

MCKINLAY SHIRE COUNCIL

CONFIRMED MINUTES

OF THE

ORDINARY MEETING OF COUNCIL

HELD AT THE

BOARD ROOM, CIVIC CENTRE JULIA CREEK

20th September 2016

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1. OPENING BUSINESS

All Councillors having signed the Attendance Book, the Mayor declared the meeting open at 9:00am

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 Director of Corporate and Community Services Mrs Tenneil Cody Director of Engineering Services Mr Brian Wood Interim Director of Environment and Regulatory Services Mr Robert Savage Executive Assistant Linda McNab

Apologies:

Nil

Other people in attendance:

Nil

3. CONFIRMATION OF MINUTES

That the Minutes of Ordinary Meeting on 16th August 2016 be confirmed.

Moved Cr. J Fegan Seconded Cr. N Walker

That the Minutes of Ordinary Meeting on 16th August 2016 be confirmed.

Resolution No.56/1617

4. BUSINESS ARISING FROM PREVIOUS MINUTES

Master Plan for Caravan park to be placed on website for community viewing and also noted in newsletter.

5. ENGINEERING SERVICES REPORT

5.1 Engineering Works Report

Moved Cr. P Curr Seconded Cr. N Walker
That Council receive the September Engineering Services Works Report
CARRIED 5/0
Resolution No.57/1617

5.2 NDRAA 2016 Event Program Services

AECOM has submitted a proposal for Program management (PM) and Construction management (CM) as an extension to initial proposal accepted dated 14 April 2014, as required for the planning, management and delivery of the 2016 NDRRA approved works. The recommended value for MSC NDRRA restoration of essential public assets is \$5.792M

Recommendation:

That Council extend AECOM's current NDRRA 2014 and 2015 event program services, including program management and construction management, and where agreed, other associated delivery services, for the activated 2016 event (Dec 2015 – Jan 2016).

Moved Cr. N Walker Seconded Cr. P Curr

That Council extend AECOM's current NDRRA 2014 and 2015 event program services, including program management and construction management, and where agreed, other associated delivery services, for the activated 2016 event (Dec 2015 – Jan 2016).

CARRIED 5/0

CARRIED 5/0

Resolution No.58/1617

Attendance – Director of Engineering Mr Brian Wood left the meeting and Interim Director of Environment and Regulatory Services Mr Robert Savage entered the meeting at 9:46am

6. ENVIRONMENT AND REGULATORY SERVICES REPORT

6.1 Environment and Regulatory Works Report – August 2016

This report outlines the general activities, revenue and expenditure for the department for the period of August 2016 and generally up to date of writing this report.

Moved Cr. J Fegan

Seconded Cr. N Walker

That Council receive the August 2016 Environment and Regulatory Services Works Report.

Resolution No.59/1617

ADJOURNMENT: 10:13am - 10:23am The Mayor adjourned the meeting for morning tea. Director Environment and Regulatory Services Robert Savage left the meeting.

Attendance – Director of Corporate and Community Services Mrs Tenneil Cody entered the meeting at 10:24am

7. COMMUNITY SERVICES REPORT

7.1 Community Services Report

Moved Cr. P Curr

Seconded Cr. S Royes

That Council receive the September Community Services Report.

Resolution No.60/1617

7.2 Sponsorship Request – Mid West Sports Association

Council is presented with a Donation Request from Mid West Sports Association, in accordance with requirements of Council policy.

Recommendation:

That Council approve a donation of \$3000 as a contribution to the project of upgrading all uniforms related to the sports activities of the Mid West Sports Association.

Moved Cr. S Royes Seconded Cr. J Fegan

That Council approve up to a maximum donation of \$3000 and delegate to the Director of Corporate and Community Services the authority to determine the final amount based on provision of itemised budget.

Resolution No.61/1617

CARRIED 5/0

7.3 Sponsorship Request – McKinlay Shire Annual Challenge

Council is presented with a request from McKinlay Shire Annual Challenge, in accordance with requirements of Council policy. The Challenge is to be held the weekend of 23 – 25 September.

Recommendation:

That Council ratifies the decision made as a 'quick response' during the Council Briefing meeting, held 6 September, 2016;

That Council approve sponsorship of approx., \$3,700 for the waiving of all hire fees for chairs and tables and the use of the McIntyre Racecourse as a contribution to the McKinlay Shire Annual Challenge. The exact amount will be calculated and confirmed before 12 September 2016.

Moved Cr. P Curr

Seconded Cr. N Walker

That Council ratifies the decision made as a 'quick response' during the Council Briefing meeting, held 6 September, 2016;

That Council approve sponsorship of approx., \$3,700 for the waiving of all hire fees for chairs and tables and the use of the McIntyre Racecourse as a contribution to the McKinlay Shire Annual Challenge. The exact amount will be calculated and confirmed before 12 September 2016.

CARRIED 5/0

Resolution No.62/1617

7.4 Sponsorship Request – McKinlay Shire Annual Challenge Transfer

Council is presented with a request from McKinlay Shire Annual Challenge, in accordance with requirements of Council policy. The Challenge is to be held the weekend of 23 – 25 September.

Recommendation:

That Council ratifies the decision made as a 'quick response' during the Council Briefing meeting, held 6 September, 2016;

That Council approve the re-allocation of the \$5000 Drought money, from Western Riding Club to the new committee of McKinlay Shire Annual Challenge. The exact expenditure to be confirmed with Council staff, before 12 September, 2016 but likely to include ambulance fees and hay for stock.

Moved Cr. N Walker

Seconded Cr. P Curr

That Council ratifies the decision made as a 'quick response' during the Council Briefing meeting, held 6 September, 2016;

That Council approve the re-allocation of the \$5000 Drought money, from Western Riding Club to the new committee of McKinlay Shire Annual Challenge. The exact expenditure to be confirmed with Council staff, before 12 September, 2016 but likely to include ambulance fees and hay for stock.

Resolution No.63/1617

CARRIED 5/0

CARRIED 5/0

CARRIED 5/0

7.5 Pool fees for schools

Council is presented with a request to amend the Fees and Charges policy for 2016-2017.

Recommendation:

That Council amend the pool entry fees, by adding the following school discount:

School group swim lessons \$50 per day

School hire \$220

Moved Cr. J Fegan

Seconded Cr. P Curr

That Council amend the pool entry fees, by adding the following school discount:

School group swim lessons\$50 per daySchool hire\$220

Resolution No.64/1617

7.6 Combined Sporting Association MOU

Council entered into a Memorandum of Understanding (MOU) with the Julia Creek Combined Sporting Association (CSA) in 2014. The MOU recently expired and a new MOU has been drafted and now seeks Councils endorsement.

Recommendation:

That Council endorses the Memorandum of Understanding with the Julia Creek Combined Sporting Association dated.

Moved Cr. P Curr

Seconded Cr. N Walker

That Council endorses the Memorandum of Understanding with the Julia Creek Combined Sporting Association dated.

Resolution No.65/1617

8. CORPORATE SERVICES REPORT

8.1 Corporate Services Report

Moved Cr. S Royes Seconded Cr. J Fegan

That Council receive the September Corporate Services Report.

Resolution No. 66/1617

8.2 Updated Organisational Structure

With the impending advertising of the Director of Environment and Regulatory Services position, the Chief Executive Officer has reviewed the position description along with the organizational structure. To this end, Council is presented with an updated organisational structure for consideration.

Recommendation:

That Council adopts the McKinlay Shire Council Organisational Structure - Version 2.3 as presented.

Moved Cr. S Royes Seconded Cr. P Curr

That Council adopts the McKinlay Shire Council Organisational Structure - Version 2.3 as presented.

Resolution No.67/1617

8.3 Request to Write Off General Debtor Account

Request to Council to write off outstanding general debtor account of \$240.24 as per requirement of Debtor Policy.

Recommendation:

That Council write off the outstanding general debt of \$240.24 for invoice number 18039.

Moved Cr. N Walker

That Council write off the outstanding general debt of \$240.24 for invoice number 18039.

8.4 2016-17 Grants and Subsidies Programs

Deputy Premier and Minister for Infrastructure, Local Government and Planning and Minister for Trade and Investment has released the 2016-17 application based grant and subsidy programs for the following programs:

Seconded Cr. J Fegan

- Community Resilience Fund
- Local Government Grants and Subsidies Program
- Natural Disaster Resilience Program

This report is presented to Council for their deliberation of suggested projects to be submitted under the three subsidy programs.

CARRIED 5/0

Recommendation:

That Council endorses the following projects for funding:

Community Resilience Fund - McKinlay water Upgrade \$529,000 (stage 1) Local Government Grants and Subsidies Program - Burke Street Shade Sails \$250.000 Natural Disaster Resilience Program – Generator for the Civic Centre \$75,295.52 (Disaster Coordination Centre)

Moved Cr. N Walker Seconded Cr. J Fegan

That Council endorses the following projects for funding:

- Community Resilience Fund McKinlay water Upgrade \$529,000 (stage 1)
- Local Government Grants and Subsidies Program Burke Street Shade Sails \$250,000 .
- Natural Disaster Resilience Program Generator for the Civic Centre \$75,295.52 (Disaster **Coordination Centre**)

Resolution No.69/1617

CHIEF EXECUTIVE OFFICERS REPORT 9.

Director of Corporate and Community Services presented a late agenda item.

The following report is CONFIDENTIAL in accordance with Section 275 1 (b) of the Local Government Regulation 2012, which provides for a local government to resolve that a meeting be closed to the public if its Councillors consider it necessary to discuss :

(b) industrial matters affecting employees;

PROCEDURAL MOTION

Moved Cr. N Walker

Seconded Cr. J Fegan

That Council resolve that the meeting be closed to the public under section 275 1(b) of the Local Government Regulation 2012.

Resolution No. 70/1516

Closure of meeting 11:01am

Attendance – Executive Assistant left the meeting at 11:01am

PROCEDURAL MOTION

Moved Cr. S Royes

Seconded Cr. J Fegan

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

Resolution No.71/1516

Re-opening of Meeting - 11:12am

CARRIED 5/0

CARRIED 5/0

Attendance - Executive Assistant re-entered the meeting at 11:15am

MOTION

Moved Cr. N Walker

That Council considers the options of offering staff a wage increase, and grant a once off ex gratia payment to staff based on a 1.5% increase of their annual cash rate. Payment is to be made to employees who commenced employment with Council prior to 1st July 2016. For employees who commenced employment between 1st July 2015 and June 2016 the payment will be made on a pro rata basis, i.e. based on hours worked during the period.

Resolution No.72/1617

Attendance - Director of Corporate and Community Services Mrs Tenneil Cody left the meeting at 11:20am

9.1 Chief Executive Officers Report

Moved Cr. P Curr

Seconded Cr. N Walker

That Council receives the September Chief Executive Officer Report.

Resolution No.73/1617

9.2 Annual ARTN Convention 25th - 27th October 2016

Council is presented with a report for the attendance of Cr. Belinda Murphy and Cr. Janene Fegan to the annual Australian Regional Tourism Network Convention in Roma 25th – 27th October 2016.

The Convention provides a forum to discuss debate and investigate issues, challenges and opportunities facing regional tourism. The Convention is for all sectors of the tourism industry to exchange ideas about ways to grow a sustainable regional destination and to showcase best practice success.

Delegates attending are generally from local government, Regional Tourism Organisations and State Tourism Organisations.

Recommendation:

That Council nominates Cr. Belinda Murphy and Cr. Janene Fegan to attend the ARTN 2016 Convention, 25-27 October 2016.

Moved Cr. P Curr

Seconded Cr. N Walker

That Council nominates Cr. Belinda Murphy and Cr. Janene Fegan to attend the ARTN 2016 Convention, 25-27 October 2016.

CARRIED 5/0

Resolution No.74/1617

CARRIED 5/0

CARRIED 5/0

Seconded Cr. P Curr

9.3 Outback Queensland Tourism Association Symposium and Awards 2016

Council is presented with a request for Cr. Murphy and Cr Royes to attend the OQTA Symposium in Jundah and OQTA Awards in Windorah hosted by the Barcoo Shire Council $2^{nd} - 6^{th}$ November 2016.

Councillor Murphy would like to attend in her capacity as a board member of the OQTA and Cr. Royes as a council representative with her Community services Portfolio for the Awards ceremony due to various submissions from McKinlay Shire Council for awards.

Recommendation:

That Council nominates Cr. Belinda Murphy and Cr. Shauna Royes to attend the OQTA awards and symposium 2nd – 6th November 2016

Moved Cr. J Fegan

Seconded Cr. N Walker

That Council nominates Cr. Belinda Murphy and Cr. Shauna Royes to attend the OQTA awards and symposium 2nd – 6th November 2016

Resolution No.75/1617

CARRIED 5/0

9.4 National Local Roads and Transport Congress 2016

Council is presented with a request for Cr. Murphy to attend the 2016 National Local Roads and Transport Congress in Toowoomba, 9th – 11th November.

A key role of the event is to help the Australia Local Government Association (ALGA) Board develop informed policies that positively impact communities across the country. These have recently included new funding for bridges, a longer term commitment to the Roads to Recovery program as well as injection of extra funding for the program.

Local roads and bridges are Council's single largest area of expenditure and present the greatest challenge in terms of asset management and financial sustainability. This year's Congress, themed Local Infrastructure, Developing Regions, will focus on the value and importance of strong regional and local collaboration and how those connections contribute to Australia's economic competitiveness.

The Roads Congress will be an important opportunity for Cr. Murphy to engage with other Government bodies on how its policies will impact on the provision and maintenance of local roads as well as the broader infrastructure and transport agenda.

Recommendation:

That Council nominates Cr. Belinda Murphy to attend the 2016 National Local Roads and Transport Congress in Toowoomba, 9th – 11th November.

Moved Cr. J Fegan

Seconded Cr. S Royes

That Council nominates Cr. Belinda Murphy to attend the 2016 National Local Roads and Transport Congress in Toowoomba, 9th – 11th November.

Resolution No.76/1617

9.5 2016 Queensland Tourism Awards

Council is presented with a report for the attendance of Cr. Belinda Murphy and Cr. Janene Fegan to the 2016 Queensland Tourism Awards being held in Brisbane 11th November.

The Queensland Tourism Awards recognise the outstanding achievements of the state's tourism industry, including individuals, businesses (industry operators) and events.

The Awards are a submission and inspection based program and provide the opportunity to publicly acknowledge and showcase Queensland's tourism operators. The Awards cover 29 categories ranging from attractions, events, tour and transport, accommodation, restaurants, culture, marketing and more.

McKinlay Shire Council have made submissions under the following categories:

- Destination marketing
- Visitor Information services

Recommendation:

That Council nominates Cr. Belinda Murphy and Cr. Janene Fegan to attend the 2016 Queensland Tourism Awards 11th November in Brisbane.

Moved Cr. N Walker

Seconded Cr. P Curr

That Council nominates Cr. Belinda Murphy and Cr. Janene Fegan to attend the 2016 Queensland Tourism Awards 11th November in Brisbane.

CARRIED 5/0

Resolution No.77/1617

9.6 Christmas Period Closure for Council 2016-17

Council is presented with a report for information purposes in relation to discussions held at Councils Briefing meeting held 6th September for the closure period of Council during the Christmas Holiday Period.

This report it to confirm discussions held and dates of closure to be set.

Recommendation:

That Council's Outside Workforce close for the Christmas period from Friday 16th December 2016 to reopen 16th January 201and Council Administration Office Closure from 23rd December 2016 reopening 3rd January 2017

Moved Cr. J Fegan

Seconded Cr. S Royes

That Council's Outside Workforce close for the Christmas period from Friday 16th December 2016 to reopen 16th January 201and Council Administration Office Closure from 23rd December 2016 reopening 3rd January 2017

CARRIED 5/0

Resolution No.78/1617

9.7 Fourth Quarter Review of the 2015-2016 Operational Plan

The fourth quarter assessment of Council's progress towards implementing the 2015-2016 Operational Plan is presented to Council.

Recommendation:

That Council accepts the fourth quarter review of the 2015-2016 Operational Plan.

Moved Cr. P Curr

That Council accepts the fourth quarter review of the 2015-2016 Operational Plan.

Resolution No.79/1617

The following report is CONFIDENTIAL in accordance with Section 275 1 (h) of the Local Government Regulation 2012, which provides for a local government to resolve that a meeting be closed to the public if its Councillors consider it necessary to discuss :

Seconded Cr. N Walker

(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.

PROCEDURAL MOTION

Moved Cr. S Royes

That Council resolve that the meeting be closed to the public under section 275 1(h) of the Local Government Regulation 2012.

Resolution No.80/1516

Closure of meeting 11:19am

PROCEDURAL MOTION

Moved Cr. N Walker

Seconded Cr. S Royes

Seconded Cr. J Fegan

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

Resolution No.81/1516

Re-opening of Meeting - 11:42am

9.8 Proposed Auction - Sale of Land for Overdue Rates by McKinlay Shire Council - 84 Burke Street, Julia Creek [KINGCO-KINGDB.FID170123]

This property known as the Town and Country Club was offered for sale by McKinlay Shire Council pursuant to its statutory power of sale contained in the *Local Government Regulation 2012*.

That McKinlay Shire Council sell the land located at 84 Burke Street, Julia Creek, more particularly described as Lot 7 on JC55713 and Lot 2 on SP250561 ("the Land") by way of auction for overdue rates and charges pursuant to section 140(2) of the Local Government Regulation 2012 by issuing a Notice of Intention to Sell, with an auction reserve and other terms of the process to be set by the Chief Executive Officer having regard to legal requirements, the land is sold to the purchaser free of all encumbrances, other than an encumbrance that confers rights on a State or government entity (in other words, it is the

CARRIED 5/0

CARRIED 5/0

responsibility of potential purchasers to satisfy themselves that there are no encumbrances in favour of the State or government entity.

That land is sold free of all local government rates and charges accrued prior to the completion date.

- The Conditions of Sale (Attachment 1)
- Contract of Sale (Attachment 2)
- Auctioneer engagement (Attachment 3)
- Courier Mail Advert (Attachment 4)
- Notice of Sale (Attachment 5)

At 11:00am on 15th September the auction started and closed in on \$36,000.00 and then failed to reach reserve by 5:00pm and the decision was made to close the sale and through King and Co resume ownership through Chapter 4, Part 12, Division 3 of the *Local Government Regulation 2012 and* Pursuant to section 145(4) of the *Local Government Regulation 2012, and to take all further steps required under sections 141, 142, 143, 144, 145 and 146 of the Local Government Regulation 2012 to effect the sale of the Land.*

Recommendation:

Council requests the CEO to continue with King and Co to have Lot 7 on Crown Plan JC55713 and Lot 2 on SP250561 transferred to McKinlay as the owner.

Moved Cr. P Curr

Seconded Cr. J Fegan

That Council requests the CEO to continue with King and Co to have Lot 7 on Crown Plan JC55713 and Lot 2 on SP250561 transferred to McKinlay as the owner.

After re-evaluation of the property the discussion will be referred back to Council for a final decision of it's future.

Resolution No.82/1617

CARRIED 5/0

9.9 Transport and Tourism Connections (TCC) Tourist Road to Combo Waterhole (Second Project)

The Minister for Main Roads, Road Safety and Ports and Minister for Energy, Biofuels and Water Supply have advised of a \$10 million fund – Transport and Tourism Connections (TCC). 3 million is available in 2016-17 and \$7 million is available in 2017-18.

The sites will be focused on Queensland's Strategic Drive Tourism routes or high trafficked regional tourist routes. Nominations will be managed under established Regional Roads and Transport (RRTG) processes and requires RRTG endorsement to progress. Nominations are due by October 2016 with an approved program by January 2017.

Recommendation:

That Council proceed with an application for Transport and Tourism Connection funding with endorsement under the RRTG process and that road gazettal of the route from the Landsborough Highway to the Combo Waterhole in either this financial year through quarterly budget adjustments or if not possible in the 2017-18 financial year.

Moved Cr. N Walker

Seconded Cr. J Fegan

That Council do not proceed with an application for Transport and Tourism Connection fund for the Combo Waterhole due to the financial commitment required by council of approximately \$800,000. Council would like to focus its funds on other beneficial priorities for residents on Shire roads.

Resolution No.83/1617

CARRIED 5/0

9.10 Aurizon - Julia Creek - sale to Council (Lot 53, 58 SP107207 and Lot 543 SP107200).

As discussed on Friday morning in Charters Tower at the MITEZ meeting on the 19th August 2016 with the Mayor and Aurizon's north Queensland representative, Tony Lucas, Carl Boron and myself regarding the current access/bypass road off Kynuna Road which traverses Aurizon's freehold land surrounding the QR spur line on the southern side of Julia Creek. This land is formally described as Lots 53 and 58 SP107207 and Lot 543 on SP107200, comprising 22.4855 hectares in total area.

Further to that meeting, Aurizon has now obtained a market valuation of this land with a view to progressing discussions regarding the Council's purchase of this land in order to secure permanent tenure over the access road. A copy of that report is attached for your information. The valuer has recognised a lack of directly comparable market evidence of value and has therefore applied a relatively wide valuation range of between \$112,500 and \$150,000 for the site.

I have informed Aurizon that I need to take this matter back to Council for consideration and decision at its meeting next week the 20th September 2016.

Recommendation:

That Council informs Aurizon that McKinlay Shire Council would be interested to proceed with purchase of this land, that Council request the CEO to obtain an independent Valuer then bring a report to Council to make a formal offer to purchase (Lot 53, 58 SP107207 and Lot 543 SP107200) based on that advice.

Moved Cr. N Walker

Seconded Cr. S Royes

That Council authorise the CEO to notify Aurizon that Council does not have the capacity to purchase the land at the valuated cost. That the Mayor and CEO have further discussion with Aurizon and QRail in relation to the safety issue of trains blocking residential, Ergon, commercial and rural access.

Resolution No.84/1617

CARRIED 5/0

10. WORK PLACE HEALTH AND SAFETY

Councillors were presented with the August Work Place Health and Safety Report.

11. MEMBERS BUSINESS

Council note the North Qld Local Government Association membership fees have increased by \$100.

Cr. Fegan – updates on HAP and CAN meetings. Hospital upgrades. Qld health to talk with Council on housing issues and provisions.

Cr. Royes:

- McKinlay Shire Drought Response Group. Teleconference to take place tomorrow 21st Sept.

- Suggested off leash dog park, community and tourism aspect.

Cr. Murphy:

- RRG and ROC meeting update, Sky muster survey, child care submission
- Tourism Britz motorhome sponsorship for OQTA conference
- Hall re-opening suggested invite through LGAQ ambassador program
- Ministerial responses for re-opening of Punchbowl bridge and Hall opening
- Water allocations will be announced on the 30th October for Flinders River tenders.
- Ergon energy issues. Solar for land holders, transformer box outside council and main street power lines.
- Meeting with Dirt N Dust and Tourism Events QLD on 29th Sept.
- Meeting with South32 in Townsville 29th Sept.
- Economic development within the Shire. Assisting businesses positively.
- Road trip to McKinlay and outcomes. Council housing for nurse. Council to work with Qld Health.
- CSIRO modelling on Iffley/Taldora Road for the beef road program.

12. CLOSURE OF MEETING

The Chair of the meeting, Cr. Belinda Murphy declared the meeting closed at 12:40pm

Cr Belinda Murphy Mayor