



Minutes of the Ordinary Meeting Of the Mount Isa City Council Wednesday, 10 July 2019 Unconfirmed Minutes

Location: Council Chambers, 23 West Street, Mount Isa

Commenced: 12:00 pm

Attendees:

Councillors Deputy Mayor Cr Phil Barwick (Chair)
Cr George Fortune
Cr Jean Ferris
Cr Mick Tully
Cr Paul Stretton
Cr Peta MacRae

Executive Mr E Cianetti - Acting Chief Executive Officer
Ms K MacClure - Director Financial and Corporate Services
Mr J Hart - Director Compliance and Utilities Services

Staff Ms L Jameson - Media Officer
Mrs M Perry - Executive Assistant Engineering Services

Minutes Clerk Mrs C Baxter - Senior Executive Assistant Executive Services

Apologies Her Worship Mayor Cr Joyce McCulloch
Mrs S Ibardolaza - Chief Executive Officer

Item 1 - Mayor's Welcome / Attendance and Apologies

Deputy Mayor Cr Phil Barwick opened the meeting and welcomed all those present.

Item 2 - Council of Clergy Opening Prayer

The Council of Clergy Representative Bob Eaton of the Presbyterian Church opened the meeting with a prayer.

Item 3 - Public Forum

Nil

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.

Nil



Item 5 - Presentations

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.

Moved Cr Stretton

Seconded Cr Fortune

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

VOTE CARRIED

OM01/07/19

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.

Moved Cr Fortune

Seconded Cr Stretton

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

VOTE CARRIED

OM02/07/19

Item 7 - Business Development and Town Planning – 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.

Moved Cr Fortune
Seconded Cr Tully

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.

VOTE CARRIED

OM03/07/19

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</i>	<i>At all times</i>



	<i>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.	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 electrical infrastructure, including the location and depths of all Electrical Cable Pits at the completion of the works.	<i>Prior to the commencement of use</i>
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> <ul style="list-style-type: none"> (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>



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.	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 <i>Environmental Protection Act 1994</i> , i.e. on a business day or Saturday, between 6.30am and 6.30pm.	<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	<i>At all times</i>



	(as identified on Council's Flooding Inundation Maps).	
17.	<p>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.</p> <p><i>NOTE: According Council's Flooding Inundation Maps, the 100 year ARI level is 345.45m AHD.</i></p>	<i>At all times</i>

Moved Cr Fortune
Seconded Cr MacRae

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:

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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 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 electrical infrastructure, including the location and depths	<i>Prior to the commencement of use</i>



	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>(e) 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>(f) 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>(g) noise nuisance is prevented or minimised at noise sensitive places</p> <p>(h) 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>

VOTE CARRIED

OM04/07/19

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.

Moved Cr Tully
Seconded Cr Stretton

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

VOTE CARRIED

OM05/07/19

Deputy Mayor Barwick invited Cr Tully to update Council on his portfolio.

Cr Tully invited Acting Chief Executive Officer, Emilio Cianetti to update Council on the Isa Bridge Project.

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.

Moved Cr Ferris
Seconded Cr Tully

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

VOTE CARRIED

OM06/07/19

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.

Moved Cr Ferris
Seconded Cr Stretton

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

VOTE CARRIED

OM07/07/19

Deputy Mayor Barwick invited Cr Ferris to update Council on her portfolio.



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

Moved Cr MacRae
Seconded Cr Fortune

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

VOTE CARRIED

OM08/07/19

Deputy Mayor Barwick invited Cr MacRae to update Council on his portfolio.

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.

Moved Cr Stretton
Seconded Cr MacRae

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.

VOTE CARRIED

OM09/07/19

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.

Moved Cr Tully
Seconded Cr Stretton

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.

VOTE CARRIED

OM10/07/19

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.

Nil

Council Adjourned 12:25 pm
Council Reconvened 12:34 pm

Close of Meeting

Moved Cr Fortune
Seconded Cr Ferris

THAT pursuant to Section 275 of the *Local Government Regulation 2012*, Council resolved that the meeting be closed to the public at 12:35pm for discussion of the following matters:

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



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

VOTE CARRIED

OM11/07/19

Opening of Meeting

Moved Cr Fortune
Seconded Cr Stretton

THAT pursuant to Section 275 of the Local Government Regulation 2012, Council re-open the meeting to the public at 12:37pm.

VOTE CARRIED

OM12/07/19

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).

Officer's Recommendation

THAT Council resolve the following:

1. Advise the tenant of the area described as part of Lot 66 on plan SP214916 that he is required to remove his livestock and improvements by 31 December 2019; and
2. Advise the Mount Isa Rodeo Series Group that Council are unable to assist them in permitting use of Lot 66 on plan SP214916 to graze the Club's stock.

Moved Cr Fortune
Seconded Cr Tully

THAT Council resolve the following:

1. Advise the tenant of the area described as part of Lot 66 on plan SP214916 that he is required to remove his livestock and improvements by 31 December 2019; and
2. Advise the Mount Isa Rodeo Series Group that Council are unable to assist them in permitting use of Lot 66 on plan SP214916 to graze the Club's stock.

VOTE CARRIED

OM13/07/19

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.

Officer's Recommendation

THAT Council APPROVE a two (2) year extension of the Currency Period for Development Permit S13-12 for a Material Change of Use for 6 x 3 Bedroom Units (Multiple Dwelling Type A) at 5 Gray Street, Mount Isa, described as Lot 28 on plan MPH13994.

Moved Cr Fortune

Seconded Cr Ferris

THAT Council APPROVE a two (2) year extension of the Currency Period for Development Permit S13-12 for a Material Change of Use for 6 x 3 Bedroom Units (Multiple Dwelling Type A) at 5 Gray Street, Mount Isa, described as Lot 28 on plan MPH13994.

VOTE CARRIED

OM14/07/19

There being no further business the meeting closed at 12:39pm.

Signed by the Chair of the Ordinary Meeting
held on Wednesday, 24 July 2019.

Her Worship Mayor Cr Joyce McCulloch
Mayor of Mount Isa