



Minutes of the Ordinary Meeting Of the Mount Isa City Council Wednesday, 26 September 2018 Unconfirmed Minutes

Location: Council Chambers, 23 West Street, Mount Isa

Commenced: 12:00 pm

Attendees:

Mayor Her Worship Mayor Cr Joyce McCulloch (Chair)

Councillors Cr George Fortune
Cr Jean Ferris
Cr Mick Tully
Cr Paul Stretton
Cr Peta MacRae

Executive Mrs S Ibardolaza - Chief Executive Officer
Mr E Cianetti - Director Engineering Services
Ms K MacClure - Director Corporate and Financial Services

Staff Ms J Barber - Coordinator Promotions and Development

Minutes Clerk Mrs C Baxter - Executive Assistant Executive Services

Apologies Deputy Mayor Cr Phil Barwick
Mr M Crawley - Acting Deputy Chief Executive Officer

Item 1 Mayor's Welcome / Attendance and Apologies

Her Worship Mayor Cr Joyce McCulloch opened the meeting and welcomed all those present.

Item 2 Council of Clergy Opening Prayer

Cr Peta MacRae opened the meeting with a prayer.

Item 3 Public Forum

Suspension of Standing Orders

Standing Orders were suspended at 12.02pm

Member of the Public – Mr Barry Byrne

Mr Byrne enquired how The Great Northern Clean up went and what was Council's level of support and involvement.

Mayor McCulloch advised The Great Northern Clean Up was a Council run event with the assistance of the Mount Isa Plaza and a number of sponsors. There were 48 volunteers



registered to collect rubbish at the event and an additional two volunteer groups; Mount Isa Landcare group who cleaned Lake Julius and surrounds and another group of volunteers who cleaned Lake Moondarra and surrounds. A total of 0.8 tonnes of rubbish was picked up from sites around town and Leichhardt River and 5 car bodies picked from the Leichhardt River and surrounds.

Mr Byrne enquired how recycling situation has developed in Mount Isa.

Mayor McCulloch advised Council is currently working on a range of initiatives and programs including the container refund scheme. Chief Executive Officer, Sharon Ibardolaza provided an update on Council's implementation of the container refund scheme.

Mr Byrne enquired if Council considered the degree of public consultation for the possibility of fluoridisation of our water.

Mayor McCulloch advised that public should be involved in the decision. Further, that any implementation would be completed by Mount Isa Water Board on their infrastructure.

Resumption of Standing Orders

Standing Orders were resumed at 12:07 pm

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.

Cr Mick Tully declared a perceived conflict of interest in Item 12.1 Community Grants and Sponsorship Round 2 August 2018 (as defined by section 1745D of the Local Government Act 2009 as follows) as he is the President of the St Joseph's Catholic School P&F Association.

Item 5 Presentations

Nil

Item 6 Previous Council Meeting Minutes

6.1 12 September 2018 Ordinary Meeting Minutes

Folder ID 6435

Chair Mayor, Cr Joyce McCulloch

Moved Cr Tully

Seconded Cr MacRae

THAT the Minutes of the Ordinary Meeting held on 12 September 2018, as received, be confirmed.

VOTE CARRIED

OM13/09/18



Item 7 Business Development and Town Planning – Cr George Fortune

7.1 43 WEST STREET – Development Application for Building Work Not Associated with a Material Change of Use for Additions to Outdoor Recreation Area of Existing Institution

File 05684-10000-000 & P14-17
Provided by Cadet Planning Officer, Connor Ahnfeldt

SUMMARY

Proposal

A development application has been received by Council for Building Work Not Associated with a Material Change of Use for Additions to the Outdoor Recreation Area of an Existing Institution at 43 West Street, Mount Isa.

Date Received

26 July 2018

Property Description

Lot 1 on plan MPH4553

Address

43 West Street, Mount Isa

Site Area	Zoning
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2,428m ²	Commercial Centre
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Current Use

Salvation Army Church, Youth Hall and Administration Office

Concurrence Agencies

Not Applicable

Consultation (internal/external)

- Manager Development and Land Use
- Senior Land Use Officer
- Plumbing
- Waste Management
- Local Laws
- Environmental Health
- Technical Services

Status

Application Properly Made:	26	July
2018		
Confirmation Notice Issued:	9	August
2018		
Report Prepared for Council Workshop:	17	
September 2018		

Matters for Consideration

- Playground Cannot Achieve 6m Road Boundary Setback
- Playground Proposed in Close Proximity to Sewer

Moved Cr Fortune
Seconded Cr MacRae



THAT Council APPROVE the Development Application P14-17 for Building Work Not Associated with a Material Change of Use for Proposed Covered Deck, Basketball Half Court, Children's Playground and Shade Structures at 43 West Street, Mount Isa, described as Lot 1 on plan MPH4553 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 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	All areas of the site not paved, landscaped, or covered in softfall shall be grassed. Grassed and landscaped areas are to be maintained to Council satisfaction to ensure they are neat and tidy at all times and not overgrown or unsightly;	<i>At all times</i>
ENVIRONMENTAL HEALTH		
General		
4	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>
Waste		
5	Construction and demolition waste – All waste generated as a result of the demolition of existing building structures and construction 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	<i>During Construction</i>



	the <i>Environmental Protection (Waste Management) Regulation 2000.</i>	
Noise		
6	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>
7	Noise impacts from proposed use of facility i.e. basketball court is prevented/maintained to require standard level at noise sensitive receptors.	<i>At all times</i>
Air		
8	Light nuisance from proposed use of facility i.e. basketball court is prevented from causing light ingress to the nearest sensitive receptors.	<i>At all times</i>
Land		
9	Mount Isa falls within an area with an Area Management Advice for Lead. The children's play area must be appropriately landscaped to reduce the risk of lead contamination.	<i>At all times</i>
TECHNICAL SERVICES		
10	Prior to undertaking the works , submit a written request to build over or close to Council sewer main in accordance with the 'Mount Isa City Council Building Over or Close to Council Sewer Requirements for Development Applications Policy' and obtain Council approval.	<i>Prior to undertaking the works</i>
11	At all times , ensure all playground and sporting equipment complies with the relevant Australian Standards and Building Codes, including but not limited to AS/NZZ 4685 and AS/NZS 4422. All play equipment must also have all required building and safety approvals prior to use	<i>As specified</i>
12	Prior to commencement of works , obtain all relevant building approvals for the Deck/Roof, and Shade Sails.	<i>Prior to commencement of works</i>
13	In the case where earthworks meet the threshold of 'Non-minor earthworks' as described in the 'City of Mount Isa Planning Scheme', the applicant will be required to ensure they comply with all performance criteria from the 'City of Mount Isa Planning Scheme, Earthworks Code', however, further development approval will not be required.	<i>At all times</i>
14	In the case where earthworks meet the threshold of 'Non-minor earthworks which affect privacy' as described in the 'City of Mount Isa Planning Scheme', the applicant will be required to submit an additional Development Application.	<i>At all times</i>

VOTE CARRIED

OM14/09/18



Item 8 Works and Camooweal – Cr Mick Tully

8.1 Water and Sewer Report Monthly Reports –August 2018

Folder ID 5977

Provided by Manager Compliance and Utilities Services, Stephen Wagner

Moved Cr Stretton

Seconded Cr Ferris

THAT Council formally receives and accepts the August 2018, Water and Sewer Monthly Report.

VOTE CARRIED

OM15/09/18

8.2 Waste Management Monthly Reports – August 2018

Folder ID 18570

Provided by Manager Compliance and Utilities Services, Stephen Wagner

Moved Cr Stretton

Seconded Cr Tully

THAT Council formally receives and accepts the August 2018, Waste Management Monthly Report.

VOTE CARRIED

OM16/09/18

8.3 Environmental Health Services Monthly Reports – August 2018

Folder ID 5456

Provided by Senior Environmental Health Officer, Priviledge Mapiye

Moved Cr Stretton

Seconded Cr Ferris

THAT Council formally receives and accepts the August 2018, Environmental Health Services Monthly Report.

VOTE CARRIED

OM17/09/18

8.4 Local Laws Report Monthly Reports – August 2018

Folder ID 5977

Provided by Manager Compliance and Utilities Services, Stephen Wagner

Moved Cr Stretton

Seconded Cr MacRae

THAT Council formally receives and accepts the August 2018, Local Laws Monthly Report.

VOTE CARRIED

OM18/09/18



Item 9 Finance and Administration – Deputy Mayor, Cr Phil Barwick

9.1 Customer Services Monthly Report – August 2018

Folder ID 4755

Provided by Customer Services Coordinator, Kate Thony

Moved Cr Ferris

Seconded Cr Stretton

THAT Council formally receives and accepts the August 2018, Customer Services Monthly Report.

VOTE CARRIED

OM19/09/18

9.2 Corporate and Financial Services Monthly Report – August 2018

Folder ID 9487

Provided by Manager Corporate and Financial Services, Karen Pegler

Moved Cr Tully

Seconded Cr MacRae

THAT Council formally receives and accepts the August 2018, Corporate and Financial Services Monthly Report.

VOTE CARRIED

OM20/09/18

Item 10 Ordinary Meeting Business

10.1 Complaints about a Public Official Policy

Folder ID 14991

Provided by Corporate Governance Officer, Andrea Lee

It is a requirement under the *Crime and Corruption Act 2001* that Council have a policy outlining how complaints that involve, or may involve corrupt conduct by the Chief Executive Officer (CEO) will be dealt with.

Moved Cr Ferris

Seconded Cr MacRae

THAT Council adopt the updated 'Complaints about a Public Official Policy V2' effective from 26 September 2018.

VOTE CARRIED

OM21/09/18

Item 11 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.

- 11.1 Cr MacRae** commended the North West Branch of Women in Mining and Resources Queensland for hosting the Leadership and Communication Forum with speaker Mr John Brendan and for allowing the wider Mount Isa Community to attend. Cr MacRae also updated Council on ticket sales for the Mayors Spring Charity Event and advised that Platinum and Silver Sponsorships have sold out.



- 11.2 **Cr Ferris** commended Council and the Civic Centre on another successful Mayor's Morning Tea for Seniors. She has received great feedback.
- 11.3 **Cr Fortune** updated Council on the Commerce Northwest 'Business Brewery' Function that was hosted by MICCOE at the Civic Centre and advised they successfully showcased the Civic Centres many capabilities and improvements.
- 11.4 **Cr Stretton** thanked all involved in the Great Northern Clean Up. Cr Stretton also suggested that the former Council Sanitation Yard be utilised better to which all Councillors agreed. Chief Executive Officer, Sharon Ibardolaza advised that this is taken on notice and a report will be drafted to explore options.
- 11.5 **Director Engineering Services, Emilio Cianetti** updated Council on remnants of a fire that Council crews attended at Breakaway Creek and explained they minimised risk to residents in relation to a damaged tree.
- 11.6 **Mayor McCulloch** updated Council on the QTC Regional Road Tour on Wednesday 26 September, 2018 and advised that Chief Executive Officer, Sharon Ibardolaza submitted Council's submission for the exclusion of Mount Isa City Council to the Waste Levy. Council has been invited to appear as a witness to Waste Reduction and Recycling (Waste Levy) and Other Legislation Amendment Bill 2018 and to save on costs will participate via phone.

Council Adjourned 12:40 pm
Council Reconvened 1:00 pm

Cr Mick Tully left Chambers at 1.01pm due to the declared the perceived conflict of interest in Item 12.1 taking no part in the debate or decision on the matter.

Item 12 Closed Business

Moved Cr Ferris
Seconded Cr Fortune

THAT pursuant to *Section 275 of the Local Government Regulation 2012*, Council resolved that the meeting be closed to the public at 1:02pm.

VOTE CARRIED

OM22/09/18

Cr Tully returned to Chambers at 1.04pm

Moved Cr Fortune
Seconded Cr Ferris

THAT pursuant to *Section 275 of the Local Government Regulation 2012*, Council re-open the meeting to the public at 1:34pm.

VOTE CARRIED

OM23/09/18

- 12.1 **Community Grants and Sponsorship Round 2 August 2018**
Folder ID 5098
Provided by Chief Executive Officer, Sharon Ibardolaza

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".

Moved Cr Stretton
Seconded Cr Ferris

THAT Council support the following organisations to receive the Community Grants and Sponsorship Round 2, August 2018 funding:

	Organisation	Project/Event	Amount
Community Grants	Mount Isa Pistol Club Inc	Painting Club Facilities	\$4,840
	Royal Queensland Bush Children Health Scheme	Bushkids Outdoor Family Garden	\$4,615
		Total	\$9,455
Sponsorships	Commerce North West	2018 Outback Business Awards	\$3,000
	Mount Isa and District Pony Club	Dinner in the Round Yard	\$3,500
	St Joseph's P&F Mount Isa	St Joseph's Catholic School P&F Christmas Fair 2018	\$5,390
		Total	\$11,890

VOTE CARRIED
Cr Tully did not participate in the vote

OM24/09/18

12.2

21 HILARY STREET – Material Change of Use for Swim School (Education and Training Facility)

Folder ID P13-17 & 001140-000000-0000

Provided by Planning Officer, Jason Newell

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".

Moved Cr Fortune
Seconded Cr MacRae

THAT Council approve the application for Material Change of Use for an Swim School at 21 Hilary Street, Mount Isa, described as Lot 74 on plan MPH13993 subject to the following conditions:

NUMBER	CONDITION	TIMING
PLANNING		
General		

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 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.	Fence is to be maintained to high standard and painted with an appropriate colour scheme	<i>At all times</i>
4.	Gates are to open inwards and not onto Council's footpath	<i>At all times</i>
5.	A license for a Public Swimming Pool must be in affect at all times	<i>At all times</i>
Amenity		
6.	The air-conditioner units located on the site of the caretaker's dwelling are to be screened from public view	<i>Prior to commencement of use</i>
7.	Bollards or similar are placed along all pedestrian walkways to prevent vehicle interaction with pedestrians.	<i>Prior to commencement of use and maintained</i> <i>At all times</i>
8.	All wheelie bins shall be placed on the Council's verge for collection days and removed from the verge as soon as practicable for the life of the development	<i>As specified</i>
9.	All lighting is to be designed in a way so as not to cause a nuisance to the surrounding residential properties;	<i>At all times</i>
10.	A designated refuse storage area is to be screened from the street by a 1.8m visually impermeable screen, surfaced with an impervious material and is to be accessible by a tap for washing down.	<i>Prior to commencement of use</i>
11.	Given there is no room for increasing the carparking area on site, Class numbers shall not exceed 10 students to the site at any one time; and All clientele parking is to be undertaken on site and no parking is to be undertaken on the street.	<i>At all times</i>
12.	Driveway and pedestrian gates shall be constructed of a material which differs to the existing front fencing to break-up the blank street façade.	<i>Prior to commencement of use and maintained for the life of</i>

	All gates must open inwards and not out onto the road reserve or Council's property.	<i>the development</i>
Signage		
13.	The applicant is to ensure that during its existence, the advertising signage complies in all respects with all relevant town planning and/or building approvals. Where no building permit is required, the advertising signage shall comply with the manufacturer's specifications/standards and must be securely fastened to the building.	<i>At all times</i>
14.	Any advertising/notice boards proposing to be placed on the footpath will require approval to be obtained from Mount Isa City Council;	<i>At all times</i>
15.	Where the Advertising Signage is damaged beyond repair or where it is stolen or becomes illegible, the applicant shall take immediate action to remove or make good the signage, upon written notice to that effect by the Mount Isa City Council;	<i>For the life of the development</i>
16.	Upon cessation of the Swim School, the advertisement must be removed and the site made good within thirty (30) days of the last day on which the Swim School operated.	<i>At all times</i>
Landscaping		
17.	A detailed landscaping plan shall be submitted to Council and approved by Council prior to commencement of use to include all proposed landscaping including shrubs in front of fence on the verge.	<i>Prior to commencement of use</i>
18.	All landscaping shall be installed in accordance with the approved Landscaping Plan (to be submitted and approved)	<i>Within 1 month of commencement of use</i>
19.	<i>Within 1 month of commencement of use</i> an automatic water irrigation system for all approved landscaping shall be installed to promote sustainability and shall be maintained by the owner for the <i>life of the development</i> ;	<i>Within 1 months of commencement of use and ongoing maintenance for the life of the development</i>
20.	The owner shall provide ongoing maintenance of the landscaping to ensure it is neat and tidy and not overgrown and/or unsightly for the <i>life of the development</i> .	<i>For the life of the development</i>
ENVIRONMENTAL HEALTH		
Area of Interest - General		
21.	The operator must achieve the 'general environmental duty' to mitigate any environmental harm and/or nuisance described under the <i>Environmental Protection</i>	<i>At all times</i>

	<p><i>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>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>	
Area of Interest - Waste		
22.	<p>All waste generated as a result of the activity 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></p>	<i>At all times</i>
Area of Interest - Noise		
23.	<p>The activity must be undertaken in a manner that prevent/ minimise the emission of noise that causes or is likely to cause environmental nuisance at sensitive or place.</p>	<i>At all times</i>
Area of Interest - Land		
24.	<p>Mount Isa falls within an area with an Area Management Advice for Lead. All areas within the property where children have access to must be appropriately landscaped to reduce the risk of lead contamination.</p>	<i>At all times</i>
ENGINEERING		
General		
25.	<p><i>Prior to commencement of use and then to be maintained</i>, ensure all paved surfaces for pedestrian traffic are slip-resistant, stable and trafficable in all weather conditions.</p>	<i>Prior to commencement of use and then to be maintained</i>
Access, Grades, Maneuvering, Carparks and Signs		
26.	<p>Provide, construct and delineate or sign (as required) the following requirements as indicated on the approved plans of layout:</p> <p>a) Construct a pavement (including associated drainage) to any new areas where motor</p>	<i>Within 6 months of commencement of use</i>

	<p>vehicles will be driven or parked. Vehicle access and carpark areas are to have a durable, dust free surface. This requires all surfaces to be sealed, concreted or paved.</p> <p>b) New cross overs shall be provided in accordance with the IPWEAQ standard drawings for commercial driveways (R-0051 or R-0052).</p> <p>c) Manoeuvring on-site for all types of vehicles to be used for this development.</p> <p>d) The internal driveways and car parks shall be provided in accordance with AS/NZS 2890.1 (Off-street Car Parking).</p> <p>e) Disabled car parking shall be provided in accordance with AS/NZS 2890.6 & AS 1428.1.</p> <p>The internal paved areas are to be signed and delineated in accordance with the approved plans and Manual of Uniform Traffic Control Devices</p>	
27.	The four (4) carparking spaces shown on the approved Parking Plan forming the <i>Proposed Sealed Carpark</i> shall be provided as per the approved plan and maintained to Council satisfaction;	<i>At all times</i>
28.	The developer shall install pedestrian safety protection measures (including barriers, line marking and signage) to clearly delineate the driveway and carpark from the pedestrian access route. These safety protection measures shall be installed to the full length of the nominated pedestrian route from the front gate, along the pedestrian walkway to the pool area.	<i>Prior to commencement of use and then maintained for the life of the development</i>
Works on Footpath		
29.	<i>Prior to commencement of use and then to be maintained</i> , ensure all level changes (i.e. steps) in paved surfaces for pedestrian traffic are contained fully within the lot boundary (not within the road reserve/verge, slip-resistant, stable and trafficable in all weather conditions.	<i>Prior to commencement of use and then to be maintained</i>
30.	An application for Works on Council Property shall be submitted to Council and approval obtained for any additional works proposed on Council's verge including the creation or alteration of driveways;	<i>Prior to commencement of works</i>
COMPLIANCE WITH CONDITIONS		
31.	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>Within 1 month of commencement of use</i>

AND

THAT Council's Engineering Department undertake rectification works (including repainting) of the traffic guard located in front of 21 Hilary Street;

AND



THAT Council advises the Applicant that Council declines to extend the footpath to outside 27 Hilary Street as it is not on the approved cycle/foot path priority network plan approved by TMR nor is it considered trunk infrastructure (as defined by the *Planning Act 2016*).

VOTE CARRIED

OM25/09/18

12.3

31 DEMPSEY STREET – Retrospective Road Boundary Clearance Dispensation for 9m x 6m Garage with 9m x 3m Attached Awning

Folder ID 03402-00000-000 & D01-18

Provided by Cadet Planning Officer, Connor Ahnfeldt

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".

Moved Cr Fortune

Seconded Cr Tully

THAT Council APPROVE the boundary clearance dispensation application D01-18 for a 9m x 6m Garage with 9m x 3m Attached Awning to be constructed 1.8m from the side (northern) and 3.5m from the front (eastern) boundaries of 31 Dempsey Street, Mount Isa, described as Lot 75 on plan MPH21969 subject to the following conditions of approval:

NUMBER	CONDITION
1.	The applicant/owner shall install the two (2) windows (approx. dimensions 1.2m x 0.8m) shown on the elevation plan to the front (eastern) wall of the garage. The windows shall be installed so they are fully visible above the top of the existing fence;
2.	The applicant/owner shall undertake the landscaping works as indicated on the amended Site Plan provided to Council on 2 September 2018. This shall include planting the fourth tree between the garage and fence as shown on the plan;
3.	All landscaping between the garage and the fence is to be adequately maintained to provide an effective screen to the front of the garage and shall be clearly visible above the top of the existing fence;
4.	All landscaping is to be adequately maintained to ensure healthy and robust growth and to ensure it does not become overgrown or unsightly;
5.	The applicant / owner shall grass the verge for the full length of Dempsey Street. The verge shall be maintained to Council satisfaction to ensure it is neat and tidy at all times and not overgrown or unsightly;
6.	The applicant / owner shall install a 500mm wide landscape strip on the verge immediately in front of the front boundary fence for the full length of the fence - excluding gate. The landscaping shall consist of shrubs (<u>not</u> trees) and shall be maintained for the life of the structure and not allowed to become overgrown or unsightly
7.	An automatic water reticulation system for the landscaping and grass is to be installed to the verge to sustain healthy growth at all times. Watering times



	shall be in accordance with Council's water restrictions;
8.	The top of the existing fence and gate shall be modified (through the use of aluminum slats, lattice or similar) to ensure that it is 50% visually permeable above a height of 1.5m.
9.	Ensure water run-off from the roof of the garage and awning is directed into own property, or alternatively piped to the kerb to ensure it does not cause ponding or a nuisance to adjoining properties;
10.	The attached awning is to remain open and without doors and shall not be enclosed at any time;
11.	The outermost projection point of the 9m x 6m garage is to terminate at least 1800mm from the side (northern) boundary;
12.	The outmost projection point of the 9m x 6m garage and the 9m x 3m attached awning is to terminate at least 3500mm from the front (eastern) boundary;
13.	The applicant is responsible for ensuring that the structure and all overhangs are contained entirely within Lot 75 on plan MPH21969;
14.	The applicant/owner 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's satisfaction.

VOTE CARRIED

OM26/09/18

12.4

11 BUCKLEY AVENUE – Road Boundary Clearance Dispensation Application for 9m x 6m Open Carport

Folder ID 03591-00000-000 & D02-18

Provided by Cadet Planning Officer, Connor Ahnfeldt

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".

Moved Cr Fortune

Seconded Cr MacRae

THAT Council APPROVE the boundary clearance dispensation application D02-18 for a 9m x 6m Skillion Roof Open Carport to be constructed 0mm from the side (northern) and 2500mm from the rear (eastern) boundaries of 11 Buckley Avenue, Mount Isa, described as Lot 4 on plan MPH21975 subject to the following conditions of approval:

NUMBER	CONDITION
1.	Any new fencing and gates greater than 1.5m in height proposed along the northern boundary shall be at least 50% visually permeable above a height of 1.5m. Council dispensation and building approval shall be obtained for any fencing greater than 2m in height above natural ground level;
2.	Ensure water run-off from the roof of the open carport is directed into own



	property and does not cause ponding or a nuisance to adjoining properties;
3.	The carport is to remain open and without doors to comply with the definition of an "open carport" as per the Queensland Development Code MP1.2;
4.	The outermost projection point of the 9m x 6m carport is to terminate at least 2500mm from the rear (western) boundary;
5.	The applicant / owner shall grass the verge for the full length of Buckley and Third Avenues. The verge shall be maintained to Council satisfaction to ensure it is neat and tidy at all times and not overgrown or unsightly;
6.	An automatic water reticulation system for the grass is to be installed to the verge to sustain healthy growth at all times. Watering times shall be in accordance with Council's water restrictions;
7.	Where the applicant / owner proposes to replace the existing fence along the Third Avenue frontage, any proposed fencing and gates shall incorporate visually permeable elements such as aluminum slats, lattice or similar to ensure that it is 50% visually permeable above a height of 1.5m. Additionally, the existing fencing on the corner truncation is to be suitably modified as per the above. The total height of the fencing shall not exceed the height of the existing boundary fencing along Buckley Avenue;
8.	Any alterations to, or the creation of additional driveway crossover will require a "Works on Council Property" Application to be submitted to, and approved by Council prior to the commencement of any works on Council property. The total combined width of all driveways servicing the allotment shall be no greater than 8m;
9.	All proposed driveways are to be constructed in accordance with the set out requirements of IPWEAQ Standard Drawings RS-049, Rev. B. The Applicant shall contact Dial Before You Dig (Phone: 1100) to determine the location of all services prior to undertaking any works on Council's verge;
10.	Where a relocation of the Water Meter is required an application for Water Service shall be submitted, and approved by Council prior to any works commencing;
11.	The applicant is responsible for ensuring that the structure and all overhangs are contained entirely within Lot 4 on plan MPH21975;
12.	Any gates along the side (northern) boundary must open onto the applicant's property and NOT Council's footpath/reserve;
13.	The applicant/owner 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's satisfaction.

VOTE **CARRIED**

OM27/09/18



- 12.5 **Purchase of iCasework Case Management Software**
Folder ID 5180
Provided by Chief Executive Officer, Sharon Ibardolaza

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".

Moved Cr Ferris
Seconded Cr Tully

THAT Council authorise the purchase of the iCasework Case Management Software program to allow more efficient management of complaints and requests for service and information.

VOTE CARRIED

OM28/09/18

- 12.6 **Request to Waiver Water Notice Charges Assessment 04489-60000-000**
Folder ID 4981
Provided by Manger Corporate and Financial Services, Karen Pegler

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".

Moved Cr Stretton
Seconded Cr Tully

THAT Council approve to waiver the water notice charges of \$644.80 issued 29-06-2018 for the billing period 12-04-2018 to 29-06-2018.

VOTE CARRIED

OM29/09/18

There being no further business the meeting closed at 1:44pm.

Signed by the Chair of the Ordinary Meeting
held on Wednesday, 10 October 2018.

Her Worship Mayor Cr Joyce McCulloch
Mayor of Mount Isa