



MCKINLAY SHIRE COUNCIL

CONFIRMED MINUTES

OF THE

ORDINARY MEETING OF COUNCIL

HELD AT THE

BOARD ROOM, CIVIC CENTRE
JULIA CREEK

18th JUNE 2013

CONFIRMED MINUTES

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Moved Cr.Walker

Seconded Cr.Curr

That Council:

- i. make application under the Fluoridation Capital Assistance Program (QFCAP) to fund a project which sets out to reduce the level of naturally occurring fluoride found in Julia Creek's bore water by "blending" water from all five bores at a central location.
- ii. Seek quotations from specialists in water treatment design under the LGAQ LocalBuy standing offer arrangement for the preparation of the fluoridation concept design report.

CARRIED

Resolution No.231/1213

- ATTENDANCE – Matt Fanning left the meeting at 9:42am

7. ENVIRONMENT AND REGULATORY SERVICES REPORT

7.1 Environment and Regulatory Works Report

Moved Cr.Walker

Seconded Cr.Hick

That council receive the Environment and Regulatory Works Report

CARRIED

Resolution No.232/1213

7.2 Delegation of Authority to CEO – Waste Reduction and Recycling Act 2011

This report seeks Council's resolution to delegate powers under the Waste Reduction and Recycling Act 2011, to the Chief Executive Officer pursuant to section 263 (1) (b) and section 183 of the Waste Reduction and Recycling Act 2011. These delegations will ensure that Council Officers have the appropriate authority to enforce waste and littering offences as prescribed in the Act.

Moved Cr.Batt

Seconded Cr.Walker

That Council, Pursuant to section 263 (1) (b) and section 183 of the Waste Reduction and Recycling Act 2011 resolves to delegate the exercise of all powers contained in Waste Reduction and Recycling Act 2011 (which are capable of delegation) to the Chief Executive Officer.

CARRIED

Resolution No. 233/1213

7.3 Sales of Lots by Tenders – McKinlay

This report seeks Council's resolution to sell by tender Lots 703, 704, 705 on Plan AL75 Wylde Street and lots 708, 709 and 710 on plan AL75 Embly Street McKinlay.

Moved Cr.Hick

Seconded Cr.Curr

That Council;

1. Offer for sale by public tender Lots 703, 704, 705, 708, 709 and 710 on plan AL75 at McKinlay.
2. The tender period is for a duration of 21 days;
3. Advertising of the sale is made through local newspapers and/or public/ community notice boards;
4. The reserve price is based on the current unimproved valuation of the land;

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5. The highest and conforming tender above the reserve will be the successful tenderer;
6. The CEO may enter into negotiations with the tender to negotiate the sale of the lots;
7. Approval of the sale is made by resolution of Council upon closing tenders;
8. The successful purchaser is responsible for all costs associated with the legal transfer of the property from Council;
9. The successful tenderer is responsible for all payment of all rates etc. as applicable from approval of sale by Council.

CARRIED

Resolution No.234 /1213

Cr. Murphy declared a perceived conflict of interest (as per section 173 of the *Local Government Act 2009*) in relation to item 7.4 Development Application – MCK 2012 07 McAuley Earthmoving Extractive Industry and ERA.

Cr. Murphy dealt with the perceived conflict of interest by stating that it was her determination that their personal interest is not of sufficient significance that would lead to her making a decision on this matter that is contrary to the public interest. Cr. Murphy participated in the discussion and voting on this matter.

7.4 Development Application – MCK 2012 07 McAuley Earthmoving Extractive Industry and ERA

McAuley Earthmoving P/L made application to Council in October 2012 for Development Approval for the establishment of an extractive industry and ERA (sand quarry operation) at their property situated on Lot 4119 ON PH885 the McKinlay River, Answer Downs McKinlay.

As part of the development, a Material Change of Use Code Assessment was required in order to comply with Sustainable Planning Act 2009 and Councils Planning Scheme. Council referred this application to two (2) referral agencies as required under the Sustainable Planning Act 2009.

The Department of Natural Resources and Mines (NRM) and the Department of Environment and Heritage Protection (EHP) have provided Council with their assessment conditions. These conditions form Councils conditions as Assessment Manager.

Council planning consultant has provided a report that details that the proposed usage is generally consistent with the planning scheme and is also conditioned and or licensed by the relevant agency.

Moved Cr.Batt

Seconded Cr.Walker

That Council in accordance with the Sustainable Planning Act 2009 as amended notify the applicant that the application for a Development Permit for a Material Change of Use for Extractive Industry and Environmentally Relevant Activity located at the McKinlay River, Answer Downs McKinlay, being Lot 4119 ON PH885, is approved subject to the conditions detailed below:

A. ASSESSEMENT MANAGERS CONDITIONS (Council)

General

1. Development is to be undertaken generally in accordance with the approved plans, except where conditions of approval dictate otherwise.
2. The proposed development is to comply with all conditions of approval prior to commencement of use.
3. The developer shall bear the cost of all alterations necessary to public utility mains, services or installations necessitated by this approval with all works being undertaken to Council standard.

Amenity

4. All new buildings, structures and permanent equipment associated with the use are to be located or screened from view from the road reserve or public space and not to exceed 10m in height from the natural ground level.

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5. Any new lighting is to be installed in accordance with Australian Standard AS1158: Public Lighting Code.
6. Any new outdoor lighting is to be provided in accordance with Australian Standard AS4282-1987 Control of the obtrusive effects of outdoor lighting.
7. The developer is to ensure all refuse storage areas are surfaced with an impervious material and are to be accessible by a hose-cock for washing down.
8. Effective property numbering is to be installed along the primary road frontage adjacent to the main entry point to the site
9. The design, location and size of any proposed signage is to be lodged with Council for approval prior to installation.

Infrastructure and Services

10. The site is to be serviced by a single bore capable of delivering a water supply suitable for domestic purposes with a continuous flow rate of 0.25 litres per second.
11. The developer must ensure that no ponding of stormwater occurs on adjacent allotments as a result of works associated with the proposal and that no stormwater formerly flowing onto the premises is diverted onto other neighbouring allotments.
12. The developer is required to implement a Dust, Soil Erosion and Sediment Control regime so as ensure the containment of material on site.

Advice

The proponent is also required to comply with the requirements of the attached referral agency responses.

Rights of Appeal

The Applicants attention is drawn to attachment 4 to this notice with details the applicants right of appeal to the decision notice under the Sustainable Planning Act 2009.

CARRIED

Resolution No.235/1213

RECESS: 10:30 -11.02am The Mayor adjourned the meeting for morning tea.

8. COMMUNITY SERVICES REPORT

8.1 Community Service Report

Moved Cr.Hick

Seconded Cr.Batt

That Council receive the Community Services Report.

CARRIED

Resolution No.236/1213

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- Mayor Belinda Murphy wanted to publicly thank Sports and Recreational Officer Bec Climie for all the hard work and initiative for the writer's workshop with Sara Storer on the weekend that engaged a large number of community members and visitors on the day.

8.2 Community Small Grant – Turf Club

Council at its May Ordinary Council Meeting resolved to further investigate the Community Small Grant request from Julia Creek Turf Club.

Moved Cr.Hick

Seconded Cr.Walker

That Council approve the Julia Creek Turf Club's Community Small Grant Infrastructure project- Install shade sail and grass turf \$4768.90.

CARRIED

Resolution No. 237/1213

8.3 Donation Request – NQ Rescue Helicopter

NQ Rescue Helicopter has requested a donation of \$15,000 for the 2013/14 financial year.

Moved Cr.Batt

Seconded Cr.Curr

That Council donate \$15,000 to the NQ Rescue Helicopter for the 13/14 financial year.

CARRIED

Resolution No. 238/1213

8.4 ANZAC Centenary Local Grants Program – Election of Committee Representative

Council are encouraged to be involved with the ANZAC Centenary Local Grants Program. Federal Member for Kennedy the Hon Bob Katter MP seeks the election of a committee Representative for our council and proposals to commemorate the ANZAC 100 Year Anniversary.

Moved Cr.Walker

Seconded Cr.Hick

That Council nominates Community Services Team Leader Jade Lyons as McKinlay Shire Councils representative as the selected committee member for our local government area.

CARRIED

Resolution No. 239/1213

8.5 Sponsorship Request – Julia Creek QCWA

Council is presented with a Sponsorship Request from the Julia Creek QCWA for their 90th birthday celebrations.

Moved Cr.Walker

Seconded Cr.Hick

That Council sponsor the QCWA Julia Creek Branch 90th Birthday Celebrations for \$4,000.

CARRIED

Resolution No.240/1213

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8.6 Sponsorship Request – McKinlay Race Club

Council was presented with a Sponsorship Request from the McKinlay Race Club at its May Ordinary Meeting. The McKinlay Race Club have requested a change to their sponsorship. This change will amend the resolution 219/1213 from the May 2013 Ordinary meeting.

Moved Cr.Walker

Seconded Cr.Batt

That Council sponsor the McKinlay Race Club \$550 for the 100m foot race, \$550 for the Governess kids activities, \$550 for fashions of the field, \$2,500 for the Benchmark 65 Handicap race and \$850 for ambulance service.

CARRIED

Resolution No.241/1213

8.7 Suncorp Beef Forum

Council is presented with a request from Suncorp seeking support for their Beef Forum to be held in Julia Creek on 2nd July 2013.

Moved Cr.Curr

Seconded Cr.Walker

That Council decline Suncorp's request for event support due to recent support provided to the McKinlay Shire Beef 2U event.

CARRIED

Resolution No. 242/1213

9. CORPORATE SERVICES REPORT

9.1 Corporate Services Report

Moved Cr.Walker

Seconded Cr.Hick

That council receive the Corporate Services Report

CARRIED

Resolution No.243/1213

9.2 Procurement Policy Review

Amendment to the Procurement Policy to include a local preference margin of 10%.

Moved Cr.Curr

Seconded Cr.Walker

That Council adopt the revised Procurement Policy Version 3.4 as presented

CARRIED

Resolution No. 244/1213

10. CHIEF EXECUTIVE OFFICERS REPORT

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10.1 Chief Executive Officers Report

Moved Cr.Hick

Seconded Cr.Walker

That council receive the Chief Executive Officers Report

CARRIED

Resolution No.245/1213

10.2 Financial Contribution to Proposed Regional Development Strategy

MITEZ propose to facilitate a new development strategy for the North West Mineral Province in coordination with Mount Isa City Council, Cloncurry Shire Council, McKinlay Shire Council, QRC, Queensland Government, Regional Development Australia and the Mount Isa Chamber of Commerce to get the project underway. MITEZ seek confirmation on the financial contribution of \$5000 to initiate the study.

Moved Cr.Walker

Seconded Cr.Curr

That Council confirms support and the financial contribution of \$5000 to the Proposed Regional Development Strategy for the North West Minerals Province.

CARRIED

Resolution No. 246/1213

ADJOURNMENT: 12:43pm – 1:25pm The Mayor adjourned the meeting for lunch. Upon resumption all members were present. Director of Environment and Regulatory Services left the meeting.

11. MEMBERS BUSINESS

- Correct naming of roads in relation to emergency communication centre and correct identification of local roads. Council to investigate as to a change of name for Kynuna Road to Wills Development Road.

12. CLOSURE OF MEETING

The Chair of the meeting, Cr. Belinda Murphy, Mayor, declared the meeting closed at 1:40pm

Cr Belinda Murphy
Mayor