



## Agenda Notice

**Mayor** Her Worship Mayor Cr Danielle Slade (Chair)

**Councillors** Deputy Mayor Cr Phil Barwick  
Cr George Fortune  
Cr Kim Coghlan  
Cr Mick Tully  
Cr Paul Stretton  
Cr Peta MacRae

*Notice is hereby given that the Ordinary Meeting of the Mount Isa City Council will be held at the Council Chambers, 23 West Street, Mount Isa on Wednesday, 22 July 2020 commencing at 12:00 pm.*

Council Meeting Agenda is attached.

Sharon Ibardolaza  
Chief Executive Officer

**Dated:** 20 July 2020

**Copied to:** Staff required to attend.

---

*Local Government Regulation 2012, Chapter 8 Administration  
Part 2 Local government meetings and committees*

### **274 Meetings in public unless otherwise resolved**

A meeting is open to the public unless the local government or committee has resolved that the meeting is to be closed under section 275.

### **275 Closed meetings**

(1) A local government or committee may resolve that a meeting be closed to the public if its councillors or members consider it necessary to close the meeting to discuss—

- (a) the appointment, dismissal or discipline of employees;
- (b) industrial matters affecting employees; or
- (c) the local government's budget; or
- (d) rating concessions; or
- (e) contracts proposed to be made by it; or
- (f) starting or defending legal proceedings involving the local government; or
- (g) any action to be taken by the local government under the Planning Act, including deciding applications made to it under that Act; or (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.

(2) A resolution that a meeting be closed must state the nature of the matters to be considered while the meeting is closed.

(3) A local government or committee must not make a resolution (other than a procedural resolution) in a closed meeting.

# Agenda Contents

## Item 1 - Opening of the Meeting / Attendance and Apologies / Acknowledgement of Country

Chair to open the meeting, welcoming those in attendance.  
Chair to make note of attendance and apologies for the record of the minutes.  
Chair to provide the meeting with an acknowledgement of country.

## Item 2 - Council of Clergy Prayer

Council of Clergy Representative Fr. Mick Lowcock of the Catholic Church to provide the meeting with a prayer.

## Item 3 - Public Forum

The business of the Agenda is suspended by the Chair to give the public in attendance the opportunity to address the Council.

## Item 4 - Conflict of Interest / Material Personal Interest

Councillors are invited to declare any interests in relation to the Agenda, including any late items presented. Councillor interests are noted against the relevant items by the Minutes Clerk for action during the meeting.

## Item 5 - Deputations

Nil

## Item 6 - Previous Council Meeting Minutes

### **6.1 - 8 July 2020 Ordinary Meeting Minutes**

Folder ID 6435

Chair Mayor, Cr Danielle Slade

#### **Executive Summary**

Minutes of the Ordinary Meeting held 8 July 2020 presented to Council to be confirmed.

#### **Officer's Recommendation**

**THAT** the Minutes of the Ordinary Meeting held on 8 July 2020, as received, be confirmed.

## Item 7 - Development and Land Use - Cr George Fortune

### **7.1 – Development Application for Building Work Not Associated with a Material Change of Use for 35.8m x 27.0m Covered Court, with Seating and Storerooms, at existing High School**

File 117163

**Provided by** Cadet Planning Officer, Connor Ahnfeldt

#### **Executive Summary**

Council has received a Development Application for Building Work Not Associated with a Material Change of Use for the addition of a Covered Court at an existing High School. At its Ordinary Meeting on 24 June 2020, Council consented to allow the Application to be assessed against the superseded City of Mount Isa Planning Scheme 2006 (as amended 2015).

#### **Officer's Recommendation**

**THAT** Council APPROVE the retrospective Development Application for Building Work Not Associated with a Material Change of Use for a 35.8m x 27.0m Covered Court, with Seating and Storerooms, at 124 Camooweal Street, Mount Isa, described as Lot 1 on plan MPH4501 subject to the following Conditions of Approval.

NUMBER	CONDITION	TIMING
PLANNING		

1.	<p>The development shall be carried out generally in accordance with the approved plans and drawings attached to this approval except where conditions of this approval dictate otherwise.</p> <p><i>For clarity, any change to the development that is not generally in accordance with the approved plans and drawings must be approved by Council pursuant to a 'change application' under Chapter 3, Part 5, Division 2, Subdivision 2 of the Planning Act 2016;</i></p>	<i>At all times</i>
2.	The owner/developer shall bear the cost of all alterations necessary to public utility mains, services or installations necessitated by this approval and such works shall be to Council specifications and satisfaction;	<i>At all times</i>
3.	The Covered Court is to remain open, without walls or doors, and shall not be enclosed at any time;	<i>At all times</i>
4.	All areas disturbed by the construction, but not occupied by the completed structure are to be paved or grassed;	<i>At all times</i>
5.	The outermost projection of the roof line of the Covered Court is to terminate at least 3.440m from the northern boundary and 3.093m from the eastern boundary;	<i>At all times</i>
6.	The owner/developer is responsible for ensuring that the structure and all overhangs, including gutters and downpipes, are contained entirely within Lot 1 on plan MPH4501;	<i>At all times</i>
7.	The pedestrian gate situated along the May Street boundary must open INWARDS onto the applicant/owner's property and not outwards onto Council's road reserve / verge;	<i>At all times</i>
<b>ENVIRONMENTAL HEALTH</b>		
8.	<p>The operator must achieve the 'general environmental duty' to mitigate any environmental harm and/or nuisance described under the Environmental Protection Act 1994.</p> <p>(a) There is no discharge to land or water of contaminants that may harm the environment or create a nuisance from the operation of the activity</p> <p>(b) There is no discharge to air of contaminants that may harm the environment or create a nuisance from the operation of the activity</p> <p>(c) Noise nuisance is prevented or minimised at noise sensitive places</p> <p>(d) Waste production and disposal must be minimised, and waste must be managed so it does not harm the environment or create a nuisance from the operation of the activity.</p>	<i>At all times</i>
<b>TECHNICAL SERVICES</b>		
9.	Stormwater runoff from roof and paved areas of the development site are to be collected internally and directed to a legal point of discharge. Ensure non-worsening of the existing flow regime to properties that are upstream and downstream of the site;	<i>Prior to commencement of use and then to be maintained</i>
10.	Earthworks shall be limited to Non-minor earthworks that do not affect privacy, and earth works required for structure foundations. Any proposed earthworks that fall	<i>Prior to commencement of works and ongoing</i>

	<p>outside of this definition will require an additional Operations Works approval.</p> <p><b>Earthworks that effect privacy (Will trigger additional approval)</b></p> <p><i>Earthworks which involve the filling of land where</i></p> <p style="padding-left: 40px;"><i>a) the land is in the residential planning area</i></p> <p><i>AND</i></p> <p style="padding-left: 40px;"><i>b) the filling is to a height which either</i></p> <p style="padding-left: 80px;"><i>i. is less than 1.6m below the lowest point on the top of any pre-existing fence which encloses the area of the earth works; or</i></p> <p style="padding-left: 80px;"><i>ii. if there is no pre-existing fence enclosing the area of the earthworks, is greater than 0.3m above natural ground level.</i></p>	
11.	<p>Where earthworks result in a ground surface level at the boundary of an allotment which differs by more than 100mm from the ground surface level at the corresponding location on an adjoining allotment, a retaining structure is to be provided, either to retain the new work to prevent collapse or raveling onto adjoining land, or to retain the pre-existing earth material on adjoining land to prevent collapse. Retaining structures which are more than 500mm high are to be constructed in accordance with the design of a structural engineer.</p> <p>This condition also applies to the road reserve.</p>	<i>Prior to commencement of works and ongoing</i>
<b>COMPLIANCE WITH CONDITIONS</b>		
12.	The owner/developer shall contact Council to arrange a compliance inspection of the property to assess compliance with the Assessment Manager's Conditions of Approval and the approved plans.	<i>Prior to commencement of use</i>

## 7.2 – Request to Change Existing Approval (Veterinary Clinic & six (6) off-street carparking)

File 117163

**Provided by** Planning Officer, Jason Newell

### Executive Summary

Council has received a Change Application to the Existing Veterinary Approval at 2 Barnes Street for two (2) shipping containers to be situated at the rear of the site. One to be used for storage and one to house animals (maximum of 5 animals).

### Officer's Recommendation

**THAT** Council Approve the Change Application for the Existing Approval (Veterinary Clinic) at 2 Barnes Street, Mount Isa, described as Lot 3 on plan MPH8127 subject to the following conditions:

NUMBER	CONDITION	TIMING
<b>PLANNING</b>		
<b>General</b>		
1.	The development shall be carried out generally in accordance with the approved documents, plans and	<i>At all times</i>

	drawings attached to this approval except where conditions of this approval dictate otherwise.  <i>For clarity, any change to the development that is not generally in accordance with the approved plans and drawings must be approved by Council pursuant to a 'change application' under Chapter 3, Part 5, Division 2, Subdivision 2 of the Planning Act 2016</i>	
2.	All structures/buildings are to be located with the real properties of Lot 3 Crown Plan MPH8127	<i>As specified</i>
3.	Provide a detailed site plan indicating dimensions of all new structures and distances from all boundaries	<i>Prior to Commencement of Use</i>
4.	The the kennels are comply with the requiriments of the Mount Isa City Council Local Law (Animal Management) and Mount Isa City Council Suborntinate Local Law (Animal Mangement)	<i>At all times</i>
5.	The kennel must be airconditioned when in use	<i>At all times</i>
<b>Amenity</b>		
6.	Any fencing proposed in front of the building line and faces a street frontage (ie Barnes Street and Ryan Road), that is over 1.5m in total height must be at least 50% transparent	<i>At all times</i>
<b>Environmental Services</b>		
7.	The operator must achieve the 'general environmental duty' to mitigate any environmental harm and/or nuisance described under the <i>Environmental Protection Act 1994</i> .  (a) there is no discharge to land or water of contaminants that may harm the environment or create a nuisance from the operation of the activity (b) there is no discharge to air of contaminants that may harm the environment or create a nuisance from the operation of the activity (c) noise nuisance is prevented or minimised at noise sensitive places (d) Waste production and disposal must be minimised, and waste must be managed so it does not harm the environment or create a nuisance from the operation of the activity.	<i>At all times</i>
8.	All waste generated during construction (extension of cemented area and erection of fence) and removal of donga must be effectively controlled and contained entirely within boundaries of the site before disposal. All waste is to be disposed in accordance with the <i>Environmental Protection (Waste Management) Regulation 2000</i> .	<i>During Construction</i>
9.	Prevent/ minimise the emission of noise that causes or is likely to cause environmental nuisance at sensitive or commercial place.  All work must be undertaken within the prescribed timeframe as mentioned in the <i>Environmental Protection Act 1994</i> , i.e. on a business day or Saturday, between 6.30am and 6.30pm.	<i>During Construction</i>
10.	Noise impact from proposed use of facility i.e. housing of animals is prevented/maintained at required standard level to the noise sensitive receptors	<i>At all times</i>

Engineering Services		
11.	<b>Prior to commencement of use and then to be maintained</b> , stormwater runoff from roof and paved areas of the development site are to be collected internally and directed to a legal point of discharge. Ensure non-worsening of the existing flow regime to properties that are upstream and downstream of the site;	<i>Prior to commencement of use and then to be maintained</i>
12.	Six (6) street car parking bays to be provided, constructed, sealed, marked and maintained at the satisfaction of Council ) 4" reinforced concrete or bitumen seal are approved methods).	<i>As specified</i>

#### Item 8 - Works and Construction - Cr Mick Tully

Nil Reports Presented for Consideration

#### Item 9 - Beautification, Parks and Gardens - Cr Kim Coghlan

Nil Reports Presented for Consideration

#### Item 10 - Tourism, Events, Sport and Recreation, Library - Cr Peta MacRae

Nil Reports Presented for Consideration

#### Item 11 - Environmental Management - Cr Paul Stretton

##### **11.1 - Water and Sewer Report Monthly Report – June 2020**

Folder ID 5977

Provided by Team Leader Water and Sewerage Services, Leigh Yarnell

##### **Executive Summary**

June 2020 Water and Sewer Monthly Report presented to Council for information and consideration.

##### **Officer's Recommendation**

**THAT** Council receives and accepts the June 2020 Water and Sewer Monthly Report

##### **11.2 – Waste Management Monthly Report – June 2020**

Folder ID 18570

Provided by Team Leader Waste Management, Sam Wylie

##### **Executive Summary**

June 2020 Waste Management Monthly Report presented to Council for information and consideration.

##### **Officer's Recommendation**

**THAT** Council receives and accepts the June 2020 Waste Management Monthly Report.

##### **11.3 – Environmental Services Monthly Report – June 2020**

Folder ID 5456

Provided by Coordinator Environmental Services, Priviledge Mapiye

##### **Executive Summary**

June 2020 Environmental Services Monthly Report presented to Council for information and consideration.

##### **Officer's Recommendation**

**THAT** Council receives and accepts the June 2020 Environmental Services Monthly Report.

---

#### **11.4 – Local Laws Monthly Report – June 2020**

**Folder ID** 5977

**Provided by** Acting Coordinator Local Laws, Shae-Maree Donovan

##### **Executive Summary**

June 2020 Local Laws Monthly Report presented to Council for information and consideration.

##### **Officer's Recommendation**

**THAT** Council receives and accepts the June 2020 Local Laws Monthly Report.

---

#### **Item 12 – Corporate and Financial Services, Economic Development, Promotions and Development - *Deputy Mayor, Cr Phil Barwick***

#### **12.1 – Customer Service Monthly Report – June 2020**

**Folder ID** 4755

**Provided by** Coordinator Customer Service, Donna Olivero

##### **Executive Summary**

June 2020 Customer Service Monthly Report presented to Council for information and consideration.

##### **Officer's Recommendation**

**THAT** Council receives and accepts the June 2020 Customer Service Monthly Report.

---

#### **12.2 – Corporate and Financial Services Monthly Report – June 2020**

**Folder ID** 4755

**Provided by** Manager Corporate and Financial Services, Philip Mason

##### **Executive Summary**

June 2020 Corporate and Financial Services Monthly Report presented to Council for information and consideration.

##### **Officer's Recommendation**

**THAT** Council receives and accepts the June 2020 Corporate and Financial Services Monthly Report.

---

#### **12.3 - Promotions and Development Monthly Report – June 2020**

**Folder ID** 4650

**Provided by** Coordinator Promotion and Development, Jodie Sully

##### **Executive Summary**

June 2020 Promotions and Development Monthly Report presented to Council for information and consideration.

##### **Officer's Recommendation**

**THAT** Council receives and accepts the June 2020 Promotions and Development Monthly Report

---

#### **12.4 – Community Consultation Policy**

**Folder ID** 14992

**Provided by** Coordinator Promotion and Development, Jodie Sully

##### **Executive Summary**

Council has identified the need for a formal community consultation process. A draft policy is now tabled for council consideration.

##### **Officer's Recommendation**

**THAT** Council adopts the Community Consultation Policy (V1) as presented

---

### **12.5 – Property Insurance Renewal 2020/2021**

**Folder ID** 2306

**Provided by** Building, Facilities and Insurances Manager, Peter Weiss

#### **Executive Summary**

Legislation requires Council to take out and maintain adequate insurance covers to protect its activities and assets, the cover referred to above ensures that Council has adequate protection.

#### **Officer's Recommendation**

**THAT** Council authorise renewal of LGM Property Insurance Cover for 2020/2021 for the amount of \$345,706.28 (GST Incl.).

---

### **Item 13 – Executive Services – *Chief Executive Officer, Sharon Ibardolaza***

#### **13.1 – Update of Council's Administrative Action Complaints Policy (V3)**

**Folder ID** 6441

**Provided by** Coordinator Corporate Governance, Andrea Lee

#### **Executive Summary**

Review and update of Councils Administrative Action Complaints Policy, as required by s268 of the *Local Government Act 2009*.

#### **Officer's Recommendation**

**THAT** Council adopt the Administrative Action Complaints Policy (V3)

---

#### **13.2 – 2019-2020 Annual Operational Plan Update**

**Folder ID** 4987

**Provided by** Chief Executive Officer, Sharon Ibardolaza

#### **Executive Summary**

Under Section 174 (3) of the Local Government Regulation 2012, the Chief Executive Officer must present a written assessment to Council, on a quarterly basis, of progress towards implementing the Annual Operational Plan.

#### **Officer's Recommendation**

**THAT** Council adopt the fourth quarter 2019-2020 Annual Operational Plan as presented.

---

#### **13.3 – Mount Isa Agricultural Show 18 and 19 June 2021 – Application for appointment of Annual Show Holiday**

**Folder ID** 37954

**Provided by** Chief Executive Officer, Sharon Ibardolaza

#### **Executive Summary**

The Holidays Act 1983 provides for the granting and observance of special holidays which include show days. Each year local governments are requested to nominate special show holidays for the following year.

#### **Officer's Recommendation**

**THAT** Council endorse the nominated date for the 2021 Mount Isa Agricultural Show holiday to occur on Friday 18 June 2021.

## Item 14 - General Business

Folder ID 6435

*Councillors are required to declare any conflict of interests or material interests in relation to items raised during General Business as they occur.*

### 14.1 – Correspondence – Our Communities, Our Stories

Folder ID 5053

Provided by Mayor, Cr Danielle Slade.

**Council may adjourn briefly prior to commencing Closed Business**

## Item 15 – Confidential Reports

### 15.1 – Correspondence – Rodeo Hall of Fame

Folder ID 5053

Provided by Chief Executive Officer, Sharon Ibardolaza

#### **Executive Summary**

Correspondence has been received from Isa Rodeo Limited regarding a memorandum of understanding arrangement for the Rodeo Hall of Fame.

#### **Reason for Confidentiality**

This report is **CONFIDENTIAL** in accordance with *Section 275(1)(c) of the Local Government Regulation 2012*, which permits the meeting to be closed to the public for business relating to the following

(h) *"other business for which a public discussion would be likely to prejudice the interests of the local goverment or someone else, or enable a person to gain a financial advantage".*

### 15.2 – Budget Approval for Local Roads and Community Infrastructure Program 2020/21

Folder ID 5094

Provided by Coordinator Technical Services, Elizabeth Byers

#### **Executive Summary**

A letter of offer for grant funding of \$1,009,519 excl. GST has been made available to Mount Isa City Council, by the Australian Government under the Local Roads and Community Infrastructure (LRCI) Program.

#### **Reason for Confidentiality**

This report is **CONFIDENTIAL** in accordance with *Section 275(1)(c) of the Local Government Regulation 2012*, which permits the meeting to be closed to the public for business relating to the following

(c) *"the local government's budget".*

### 15.3 – Register of Pre-Qualified Suppliers – Plant Hire

Folder ID 117359

Provided by Director Corporate and Financial Services, Karren MacClure

#### **Executive Summary**

Mount Isa City Council (Council) called for tender submissions for a Register of Pre-Qualified Suppliers for plant hire for use on various works under the supervision of the Council's Works Overseer. A Tender was released on Saturday 30 May and closed on Tuesday 23 June.

#### **Reason for Confidentiality**

This report is **CONFIDENTIAL** in accordance with *Section 275(1)(e) of the Local Government Regulation 2012*, which permits the meeting to be closed to the public for business relating to the following

(e) *"contracts proposed to be made by it".*

---

## **15.4 – Register of Pre-Qualified Suppliers – Building, Trades and Professional Services**

**Folder ID** 117359

**Provided by** Director Corporate and Financial Services, Karren MacClure

### **Executive Summary**

Mount Isa City Council (Council) called for tender submissions for a Register of Pre-Qualified Suppliers. Submissions were called for 30 May 2020 and closed on 23 June 2020. Council will engage members of the register using a purchase order or contract as per the purchasing thresholds nominated in Council's Procurement Policy

### **Reason for Confidentiality**

This report is **CONFIDENTIAL** in accordance with *Section 275(1)(e) of the Local Government Regulation 2012*, which permits the meeting to be closed to the public for business relating to the following

(e) *"contracts proposed to be made by it".*

---

## **15.5 – Chief Executive Officer Performance Review**

**Folder ID** 4663

**Provided by** Consultant, Mark Crawley Consultant

### **Executive Summary**

In accordance with section 12(4)(d) of the *Local Government Act 2009* a performance appraisal of the Chief Executive Officer is to be undertaken at least annually.

### **Reason for Confidentiality**

This report is **CONFIDENTIAL** in accordance with *Section 275(1)(a) of the Local Government Regulation 2012*, which permits the meeting to be closed to the public for business relating to the following

(a) *"the appointment, dismissal or discipline of employees".*

---

## **15.6 – Proposed Mount Isa City Council Standing Committee**

**Folder ID** 4663

**Provided by** Deputy Mayor, Cr Phil Barwick

### **Executive Summary**

It is proposed that Mount Isa City Council establishes an Integrity and Governance Standing Committee.

### **Reason for Confidentiality**

This report is **CONFIDENTIAL** in accordance with *Section 275(1)(h) of the Local Government Regulation 2012*, which permits the meeting to be closed to the public for business relating to the following

(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".*

*Meeting close*