



# MCKINLAY SHIRE COUNCIL

***UNCONFIRMED MINUTES***

OF THE

**ORDINARY MEETING OF COUNCIL**

HELD AT THE

BOARDROOM, CIVIC CENTRE  
JULIA CREEK

**16<sup>th</sup> October 2018**

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## 1. OPENING BUSINESS

All Councillors having signed the Attendance Book, Mayor Belinda Murphy declared the meeting open at 9:05am.

## 2. ATTENDANCE

**Mayor:** Cr. B Murphy

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

**Staff:**

Interim Chief Executive Officer, Mr John Kelly

Executive Assistant, Mrs Amy Tinning

Director of Engineering, Environmental & Regulatory Services, Mr Geoff Hatwell (attended via teleconference)

**Apologies:**

Nil

**Other people in attendance:**

Nil

## 3. CONFIRMATION OF MINUTES

Confirmation of Minutes of the Ordinary Meeting of Council held on 18<sup>th</sup> September 2018.

### RECOMMENDATION

That the Minutes of the Ordinary Meeting of Council on 18th September 2018 be confirmed, with the following amendments:

#### September Ordinary Council Meeting Minutes

##### 3.1.2.

##### **Cr. B Murphy**

I declare that I have a **Material Personal Interest** in the matter Agenda item 6.3 as defined by section 175D of the Local Government Act 2009 as follows:

- a) My spouse Kevin Wayne Murphy is the sole director of KW Murphy Holdings which would stand to gain a benefit or suffer a loss depending on the outcome of Council's consideration of this matter
- b) The gain or loss is due to my husbands company previously and intending in the future to apply for a position on the SOA for Plant Hire
- c) My relationship with Kevin Wayne Murphy is he is my husband

I will be dealing with this declared material personal interest by leaving the meeting while this matter is discussed and voted on.

**Attendance** – Mayor Belinda Murphy left the meeting room having declared a **Material Personal Interest** (not conflict of interest as stated) and left the meeting room at 9:42am taking no part in the meeting or discussion.

### **Resolution No. 054/1819**

The Minutes of Ordinary Meeting of Council on 18<sup>th</sup> September 2018 are confirmed, with the amendment regarding 3.2 Declaration of Conflict of Interest 3.2.1 Mayor Belinda Murphy declared a Material Personal Interest, not a Conflict of Interest as stated in the Unconfirmed minutes of the September Ordinary Council Meeting.

Moved Cr. J Fegan

Seconded Cr. S Royes

CARRIED 5/0

### 3.1 DECLARATION OF CONFLICT OF INTEREST

### 4. BUSINESS ARISING FROM PREVIOUS MINUTES

### 5. ENGINEERING SERVICES

**Attendance** – Mayor Belinda Murphy left the meeting room at 9:21am, taking no part in the meeting or discussion relating to Plant Hire. Deputy Mayor Cr Neil Walker assumed the Chair.

#### 5.1 Engineering Works Report

This report outlines the general activities, revenue and expenditure for the department for the period of September 2018.

#### **Plant Hire/Goods and Services Trade Prequalified Supplier Tender Resolution No. 055/1819**

That staff advise prospective plant hire tenders that if the cost of diesel rises above \$1.80 per L at the IOR Julia Creek bowser during the course of the contract Council will review approved tendered hourly rates and conversely if diesel falls below \$1.80 per L Council will revert to the adopted hourly rate.

Moved Cr. P Curr

Seconded Cr. J Fegan

CARRIED 4/0

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

**Attendance** – Project Manager, David Sechtig entered the meeting room at 9:50am.

**Attendance** – Mayor Belinda Murphy re-entered the meeting room at 9:51am and resumed the Chair.

**Attendance** – Cr. P Curr re-entered the meeting room at 9:51am.

**RECOMMENDATION**

That Council receives the September 2018 Engineering Works Report.

**Resolution No. 056/1819**

Council receives the September 2018 Engineering Works Report noting that the McKinlay Airport access work will be carried out prior to 25<sup>th</sup> December 2018.

Moved Cr. N Walker

Seconded Cr. P Curr

CARRIED 5/0

**PROCEDURAL MOTION**

**RECOMMENDATION**

That Council accepts late agenda item 5.2 Julia Creek Sewage Treatment Plant Augmentation Project (stage 2) Contract No: T1718005

**Resolution No. 057/1819**

Council accepts late agenda item 5.2 Julia Creek Sewage Treatment Plant Augmentation Project (stage 2) Contract No: T1718005

Moved Cr. N Walker

Seconded Cr. J Fegan

CARRIED 5/0

**Attendance** – Director Corporate and Community Service Tenneil Cody attended the meeting  
**5.2 Julia Creek Sewage Treatment Plant Augmentation Project (stage 2) Contract No: T1718005**

Tenders were invited for the Julia Creek Sewage Treatment Plant Augmentation Project (Stage Two) Contract No: T1718005, closing on the 21<sup>st</sup> August 2018.

Two tenders were received with the lower being deemed not acceptable by the Tender Panel. The other tender submitted by Xylem is in the amount of \$896,148.90 which exceeds the budget provision of \$710,000 by \$186,148.90. Xylem were the successful tenderers for the original contract for Stage 1 which cost \$591,065.00 and have recently carried out rectification works to that installation at no cost to Council.

A Clarification and Departures meeting was arranged with the aim of exploring the options including possible reduction of the tender price. Although not all members of the Tender Panel were available the Director of Engineering and Regulatory Services instructed the Project and Assets Manager to continue to act in the role of the Principal's Representative and with the assistance of the Project and Assets Administration Officer and the meeting with Xylem proceeded on Wednesday the 3rd of October 2018.

This report outlines the outcome of that meeting.

**RECOMMENDATION**

That subject to Council identifying a source of additional funding to meet the shortfall between the budget provision and the tender sum, Council accept Tender Proposal for the Julia Creek Sewage Treatment Plant Augmentation Project (Stage Two) Tender T1718005 as submitted by Xylem in the sum of \$896,148.90.

**Resolution No. 058/1819**

Council accept Tender Proposal for the Julia Creek Sewage Treatment Plant Augmentation Project (Stage Two) Tender T1718005 as submitted by Xylem in the sum of \$896,148.90.

Council intends to draw from the water and sewage reserve at the mid-year budget review for the shortfall sum of \$186,148.90 to complete the project.

Moved Cr. N Walker

Seconded Cr. J Fegan

CARRIED 5/0

**Attendance** – Project Manager, David Sechtig left the meeting room at 10:41am.

## **6. ENVIRONMENT AND REGULATORY SERVICE REPORT**

### **6.1 Environmental and Regulatory Services Report – 2018**

This report outlines the general activities, revenue and expenditure for the department for the period of September 2018.

#### **RECOMMENDATION**

That Council receives the September 2018 Environment and Regulatory Services Report.

#### **Resolution No. 059/1819**

Council receives the September 2018 Environment and Regulatory Services Report.

Moved Cr. P Curr

Seconded Cr. S Royes

CARRIED 5/0

**Attendance** – Director of Engineering, Environmental & Regulatory Services, Mr Geoff Hatwell left the meeting at 10:49am.

## **7. COMMUNITY SERVICES**

### **7.1 Community Services Monthly Report**

Council is presented with the monthly Community Services report, which provides an overview of the operations for the month of September 2018.

#### **RECOMMENDATION**

That Council receives the Community Services monthly report for September 2018.

#### **Resolution No. 060/1819**

Council receives the Community Services monthly report for September 2018.

Moved Cr. S Royes

Seconded Cr. J Fegan

CARRIED 5/0

### **7.2 Community Strategic Plan – Draft RFQ**

At the meeting of Council held on 24<sup>th</sup> July 2018, Council adopted the following resolution:

#### **Resolution No. 014/1819**

*Accept the funding support to the value of \$68,190 cash through Building Better Regions Fund for the purpose of developing a new Community and Infrastructure Plan and staff be requested to developing a new Community and Infrastructure Plan and staff be requested to develop RFQ Brief to Consultants for Council consideration prior to seeking quotations.*

Moved Cr. J Fegan

Seconded Cr. N Walker

CARRIED 5/0

A copy of the draft Request for Quotation document is attached for Council's consideration and input.

## **RECOMMENDATION**

That Council endorse the Request for Quotation document for the new McKinlay Shire Council Community Strategic Plan attaching to the Report from the Director Corporate and Community Services for the purpose of inviting quotations.

### **Resolution No. 061/1819**

Council endorse the Request for Quotation document for the new McKinlay Shire Council Community Strategic Plan attaching to the Report from the Director Corporate and Community Services for the purpose of inviting quotations.

Moved Cr. S Royes

Seconded Cr. N Walker

CARRIED 5/0

## **8. CORPORATE SERVICES REPORT**

### **8.1 Corporate Services Report**

The Corporate Services Report as of 30<sup>th</sup> September 2018 which summarises the financial performance and position is presented to Council.

## **RECOMMENDATION**

That Council receives the monthly Corporate Services Report for the period ending 30<sup>th</sup> September 2018.

### **Resolution No. 062/1819**

Council receives the monthly Corporate Services Report for the period ending 30<sup>th</sup> September 2018.

Moved Cr. N Walker

Seconded Cr. J Fegan

CARRIED 5/0

**Attendance** – Director of Corporate & Community Services, Tenneil Cody left the meeting room at 11:03am.

**Attendance** – Ranger, Colin Malone entered the meeting room at 11:09am.

**Attendance** – Executive Assistant, Amy Tinning left the meeting room at 11:10am.

**Attendance** – Executive Assistant, Amy Tinning re-entered the meeting room at 11:13am.

## **9. CHIEF EXECUTIVE OFFICER REPORT**

### **9.1 Rural Economic Development Grants Scheme New Dip Julia Creek Sale Yards**

In the course of discussing options for upgrading or funding a new cattle dip, the Qld Rural Economic Development Grants Scheme came to our attention.

The objective of the Scheme is to strengthen primary production sectors and bolster rural communities. The scheme will achieve its objective by assisting eligible applicants to carry out projects which will create employment relating to primary production value chains in rural areas. The guidelines contain information on the program including eligibility requirements, how to apply and obligations as an applicant. Please read these guidelines prior to applying.

Expressions of Interest for Round One open on 24 August 2018 and close at 11:59pm on 26th October 2018.

## **RECOMMENDATION**

The Chief Executive Officer lodge an Expression of Interest under the Qld Rural Economic Development Grants Scheme for a grant of \$250,000 towards funding a new cattle dip at Council's saleyards Julia Creek and staff be authorised to prepare preliminary designs and plans and cost estimates for the purposes of the EOI and for industry consultation.

### **Resolution No. 063/1819**

The Chief Executive Officer lodge an Expression of Interest under the Qld Rural Economic Development Grants Scheme for a grant of \$250,000 towards funding a new cattle dip and associated infrastructure at Council's sale yards Julia Creek. Staff be authorised to further develop the preliminary designs, plans and cost estimates tabled by Shire Ranger Colin Malone for the purpose of the EOI.

Moved Cr. J Fegan

Seconded Cr. P Curr

CARRIED 5/0

**Attendance** – Ranger, Colin Malone left the meeting room at 11:31am.

### **9.2 Code of Conduct for Councillors**

The Local Government Electoral (Implementing Stage 1 of Belcarra) and Other Legislation Amendment Act 2018 was given assent on 21st May 2018. On the same date, the Local Government (Councillors Complaints) and Other Legislation Amendment Act 2018 was given assent to legislate for a revised Councillors Complaints system and a mandatory Code of Conduct for Councillors. The new Councillors Complaints system and Code of Conduct are anticipated to commence in December 2018.

## **RECOMMENDATION**

That Council note the new Councillors Code of Conduct provided by the Department of Local Government, Racing and Multicultural Affairs as attached to the report by the Chief Executive Officer dated 10<sup>th</sup> October 2018 which will have force and effect from December 2018 and note the training day scheduled for 27<sup>th</sup> November 2018.

### **Resolution No. 064/1819**

That Council note the new Councillors Code of Conduct, which will be effective as of 3<sup>rd</sup> December 2018 provided by the Department of Local Government, Racing and Multicultural Affairs as attached to the report by the Chief Executive Officer dated 10th October 2018 and note the training day scheduled for 27th November 2018.

Moved Cr. N Walker

Seconded Cr. S Royes

CARRIED 5/0

### **9.3 Provision of Aviation Fuel at Julia Creek Airport – Discussion Paper**

Council has requested staff to make inquiries into the feasibility of providing Av Gas and Jet A1 aviation fuel at the Julia Creek Aerodrome for access by the public.

Preliminary inquiries have been made of two Councils which have made recent installations and this report provides detail of feedback.

If Council seeks to explore this matter further a feasibility study including a detailed business case should be developed.

## **RECOMMEDATION**

Council has requested staff to make inquiries into the feasibility of providing Av Gas and Jet A1 aviation fuel at the Julia Creek Aerodrome for access by the public.

Preliminary inquiries have been made of two Councils which have made recent installations and this report provides detail of feedback.



### Resolution No. 065/1819

Council authorise the CEO to investigate further the provision of Av Gas only from the Julia Creek Aerodrome..

Moved Cr. S Royes

Seconded Cr. J Fegan

CARRIED 5/0

### 10.WHS REPORT

Nil

### 11. MEMBERS BUSINESS

**Mayor B. Murphy** – Informed Council that she will be meeting via Tele conference with Dr Jacqui King the Acting General Manager Animal Biosecurity and Welfare and Veterinary Officer for Biosecurity Queensland Department of Agriculture and Fisheries to discuss cattle dipping at the Julia Creek cattle saleyards.

**Cr. S Royes** – Asked staff to investigate the possibility of an insurance claim for the light pole at McIntyre Park which came down in a storm in early 2018.

**Cr. S Royes** - requested feedback on the rail crossing over to McIntyre park.

**Cr. S Royes** – Noted that Julia Creek is nominated for the Tidy Towns competition.

**Cr. N Walker** – Raised the use of the SES/Old Fire Station and the absence of an SES Controller in the lead up to storm weather season. Council discussed the expenses associated to the SES. Staff will investigate financial commitments of Council and filling the role of SES Controller. Cr. N Walker & Cr. S Royes will liaise to establish which building will be designated for the use of the SES.

**Cr. P Curr** – Raised the cost of the Dip for use and contractor fee. The Mayor advised that ongoing discussions will take place including a request for a meeting with the Minister for Agriculture when in Brisbane for the LGAQ annual conference in the week commencing 29<sup>th</sup> October 2019.

**Cr. P Curr** – Requested details of the internal audit investigation process. Discussion ensued.

### Resolution No. 066/1819

The CEO be directed to review the terms of reference of the internal audit committee and ensure an internal audit plan is in place by the end of 2018.

Moved Cr. P Curr

Seconded Cr. S Royes

CARRIED 5/0

**Mayor B. Murphy** – Shire roads discussion for proposed future works to feed into Townsville Roundtable on Federal Government Roads of Strategic Importance Program:

- Widening of Beef Road from Julia Creek through to Burke and Wills road house.
- Sealing of the Taldora road through Iffley to Normanton.
- McKinlay to Gilliat road link.

As requested this information will be sent through to the CEO of the NWQROC.

## **12. CLOSURE OF MEETING**

There being no further business the Chair of the meeting Mayor Belinda Murphy declared the meeting closed at 12:30am.