



MCKINLAY SHIRE COUNCIL

CONFIRMED MINUTES

OF THE

ORDINARY MEETING OF COUNCIL

HELD AT THE

BOARDROOM, CIVIC CENTRE
JULIA CREEK

Tuesday 18th July 2017

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1. OPENING BUSINESS

All Councillors having signed the Attendance Book, the Mayor declared the meeting open at 8:07am.

2. ATTENDANCE

Mayor: Cr. B Murphy

Members: Cr. N. Walker, Cr. P. Curr, Cr. J. Fegan, Cr. S. Royes

Staff:

Chief Executive Officer Mr Peter Fitchat
Executive Assistant Mrs Amy Tinning
Director of Corporate & Community Services Mrs Tenneil Cody

Apologies:

Nil

Other people in attendance:

Nil

3. CONFIRMATION OF MINUTES

Confirmation of Minutes of the Ordinary Meeting of Council held on 16th June 2017.

RECOMMENDATION

That the Minutes of the Ordinary Meeting on 16th June 2017 be confirmed.

Resolution No. 001/1718

The Minutes of Ordinary Meeting on 16th June 2017 confirmed, with the following changes:

- June Agenda Item 8.1 Rates Correspondence. Council resolve to amend resolution to match the recommendation.

Moved Cr. J Fegan

Seconded Cr. S Royes

CARRIED 5/0

4. BUSINESS ARISING FROM PREVIOUS MINUTES

Nil

7.COMMUNITY SERVICES REPORT

Resolution No. 002/1718

Council resolve to amend the order of agenda to receive the Community and Corporate Services Report.

Moved Cr. J Fegan

Seconded Cr. S Royes

CARRIED 5/0

7.0 Community Services Monthly Report

Council is presented with the monthly Community Services report, which provides an overview of the operations for the month of June 2017.

RECOMMENDATION

That Council receive the Community Services monthly report for June 2017.

Resolution No. 003/1718

That Council receive the Community Services monthly report for June 2017.

Moved Cr. P Curr

Seconded Cr. S Royes

CARRIED 5/0

7.1 Funding Support – Julia Creek Chaplaincy

Council has received a request for financial support from Julia Creek Chaplaincy to assist with the employment of a School Chaplain at Julia Creek State School. The application is presented for Council's consideration.

RECOMMENDATION

That Council support Julia Creek Chaplaincy by way of financial support of \$7,000 for a School Chaplain to be situated at Julia Creek State School.

Resolution No. 004/1718

Council support Julia Creek Chaplaincy by way of financial support of \$7,000 for a School Chaplain to be situated at Julia Creek School.

Moved Cr. S Royes

Seconded Cr. P Curr

CARRIED 5/0

7.2 Community Sponsorship – Sedan Dip Sports and Recreation Club Inc.

Council has received a request for Community Sponsorship from Sedan Dip Sports and Recreation Club Inc. to support the Sedan Dip Races, Rodeo and Campdraft to be held 18th to 20th August 2017. The application is presented for Council's consideration.

RECOMMENDATION

That Council support Sedan Sports and Recreation Club Inc. by way of financial support of \$4,620 for the provision of a live band for two nights of the Sedan Dip through Council's Sponsorship Grants.

Resolution No. 005/1718

That Council support Sedan Sports and Recreation Club Inc. by way of financial support of \$4,620 for the provision of a live band for two nights of the Sedan Dip. through Council's Sponsorship Grants.

Moved Cr. N Walker

Seconded Cr. S Royes

CARRIED 5/0

7.3 Funding Support – Julia Creek Amateur Swimming Club Inc

Council has received a request for financial support from the Julia Creek Amateur Swimming Club to assist with hosting a community ball in October 2017. The application is presented for Council's consideration.

RECOMMENDATION

That Council support the Julia Creek Amateur Swimming Club by way of financial support of \$5,000 for a community ball through Council's Drought Funding assistance.

Resolution No. 006/1718

Council support the Julia Creek Amateur Swimming Club by way of financial support of \$5,000 for a community ball through Council's Drought Funding assistance.

Moved Cr. P Curr

Seconded Cr. J Fegan

CARRIED 5/0

7.4 Julia Creek Swimming Complex

RECOMMENDATION

That Council receives this report for Council information.

Resolution No. 007/1718

Council receives this report for information purposes.

Moved Cr. S Royes

Seconded Cr. J Fegan

CARRIED 5/0

7.5 Regional Arts Development Fund – Quick Response

Council have received Quick Response applications for funding through the Regional Arts Development Fund (RADF). The RADF Committee will assess the applications via email and present the recommendations for Council's ratification at the Ordinary Meeting.

RECOMMENDATION

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

- McKinlay Shire Council : Rocky Instincts \$6,445;

- Julia Creek Art Group : Drawing with Determination \$3,520;
- McKinlay Shire Council : Medical Centre mosaic project \$19,545.

Resolution No. 008/1718

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

- McKinlay Shire Council : Rocky Instincts \$6,445;
- Julia Creek Art Group : Drawing with Determination \$3,520;
- McKinlay Shire Council : Medical Centre mosaic project \$19,545.

Moved Cr. S Royes

Seconded Cr. J Fegan

CARRIED 5/0

8. CORPORATE SERVICES REPORT

8.0 Corporate Services Monthly Report

The Corporate Services Report as of 30th June 2017 which summarises the financial performance and position, is presented to Council.

RECOMMENDATION

That Council receives the monthly Corporate Services Report for the period ending 30th June 2017.

Resolution No. 009/1718

Council receives the monthly Corporate Services Report for the period ending 30th June 2017.

Moved Cr. N Walker

Seconded Cr. S Royes

CARRIED 5/0

8.1 Development of New Corporate Logo

Council has recently commenced a project to create a modern Corporate Logo. To this end 360 Creative were engaged to undertake the project, and now present Council with four concept logo's for discussion.

RECOMMENDATION

That Council consider the logos and provide comment and preference with regard to fonts, colours and style.

8.2 Register of Delegations

Provisions of the *Local Government Act 2009* allow Council to delegate a power under the Act or another Act to the Chief Executive Officer. Further to this the Act requires the Chief Executive Officer to keep a Register of those Delegations. Due to recent legislative changes, amendments to the Delegations Register – Council to CEO have been required and Council is presented with the revised delegations for those Acts to be included in the Register of Delegations – Council to CEO for consideration.

RECOMMENDATION

That all powers referred to in the document titled "Amendment Register of Delegations July 2017 – Council to CEO" attached to this report are hereby delegated by Council to the Chief Executive Officer of Council pursuant to section 257 of the Local Government Act 2009. All prior delegations of powers under the Regulations and Acts contained in this amendment report are repealed.

Further

That the following previously delegated powers under the Stock Act 1915 and Sustainable Planning Regulation 2009 be repealed and removed from the register.

Resolution No. 010/1718

All powers referred to in the document titled “Amendment Register of Delegations July 2017 – Council to CEO” attached to this report are hereby delegated by Council to the Chief Executive Officer of Council pursuant to section 257 of the Local Government Act 2009. All prior delegations of powers under the Regulations and Acts contained in this amendment report are repealed.

Further

The following previously delegated powers under the Stock Act 1915 and Sustainable Planning Regulation 2009 be repealed and removed from the register.

Moved Cr. P Curr

Seconded Cr. N Walker

CARRIED 5/0

Attendance - Director of Engineering, Environmental and Regulatory Services, Andrew Boardman entered the meeting room at 8:49am.

Attendance – Director of Corporate and Community Services Tenneil Cody left the meeting room at 8:50am.

Resolution No. 011/1718

Councils accepts to return to the order of agenda, with Acting Director of Engineering, Andrew Boardman presenting the Engineering Services Report.

Moved N Walker

Seconded J Fegan

CARRIED 5/0

5. ENGINEERING SERVICES REPORT

5.0 Engineering Works Report

Acting Director of Engineering, Andrew Boardman delivered the Engineering Services Report.

RECOMMENDATION

For Council information.

Resolution No. 012/1718

That Council receives the Engineering Services Report services report.

Moved Cr. N Walker

Seconded Cr. P Curr

CARRIED 5/0

5.1 CONFIDENTIAL - Plant Tender T1617011

Resolution No. 013/1718

That Council resolve that the meeting be closed to the public under section 217 1(g) of the Local Government Regulation 2012.

Moved Cr. P Curr

Seconded Cr. J Fegan

CARRIED 5/0

Closure of meeting occurred at 8:55am.

Resolution No. 014/1718

That Council resolve to re-open the meeting to the public.

Moved Cr. N Walker

Seconded Cr. J Fegan

CARRIED 5/0

Re-opening of meeting at 8:56am

Confidentiality:

This report is CONFIDENTIAL in accordance with *Section 275 1(e) of the Local Government Regulation 2012*, which provides for a local government to resolve that a meeting be closed to the public if its Councilor's consider it necessary to discuss *(e) contracts proposed to be made by it;*

McKinlay Shire Council called tenders for Plant No 19, 349 and 350. 19 is a 2009 Grader and 349 and 350 are both 2012 Hilux's. The prices highest scoring submissions are; PVT Townsville - Hilux 349 - \$18,500, PVT Townsville - Hilux 350 - \$20,500 and Crystal View Investments - Grader 19 - \$138,600. There were also to Hilux 'tub trays' for tender, however no response was received.

RECOMMENDATION

That Council resolves to enter into contract of sale with;

- 1) PVT Townsville for Hilux 349 with the submission value of \$18,500 including GST;
- 2) PVT Townsville for Hilux 350 with the submission value of \$20,500 including GST, and;
- 3) Crystal View Investments for Grader 19 with submission value of \$138,600;

And the unsuccessful 'tub trays' be awarded to PVT Townsville as part of the vehicle sale as they are no use to Council and will be otherwise disposed of.

Resolution No. 015/1718

Council resolves to enter into contract of sale with;

- 1) PVT Townsville for Hilux 349 with the submission value of \$18,500 including GST;
- 2) PVT Townsville for Hilux 350 with the submission value of \$20,500 including GST, and;
- 3) Crystal View Investments for Grader 19 with submission value of \$138,600;

And the unsuccessful 'tub trays' be awarded to PVT Townsville as part of the vehicle sale as they are no use to Council and will be otherwise disposed of.

Moved Cr. J Fegan

Seconded Cr. S Royes

CARRIED 5/0

Confidentiality:

This report is CONFIDENTIAL in accordance with *Section 275 1(e) of the Local Government Regulation 2012*, which provides for a local government to resolve that a meeting be closed to the public if its Councilor's consider it necessary to discuss *(e) contracts proposed to be made by it;*

Attendance - Mayor Belinda Murphy declared a material personal of interest (as per section 172 of the Local Government section 172 of the Local Government Act 2009) in relation to T1617012 – Pre-Qualified Suppliers – Plant Hire – Late Report and T1617012 – Pre-Qualified Suppliers – Plant Hire – Late Report. Mayor Belinda murphy left the meeting room at 8:57am taking no part in the meeting.

Cr. N Walker chaired the meeting at 8:57am.

PROCEDURAL MOTION

Resolution No. 016/1718

Council resolve that the meeting be closed to the public under section 217 1(g) of the Local Government Regulation 2012.

Moved Cr. P Curr

Seconded Cr. J Fegan

CARRIED 4/0

Closure of meeting occurred at 8:58am .

PROCEDURAL MOTION

Resolution No. 017/1718

Council resolve to re-open the meeting to the public.

Moved Cr. S Royes

Seconded Cr. J Fegan

CARRIED 4/0

Re-opening of meeting at 9:13am

5.2 T1617012 – Pre-Qualified Suppliers – Plant Hire – Late Report

McKinlay Shire Council has released a tender for Pre-Qualified Suppliers for Plant Hire for 2017-2018. The Tender submissions have been received and the results listed in Table 1.

RECOMMENDATION

That Council receives the Plant Hire late report and accept the prequalified suppliers listed.

Resolution No. 018/1718

Council receives the Plant Hire late report and accept the prequalified suppliers listed.

Moved Cr. P Curr

Seconded Cr. J Fegan

CARRIED 4/0

Attendance – Mayor Belinda Murphy re-entered the meeting room at 9:15am.

Mayor Belinda Murphy resumed chairing the meeting.

ENVIRONMENTAL & REGULATORY SERVICES REPORT

6.0 Environment and Regulatory Services Report - June 2017

This report outlines the general activities, revenue and expenditure for the department for the period June 2017.

RECOMMENDATION

That Council receives the June 2017 Environment and Regulatory Services Report.

Resolution No. 019/1718

Council receives the June 2017 Environment and Regulatory Services Report.

Moved Cr. N Walker

Seconded Cr. S Royes

CARRIED 5/0

6.1 Tyre Stewardship Australia

Council has received correspondence from Tyre Stewardship Australia requesting Council formally register to begin and to receive Tyre Stewardship Australia Accreditation.

RECOMMENDATION

That Council resolves to delay the accreditation process with Tyre Stewardship Australia for 12 months allowing for Council's landfill administration and processes to be developed.

Resolution No. 020/1718

Council resolves to delay the accreditation process with Tyre Stewardship Australia for 12 months allowing for Council's landfill administration and processes to be developed.

Moved Cr. P Curr

Seconded Cr. N Walker

CARRIED 5/0

6.2 Review of Chapter 6 of the Local Government Regulation 2012

Council has received correspondence from the Department of Infrastructure, Local Government and Planning informing of a general review of Chapter 6 (contracting) of the Local Government Regulation 2012 and inviting McKinlay Shire Council to make a submission regarding any suggested improvements, concerns and existing provisions.

RECOMMENDATION

That Council resolves to not make a submission regarding amendments/improvements to the Local Government Regulation 2012.

Resolution No. 021/1718

Council resolves to not make a submission regarding amendments/improvements to the Local Government Regulation 2012.

Moved Cr. N Walker

Seconded Cr. J Fegan

CARRIED 5/0

6.3 CONFIDENTIAL - Quote 1617007 – Julia Creek Water Park - LATE REPORT

Attendance – Cr. J Fegan declared a material personal interest (as per section 172 of the Local Government section 172 of the Local Government Act 2009) in relation to CONFIDENTIAL - Quote 1617007 – Julia Creek Water Park - LATE REPORT. Cr. J Fegan left the meeting room at 9:32am taking no part in the meeting.

PROCEDURAL MOTION

Council resolves that the meeting be closed to the public under section 217 1(g) of the Local Government Regulation 2012.

Resolution No. 022/1718

Council resolves that the meeting be closed to the public under section 275 1(g) *any action to be taken by the local government under the Planning Act, including deciding applications made to it under the Act; or (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 according to the Local Government Regulation 2012.*

Moved Cr. N Walker

Seconded Cr. P Curr
CARRIED 4/0

Closure of meeting occurred at 9:49am.

PROCEDURAL MOTION

Resolution No. 023/1718

Council resolves to re-open the meeting to the public.

Moved Cr. N Walker

Seconded Cr. S Royes

CARRIED 4/0

Re-opening of meeting at 9:49am.

Confidentiality:

This report is CONFIDENTIAL in accordance with *Section 275 1(e) of the Local Government Regulation 2012*, which provides for a local government to resolve that a meeting be closed to the public if its Councilor's consider it necessary to discuss *(e) contracts proposed to be made by it;*

The Julia Creek Water Park Project has been nominated as part of the Works for Queensland funding Council has been allocated. Project design and construct documentation has been prepared and has gone to quotation. The quotation prices received are above the funding/budget amount and Council direction is required to proceed.

RECOMMENDATION

That Council resolves to not proceed with the water park and use the W4Q funding for other projects/award the contract to Gibbons Constructions – Stage 1, option for \$175,300.00 Excl and allocate \$29,065.00 (including 5% contingency) through a budget adjustment to complete the works/award the contract to State-wide Pool Services, option 3 for \$225,300.00 Excl and allocate \$81,565.00 (including 5% contingency) through a budget adjustment to complete the works.

Resolution No. 024/1718

Council resolves to award Gibbons Construction the project for Stage 1 of the Water Park for \$175,300.00, Exclude and allocate the short fall of \$29,065.00 from W4Q Funding general revenue in the 2017/18 Budget (including 5% contingency) to complete the project by 30 November 2017.

Moved Cr. P Curr

Seconded Cr. N Walker

CARRIED 4/0

Attendance – Cr. P Curr left the meeting at 9:50am

Attendance - Cr. P Curr re-entered the meeting room at 9:52am.

6.4 CONFIDENTIAL - T1617013 – Pre-Qualified Suppliers – Goods and Services – LATE REPORT

Attendance – Cr. J Fegan and Cr. S Royes declared a material personal interest (as per section 172 of the Local Government section 172 of the Local Government Act 2009) in relation to CONFIDENTIAL - T1617013 – Pre-Qualified Suppliers – Goods and Services – Late Report. Cr. J Fegan AND Cr. S Royes left the meeting room at 9:51am taking no part in the meeting.

Confidentiality:

This report is CONFIDENTIAL in accordance with *Section 275 1(e) of the Local Government Regulation 2012*, which provides for a local government to resolve that a meeting be closed to the public if its Councilor’s consider it necessary to discuss *(e) contracts proposed to be made by it;*

PROCEDURAL MOTION

That Council resolve that the meeting be closed to the public under section 217 1(g) of the Local Government Regulation 2012.

Resolution No. 025/1718

That Council resolve that the meeting be closed to the public under section 217 1(g) of the Local Government Regulation 2012.

Moved Cr. P Curr

Seconded Cr. N Walker

CARRIED 3/0

Closure of meeting occurred at 9:52am.

PROCEDURAL MOTION

Resolution No. 026/1718

Council resolve to re-open the meeting to the public.

Moved Cr. B Murphy

Seconded Cr. P Curr

CARRIED 3/0

Re-opening of meeting at 10:02am

McKinlay Shire Council has released a tender for Pre-Qualified Suppliers for Goods and Services for 2017-2018. The Tender submissions have been received and the results listed in Table 1.

RECOMENDATION

That Council receives the Goods and Services late report and accept the prequalified suppliers listed.

Resolution No. 027/1718

That Council receives the Goods and Services late report and accept the prequalified suppliers as listed.

Moved Cr. P Curr

Seconded Cr. N Walker

CARRIED 3/0

Attendance – Director of Engineering Services, Andrew Boardman left the meeting room at 10:02am.

Attendance – Cr. J Fegan and Cr. S Royes re-entered the meeting room at 10:02am.

CHIEF EXECUTIVE OFFICER REPORT

9.0 Works 4 Queensland Program 2017-19

The Queensland Government has announced further funding under the Works for Queensland (W4Q) program for 2017 – 19. Council is presented with a short list of projects for consideration for funding by this program.

RECOMMENDATION

That Council receives this report and endorses the projects nominated for the Works for Queensland Program 2017-19.

Resolution No. 028/1718

That Council receives this report and endorses the projects nominated for the Works for Queensland Program 2017-19.

Moved Cr. J Fegan

Seconded Cr. N Walker

CARRIED 5/0

9.1 FRAP Meeting in Julia Creek

The key points and discussion of the meeting on Thursday, 22nd June 2017 and property inspection Friday, 23rd June 2017 is attached for Councils information and discussion.

RECOMMENDATION

That Council receives this report.

Resolution No. 029/1718

Council receives this report.

Moved Cr. J Fegan

Seconded Cr. N Walker

CARRIED 5/0

9.2 NQLGA Conference 2017

Council is presented with a request to attend the North Queensland Local Government Association Conference to be held at Atherton Tablelands 26th to 28th July 2017.

The association holds one conference per year, hosted by a member council in its catchment area. Councillors, local and State government officers, major companies and organisations who deal with local governments, and other stakeholders, attend the event.

The conference includes the general meeting and the annual general meeting of the Association, and a number of presentations from guest speakers who provide information and discuss current topics of interest to local governments (including LGAQ).

Each member Council is entitled to nominate two 'delegates' who will be the designated representatives for voting purposes during the Annual General Meeting and General Meeting. All other attendees are registered as observers.

RECOMMENDATION

That Council nominates Cr. Neil Walker to attend the North Queensland Local Government Association Conference at Atherton Tablelands 26th to 28th July 2017.

Resolution No. 030/1718

That Council nominates Cr. Neil Walker to attend the North Queensland Local Government Association Conference at Atherton Tablelands 26th to 28th July 2017.

Moved Cr. J Fegan

Seconded Cr. S Royes

CARRIED 5/0

Attendance – Cr. P Curr left the meeting room at 10:24am.

Attendance –Cr. P Curr re-entered the meeting room at 10:30am.

9.3 LGAQ Bush Councils Convention

Council is presented with a request to attend the LGAQ Bush Councils Convention being held 9th-11th August 2017.

Held bi-annually, the Conference provides an important opportunity for councils to not only network and learn but also to debate and vote on new policy. The event doubles as the Association's AGM.

The conference will bring together Federal, State and local government, external stakeholders and media. The Annual Conference consists of two and a half days of full plenary, split plenary and workshop sessions where participants will immerse themselves in the challenges facing local government and their communities.

RECOMMENDATION

That Council nominates CEO Peter Fitchat, Cr. Belinda Murphy, Cr. Neil Walker and Cr. Philip Curr, Cr. Janene Fegan and Cr. Shauna Royes to attend the Annual LGAQ Conference in Charters Towers from Wednesday 9th -11th of August 2017.

Resolution No. 031/1718

Council nominates CEO Peter Fitchat, Cr. Belinda Murphy, Cr. Neil Walker and Cr. Shauna Royes to attend the Annual LGAQ Conference in Charters Towers from Wednesday 9th -11th of August 2017.

Moved Cr. J Fegan

Seconded Cr. P Curr

CARRIED 5/0

WHS REPORT

Nil

11.MEMBERS BUSINESS

Cr. B Murphy – Mayor Belinda Murphy & Cr. J Fegan met with Dr. Sheilagh Cronin in Cloncurry to discuss medical centre model.

Cr. B Murphy – Council was sent a request from past resident Lorna Abdy regarding fundraising for medical treatment. This request will be passed onto local organisations/community groups to raise funds.

Attendance - CEO Peter Fitchat left the meeting room at 10:50am.

Cr. B Murphy –Nelia CWA discussed items with Mayor Belinda Murphy surrounding the bush dinner and play equipment. This information has been passed onto operational staff.

Attendance - CEO Peter Fitchat re-entered the meeting room at 10:52am.

Cr. B Murphy – Vote of Thanks to Brett & Vanda Hick for hosting a School Holiday Program camp out at Lindfeild.

Cr. B Murphy – Encouraged Councillors to inspect new amenities blocks and spa baths as they draw closer to completion.

Cr. S Royes - Rough road surface located near the Puma Service Station

Cr. J Fegan – Councillors invited to attend QRL Intrust Super Cup Dinner on Saturday night sponsored by Corrina's Catering.

Cr. N Walker – Stock Route Management Bill and Pest Weeds Enquiry update.

Cr. N Walker – Fire Station restoration and display.

12. CLOSURE OF MEETING

The Chair of the meeting, Mayor Belinda Murphy declared the meeting closed at 11:30am.



Mayor, Belinda Murphy