



MINUTES

Ordinary Council Meeting

14 July 2020

**MINUTES OF COOK SHIRE COUNCIL
ORDINARY COUNCIL MEETING
HELD AT THE ADMINISTRATION CENTRE, 10 FURNEAUX STREET, COOKTOWN
ON TUESDAY, 14 JULY 2020 AT 9.00AM**

1 AGENDA CONTENTS

2 ATTENDANCE

Cr Robyn Holmes (Deputy Mayor), Cr Peter Burns, Cr John Dessmann, Cr Ross Logan, Cr Marilyn Morris, Mr Lawrence Booth (Director Community, Economy and Innovation), Ms Heather Kelly (Director Organisational Business Services), Mr David Klye (Director Infrastructure)

3 MEETING OPENED

9.00am

4 APOLOGIES

- Cr Peter Scott (Mayor) – Attending a Torres and Cape Indigenous Councils Alliance (TCICA) meeting in Weipa 13/14 July 2020
- Cr Larissa Hale – Personal reasons noted to and accepted by Councillors
- Ms Linda Cardew (Chief Executive Officer) – Attending a Torres and Cape Indigenous Councils Alliance (TCICA) meeting in Weipa 13/14 July 2020

APOLOGIES

RESOLUTION 2020/174

Moved: Cr Robyn Holmes (Deputy Mayor)

Seconded: Cr Peter Burns

That Council accept the apologies for the 14 July 2020 Council meeting.

CARRIED

5 ACKNOWLEDGEMENT OF COUNTRY

On behalf of all Councillors, the Mayor acknowledged the Waymburr Warra people, Traditional Custodians of the land on which we meet today, and paid respects to their Elders past, present and emerging.

6 DECLARATIONS OF INTEREST**6.1 CONFLICT OF INTEREST DECLARATION – CR R HOLMES**

Cr Robyn Holmes (Deputy Mayor) declared a conflict of interest in Item 17.8 (as defined by the *Local Government Act 2009*, section 175D) as follows:

- a) I have a close association with one of the suppliers.

I have determined that this personal interest is not of sufficient significance that it will lead me to making a decision on the matter that is contrary to the public interest. I will best perform my responsibility of serving the overall public interest of the whole of the Council's area by participating in the discussion and voting on this matter.

However, I acknowledge that the remaining councillors must now determine, pursuant to section 175E(4) of the *Local Government Act 2009*:

- a) Whether I have a real conflict of interest in this matter or a perceived conflict of interest in this matter; and
- b) If so, whether:
 - i. I must leave the meeting while this matter is discussed and voted on; or
 - ii. I may participate in the meeting in relation to the matter, including voting on the matter.

RESOLUTION 2020/175

Moved: Cr Marilyn Morris

Seconded: Cr Peter Burns

That Cr Holmes does not have either a real conflict of interest or perceived conflict of interest in the matter and is accordingly free to participate in the meeting while this matter is discussed, including by voting on the matter.

CARRIED

6.2 CONFLICT OF INTEREST DECLARATION – CR M MORRIS

Cr Marilyn Morris declared a conflict of interest in Item 17.7 (as defined by the *Local Government Act 2009*, section 175D) as follows:

- a) I am a committee member of the Queensland Country Women's Association (Cooktown) and the Cooktown Re-enactment Association.

I have determined that this personal interest is not of sufficient significance that it will lead me to making a decision on the matter that is contrary to the public interest. I will best perform my responsibility of serving the overall public interest of the whole of the Council's area by participating in the discussion and voting on this matter.

However, I acknowledge that the remaining councillors must now determine, pursuant to section 175E(4) of the *Local Government Act 2009*:

- a) Whether I have a real conflict of interest in this matter or a perceived conflict of interest in this matter; and

- b) If so, whether:
- i. I must leave the meeting while this matter is discussed and voted on; or
 - ii. I may participate in the meeting in relation to the matter, including voting on the matter.

RESOLUTION 2020/176

Moved: Cr Peter Burns

Seconded: Cr John Dessmann

That Cr Morris remains in the meeting.

CARRIED

6.3 CONFLICT OF INTEREST DECLARATION – CR M MORRIS

Cr Marilyn Morris declared a conflict of interest in Item 17.10 (as defined by the *Local Government Act 2009*, section 175D) as follows:

- a) I have a relationship with somebody who works with the supplier.

I have determined that this personal interest is not of sufficient significance that it will lead me to making a decision on the matter that is contrary to the public interest. I will best perform my responsibility of serving the overall public interest of the whole of the Council's area by participating in the discussion and voting on this matter.

However, I acknowledge that the remaining councillors must now determine, pursuant to section 175E(4) of the *Local Government Act 2009*:

- a) Whether I have a real conflict of interest in this matter or a perceived conflict of interest in this matter; and
- b) If so, whether:
- i. I must leave the meeting while this matter is discussed and voted on; or
 - ii. I may participate in the meeting in relation to the matter, including voting on the matter.

RESOLUTION 2020/177

Moved: Cr John Dessmann

Seconded: Cr Peter Burns

That Cr Morris remains in the meeting.

CARRIED

6.4 CONFLICT OF INTEREST DECLARATION – CR R LOGAN

Cr Ross Logan declared a conflict of interest in Item 17.7 (as defined by the *Local Government Act 2009*, section 175D) as follows:

- a) I am a member of the Cooktown & District Historical Society.

I have determined that this personal interest is not of sufficient significance that it will lead me to

making a decision on the matter that is contrary to the public interest. I will best perform my responsibility of serving the overall public interest of the whole of the Council's area by participating in the discussion and voting on this matter.

However, I acknowledge that the remaining councillors must now determine, pursuant to section 175E(4) of the *Local Government Act 2009*:

- a) Whether I have a real conflict of interest in this matter or a perceived conflict of interest in this matter; and
- b) If so, whether:
 - i. I must leave the meeting while this matter is discussed and voted on; or
 - ii. I may participate in the meeting in relation to the matter, including voting on the matter.

RESOLUTION 2020/178

Moved: Cr Marilyn Morris

Seconded: Cr Peter Burns

That Cr Logan does not have either a real conflict of interest or perceived conflict of interest in the matter and is accordingly free to participate in the meeting while this matter is discussed, including by voting on the matter.

CARRIED

6.5 CONFLICT OF INTEREST DECLARATION – CR P BURNS

Cr Peter Burns declared a conflict of interest in Item 17.7 (as defined by the *Local Government Act 2009*, section 175D) as follows:

- a) I am a member of the Cooktown & District Historical Society.

I have determined that this personal interest is not of sufficient significance that it will lead me to making a decision on the matter that is contrary to the public interest. I will best perform my responsibility of serving the overall public interest of the whole of the Council's area by participating in the discussion and voting on this matter.

However, I acknowledge that the remaining councillors must now determine, pursuant to section 175E(4) of the *Local Government Act 2009*:

- a) Whether I have a real conflict of interest in this matter or a perceived conflict of interest in this matter; and
- b) If so, whether:
 - i. I must leave the meeting while this matter is discussed and voted on; or
 - ii. I may participate in the meeting in relation to the matter, including voting on the matter.

RESOLUTION 2020/179

Moved: Cr Marilyn Morris

Seconded: Cr Ross Logan

That Cr Burns does not have either a real conflict of interest or perceived conflict of interest in the

matter and is accordingly free to participate in the meeting while this matter is discussed, including by voting on the matter.

CARRIED

7 MAYORAL MINUTE

Nil

8 NOTICE OF BEREAVEMENT

A minute's silence was observed as a mark of respect for those residents who passed away during the previous month.

9 CONFIRMATION OF PREVIOUS MINUTES

ORDINARY MEETING – 9 JUNE 2020

RESOLUTION 2020/180

Moved: Cr Ross Logan

Seconded: Cr Marilyn Morris

That the minutes of the Ordinary Meeting held on 9 June 2020 be confirmed.

CARRIED

SPECIAL MEETING – 25 JUNE 2020

RESOLUTION 2020/181

Moved: Cr Ross Logan

Seconded: Cr Marilyn Morris

That the minutes of the Special Meeting held on 25 June 2020 be confirmed.

CARRIED

10 BUSINESS ARISING

Nil

11 NOTIFIED MOTIONS

Nil

12 COUNCILLORS' REPORTS

12.1 COUNCILLORS' MONTHLY REPORTS

RESOLUTION 2020/182

Moved: Cr John Dessmann

Seconded: Cr Peter Burns

That the activities contained in the individual Councillors' monthly reports and travel requirements

be endorsed by Council.

CARRIED

The Deputy Mayor expressed her thanks to the Mayor for the considerable time and effort he has spent dealing with Covid-19 matters over the past four months.

Cr Burns also commended the Mayor on his ability to generate action regarding Covid-19 recovery initiatives.

13 EXECUTIVE SERVICES - REPORTS

13.1 CHIEF EXECUTIVE OFFICER'S MONTHLY REPORT

RESOLUTION 2020/183

Moved: Cr Ross Logan

Seconded: Cr Peter Burns

That the activities contained in the Chief Executive Officer's monthly report be endorsed by Council.

CARRIED

14 COMMUNITY, ECONOMY AND INNOVATION - REPORTS

14.1 COOK SHIRE ECONOMIC RESILIENCY INVESTMENT INITIATIVE

RESOLUTION 2020/184

Moved: Cr Marilyn Morris

Seconded: Cr Ross Logan

That Council approve the reallocation of funding from the Community Grants and Support budget to support the Cook Shire Economic Resiliency Investment Initiative to a maximum of \$40,000.

CARRIED

14.2 APPROVAL OF UPCOMING GRANT APPLICATIONS

RESOLUTION 2020/185

Moved: Cr Marilyn Morris

Seconded: Cr Ross Logan

That Council endorses the following grant applications and contributions from the 2020-21 budget:

1. 2020-21 COVID Works for Queensland program valued at \$1,990,000 with no Council contribution required; and
2. Queensland Resilience and Risk Reduction funding valued at \$528,593 with a Council contribution required totalling \$163,860.

CARRIED

15 ORGANISATIONAL BUSINESS SERVICES - REPORTS**15.1 PROPOSAL TO AMEND COOK SHIRE COUNCIL'S SUBORDINATE LOCAL LAWS****RESOLUTION 2020/186**

Moved: Cr Marilyn Morris

Seconded: Cr John Dessmann

That Council adopt, for information, the "Review of Anti-Competitive Provisions - Amending Subordinate Local Law No. 3 (Miscellaneous Subordinate Local Laws) 2020".

That Council adopt *Amending Subordinate Local Law No.3 (Miscellaneous Subordinate Local Laws) 2020* (attached) that will amend:

1. schedule 6 of *Subordinate Local Law No.1 (Administration) 2016* to increase the number of people that can attend an invitation only event without an approval from 30 to 50; and
2. *Subordinate Local Law No.2 (Animal Management) 2018* to:
 - a. include additional places that seized animals may be impounded; and
 - b. insert a new dog off-leash area in schedule 7; and
3. *Subordinate Local Law No.4 (Local Government Controlled Areas, Facilities and Roads) 2018* to:
 - a. amend the period that a recreational vehicle (RV) may use a designated recreational vehicle (RV) parking area to no more than 3 consecutive nights; and
 - b. require people bringing animals into a cemetery to obtain authorisation; and
 - c. require people mooring a vessel at a jetty to obtain authorisation.

CARRIED

At 9:50 am, Mr Lawrence Booth (Director Community, Economy and Innovation) left the meeting.

15.2 PLANNING AND ENVIRONMENT ENFORCEMENT POLICY**RESOLUTION 2020/187**

Moved: Cr Ross Logan

Seconded: Cr John Dessmann

That Council adopt the *Planning and Environment Enforcement Policy* dated July 2020.

CARRIED

15.3 REVISED DRUG AND ALCOHOL POLICY**RESOLUTION 2020/188**

Moved: Cr Peter Burns

Seconded: Cr Marilyn Morris

That Council resolves to adopt the Alcohol and Other Drugs Policy dated March 2020.

CARRIED

15.4 APPLICATION FOR A DEVELOPMENT PERMIT DA/4164 - MATERIAL CHANGE OF USE FOR A ROADSIDE STALL - LOT 214 ON RP884196 - 94 PENINSULA DEVELOPMENTAL ROAD LAKELAND**RESOLUTION 2020/189**

Moved: Cr Peter Burns

Seconded: Cr Marilyn Morris

1. That the application by Franziska Inderbitzin C/- U&i Town Plan for Development Permit DA/4164 for a Material Change of Use for a Roadside Stall on Lot 214 on RP884196, located at 94 Peninsula Development Road Lakeland be approved subject to the listed reasonable and relevant conditions.
2. That the following reasons for the decision be included on the notice on Council's website (as required by section 63(4) of the *Planning Act 2016*):
 - (a) An assessment was made against the applicable assessment benchmarks and the proposed development demonstrated compliance.
 - (b) The proposed development will have no detrimental impact on the surrounding land uses.

A. Assessment Manager (Council) Conditions**Approved Plans**

1. The development must be carried out generally in accordance with the following plans (Appendix 'A') submitted with the application, except for any variations required to comply with the conditions of this approval:
 - Proposal Plan submitted in Response to Further Advice Notice – Prepared by U&i Town Plan – Dated: 12 June 2020.

Access

2. The road access location must be in accordance with the Department of State Development, Manufacturing, Infrastructure and Planning's Concurrence Agency response with conditions dated 11 May 2020.

Internal Driveway and Car Parking

3. The designated car parking area and internal driveways servicing the development must be constructed to a minimum compacted gravel standard to a minimum depth of 100mm and be appropriately drained prior to the commencement of the use, and maintained for the life of the development, to the satisfaction of Council's delegated officer.
4. All internal driveways and carparks must be maintained to the above standard for the life of

the development.

Timing of Effect

5. The conditions of this development permit must be complied with to the satisfaction of Council's delegated officer prior to the commencement of the use.
6. The applicant must notify Council that all the conditions of the development permit have been complied with prior to the commencement of the use.

Hours of Operation

7. The operating hours shall be between 6:00am and 6:00pm each day.

Environmental

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

Public Utilities

9. The applicant/developer is responsible for the cost of necessary alterations to existing public utility mains, services or installations required by works in relation to the proposed development or any works required by condition(s) of this approval.

Stormwater

10. Stormwater must be directed to a legal point of discharge.

Currency Period

11. The currency period for this development approval is six (6) years. Should the use not be established within this time, the approval shall lapse.

Outstanding Charges

12. All rates, service charges, interest and other charges levied on the land must be paid prior to the use commencing.

B. Assessment Manager (Council) Advice

1. A development permit is required for carrying out Building Works, 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.
2. Premises proposed for the storage and preparation, handling, packing or service of food must comply with the requirements of the *Food Act 2006*.
3. The erection and use of the building must comply with the Building Act and all other relevant Acts, Regulations and Laws, and these approval conditions.
4. The applicant/owner is to ensure compliance with the requirements of the *Aboriginal Cultural Heritage Act 2003*, and in particular - 'the duty of care' that it imposes on all landowners.

C. Concurrence Agency (Department of State Development, Manufacturing, Infrastructure and Planning) Response:

See the attached (Appendix 'B') response from the Department of State Development, Manufacturing, Infrastructure and Planning, dated 11 May 2020.

CARRIED

The Deputy Mayor suspended standing orders at 10.01am.

The Deputy Mayor resumed standing orders at 10.18am.

At 10:19 am, Mr Lawrence Booth (Director Community, Economy and Innovation) returned to the meeting.

15.5 APPLICATION FOR ROAD CLOSURE - SPRINGVALE STATION

MOTION

Moved: Cr Ross Logan

Seconded: Cr Peter Burns

That Council resolve to:

1. Delegate authority to the Chief Executive Officer pursuant to s 257 of the *Local Government Act* to progress the proceedings in Council's interests by completing the required Form C noting the following:
 - (a) **Segment 8493/12** - Council supports the closure of this road.
 - (b) **Segment 8407/42** – Council does not support the closure of this road due to being a component of important infrastructure (stock route), and required for local government service access (biosecurity and fire).
 - (c) **Segment 8407/45**– Council does not support this road closure due to being a component of important infrastructure (stock route), and required for local government service access (biosecurity and fire).
 - (d) **Segment 8507/51** – Council does not support this road closure due to this road being required for local government service access (biosecurity and fire).

Cr Ross Logan moved an amendment to the motion and was resolved as follows:

RESOLUTION 2020/190

Moved: Cr Ross Logan

Seconded: Cr Peter Burns

That an amendment be made to part 1. (a) of the recommendation to read:

Segment 8493/12 – Council does not support the closure of this road due to it having historical significance and potential future use.

CARRIED

The new substantive motion was put to the vote.

RESOLUTION 2020/191

Moved: Cr Ross Logan

Seconded: Cr Peter Burns

That Council resolve to:

1. Delegate authority to the Chief Executive Officer pursuant to s 257 of the *Local Government*

Act to progress the proceedings in Council's interests by completing the required Form C noting the following:

- (a) **Segment 8493/12** - Council does not support the closure of this road due to it having historical significance and potential future use.
- (b) **Segment 8407/42** – Council does not support the closure of this road due to being a component of important infrastructure (stock route), and required for local government service access (biosecurity and fire).
- (c) **Segment 8407/45** – Council does not support this road closure due to being a component of important infrastructure (stock route), and required for local government service access (biosecurity and fire).
- (d) **Segment 8507/51** – Council does not support this road closure due to this road being required for local government service access (biosecurity and fire).

CARRIED

15.6 APPOINTMENT OF AUDIT AND RISK COMMITTEE CHAIR

RESOLUTION 2020/192

Moved: Cr John Dessmann

Seconded: Cr Peter Burns

That Council:

- a) appoint Audit and Risk Committee independent member Carolyn Eagle as chairperson of the Audit and Risk Committee meeting; and
- b) the term of appointment as chairperson be seven months (to expire in February 2021); and
- c) on the award of a future contract for Independent Member services, that the nominated Independent Member be appointed as chairperson of the Audit and Risk Committee, for the balance of the four year Council term.

CARRIED

15.7 2019/2020 OPERATIONAL PLAN REVIEW - 4TH QUARTER (FINAL)

RESOLUTION 2020/193

Moved: Cr Marilyn Morris

Seconded: Cr John Dessmann

That Council note the fourth quarter review of the 2019/2020 Operational Plan.

CARRIED

15.8 FINANCIAL STATEMENTS - JUNE 2020**RESOLUTION 2020/194**

Moved: Cr Marilyn Morris

Seconded: Cr Peter Burns

That Council resolves to:

Note the financial report as required under section 204 of the *Local Government Regulation 2012* (QLD) for June 2020.

CARRIED

16 INFRASTRUCTURE - REPORTS**16.1 CAPITAL WORKS PROGRAM 2019/2020 - QUARTERLY REPORT, APRIL TO JUNE 2020****RESOLUTION 2020/195**

Moved: Cr John Dessmann

Seconded: Cr Marilyn Morris

That Council receive and note the fourth quarter 2019/20 F/Y (April to June) Capital Works Infrastructure Quarterly Report.

CARRIED

16.2 2020 LGAQ CONFERENCE MOTION - WASTE MANAGEMENT - REMOVAL OF WASTE FROM NATIONAL PARKS**RESOLUTION 2020/196**

Moved: Cr Marilyn Morris

Seconded: Cr Ross Logan

That Council resolves to request the Local Government Association of Queensland to include the following motion on the 2020 LGAQ Annual Conference agenda, noting that Council's request has the support of the Far North Queensland Regional Organisation of Councils (FNQROC):

The proposed motion for inclusion on the 2020 LGAQ Annual Conference agenda is:

"That the Local Government Association of Queensland lobby the Queensland State Government to accept waste, and all associated waste management costs of the disposal of waste, generated within the Queensland National Parks network, including waste generated by Queensland Parks and Wildlife Service works, Queensland Parks and Wildlife Service staff and tourist visitors to Queensland National Parks."

CARRIED

17 CONFIDENTIAL REPORTS**CONSIDERATION OF CONFIDENTIAL REPORTS**

RESOLUTION 2020/197

Moved: Cr Peter Burns

Seconded: Cr John Dessmann

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 Regulation 2012:

17.1 Sale of surplus of ammunition

This matter is considered to be confidential under Section 275(e) of the Local Government Regulation 2012, 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 contracts proposed to be made by Cook Shire Council.

17.2 Councillor Remuneration Administration

This matter is considered to be confidential under Section 275(c) of the Local Government Regulation 2012, 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 the local government budget.

17.3 Presentation of Audit and Risk Committee Minutes

This matter is considered to be confidential under Section 275(h) of the Local Government Regulation 2012, 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.

17.4 Request to Grant Rebate on Rates and Charges

This matter is considered to be confidential under Section 275(d) of the Local Government Regulation 2012, 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 rating concessions.

17.5 Request to Grant Rebate on Rates and Charges

This matter is considered to be confidential under Section 275(d) of the Local Government Regulation 2012, 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 rating concessions.

17.6 Request for Exemption from General Rates

This matter is considered to be confidential under Section 275(d) of the Local Government Regulation 2012, 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 rating concessions.

17.7 Request for Rates Relief Requiring Amendment of Resolutions

This matter is considered to be confidential under Section 275(d) of the Local Government Regulation 2012, 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 rating concessions.

17.8 PSA T8919 - Supply and delivery of cleaning supplies

This matter is considered to be confidential under Section 275(e) of the Local Government Regulation 2012, 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 contracts proposed to be made by Cook Shire Council.

17.9 PSA T10919 - Road Making Materials

This matter is considered to be confidential under Section 275(e) of the Local Government Regulation 2012, 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 contracts proposed to be made by Cook Shire Council.

17.10 Supply and delivery of concrete - sole supplier

This matter is considered to be confidential under Section 275(e) of the Local Government Regulation 2012, 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 contracts proposed to be made by Cook Shire Council.

17.11 2020/21 Regional Bitumen Reseal Program

This matter is considered to be confidential under Section 275(e) of the Local Government Regulation 2012, 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 contracts proposed to be made by Cook Shire Council.

CARRIED

MOVING INTO CLOSED SESSION**RESOLUTION 2020/198**

Moved: Cr Peter Burns

Seconded: Cr John Dessmann

That Council moves into Closed Session.

CARRIED

MOVING OUT OF CLOSED SESSION AND INTO OPEN SESSION**RESOLUTION 2020/199**

Moved: Cr Marilyn Morris

Seconded: Cr Peter Burns

That Council moves out of Closed Session into Open Session.

CARRIED

17.1 SALE OF SURPLUS OF AMMUNITION**RESOLUTION 2020/200**

Moved: Cr Peter Burns

Seconded: Cr Marilyn Morris

That Council let this report lay on the table for future consideration.

CARRIED

17.2 COUNCILLOR REMUNERATION ADMINISTRATION**RESOLUTION 2020/201**

Moved: Cr John Dessmann

Seconded: Cr Marilyn Morris

1. That Council resolve to take part in a superannuation scheme, *pursuant to Section 226, (1), (b) of the Local Government Act 2009.*
 - (a) That Council resolves to make superannuation contributions for Councillors to a maximum contribution rate of 12 percent pursuant to section 226 (3) (a).
 - (b) And that Council resolves that if a Councillor should so choose, a Councillor of Cook Shire Council may enter into an arrangement with Council under which –
 - (I) The Councillor agrees to forgo a percentage or amount of remuneration that Councillor is entitled to as a Councillor; and
 - (II) that Cook Shire Council agrees to contribute that percentage or amount to the superannuation scheme pursuant to section 226 (4).

CARRIED

17.3 PRESENTATION OF AUDIT AND RISK COMMITTEE MINUTES**RESOLUTION 2020/202**

Moved: Cr Peter Burns

Seconded: Cr Marilyn Morris

That Council note the minutes of the Audit and Risk Committee Meeting held 1 June 2020.

CARRIED

17.4 REQUEST TO GRANT REBATE ON RATES AND CHARGES**RESOLUTION 2020/203**

Moved: Cr Marilyn Morris

Seconded: Cr Robyn Holmes (Deputy Mayor)

That Council grant the rebate of \$172,903.77 for Assessment 10040814.

CARRIED

17.5 REQUEST TO GRANT REBATE ON RATES AND CHARGES

RESOLUTION 2020/204

Moved: Cr John Dessmann

Seconded: Cr Ross Logan

That Council grant the rebate of \$28,677.52 for Assessment 10031383.

CARRIED

17.6 REQUEST FOR EXEMPTION FROM GENERAL RATES

RESOLUTION 2020/205

Moved: Cr John Dessmann

Seconded: Cr Ross Logan

That Council grants 100% exemption on Differential General Rates for Assessment 10001410 from 28 October 2019.

CARRIED

17.7 REQUEST FOR RATES RELIEF REQUIRING AMENDMENT OF RESOLUTIONS**RESOLUTION 2020/206**

Moved: Cr Ross Logan

Seconded: Cr Peter Burns

That Council:

1. Amend Resolution 23392 (July 2010) by:
 - a. Including an end date of 31 December 2019.
2. Amend Resolution 29567 (September 2010) amended by Resolution 30311 (July 2012) in accordance with *Local Government Regulation 2012*, section 262 by:
 - a. Including an end date of 31 December 2019.
3. Amend Resolution 2017/44 (March 2017) in accordance with *Local Government Regulation 2012*, section 262 by:
 - a. Including an end date of 31 December 2019.
4. Council Grant 100% concession for the following rates and charges:
 - General Rates
 - Environmental Levy
 - Waste Operations Levy
 - Water Access Charges
 - Wastewater Charges

from the 1st January 2020, with an end date of 30 June 2023, for the following organisations:

- Assessment 10002293 – Cooktown Blue Water Club Inc.
- Assessment 10003143 – Australian Volunteer Coast Guard
- Assessment 10003630 – Queensland Country Women’s Association
- Assessment 10011641 – The Cooktown & District Youth Association
- Assessment 10028389 – Endeavour Lions Club Inc.
- Debtor 30218 - Cooktown Re-enactment Association
- Debtor 30044 - Cooktown & District Historical Society
- Debtor 30007 - Cooktown Creative Arts Association
- Assessment 10007334 - Cooktown Tennis Club
- Assessment 10003721 - Cooktown School of Art Society

CARRIED

17.8 PSA T8919 - SUPPLY AND DELIVERY OF CLEANING SUPPLIES**RESOLUTION 2020/207**

Moved: Cr John Dessmann

Seconded: Cr Marilyn Morris

That Council:

1. Approve the award of Tender PSA T8919 – Supply and Delivery of Cleaning Supplies, to the following suppliers under a preferred supplier arrangement:
 - a. Far North Office Choice
 - b. Blue and White Cleaning and Cooktown Wholesalers
2. Delegate authority to the Chief Executive Officer, under section 257 of the *Local Government Act 2009 (QLD)*, the ability to negotiate and finalise minor administrative or financial amendments and approve any variations, if so required.

CARRIED

17.9 PSA T10919 - ROAD MAKING MATERIALS**RESOLUTION 2020/208**

Moved: Cr Peter Burns

Seconded: Cr Ross Logan

That Council:

1. Approve the award to the following suppliers under a preferred supplier arrangement:
 - a. Bowyer Group Mining and Civil
 - b. Cooktown Earthmoving Pty Ltd
 - c. Lakeland Quarry
 - d. Nambal Resources and Quarries
2. Delegate authority to the Chief Executive Officer, under section 257 of the *Local Government Act 2009 (QLD)*, the ability to negotiate and finalise minor administrative or financial amendments and approve any variations, if so required; and
3. Delegate authority to the Chief Executive Officer, under section 257 of the *Local Government Act 2009 (QLD)*, the ability to award a preferred supplier arrangement to KALAN CIVIL UNIT TRUST, once approved to operate, negotiate and finalise minor administrative or financial amendments and approve any variations, if so required.

CARRIED

17.10 SUPPLY AND DELIVERY OF CONCRETE - SOLE SUPPLIER**RESOLUTION 2020/209**

Moved: Cr Ross Logan

Seconded: Cr Peter Burns

That Council resolves that it is satisfied that Cooktown Concrete is the only supplier reasonably available and it would be impractical to invite quotes from other suppliers for works to be carried out this Financial Year, in the value of approximately \$250,000.00 (excluding GST).

CARRIED

17.11 2020/21 REGIONAL BITUMEN RESEAL PROGRAM**RESOLUTION 2020/210**

Moved: Cr Marilyn Morris

Seconded: Cr John Dessmann

That Council:

1. Resolves to award a contract to RPQ Spray Seal Pty Ltd for the 2020/2021 Regional Bitumen Reseal Program based on their schedule of rates tendered, in the amount of \$550,169.82 (excluding GST), with the potential for the Scope to be varied to include the resealing required during 2021/22 and 2022/23; and
2. Delegates authority to the Chief Executive Officer in accordance with section 257 of the *Local Government Act 2009* to enter into contracts, negotiate, finalise and execute necessary variations and any and all matters associated with or in relation to this project subject to Council's procurement practices and policies.

CARRIED

The Meeting closed at 12.25pm.

The minutes of this meeting will be confirmed at the Ordinary Council Meeting held on 11 August 2020.

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CHAIRPERSON