



Agenda Notice

Mayor Her Worship Mayor Cr Joyce McCulloch (Chair)

Councillors Deputy Mayor Cr Phil Barwick
Cr George Fortune
Cr Jean Ferris
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, 8 May 2019 commencing at 12:00 pm.

Council Meeting Agenda is attached.

Sharon Ibardolaza
Chief Executive Officer

Dated: 3 May 2019

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

Chair to open the meeting, welcoming those in attendance.
Chair to make note of attendance and apologies for the record of the minutes.

Item 2 - Council of Clergy Prayer

Council of Clergy Representative 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 - 10 April 2019 Ordinary Meeting Minutes

Folder ID 6435

Chair Mayor, Cr Joyce McCulloch

Executive Summary

Minutes of the Ordinary Meeting held 10 April 2019 presented to Council to be confirmed.

Officer's Recommendation

THAT the Minutes of the Ordinary Meeting held on 10 April 2019, as received, be confirmed.

6.2 - 26 April 2019 Special Meeting Minutes

Folder ID 6435

Chair Deputy Mayor, Cr Phil Barwick

Executive Summary

Minutes of the Special Meeting held 26 April 2019 presented to Council to be confirmed.

Officer's Recommendation

THAT the Minutes of the Special Meeting held on 26 April 2019, as received, be confirmed.

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

7.1 - Mount Isa Race Club - Application for Temporary Change in Licensed Area

Folder ID 37818

Provided by Senior Land Use Officer, Donna Real

Executive Summary

The Mount Isa Race Club (Club) wishes to make application to the Office of Liquor and Gaming Regulations for a temporary change in licensed area with Council's consent being required under section 18 of this application.

Officer Recommendation

THAT Council:

1. Consent to the Mount Isa Race Club's application for a temporary change in licensed area over part of the land described as Lot 11 on RD235.

AND

2. Mount Isa Race Club is to provide the Mount Isa Council Owned Enterprises (MICCOE) with a current Public Liability Insurance policy that is in accordance with their current lease agreement.

AND

3. Mount Isa Race Club is to provide Mount Isa Council Owned Enterprises (MICCOE) with a Public Liability Insurance policy that includes the Temporary Change to the Licensed Area.

7.2 - Mount Isa AFL INC. Club - Council Endorsement for a Restricted Liquor Permit

Folder ID 36933

Provided by Senior Land Use Officer, Donna Real

Executive Summary

Mount Isa AFL Club (Club) wishes to make application to the Office of Liquor and Gaming Regulations for a Restricted Liquor Permit; under section 14 of this application Council's endorsement is required.

Officer Recommendation

THAT Council SUPPORT the endorsement of Mount Isa AFL Inc. application for a Restricted Liquor Permit for trading hours of Saturday 10:00am – 7:00pm over the area described as Lot 82 on SP134707.

7.3 – P08-18 - Development Application for Building Work Not Associated with a Material Change of Use for 21.8m x 8.5m Covered Entry to Existing Primary School

Folder ID 96919

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 Entry to an Existing Primary School

Officer Recommendation

THAT Council APPROVE the Development Application for Building Work Not Associated with a Material Change of Use for a Covered Entry at 50 Short Street, Mount Isa, described as Lot 1 on plan MPH33663 subject to the following conditions of approval:

NUMBER	CONDITION	TIMING
PLANNING		
1.	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. <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, Division2, Subdivision 2 of the Planning Act 2016;</i>	At all times

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 Entry 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 as part of construction, but not occupied by the proposed building are to be paved or grassed;	<i>At all times</i>
5.	The outermost projection of the roof line of the Covered Entry is to terminate at least 4500mm from the front (Short Street) 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 MPH33663;	<i>At all times</i>
ENVIRONMENTAL HEALTH		
General		
7.	<p>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>.</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>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>
Waste		
8.	Construction and demolition waste – All waste generated as a result of the demolition of existing building structures or construction of a new structures must be effectively controlled and contained entirely within boundaries of the site before disposal. All waste is to be disposed of in accordance with the <i>Environmental Protection (Waste Management) Regulation 2000</i> .	<i>During Construction</i>
Noise		
9.	<p>Prevent/ minimise the emission of noise that causes or is likely to cause environmental nuisance at sensitive or commercial place.</p> <p>All work must be undertaken within the prescribed timeframe as mentioned in <i>Environmental Protection Act 1994</i>, i.e. on a business day or Saturday, between 6.30am and 6.30pm.</p>	<i>During Construction</i>
Land		
10.	Mount Isa falls within an area with an Area Management Advice for Lead. Hence, the areas that come in contact with children must be appropriately landscaped to reduce the risk of lead contamination.	<i>At all times</i>

TECHNICAL SERVICES		
Filling		
11.	Any fill material to be placed on the site is to comprise only natural earth and rock and is to be free of contaminants and noxious, hazardous, deleterious and organic materials	<i>At all times</i>
Flooding and Drainage		
12.	The works are to be designed and constructed so that both during construction and upon completion; a) Water does not pond on any land; and b) any runoff diverted by the works is to be discharged directly to a point of lawful discharge in such a way that the pre-existing runoff patterns for surface water are not altered.	<i>At all times</i>
COMPLIANCE WITH CONDITIONS		
13.	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>

7.4 - Development and Land Use - Quarter 3, 2018-2019 Quarterly Report

Folder ID 42235

Provided by Manager Development and Land Use, Gayle Houston

Executive Summary

Development and Land Use – Quarter 3, 2018-2019 Quarterly Report presented to Council for their information.

Officer's Recommendation

THAT Council receives and accepts Development and Land Use's Quarterly Report for Quarter 3, 2018-2019

Item 8 - Works and Camooweal - Cr Mick Tully

8.1 - Engineering Services, Monthly Report – April 2019

File ID 4650

Provided by Director Engineering Services, Emilio Cianetti

Executive Summary

April 2019 Engineering Services Monthly Report presented to Council for information and consideration.

Officer Recommendation

THAT Council receives and accepts the April 2019 Engineering Services Monthly Report.

Item 9 - Beautification, Parks/Gardens and Library - Cr Jean Ferris

9.1 - Parks and Gardens Monthly Report – April 2019

Folder ID 5512

Provided by Director Engineering Services, Emilio Cianetti

Executive Summary

April 2019 Parks and Gardens Monthly Report presented to Council for information and consideration.

Officer's Recommendation

THAT Council receives and accepts the April 2019 Parks and Gardens Monthly Report.

9.2- Library Monthly Report – April 2019

Folder ID 4650

Provided by Coordinator Library Services, Lois Huston

Executive Summary

April 2019 Library Monthly Report presented to Council for information and consideration.

Officer's Recommendation

THAT Council receives and accepts the April 2019, Library Monthly Report.

Item 10 - Community Development, Sports/Recreation and Youth - Cr Peta MacRae

10.1- Promotions and Development Monthly Report – April 2019

Folder ID 4650

Provided by Coordinator Promotions and Development, Jasmine Barber

Executive Summary

April 2019 Promotions and Development Monthly Report presented to Council for information and consideration.

Officer's Recommendation

THAT Council receives and accepts the April 2019 Promotions and Development Monthly Report.

Item 11 - Environmental Management - Cr Paul Stretton

11.1 - Water and Sewer Report Monthly Report – March 2019

Folder ID 6168

Provided by Team Leader Water and Sewerage Services, Luke Bradshaw

Executive Summary

March 2019 Water and Sewer Monthly Report presented to Council for information and consideration.

Officer's Recommendation

THAT Council receives and accepts the March 2019 Water and Sewer Monthly Report.

11.2 – Waste Management Monthly Report – March 2019

Folder ID 18570

Provided by Team Leader Waste Management, Sam Wylie

Executive Summary

March 2019 Waste Management Monthly Report presented to Council for information and consideration.

Officer's Recommendation

THAT Council receives and accepts the March 2019 Waste Management Monthly Report.

11.3 – Environmental Health Services Monthly Report – March 2019

Folder ID 5456

Provided by Coordinator Environmental Health, Priviledge Mapiye

Executive Summary

March 2019 Environmental Health Services Monthly Report presented to Council for information and consideration.

Officer's Recommendation

THAT Council receives and accepts the March 2019 Environmental Health Services Monthly Report

11.4 – Local Laws Monthly Report – March 2019

Folder ID 5977

Provided by Acting Coordinator Local Laws, Emma Murray

Executive Summary

March 2019 Local Laws Monthly Report presented to Council for information and consideration.

Officer's Recommendation

THAT Council receives and accepts the March 2019 Local Laws Monthly Report

11.5 – Waste Amnesty Weekend

Folder ID 6110

Provided by Manager Compliance and Utilities Services, Stephen Wagner

Executive Summary

With the Waste Levy implementation to start 1 July 2019, Council would like to offer the community a household waste amnesty (free disposal) for the weekend of 1-2 June 2019.

Officer's Recommendation

THAT Council approves the waste amnesty for household waste only (free disposal entry) for the 1 June and 2 June 2019.

Item 12 - Finance and Administration - Deputy Mayor, Cr Phil Barwick

12.1 – Customer Service Monthly Report – March 2019

Folder ID 657352

Provided by Acting Coordinator Customer Service, Rhiannon Young

Executive Summary

March 2019 Customer Service Monthly Report presented to Council for information and consideration.

Officer's Recommendation

THAT Council receives and accepts the March 2019, Customer Service Monthly Report

12.2 – 2018-2019 Third Quarter Annual Operational Plan Update

Folder ID 659975

Provided by Acting Manager Corporate and Financial Services, James Gauvin

Executive Summary

2018-2019 Third Quarter Operational Plan presented to Council with comments on progress to date, 31 March 2019.

Officer's Recommendation

THAT Council adopt the Third Quarter 2018-2019 Operational Plan as presented.

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

Nil Reports Presented for Consideration

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.

Council may adjourn briefly prior to commencing Closed Business

Item 15 – Confidential Reports

15.1 – Request for Concession of Water Metre Access and Water Consumption Charges – Assessment 00027-00000-000

Folder ID 4981

Provided by Senior Revenue Officer, Tina Munokoa

Executive Summary

Property assessment 0027-00000-000 has submitted a request to Council for a concession on water meter access and water consumption charges on the basis of qualifying as a 'Community Organisation'.

Reason for Confidentiality

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

(d) *"rating concessions".*

15.2 – Amendment to Fees and Charges Schedule 2018/2019

Folder ID 4730

Provided by Acting Manager Corporate and Financial Services, James Gauvin

Executive Summary

Due to increased regular requests, management of Splashez Aquatic Centre would like to add further items to the fees and charges schedule for items to be sold through the centre.

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 – On-Selling 13 Black Star Crescent, Lot 7 SP 186730, Assessment 06867-30700-000

Folder ID 660442

Provided by Acting Manager Corporate and Financial Services, James Gauvin

Executive Summary

Request to On-Sell property described as Lot 7 SP186730, Assessment 06867-30700-000.

Initial covenant still exists and as such improvement on the land has not been completed an approval must be received from Council prior to on-sell the property.

Council has agreed to previous requests to on-sell Healy Heights lots with standard conditions attached. It is therefore recommended that Council agree to the property owner's request so that similar treatment of request to on-sell remain consistent.

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".*

15.4 – Tyre Recycling

Folder ID 6097

Provided by Team Leader Waste Management, Sam Wylie

Executive Summary

Waste Management Department have identified an opportunity to minimise the environmental and economic risk associated with tyre disposal for the region.

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 – Tenure Over Lot 22 on Survey Plan 247873 - Camooweal Town Common, Eastern Severance

Folder ID 35610

Provided by Senior Land Use Officer, Donna Real

Executive Summary

Tenue over Council trust land, described as Lot 22 on SP247873, referred to as the eastern severance of the Camooweal Town Common is due for renewal.

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".*

15.6 – S04-14 Change and Extension Application for Development Permit for a Reconfiguration of a Lot and associated Operational Works

Folder ID 9670

Provided by Cadet Planning Officer, Connor Ahnfeldt

Executive Summary

Council has received a combined Change and Extension Application for a Development Permit for a Reconfiguration of a Lot (1 Lot into 3 Lots), and associated Operational Works, at 114 Fourth Avenue, Mount Isa.

Reason for Confidentiality

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

(g) *"any action to be taken by the local government under the Planning Act, including deciding applications made to it under that Act".*

15.7 – Development Application for a Material Change of Use for a Manual Arts, Industrial Design and Technology Facility to be used in conjunction with the Good Shepherd Catholic College

Folder ID 96001

Provided by Planning Officer, Jason Newell

Executive Summary

Council has received a development application for a Material Change of Use for a Manual Arts, Industrial Design and Technology Facility at 75 Simpson Street, Mount Isa, described as Lot 136 on plan MPH13991, to be used in conjunction with the adjoining Good Shepherd Catholic College.

Reason for Confidentiality

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

(g) *"any action to be taken by the local government under the Planning Act, including deciding applications made to it under that Act".*

15.8 – Mount Isa AFL Inc - Lease Renewal

Folder ID 34459

Provided by Senior Land Use Officer, Donna Real

Executive Summary

The current trustee lease over the area described as Lot 82 on Survey Plan 134707 is due to expire on 31 December 2019; Council's consideration is requested in regard to this renewal.

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".*

15.9 – Request to Extend Currency Period for Development Permits for Reconfiguring of a Lot and Operational Works - S25-12 & S17-13

Folder ID 14402 & 10057

Provided by Planning Officer, Jason Newell

Executive Summary

Council has received a request for an extension for an additional two (2) years to the currency period of Development Permits/Approvals for Reconfiguring a Lot (S25-12) & Operational Works (S17-13) at 7 Hilary Street, Mount Isa.

Reason for Confidentiality

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

(g) *"any action to be taken by the local government under the Planning Act, including deciding applications made to it under that Act".*

Meeting close