



MCKINLAY SHIRE COUNCIL

CONFIRMED MINUTES

OF THE

ORDINARY MEETING OF COUNCIL

HELD AT THE

BOARD ROOM, CIVIC CENTRE
JULIA CREEK

17th March 2015

CONFIRMED MINUTES

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5. ENVIRONMENT AND REGULATORY SERVICES REPORT

5.1 Environment and Regulatory Works Report – February 2015

This report outlines the general activities, revenue and expenditure for the department for the period of February 2015 and generally up to date of writing this report.

Moved Cr. Walker

Seconded Cr. Batt

That Council receive the February 2015 Environment and Regulatory Services Works Report

CARRIED 5/0

Resolution No.180/1415

5.2 Proposed Property Numbering 2-8 Coyne Street Julia Creek

This report is to make recommendation to Council for the approval of the property/house numbering of Lot 20 SP236390 to be also known as 2-8 Coyne Street Julia Creek. This property is the current Independent Living Units and Community Centre complex located on Coyne Street.

The property has not previously been allocated house numbers and Council may if it wishes to do so allocate same and formally advise the Department of Natural Resources and Mines for updated of the relevant property information.

The formal adoption of house numbering allows for the property to be more easily recognised in general addressing of the property, attendance of emergency services and the like.

Moved Cr. Hick

Seconded Cr. Walker

That Council formally adopts the house numbering of Lot 20 SP236390 as 2-8 Coyne Street Julia Creek.

CARRIED 5/0

Resolution No.181/1415

5.3 Application of conversion of GHPL 13/2079

This report makes recommendation to Council to provide relative comments to the Department of Natural Resources and Mines (DNRM) for the application for conversion of Grazing Homestead Perpetual Lease (GHPL) 13/2079 being Lot 10 AL5 and Lot 14 AL50.

Council has received a request from the Department to provide comment or provide any conditions that may require for the proposed conversion. Lot 10 AL 5 is located on the Landsbrough Highway about 5 Km to the NW of McKinlay. Lot 14 AL50 comprises a number of lots located on the Cannington Road about 5 Km to the south of McKinlay.

The lots are located outside the Township of McKinlay and do not directly connect to any specific service provided by Council. Lot 14 AL 50 is bordered by the Cannington Road and any fencing and access to the lot will be currently provided for. Noting that Council is not responsible for fencing on properties bounded by road reserve.

Moved Cr. Curr

Seconded Cr. Hick

That Council advises the Department of Natural Resources and Mines that;

1. Council has no specific requirements for the proposed conversion; and
2. all costs related to the application are borne by the applicant

CARRIED 5/0

Resolution No.182/1415

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5.4 Approval of Fencing Lot 230/21 EN 128 as part of DA MCK 2013_07

This report makes recommendation to Council to approve fencing between Lot 20 and 21 of EN 128 as part of the development approval DA MCK 2013_07.

Condition 5 of the Development Approval required the applicants to provide Council with the type of fencing intended to separate the proposed boundary realignment between the two (2) lots as part of the proposed Reconfiguration.

The applicants provided a request dated 9 February 2015 for Council to approve a boundary fence based on the following:

1. 1.8 meter high Security Fence from the Trucking Yards Road frontage to the existing shed located in lot 21. This type of fence is similar and consistence with the use at the site and immediate general area and usage - being commercial/industrial type usage;
2. 1.8 meter high Lysart type metal panel (named "Tin" in the letter) generally from the southern side of the shed located at Lot 21 and the existing residence on lot 20. This is considered consistent for a fence between a residential and or non residential usage ; and
3. Standard barb wire fencing on the paddock area between the two (2) lots. this is considered appropriate for the "rural" type usage

Moved Cr. Walker

Seconded Cr. Batt

That Council advises the applicants that;

1. The type and configuration of fencing as detailed in correspondence dated 9 February 2015 is suitable in meeting the intent of Condition 5 of DA MCK 2013_07;and
2. Changes to the fencing type or configuration requires approval from Council;

CARRIED 5/0

Resolution No.183/1415

5.5 Special Lease 202000 Lot 38 EN 99

This report make recommendation to Council to formally advise the Department of Natural Resources and Mines (DNRM) for the formal return of Lot 38 EN99 be included in Pasturage Reserve R5 being Lot 57 SP 232864.

Council at its meeting in January 2015 considered a request from DNRM to renew the special lease. However it was established that the company applying for the renewal had been placed into administration. Council subsequently requested clarification from the department on the status of the company. DNRM advised Council that the company now no longer requires the lease and that the department is now in the process of considering options of tenure over the lot. These options include:

1. Disposal of the property as freehold; or
2. Open the areas as road reserve; or
3. Include the area into the existing Pasturage Reserve R5 being Lot 57 SP 232864.

Following consideration of the most appropriate future use of the site and tenure it has been considered that the inclusion of the lot into the existing and adjoin Pasturage Reserve as being the Councils preferred option.

Moved Cr. Hick

Seconded Cr. Curr

That Council advise the Department of Natural Resources and Mines that its preferred option for Lot 38 EN 99 is for its inclusion in Pasturage Reserve R5 being Lot 57 SP 232864.

CARRIED 5/0

Resolution No.184/1415

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5.6 Amendment to commencement date - McKinlay Shire Planning Scheme

This report makes recommendations to Council for the amendment of the commencement date for the formal adoption of the amended McKinlay Shire Amended Planning Scheme 2015.

Council, at its meeting in February 2015 adopted the McKinlay Shire Amended Planning Scheme 2015. As part of the process of the adoption of the scheme, Council resolved (Resolution No.154/1415) to adopt the scheme on 24 February 2015 with a commencement date of 9 March 2015.

As part of the adoption of the scheme, the amendment was to be advertised in various forms. This advertising was not carried out as per the requirements under the Sustainable Planning Act 2009, therefore this may place the scheme at risk in the future.

To resolve this particular matter, the solution is to re-advertise the scheme with a new commencement date. Council should note that the adopted date of 24 February 2015 stands as part of the initial resolution of Council. Given the necessary time frames, the revised Commencement Date is Monday 30 March 2015.

Moved Cr. Walker

Seconded Cr. Hick

That Council revises the commencement date of the Amended McKinlay Shire Council Planning Scheme to 30 March 2015

CARRIED 5/0

Resolution No.185/1415

Attendance – Director of Environment and Regulatory Services Geoff Rintoul left the meeting at 10:00am

Attendance – Director of Engineering Brian Wood entered the meeting at 10:20

RECESS: 10:05am – 10:30am The Mayor adjourned the meeting for morning tea

6. ENGINEERING SERVICE REPORT

6.1 Engineering Works Report

Moved Cr. Hick

Seconded Cr. Walker

That Council receive the Engineering Services Works Report

CARRIED 5/0

Resolution No.186/1415

6.2 Request to Erect Signs Toolebuc- McKinlay (Cannington) Road

Council has received a request from BHP Billiton to erect two signs on the public road to provide information to truck drivers who are entering the mine. The proposal is to erect the two signs at approximately 600m and 400m before the entry into the mine advising them to contact mine warehouse to have a safety induction done.

The standard procedure for erection of signs in public roads is covered in the Manual of Uniform Traffic Control Devices. This manual includes Traffic and Directional signs including Regulatory, Warning, Speed Limits, and Tourist facilities and Service signs.

The signs that have been requested do not fall into the above categories as they relate directly to the business of the Mine. This matter is therefore one to be decided by Council.

The vast majority of traffic using this public road is Mine traffic and a case could well be argued for these signs to be erected on the public road.

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Moved Cr. Walker Seconded Cr. Hick

That Council approves the erection of 2 signs on the Toolebuc McKinlay Road subject to all costs for supply maintenance and removal be borne by the Mine.

CARRIED 5/0

Resolution No.187/1415

Attendance – Director of Engineering Brian Wood left the meeting at 11:18am

Attendance – Director of Community and Corporate Services Tenneil Cody entered the meeting at 11:20am

7. COMMUNITY SERVICES REPORT

7.1 Community Service Report

Moved Cr. Hick Seconded Cr. Walker

That Council receive the Community Services Report.

CARRIED 5/0

Resolution No.188/1415

7.2 Sponsorship Request – Julia Creek Pony Club

Council makes provision within its budget for support to Community organisations through the Community Grant program in particular by way of sponsorship. Council is presented with a request for sponsorship from Julia Creek Pony Club for consideration.

Moved Cr. Walker Seconded Cr. Hick

That Council approve the Julia Creek Pony Club's sponsorship application for funding totaling \$5,000 for the 2015 Julia Creek Pony Club Youth Camp.

CARRIED 5/0

Resolution No.189/1415

7.3 Regional Arts Development fund round 2 Approvals

Council's round 2 of RADF closed on the 27th February 2015. The RADF Committee will assess the applications on Monday 16th March and present the recommendations for Council's ratification.

Moved Cr. Hick Seconded Cr. Walker

That Council ratify the recommendations made by the Regional Arts Development Fund Committee:

- Julia Creek Western riding Club: approve the leather plaiting workshop \$1,960;
- McKinlay Shire council; approve the Sweet, Sour and Saucy tour \$2,250;
- McKinlay Shire council; approve to run reading and writing workshop \$7,741

CARRIED 5/0

Resolution No.190/1415

Cr Murphy declared a real conflict of interest (as per section 173 of the Local Government Act 2009) in relation to 7.3 Donation Request – Bravehearts due to being a team member of Bravehearts. Cr Murphy left the meeting room, taking no part in the debate or decision of the meeting.

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Attendance – Cr. Belinda Murphy left the meeting at 11:45am

Attendance – Executive Assistant Linda McNab left the meeting at 11:45am

Cr. Batt chaired the meeting.

7.4 Donation Request - Bravehearts

Council has received a written request for financial support by way of donation to a local fundraising initiative for the Bravehearts organisation.

Moved Cr. Curr Seconded Cr. Hick

That Council make a monetary donation to Bravehearts of \$1000.

CARRIED 5/0

Resolution No.191/1415

Attendance – Cr. Belinda Murphy re-entered the meeting at 11:50am

Attendance – Executive Assistant Linda McNab re-entered the meeting at 11:50am

8. CORPORATE SERVICES REPORT

8.1 Corporate Services Report

Moved Cr. Walker Seconded Cr. Batt

That Council receive the Corporate Services Report

CARRIED 5/0

Resolution No.192/1415

Attendance – Cr. Curr left the meeting at 11:55am – 12:00pm

Attendance – Director of Corporate and Community Services Tenneil Cody left the meeting at 12:01pm

9. CHIEF EXECUTIVE OFFICERS REPORT

9.1 Chief Executive Officers Report

Moved Cr. Walker Seconded Cr. Batt

That Council receive the Chief Executive Officers Report.

CARRIED 5/0

Resolution No.193/1415

10. WORK PLACE HEALTH AND SAFETY

Work Place Health and Safety Officer and Director of Environment and Regulatory services attended LGAQ Asbestos training in Mount Isa 4-6th March.

11. MEMBERS BUSINESS

Moved Cr. Curr Seconded Cr. Hick

That Council resolves to leave the Councillors remuneration unchanged for the period from the 1st of July 2015. The Mayor is to formally request approval in writing from the Local Government remuneration and Discipline Tribunal under section 246 (1) and (2).

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CARRIED 5/0

Resolution No.194/1415

EBA – CEO advised that a meeting with LGAQ has been arranged for Friday 27th March.

12. CLOSURE OF MEETING

The Chair of the meeting, Cr. Belinda Murphy declared the meeting closed 12:25pm

Cr Belinda Murphy
Mayor