



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, 10 July 2019 commencing at 12:00 pm.

Council Meeting Agenda is attached.

Sharon Ibardolaza
Chief Executive Officer

Dated: 8 July 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 Bob Eaton of the Presbyterian 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 - 26 June 2019 Ordinary Meeting Minutes

Folder ID 6435

Chair Mayor, Cr Joyce McCulloch

Executive Summary

Minutes of the Ordinary Meeting held 26 June 2019 presented to Council to be confirmed.

Officer's Recommendation

THAT the Minutes of the Ordinary Meeting held on 26 June 2019, as received, be confirmed.

6.2 - 26 June 2019 Special Meeting Minutes

Folder ID 6435

Chair Mayor, Cr Joyce McCulloch

Executive Summary

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

Officer's Recommendation

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

Item 7 - Development and Land Use - Cr George Fortune

7.1 - D25-18 – Boundary Clearance Dispensation Application for Addition of 11.5m x 6.6m Attached Carport to Existing Dwelling House

File 99876

Provided by Cadet Planning Officer, Connor Ahnfeldt

Executive Summary

Council has received a boundary clearance dispensation to construct a 11.5m x 6.6m Attached Carport at an existing Dwelling House at 4 Goroka Street, Mount Isa.

Officer's Recommendation

THAT Council DECLINES the Boundary Clearance Dispensation Application for a 11.5m x 6.6m Attached Carport at 4 Goroka Street, Mount Isa, described as Lot 23 on plan MPH22112 on the basis that the proposed structure would create unacceptable visual impact on the streetscape.

AND

THAT Council advises the Applicant it will waive the lodgement fee for an amended Boundary Clearance Dispensation Application for a 9m x 6.6m Open Carport in the same location, subject to the amended application being submitted to Council by 10 August 2019.

7.2 - P15-18 – Development Application for Building Work Not Associated with a Material Change of Use for Installation of Lighting Poles to Existing Netball Facility.

File 99699

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 installation of 40 x 8m Lighting Poles to the existing Netball Facility at Wellington Oval, Mount Isa.

Officer's Recommendation

THAT Council APPROVE the Development Application for Building Work Not Associated with the Material Change of Use for the installation of 40 x 8m Lighting Poles, and associated electrical infrastructure, to the existing Netball Facility at Wellington Oval, Mount Isa, described as part of Lot 6 on plan RD228, 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, Division 2, Subdivision 2 of the Planning Act 2016;</i>	<i>At all times</i>
2.	The applicant/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.	All lighting proposed to illuminate the Netball Courts and Children's Playground, including all associated poles, cables, conduits and excavations, is to be wholly contained within Lease D on plan SP288786;	<i>At all times</i>
4.	The Underground Electrical Cable Pits at the extremities of the Courts are to be located as far as is practical from the inside edge of the existing Velodrome Track;	<i>At all times</i>
5.	All areas disturbed by the excavation and installation of the lighting, including the surface of the existing Velodrome Track, shall be restored to original or better condition at the completion of the works;	<i>Prior to commencement of use</i>
6.	The Association shall provide Council with accurate As-Constructed Drawings of the lighting and associated	<i>Prior to the commencement of use</i>

	electrical infrastructure, including the location and depths of all Electrical Cable Pits at the completion of the works.	
Waste Management		
7.	Twenty-Four hours notice is to be provided to Council where the developer proposes to deposit contaminated waste at Council's Refuse Facility;	<i>At all times</i>
PLUMBING		
8.	All existing Council water and sewerage services are to be located prior to any trenching or excavation works commencing;	<i>Prior to commencement of works</i>
ENVIRONMENTAL HEALTH		
General		
9.	<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>(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>
Waste		
10.	Construction and demolition waste – All waste generated as a result of the demolition of existing building structures and 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		
11.	<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>
12.	Noise impacts from proposed use of facility i.e. netball court is prevented/maintained to required standard level at noise sensitive receptors.	<i>At all times</i>
Air		
13.	Light nuisance from proposed use of facility i.e. netball court is prevented from causing light ingress to the nearest sensitive receptors.	<i>At all times</i>
TECHNICAL SERVICES		

Council Services		
14.	Identify and locate other underground services through 'Dial Before You Dig'. Contact 'Dial Before You Dig 1100' for any relevant requirements. Do not bury any services pits under any circumstances.	<i>Prior to commencement of works</i>
15.	Ensure any works within the vicinity of Council Services are conducted as per the Engineering Works and Service Planning Scheme Policy. <i>NOTE: Council services shall not be disturbed under any circumstances unless further approval is sought from Council.</i>	<i>Prior to commencement of works</i>
Protection Against Flood Hazard		
16.	Components of the systems which deliver electricity supply and telecommunications services, and which will be adversely affected by the inundation by or infiltration of floodwater are to be; (a) located above the level of the 100 year ARI flood (as identified on Council's Flooding Inundation Maps) or (b) designed and constructed to exclude inundation by or infiltration of floodwater during the 100 year ARI flood (as identified on Council's Flooding Inundation Maps).	<i>At all times</i>
17.	All parts of the systems which deliver electricity supply and telecommunications services, and which are subject to inundation during the 100 year ARI flood (as identified on Council's Flooding Inundation Maps) are to be designed and constructed to resist the hydrostatic and hydrodynamic forces which result from such inundation. <i>NOTE: According Council's Flooding Inundation Maps, the 100 year ARI level is 345.45m AHD.</i>	<i>At all times</i>

Item 8 - Works and Camooweal - Cr Mick Tully

8.1 - Engineering Services, Monthly Report – June 2019

Folder ID 4650

Provided by Director Engineering Services, Emilio Cianetti

Executive Summary

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

Officer Recommendation

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

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

9.1 - Parks and Gardens Monthly Report – June 2019

Folder ID 5512

Provided by Director Engineering Services, Emilio Cianetti

Executive Summary

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

Officer's Recommendation

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

9.2- Library Monthly Report – June 2019

Folder ID 4650

Provided by Coordinator Library Services, Lois Huston

Executive Summary

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

Officer's Recommendation

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

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

10.1- Promotions and Development Monthly Report – June 2019

Folder ID 4650

Provided by Coordinator Promotions and Development, Jasmine Barber

Executive Summary

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

Officer's Recommendation

THAT Council receives and accepts the June 2019, Promotions and Development Monthly Report

Item 11 - Environmental Management - Cr Paul Stretton

11.1 – Pet Day 2019

Folder ID 5389

Provided by Acting Coordinator Local Laws, Emma Murray

Executive Summary

With Pet Day scheduled for 20 July 2019, Council would like to offer the community 50 \$100 off discount vouchers on desexing.

Officer's Recommendation

THAT Council approves 50 discount vouchers on desexing valued at \$100 each and five (5) registration refunds for competition winners to a maximum total dollar value of \$730.00 for Pet Day 2019.

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

Nil Reports Presented for Consideration

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

13.1 – Request for Sponsorship by D&L Events for National Boxing Series Event

Folder ID 18603

Provided by Chief Executive Officer, Sharon Ibardolaza

Executive Summary

D&L Events in conjunction with Fox Sport and New Ltd has created Australia's first National Boxing Series. D&L Events have secured a grant from the Premiers Tourism Fund for \$95,000 and is seeking an outback location as part of this series. They are seeking Council's support to hold an event at Buchanan Park in 2020.

Officer's Recommendation

THAT Council authorise the Chief Executive Officer to finalise the contract with D&L Events to the value of \$45,000 plus GST plus reasonable in-kind support (including the venue hire, being Buchanan Park) for the Fight Night Series to be held at Buchanan Park in 2020;

And

THAT any subsequent D&L Events as part of the Fight Series be presented to Council for further decision once the Buchanan Park event has been evaluated.

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 – Proposed Tenure for Grazing Purposes

Folder ID 38000 & 43965

Provided by Senior Land Use Officer, Donna Real

Executive Summary

Council has received two (2) requests for grazing over Council freehold land described as Lot 66 on Survey Plan 214916 (former abattoir site).

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".*

15.2 – S13-12 – Extension Application for Development Permit for Material Change of Use for 6 x 3 Bedroom Units (Multiple Dwelling Type A)

Folder ID 14941

Provided by Cadet Planning Officer, Connor Ahnfeldt

Executive Summary

Council has received an Extension Application for a Development Permit for a Material Change of Use for 6 x 3 Bedroom Units at 5 Gray 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