascoe, Kennedy, Coleman and Edward Rivers.

In Favour: Crs Peter Scott, Kaz Price, Alan Wilson, John Dessmann and Larissa Hale

Against: Crs Robyn Holmes and John Giese

**CARRIED**

**15.5 NBN TOWER, 474 RAILWAY AVENUE, COOKTOWN**

**RESOLUTION 2017/10**

Moved: Cr John Giese

Seconded: Cr Kaz Price

That Council issue an approval for the development application submitted by NBN C/-Aurecon Australasia Pty Ltd for the Material Change of Use for a Telecommunication Facility over at 474 Railway Avenue, Cooktown (Lot 72 on BK157102), subject to the following conditions:

**A. ASSESSMENT MANAGER (COUNCIL) CONDITIONS**

**Approved Plan**

1. The development must be carried out generally in accordance with the following proposal plans except for any modifications required to comply with the conditions of this approval:
  - 4CKT-51-04-COOW-C2, 'Overall Site Plan', Revision 2, prepared by Aurecon, dated 01/09/16
  - 4CKT-51-04-COOW-C3, 'Site Setout Plan', Revision 3, prepared by Aurecon, dated 01/09/16
  - 4CKT-51-04-COOW-C4, 'Site Elevation and Details', Revision 3, prepared by Aurecon, dated 01/09/16
  - 4CKT-51-04-COOW-A1, 'NBN Antenna Configuration & Setout Plan', Revision 3, prepared by Aurecon, dated 01/09/16

#### **Access**

2. All vehicles are to enter and exit the site in a forward gear.
3. Access shall be in the location shown on the approved plans and must be constructed prior to the commencement of the use. It is to be an all-weather (gravel) standard and constructed to the requirements of the FNQROC Manual.

#### **CASA Approval**

4. Prior to the commencement of the use, the applicant is advise the Civil Aviation Safety Authority (CASA) of the proposed tower and implement any safety recommendations. Evidence of the referral and response is to be provided to Council.

#### **Environmental Protection**

5. Prior to the commencement of the use, the applicant is to submit to the satisfaction of the Director Development, Environment and Community, a Weed Management Plan documenting best practice weed prevention

#### **Storm Water**

6. Storm water must be directed to a legal point of discharge to the satisfaction of Council's Director Infrastructure Services.

#### **Public Utilities**

7. The developer is responsible for the cost of any alterations to public utilities as a result of complying with the Conditions of this approval.

Utilities design must be in accordance with the FNQROC Development manual D8 Operational Works Design Guidelines "Utilities".

#### **Environmental**

8. The applicant must ensure that no soil or silt runoff occurs from the site during the construction and operational phase of the development.

9. No State Declared or environmental pest plants and pest animals are to be introduced onto the property. The applicant/owner shall be responsible for the complete removal and destruction of any noxious weed or plants existing on the land the subject of the Development Permit.

### **Compliance**

10. All conditions of this Development Permit are to be complied with prior to the use commencing and, where relevant, maintained during operation.

### **Outstanding Charges**

11. All rates, service charge, interest and other charges levied on the land are to be paid prior to the use commencing.

### **Currency Period**

12. The currency period for this application is four (4) years. Should the approved Telecommunications Facility not be established within this time, the approval shall lapse.

## **B. ASSESSMENT MANAGER (COUNCIL) ADVICE**

- a. A development permit is required for carrying out Building works (if required) and a Plumbing and Drainage approval/compliance permit is required for Plumbing and Drainage works prior to construction of any buildings associated with this development.

## **C. Concurrence Agency (Department of Infrastructure, Local Government & Planning) Response:**

- (i) See the attached (Appendix B) letter from the Department of Local Government, Infrastructure & Planning dated 2 December 2016.

**CARRIED**

## **16 CONFIDENTIAL REPORTS**

### **RECOMMENDATION**

That Council considers the confidential report(s) listed below in a meeting closed to the public in accordance with Section 275 of the Local Government Act 2009:

#### **16.1 Adoption of Policy, Charter and Minutes of the Risk Management Committee Meeting - 14 December 2016**

This matter is considered to be confidential under Section 275(h) of the Local Government Act, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with 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.



**RESOLUTION 2017/11**

Moved: Cr John Giese

Seconded: Cr John Dessmann

That Council moves into Closed Council.

**RESOLUTION 2017/12**

Moved: Cr Robyn Holmes

Seconded: Cr Larissa Hale

That Council moves out of Closed Council into Open Council.

16.1 Adoption of Policy, Charter and Minutes of the Risk Management Committee Meeting - 14 December 2016

**RESOLUTION 2017/13**

Moved: Cr Alan Wilson

Seconded: Cr Robyn Holmes

That:

1. The minutes of the Risk Management Committee be received for information;
2. The Enterprise Risk Management Policy be adopted; and
3. The Risk Management Committee Charter be adopted with the following inclusion of Councillors as invitees.

**5.2 The Committee shall consist of:**

**Invitees (non - voting)**

- a) Other Councillors

**CARRIED**

**17 EXECUTIVE SERVICES - INFORMATION**

Nil

**18 INFRASTRUCTURE SERVICES - INFORMATION**

Nil

**19 CORPORATE SERVICES - INFORMATION**

Nil

**20 DEVELOPMENT, ENVIRONMENT AND COMMUNITY - INFORMATION**

Nil

**The Meeting closed at 3:15pm.**

**The minutes of this meeting were confirmed at the Ordinary Council Meeting held on 21 February 2017.**

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**MAYOR**