



Ordinary Meeting

TRC Coordination Centre, 15 Vernon Street, Atherton

9.00am Thursday, 27 July 2023

MINUTES

1. MEMBERS IN ATTENDANCE

Members Present: Cr R Marti (Mayor), Cr K Cardew (Deputy Mayor), Crs A Haydon, D Bilney, D Clifton, P Hodge and B Wilce.

2. OFFICERS IN ATTENDANCE

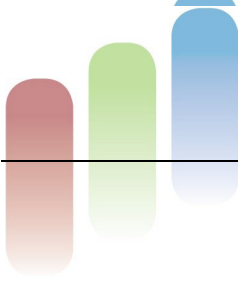
G Rinehart (Chief Executive Officer), H Jackson (General Manager Community & Corporate Services), T Tanase (Acting General Manager Infrastructure & Environmental Services), A Finocchiaro, (Executive Manager Economic Development), S Lisle (Executive Manager Development Services), S McHardie (Manager Community Services), G Breeuwer (Community Development Officer), G Nevard (Coordinator Tourism, Culture & Events), B Gardiner (Manager Water & Waste), E Bowden (Manager Finance), B Rutherford (Community Engagement) T Vallance (Strategic Communications), A Loudon (Executive Support Officer) and J Hunter (Minute Secretary).

3. APOLOGIES/LEAVE OF ABSENCE

No apologies

4. ACKNOWLEDGEMENT OF COUNTRY

The Chairperson delivered this Acknowledgement of Country — *'I acknowledge the Traditional Custodians of the land on which we work and live, and pay respect to Elders past, present and emerging.'*



5. BEREAVEMENTS/CONDOLENCES

A minute's silence was observed as a mark of respect for the members of our community who have recently passed. We wish their family and friends peace and comfort during this challenging time.

6. DECLARATION OF ANY CONFLICTS OF INTEREST BY COUNCILLORS AND SENIOR COUNCIL OFFICERS

Tudor Tanase, Acting General Manager Infrastructure and Environment, declared that he has a **conflict of interest**, pursuant to the *Public Sector Ethics Act 1994* and Council's Code of Conduct, in relation to *Item-12-2 Permanent Road Closure Application – Cloutier Road, Carrington*, due to the fact that he is the applicant for the road closure. Mr Tanase declared that he proposes to exclude himself from the meeting while the item is discussed and decided.

There were no other conflicts of interest declared by any Councillor or senior Council officer in relation to the items of business listed on the agenda.

7. CONFIRMATION OF MINUTES

Moved by Cr Wilce

Seconded by Cr Hodge

"That the Minutes of the Ordinary Council Meeting held on 22 June 2023, be confirmed as true and correct.

CARRIED UNANIMOUSLY

Moved by Cr Cardew

Seconded by Cr Hodge

"That the Minutes of the Special (Budget) Meeting held on 29 June 2023, be confirmed as true and correct.

CARRIED UNANIMOUSLY

Moved by Cr Wilce

Seconded by Cr Cardew

"That the Minutes of the Planning Committee Meeting held on 13 July 2023, be confirmed as true and correct.

CARRIED UNANIMOUSLY



8. BUSINESS ARISING/ACTIONS OUT OF MINUTES OF PREVIOUS MEETINGS

Meeting Date	Item	Office r	Questions on Notice	Question Response
22/06/2023	12.5 T-TRC2023-06 WTMA Gravel Re-sheeting Program	DF	Cr Haydon raised the question regarding T-TRC2020-21 Gravel Resheet – Northern Package contract in relation to the cost of soil testing that was carried out where there were road failures.	<p>This question was previously responded to in an email to all Councillors on 28 June 2021.</p> <p>The re-sheet tenders do not specify that the testing conducted by the contractors needs to be performed by an independent lab. “The contractor” using their own lab is perfectly fine.</p> <p>The tender specifications also include that the Principal or the Superintendent may carry out inspections of the site at any time. Council staff have decided to enact this condition to ensure we receive the quality product in accordance with the specifications. Technically the testing conducted by the contractors should demonstrate this, but the specifications ask for one test per 500 m and the location of the test site can be determined by the contractor. Council undertook spot checks across all three 2020 re-sheet contracts as part of Councils Quality Assurance activities.</p> <p>Please note that no correspondence has been located that indicates that the retesting was done where there were road failures.</p>
22/06/2023	13.1 Financial report – MAY 2023	AF	Cr Hodge requested an explanation of the calculation of the variation to Place Design for the change in direction of Railway Lane.	<p>The variation fee included:</p> <ul style="list-style-type: none"> • Revised engineering traffic modelling and reporting by 5KF. • Changes to Development Application & planning consultation by Reel Planning. • Amendments to preliminary civil design, plans and cost estimates by 5KF. • Amendments to preliminary landscape design, plans and cost estimate by PDG. • Amendments to irrigation design and plans by Aqua-Tec.

Meeting Date	Item	Office	Questions on Notice	Question Response					
22/06/2023	13.1 Financial report – MAY 2023	DF	<p>Cr Clifton asked the question - what was the reason for contracting these works out and why no local supplier was available.</p> <table border="1" data-bbox="607 435 1303 651"> <tr> <td data-bbox="607 435 736 651">11/05/2023</td> <td data-bbox="736 435 907 651">JCG Logistics Pty Ltd</td> <td data-bbox="907 435 1021 651">Herbicide Spraying</td> <td data-bbox="1021 435 1115 651">\$14,850</td> <td data-bbox="1115 435 1303 651">Variation;;Ravenshoe and Malanda Maintenance - JCG;;Herbicide Spraying various areas Not available on OPH List and due to staff shortages;;TRC to supply chemicals;;</td> </tr> </table>	11/05/2023	JCG Logistics Pty Ltd	Herbicide Spraying	\$14,850	Variation;;Ravenshoe and Malanda Maintenance - JCG;;Herbicide Spraying various areas Not available on OPH List and due to staff shortages;;TRC to supply chemicals;;	<p>Suppliers were unsuccessfully requested from the occasional plant hire register. Following that quotes were requested from 2 local providers including JCG, with JCG providing the most cost-effective offer. JCG have recently acquired a premises in Ravenshoe in March, for which they have provided documentation which satisfies the local supplier criteria. The decision to contract this out was made due to the staff shortages at the time, and the need to undertake these works to manage vegetation within the road corridor. This task is very important to manage vegetation where mechanical maintenance cannot get to and to improve road safety.</p> <p>Emailed 26/06/2023: Manager Roads & Projects</p>
11/05/2023	JCG Logistics Pty Ltd	Herbicide Spraying	\$14,850	Variation;;Ravenshoe and Malanda Maintenance - JCG;;Herbicide Spraying various areas Not available on OPH List and due to staff shortages;;TRC to supply chemicals;;					
22/06/2023	13.1 Financial report – MAY 2023	DF	<p>Cr Clifton raised the question, 'why we were contracting these works out?' and 'why external tippers from outside the area were used?'</p> <table border="1" data-bbox="607 852 1303 922"> <tr> <td data-bbox="607 852 736 922">17/05/2023</td> <td data-bbox="736 852 907 922">Addison (Aust) Ltd T/A 1300 Meteor Rentals</td> <td data-bbox="907 852 1021 922">Tipper Hire</td> <td data-bbox="1021 852 1115 922">\$15,750</td> <td data-bbox="1115 852 1303 922">No local supplier for this type of truck</td> </tr> </table>	17/05/2023	Addison (Aust) Ltd T/A 1300 Meteor Rentals	Tipper Hire	\$15,750	No local supplier for this type of truck	<p>Tipper hire is for 3t dual cab dry hire, being used as a ganger truck for the drainage and shoulder crew completing works in front on the northern maintenance grading crew. There is no dry hire available for 3t tipper truck in the occasional plant hire register and quotes were sought from Coates and Meteor from logistics/fleet.</p> <p>Emailed 26/06/2023: Manager Roads & Projects</p>
17/05/2023	Addison (Aust) Ltd T/A 1300 Meteor Rentals	Tipper Hire	\$15,750	No local supplier for this type of truck					

9. DEPUTATIONS AND DELEGATIONS

Ms Heidi Richards and Mr Robert Bruce representing the Mount Garnet community attended the meeting at 9.11am and presented to Councillors the petition on behalf of the Mount Garnet community to reopen the Mount Garnet Transfer Station. The presentation concluded at 9.20am.

ADHOC-1 PETITION – REQUEST TO REOPEN THE MOUNT GARNET TRANSFER STATION

Moved by Cr Haydon

Seconded by Cr Clifton

“That the petition presented by the representatives of the Mount Garnet community requesting the reopening of the Mount Garnet Transfer Station be received.”

CARRIED UNANIMOUSLY

10. MAYORAL MINUTE

No Mayoral Minutes.

11. CHIEF EXECUTIVE OFFICER

11.1. FNQROC DEVELOPMENT MANUAL

Moved by Cr Hodge

Seconded by Cr Wilce

“That Council:

1. Amend Planning Scheme Policy 4 to the Tablelands Regional Council Planning Scheme, to include Version 9 of the FNQROC Regional Development Manual; and
2. Undertake public consultation on the proposed amendments to Planning Scheme Policy 4 to the Tablelands Regional Council Planning Scheme, in accordance with the requirements of the *Planning Act 2016*; and
3. Delegates authority to the Chief Executive Officer pursuant to the *Local Government Act 2009* to finalise any and all matters associated with the preparation of the amendment to, and public consultation on Planning Scheme Policy 4 to the Tablelands Regional Council Planning Scheme.”

CARRIED UNANIMOUSLY

11.2. ECONOMIC DEVELOPMENT STRATEGY 2023-2026

Moved by Cr Clifton

Seconded by Cr Hodge

"That Council:

1. Endorse the draft Tablelands Regional Councils Economic Development Strategy 2023-2026; and
2. Delegates authority to the Chief Executive Officer to finalise all matters associated with the officer's report."

CARRIED UNANIMOUSLY

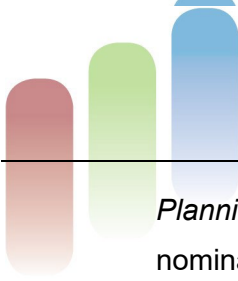
11.3. LGAQ - ANNUAL CONFERENCE

Moved by Cr Wilce

Seconded by Cr Hodge

"That Council:

1. Send two voting delegates, and authorise 2 other Councillors to attend as observers, to the Local Government Association of Queensland (LGAQ) 2023 Annual Conference "Together" to be held at the Gladstone Convention Centre from 16-18 October 2021.
2. Nominate Crs Marti and Bilney as delegates to the conference and Cr Clifton as an observer.
3. Authorise the Chief Executive Officer to approve the attendance of 1 additional Councillor as an observer should a Councillor become available to attend.
4. Submit the following motions to the Conference:
 - a. **Motion 1:** That the LGAQ request the Qld Local Government Grants Commission to make available to all Councils full particulars of the general-purpose grant calculation methodology.
 - b. **Motion 2:** That the LGAQ make further representations to *Scott Stewart MP, Minister for Resources* to have the Valuation of Land Act amended to remove the value of a Water Licence from the unimproved value of the land to which the Licence is attached.
 - c. **Motion 3:** That the LGAQ supports the existing Guideline on equity and fairness in rating for Queensland local governments being made mandatory for all Councils to adopt as guiding principles to underpin their rating decision making process.
 - d. **Motion 4:** That the LGAQ supports a change to the frequency in which land valuations are issued from annually to every three years for Rural Local Governments.
 - e. **Motion 5:** That the LGAQ make representation to *Steven Miles MP, Deputy Premier, Minister for State Development, Infrastructure, Local Government and*



Planning to make successful completion of mandatory training a prerequisite to nominating for election as a Mayor or Councillor of a Local Government. Such training to include modules on all aspects of Financial Management and Governance.

- f. **Motion 6:** That the LGAQ make representations to *Leanne Linard MP, Minister for the Environment* and the Great Barrier Reef to:
- i. have Navua sedge declared a prohibited or restricted invasive plant under the Biosecurity Act 2014.
 - ii. Provide urgent funding to accelerate research into potential biological controls for Navua Sedge.
 - iii. Provide urgent funding for the control of Navua Sedge particularly on Main Roads.
- g. **Motion 7:** That the LGAQ make urgent representation to the *Steven Miles MP, Deputy Premier, Minister for State Development, Infrastructure, Local Government and Planning* to create a mechanism for population projects provided by the Qld Treasury to be reviewed in circumstances where a Local Government considers the population projection to be incorrect.
- h. **Motion 8:** That the LGAQ make representations to the *Glen Butcher MP, Minister for Regional Development, Manufacturing and Minister for Water* to implement legislation indemnifying water and sewerage service providers from liability associated with the release of Perfluoroalkyl and Poly Fluoro Alkyl Substances (PFAS) to potable and receiving waters, including stormwater as the industry are passive receivers of these substances and there are no viable technologies to remove these substances from water and sewerage systems cost effectively.”

CARRIED UNANIMOUSLY

11.4. ADVANCE CAIRNS

Moved by Cr Hodge

Seconded by Cr Bilney

"That Council receive and note the correspondence dated 23 June 2023 from Advance Cairns."

CARRIED UNANIMOUSLY

11.5. LOCAL GOVERNMENT SUSTAINABILITY FRAMEWORK

Moved by Cr Clifton

Seconded by Cr Wilce

"That Council receive and note the correspondence dated 30 June 2023 from the Department of State Development, Infrastructure, Local Government and Planning.

CARRIED UNANIMOUSLY

11.6. PRIORS CREEK STEERING COMMITTEE - 3 JULY 2023

Moved by Cr Hodge

Seconded by Cr Wilce

"That Council receive and note the Unconfirmed Minutes of the Priors Creek Steering Committee held on 3 July 2023."

CARRIED UNANIMOUSLY

12. INFRASTRUCTURE & ENVIRONMENT SERVICES

12.1. PERMANENT ROAD CLOSURE APPLICATION - POWLEY ROAD, BARRINE

Moved by Cr Cardew

Seconded by Cr Clifton

"That Council:

1. Approve the Permanent Road Closure application subject to the following conditions:
 - All costs are to be borne by the applicant; and
 - Letter of no objection to be provided by school bus operator and/or Translink in relation to school bus turning area; and
 - Letter of no objection to be provided by Telstra and Ergon; and
 - Any materials located within the road closure area to become the property of the applicant to use or appropriately dispose of as the applicant sees fit.
2. Delegate authority to the Chief Executive Officer to do all things required to enact the approval."

CARRIED UNANIMOUSLY

12.2. PERMANENT ROAD CLOSURE APPLICATION – CLOUTIER ROAD, CARRINGTON

ATTENDANCE

Mr Tanase, Acting General Manager Infrastructure & Environment, dealt with the declared Conflict of Interest by leaving the meeting at 9.49am.

Moved by Cr Cardew

Seconded by Cr Wilce

"That Council:

1. Approve the Permanent Road Closure application to permanently close approximately 2,220m² of Cloutier Road, Carrington subject to the following conditions:
 - Letter of no objection to be obtained from Queensland Parks and Wildlife Service;
 - Letter of no objection to be obtained from Telstra and Ergon;
 - Letter of no objection to be obtained from adjoining landowner; and
 - All survey costs associated with closure to be borne by the applicant.
2. Delegate authority to the Chief Executive Officer to do all things required to enact the approval."

CARRIED UNANIMOUSLY

ATTENDANCE

Acting General Manager Infrastructure & Environment returned to the meeting at 9.50am.

12.3. 12 MONTH CONTRACT EXTENSION: WW-106-5 COMPLIANCE SAMPLING, TESTING & REPORTING WASTE & SEWAGE TREATMENT PLANT SITES

Moved by Cr Hodge

Seconded by Cr Wilce

"That Council:

1. Award a 12-month extension from 1 September 2023 for Contract WW-106-5, *Compliance Sampling, Testing & Reporting Waste & Sewage Treatment Plant Sites* to NRA Environmental Consultants for the lump sum price of \$361,368.65 (including GST), including a provisional sum of \$16,500 (including GST) for if ordered items.
2. Delegate authority to the Chief Executive Officer in accordance with the Local Government Act 2009 to enter into, negotiate, finalise and execute any and all matters associated with or in relation to this contract, including variations up to the approved operational budget allocation."

CARRIED UNANIMOUSLY

13. COMMUNITY & CORPORATE SERVICES

13.1. PRELIMINARY FINANCIAL REPORT - JUNE 2023

Moved by Cr Hodge

Seconded by Cr Clifton

"That Council receive and note the Preliminary Financial Report for June 2023."

Question on Notice - Cr Clifton asked for confirmation regarding sales revenue.

CARRIED UNANIMOUSLY

13.2. COMMUNITY GRANT PROGRAM JULY 2022 TO JUNE 2023

Moved by Cr Bilney

Seconded by Cr Haydon

"That Council receive and note the report '*Community Grant Program from 1 July 2022 to 30 June 2023.*'"

CARRIED UNANIMOUSLY

13.3. HERBERTON MINING CENTRE & MINE SITE REPORTS

Moved by Cr Haydon

Seconded by Cr Wilce

"That Council receive and note the two reports:

1. Herberton Mining Museum Preservation Needs Assessment; and
2. Great Northern Mine Rehabilitation and Interpretation Plan."

CARRIED UNANIMOUSLY

13.4. TOURISM & CULTURE ADVISORY COMMITTEES 2022-2023

Moved by Cr Haydon

Seconded by Cr Hodge

"That Council receive and note the Minutes of the Tourism and Culture Advisory Committees for 2022-2023."

CARRIED UNANIMOUSLY

13.5. INCLUSION ADVISORY COMMITTEE ANNUAL REPORT

Moved by Cr Hodge

Seconded by Cr Wilce

"That Council receive and note the Inclusion Advisory Committee Action Plan 2022-2023 Annual Review."

CARRIED UNANIMOUSLY

13.6. CYCLING ADVISORY COMMITTEE - MAY 2023

Moved by Cr Bilney

Seconded by Cr Wilce

Alternate Motion

"That Council defer Item-13.6 'Cycling Advisory Committee – May 2023' to the next meeting of Council to be held on 24 August 2023."

CARRIED UNANIMOUSLY

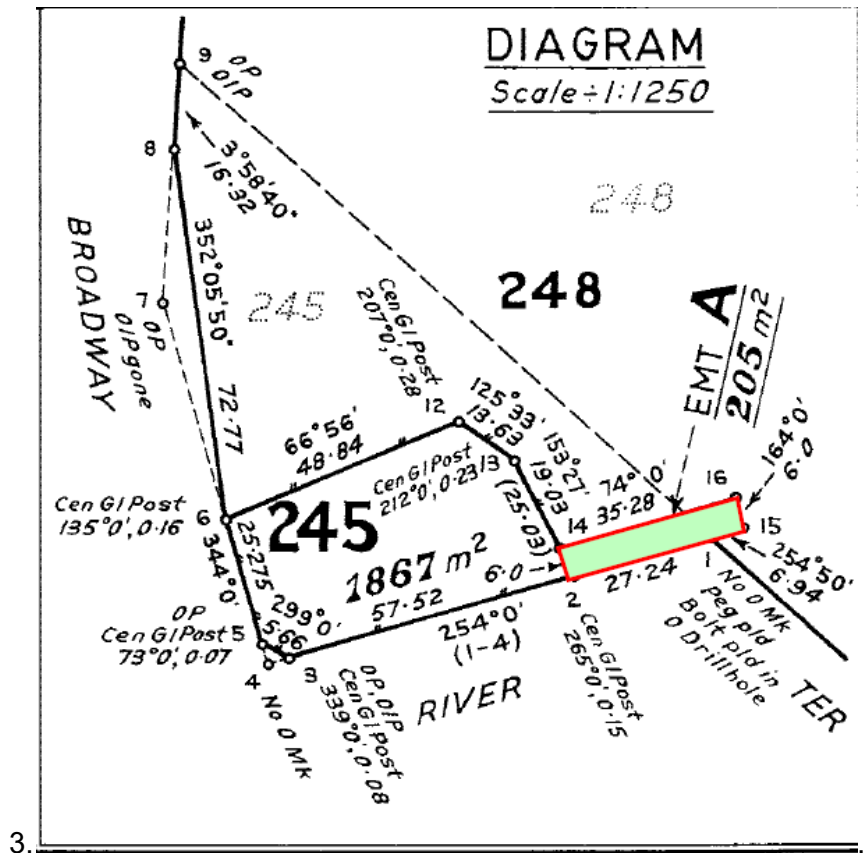
13.7. EASEMENT OVER LOT 248 ON CP895988

Moved by Cr Haydon

Seconded by Cr Clifton

"That Council:

1. Resolve to advise Catholic Education Services (Roman Catholic trust Corporation for the Diocese of Cairns) that Council support the granting of easement over part of Lot 248 on COP895988 as indicated on the sketch plan below; and
2. Delegate the power to the Chief Executive Officer to sign all documents and do all things necessary to enable the granting of the easement.



CARRIED UNANIMOUSLY

13.8. REQUEST TO PURCHASE COUNCIL LAND IN PRIORITY

Moved by Cr Cardew

Seconded by Cr Wilce

"That Council advise the adjoining owner that Council does not wish to sell Lot 7 on SP199099 as the land is still required for Council purposes."

CARRIED UNANIMOUSLY

13.9. ADOPTION OF LOCAL LAW MAKING PROCESS

Moved by Cr Hodge

Seconded by Cr Bilney

"That Council adopt the following process to make new local laws:

Local Law Making Process

For the purpose of section 29 (10) of the *Local Government Act 2009* ("the Act") the local government resolves to adopt a process for making each local law of the local government as detailed below. The process applies to the making of:

- A. Each local law that is a model local law; and
- B. Each other local law; and
- C. Each local law that is a subordinate local law; and
- D. Each interim local law.

A) Making a local law that is a model local law

The process ("model local law-making process") stated in this resolution must be used to make a local law that is a model local law, including a model local law which contains anti-competitive provisions. However, this process is not to be used to make a proposed local law that incorporates a model local law, if the proposed local law includes more than the model local law (in which case the relevant process is that for "making an 'other' local law" below.

Step 1 - By resolution, proposed to adopt the model local law.

Step 2 - If the model local law contains an anti-competitive provision, it must comply with Steps 3,4,5 and 6 of the process for making an 'other' local law below.

Step 3 - By resolution-

- (a) Make the model local law; and
- (b) If there is an existing local law about the matter that is inconsistent with the model local law, so that there is no inconsistency, amend or repeal the

existing local law by resolution at the same time that the model local law is resolved to be made by the local government;

- (c) If the model local law repeals an existing local law, and the model local law includes more than the amendment or repeal of the exiting local law, consult with relevant government entities about the overall State interest in the proposed local law.

Step 4 - Let the public know that the local law has been made, by publishing a notice of the making of the local law in accordance with the requirements of s 29B(1) to (4) inclusive of the *Local Government Act 2009*.

Step 5 - As soon as practicable after the notice is published in the gazette, ensure that a copy of the local law may be inspected and purchase at the local government's public office, at a cost no more than the cost to the local government.

Step 6 - Within 14 days after the notice is published in the gazette, give the Minister –

- (a) A copy of the notices: and
- (b) A copy of the local law in electronic form.

Step 7 - Update the local government's register of its local laws.

B) Making an “other” local law

The process (“other local law making process”) stated in this resolution must be used to make a local law (a proposed local law) other than –

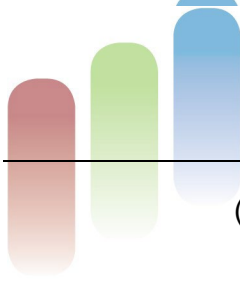
- (a) A local law that incorporate only a model local law; or
- (b) An interim local law; or
- (c) A subordinate local law;

If a proposed local law seeks to modify and incorporated model local law, or include more than the model local law, it must follow this process. A model local law that contains an anti-competitive provision must comply with steps 3,4,5 and 6 of this process only as outlined in Step 2 of the process for making a local law that is a model local law.

Step 1 - By resolution, propose to make the proposed local law.

Step 2 - Consult with relevant government entities about the overall State interest in the proposed local law.

Step 3 - (1) Consult with the public about the proposed local law for at least 14 days (the consultation period) by:



- (a) Publishing a notice (a consultation notice) about the proposed local law at least once in a newspaper circulating generally in the local government's area; and
 - (b) Displaying the consultation notice in a conspicuous place at the local government public office from the first date of the consultation period until the ends of the last day of the consultation period; and
 - (c) Making a copy of the proposed local law available for inspection at the local government's public office during the consultation period;
 - (d) Making copies of the proposed local laws available for purchase at the local government's public office during the consultation period;
- (2) The consultation notice must state the following: -
- (a) The name of the proposed local law; and
 - (b) The purpose and general effect of the proposed local law; and
 - (c) The length of the consultation period and the first and last days of the period; and
 - (d) That written submission by any person supporting or objecting to the proposed local law may be made and given to the local government on or before the last day of the consultation period stating –
 - (i) The grounds of the submission; and
 - (ii) The facts and circumstances relied on in support of the grounds.

Step 4 - If the proposed local law contains an anti-competitive provision, comply with procedures prescribed under a regulation for the review of anti-competitive provisions. For avoidance of doubt, Step 3 and this Step 4 may be undertaken contemporaneously.

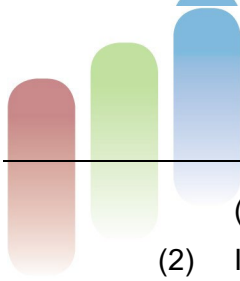
Step 5 - Accept and consider every submission properly made to the local government.

A submission is properly made to the local government if it –

- (a) Is the written submission of any person about the proposed local law; and
- (b) States-
 - (i) The grounds of the submission; and
 - (ii) The facts and circumstances relied on in support of the grounds; and
- (c) is given to the local government on or before the last day of the consultation period.

Step 6 - (1) By resolution, decide whether to –

- (a) make the proposed local law as advertised; or
- (b) make the proposed local law with amendments; or



(c) not make the proposed local law.

(2) If the local government resolves to make the proposed local law with the amendments, and the amendments are substantial, the local government may again-

(a) consult with the public at step 3; and

(b) Accept and consider every submission properly made to the local government at step 5.

(3) For the avoidance of doubt, if an amendment changes an anti-competitive provision, the local government must again comply with the procedures prescribe under a regulation for the review of anti-competitive provisions for the amended anti-competitive provisions.

Step 7- If there is an existing local law about the matter that is inconsistent with the local law, so that there is no inconsistency amend or repeal the existing local law by resolution at the same time that the local law is resolve to be made by the local government.

Step 8 - Let the public know that the local law has been made, by publishing a notice of the making of the local law in accordance with the requirements of section 29B(1) to (4) inclusive of the *Local Government Act 2009*.

Step 9 - As soon as practicable after the notice is published in the gazette, ensure that a copy of the local law may be inspected and purchased at the local government's public office, at a cost no more than the cost to the local government.

Step 10 - With the 14 days after the notice is published in the gazette, give the Minister –

(a) a copy of the notices; and

(b) a copy of the local law in electronic form.

Step 11 - Update the local government's register of its local laws.

C) Making a subordinate local law

The process ("subordinate local law making process") stated in this resolution must be used to make a subordinate local law (a proposed subordinate local law).

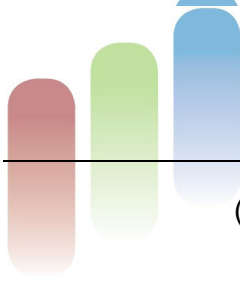
The local government may state the process for making a subordinate local law even though the process for making the local law (including a model local law) on which the subordinate local law is to be based (the proposed authorising local law) has not finished.

The local government may use steps 1 to 5 of the subordinate local law making process other than actually making the subordinate local law) before the proposed authorising local laws is made if-

- (a) in making the proposed authorising law, the local government must satisfy
 - (i) the model local law making process; or
 - (ii) the other local law making process; or
 - (iii) the interim local law making process; and
- (b) if the proposed authorising law is made under the other local law making process – the notice about the subordinate local law under Step 2 of the subordinate local law making process is published no earlier than the notice about the proposed authorising law under the step 3 of the other local law making process is published.

Step 1 - By resolution, proposed to make the proposed subordinate local law.

- Step 2 -
- (1) Consult with the public about the proposed subordinate local law for at least 14 days (the consultation period) by-
 - (a) Publishing a notice (a consultation notice) about the proposed local law at least once in a newspaper circulating generally in the local government's area; and
 - (b) Displaying the consultation notice in a conspicuous place at the local government public office from the first date of the consultation period until the ends of the last day of the consultation period; and
 - (c) Making a copy of the proposed local law available for inspection at the local government's public office during the consultation period;
 - (d) Making copies of the proposed local laws available for purchase at the local government's public office during the consultation period;
 - (2) The consultation must state the following-
 - (a) The name of the proposed subordinate local law; and
 - (b) The name of-
 - (i) The local law allowing the proposed subordinate local law to be made; or
 - (ii) If the local government has started the process for making a subordinate local law even though the process for making the proposed authorising local law; and
 - (c) The purpose and general effect of the proposed subordinate local law; and



- (d) The length of the consultation period and the first and last days of the period; and
- (e) That written submissions by any person supporting or objecting to the proposed subordinate local law may be made and given to the local government on or before the last day of the consultation period stating-
 - (i) The grounds of the submission; and
 - (ii) The fact and circumstances relied on in support of the grounds.

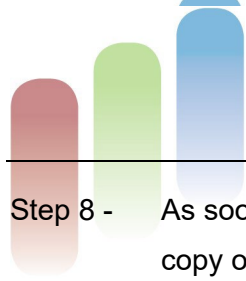
Step 3- If the proposed subordinate local law contains an anti-competitive provision, comply with the procedures prescribed under a regulation for the review of anti-competitive provisions. For avoidance of doubt, Step 2, and this Step 3, may be undertaken contemporaneously.

- Step 4 -
- (1) Accept and consider every submission properly made to the local government.
 - (2) A submission is properly made to the local government if it-
 - (a) Is the written submission of any person about the proposed subordinate local law; and
 - (b) States-
 - (i) The grounds of the submission; and
 - (ii) The facts and circumstances relied on in support of the grounds; and
 - (c) is given to the local government on or before the last day of the consultation period.

- Step 5 -
- (1) By resolution, decide whether to-
 - (a) make the proposed subordinate local law as advertised; or
 - (b) make the proposed subordinate local law with amendments; or
 - (c) not proceed with the make9ong of the local law.

Step 6 - If there is an existing law about the matter hat is inconsistent with the local law, so that there is no inconsistency amend or repeal the existing local law by resolution at the same time that the subordinate local law is resolved to be made by the local government.

Step 7 - Let the public know that the subordinate local law has been made, by publishing a notice of the making of the subordinate local law in accordance with the requirements of s 29B(1) to (4) inclusive of the *Local Government Act 2009*.

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- Step 8 - As soon as practicable after the notice is published in the gazette, ensure that a copy of the subordinate local law may be inspected and purchase at the local government's public office, at a cost no more than the cost to the local government.
- Step 9 - Within 14 days after the notice is published in the gazette, give the Minister-
- (a) a copy of the notice; and
 - (b) a copy of the subordinate local law in electronic form;
- Step 10 - Update the local government register of its local laws.

D) Making an Interim local law

The process ("interim local law making process") stated in this resolution must be used to make a local law that is an interim local law.

- Step 1 - By resolution, propose to adopt the interim local law, including setting the proposed expiry date of the interim local law.
- Step 2 - Consult with relevant government entities about the overall State interest in the proposed local law.
- Step 3 - By resolution-
- (a) make the interim local law (which includes a provision setting the expiry date of the interim local law.
 - (b) If there is an existing local law about the matter that is inconsistent with the interim local law so that there is no inconsistency amend or repeal the existing local law by resolution at the same time that the interim local law is resolved to be adopted the local government.
- Step 4 - Let the public know that the local law has been made, by publishing a notice of the making of the local in accordance with the requirements of s 29B(1) to (4), inclusive of the *Local Government Act 2009*.
- Step 5 - As soon as practicable after the notice is published in the gazette, ensure that a copy of the local law may be inspected and purchased at the local government's public office, at a cost no more than the cost to the local government.
- Step 6 - Within 14 days after the notice is published in the gazette, give the Minister –
- (a) A copy of the notice; and
 - (b) A copy of the local law in electronic form.

Step 7 - Update the local government's register of its local laws."

The mover and seconder withdrew from moving and seconding the officer's recommendation.

Alternate Motion

Moved by Cr Cardew

Seconded by Cr Clifton

"That Item-13.9 '*Adoption of Local Law-Making Process*' is deferred to the next meeting of Council to be held on 24 August 2023."

CARRIED 4-3

13.10. AMENDING LOCAL LAW NO 1

Moved by Cr Cardew

Seconded by Cr Hodge

Alternate Motion

"That Item13-10 '*Amending Local Law No 1*' is deferred to the next meeting of Council to be held on 24 August 2023."

CARRIED UNANIMOUSLY

MORNING TEA ADJOURNMENT

The meeting adjourned for morning tea at 10.23am and resumed at 10.30am.

14. NOTICE OF MOTION

14.1. NOTICE OF MOTION - CR DAVE BILNEY - MALANDA RSL SUB BRANCH

Moved by Cr Bilney

Seconded by Cr Clifton

"That Council resolve to provide a Licence Agreement to Malanda RSL Sub Branch in terms of the Land Use and Tenure Policy over property situate over Part Lot 9, 5 Elizabeth Street, Malanda known as the Malanda School of the Arts Building. Tenure should be for an initial period of 3 years.

And

Officers investigate the possibility of Council relinquishing its Trusteeship over said surplus Community Asset and seek consideration from the Department of Resources to determine the suitability of the Malanda RSL Sub Branch to be appointed as Trustees."

CARRIED UNANIMOUSLY

14.2. NOTICE OF MOTION - CR PETER HODGE – PRIORS CREEK STEERING COMMITTEE

Moved by Cr Hodge

Seconded by Cr Clifton

“That the Priors Creek Steering Committee be increased to include the whole of Council.”

CARRIED 5-2

15. BUSINESS WITHOUT NOTICE

ADHOC-2 COUNCILLOR PARTICIPATION IN ADVISORY AND STEERING COMMITTEE MEETINGS

Moved by Cr Clifton

Seconded by Cr Cardew

“That the CEO prepare a report on the participation of councillors in all council advisory and steering committee meetings.”

CARRIED UNANIMOUSLY

16. CONFIDENTIAL ITEMS

CLOSURE OF MEETING

Moved by Cr Hodge

Seconded by Cr Wilce

"That in accordance with Section 254J of the *Local Government Regulation 2012*, the meeting be closed to the public at 11.09am to discuss matters relative to:

16.1. Councillor Remuneration

(d) Council budget.

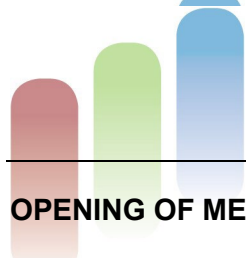
16.2. NQ Savannah Property Sales - Shop 4 Ravenshoe Town Hall

(g) negotiations relating to a commercial matter involving the local government for which a public discussion would be likely to prejudice the interests of the local government.

16.3. Renewal of QFES Lease with Reception Licence

(g) negotiations relating to a commercial matter involving the local government for which a public discussion would be likely to prejudice the interests of the local government.

CARRIED UNANIMOUSLY



OPENING OF MEETING

Moved by Cr Hodge

Seconded by Cr Wilce

"That the meeting be opened at 11.19am."

CARRIED UNANIMOUSLY

16.1. COUNCILLOR REMUNERATION

Moved by Cr Hodge

Seconded by Cr Wilce

"That Council accept the recommendation of the Local Government Remuneration Commission in respect of remuneration for Councillors from 1 July 2023 for mayors, deputy mayors and councillors of local governments.

CARRIED UNANIMOUSLY

16.2. NQ SAVANAH PROPERTY SALES - SHOP 4 (LEASE D) RAVENSHOE TOWN HALL

Moved by Cr Haydon

Seconded by Cr Wilce

"That Council resolve to:

1. Apply the exemption section 236(1)(e) Local Government Regulation 2012;
2. Grant a commercial lease the over Shop 4 (Lease D), being part of Lot 6 on RP 705736, Ravenshoe Town Hall, 54 Grigg Street, Ravenshoe, to Darlene Rose Brooks of NQ Savannah Property Sales;
3. Delegate the authority to the Chief Executive Officer to negotiate and finalise the terms of the lease generally, including but not limited to the following:
 - a. Term no more than 5 years;
 - b. Rent is to be more than the independent valuation;
 - c. Parties obligations, including but not limited to costs and outgoings, in accordance with a Commercial Lease."

CARRIED UNANIMOUSLY

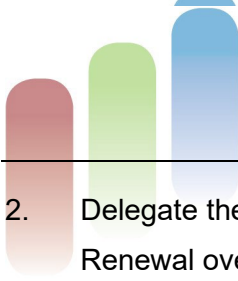
16.3. RENEWAL OF QFES LEASE WITH RECEPTION LICENCE

Moved by Cr Hodge

Seconded by Cr Clifton

"That Council:

1. Apply section 236(1)(C)(iii) of the Local Government Regulation 2012 and renew the Lease over part of Lot 2 on Crown Plan NR7968, on terms acceptable to council.



- 2. Delegate the power to the Chief Executive Officer to negotiate and finalise the lease Renewal over part of Lot 2 on Crown Plan NR7968.”

CARRIED UNANIMOUSLY

17. NEXT MEETING OF COUNCIL

The next meeting of Council will be held at Atherton.

Planning Committee Meeting 10 August 2023

Ordinary Meeting 24 August 2023

There being no further business, the meeting closed 11.21am.

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Cr Rod Marti

Mayor

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Gary Rinehart

Chief Executive Officer