



MCKINLAY SHIRE COUNCIL

CONFIRMED MINUTES

OF THE

ORDINARY MEETING OF COUNCIL

HELD AT THE

BOARDROOM, CIVIC CENTRE
JULIA CREEK

Tuesday 19th December 2017

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ORDER OF BUSINESS

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1. OPENING BUSINESS

All Councillors having signed the Attendance Book, Deputy Mayor Neil Walker declared the meeting open at 8:03 am.

2. ATTENDANCE

Deputy Mayor: Cr. N Walker,

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

Staff:

Acting Chief Executive Officer/Director of Corporate & Community Services, Mrs Tenneil Cody
Director of Engineering, Environmental & Regulatory Services, Mr Andrew Boardman
Executive Assistant, Mrs Amy Tinning

Apologies:

Nil

PROCEDURAL MOTION

Mayor Belinda Murphy requests a leave of absence from the ordinary due to travel for Council commitments. Cr Murphy will endeavour to attend the later part of the meeting if time permits

Resolution No.117/1718

That Mayor Belinda Murphy be granted leave of absence from the meeting due to travel for Council commitments.

Moved Cr. P Curr

Seconded Cr. J Fegan
CARRIED 4/0

Other people in attendance:

Nil

3. CONFIRMATION OF MINUTES

Confirmation of Minutes of the Special Meeting of Council held on 7th November 2017.

RECOMMENDATION

That the Minutes of the Special Meeting of Council on 7th November 2017 be confirmed.

Resolution No. 118/1718

The Minutes of Special Meeting of Council on 7th November 2017 are confirmed, with the following amendments:

- formatting changes as specified by Council.

Moved Cr. P Curr

Seconded Cr. J Fegan

CARRIED 4/0

Confirmation of Minutes of the Special Meeting of Council on 17th November 2017.

RECOMMENDATION

That the Minutes of the Special Meeting of Council on 17th November 2017 be confirmed.

Resolution No. 119/1718

The Minutes of Special Meeting of Council on 17th November 2017 are confirmed.

Moved Cr. S Royes

Seconded Cr. J Fegan

CARRIED 4/0

Confirmation of Minutes of the Ordinary Meeting of Council held on 21st November 2017.

RECOMMENDATION

That the Minutes of the Ordinary Meeting of Council on 21st November 2017 be confirmed.

Resolution No. 120/1718

The Minutes of Ordinary Meeting of Council on 21st November 2017 are confirmed.

Moved Cr. J Fegan

Seconded Cr. S Royes

CARRIED 4/0

4. BUSINESS ARISING FROM PREVIOUS MINUTES

Nil

5. ENGINEERING SERVICES

5.1 Engineering Works Report

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

RECOMMENDATION

That Council receives the November 2017 Engineering Works Report.

Resolution No. 121/1718

Council receives the November 2017 Engineering Works Report.

Moved Cr. P Curr

Seconded Cr. J Fegan

CARRIED 4/0

PROCEDURAL MOTION

Resolution No. 122/1718

Council resolve to accept late agenda item 5.2 Pre-Qualified Suppliers – Plant Hire 2018, from Mr. Andrew Boardman Director of Engineering, Environmental and Regulatory Services

Moved Cr. S Royes

Seconded Cr. J Fegan

CARRIED 4/0

PROCEDURAL MOTION

That Council resolve that the meeting be closed 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;*

Resolution No. 123/1718

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;*

Moved Cr. J Fegan

Seconded Cr. P Curr

CARRIED 4/0

Closure of the Ordinary Meeting of Council occurred at 8:19am.

5.2 CONFIDENTIAL - LATE REPORT - Pre-Qualified Suppliers – Plant Hire 2018

McKinlay Shire Council has released a tender for Pre-Qualified Suppliers for Plant Hire for the 2018 calendar year. The Tender evaluation process was conducted externally by Peak Services. Peak has provided an evaluation report with recommendation for Council consideration.

RECOMMENDATION

That Council accepts Peak Services tender evaluation report and resolves to endorse the Suppliers and rankings for the Pre-Qualified Suppliers – Plant Hire as recommend within the Peak Services report for the 2018 calendar year.

PROCEDURAL MOTION

Resolution No. 124/1718

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

Moved Cr. P Curr

Seconded Cr. J Fegan

CARRIED 4/0

The meeting re-opened to the public at 9:02am.

Resolution No. 125/1718

Council accepts Peak Services tender evaluation report and resolves to endorse the Suppliers and rankings for the Pre-Qualified Suppliers – Plant Hire as recommend within the Peak Services report for the 2018 calendar year.

Moved Cr. P Curr

Seconded Cr. J Fegan

CARRIED 4/0

6. ENVIRONMENT AND REGULATORY SERVICE REPORT

6.1 Environmental and Regulatory Services Report – November 2017

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

RECOMMENDATION

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

Resolution No. 126/1718

Council receives the November 2017 Environment and Regulatory Services Report.

Moved Cr. J Fegan

Seconded Cr. S Royes

CARRIED 4/0

6.2 Eastern Creek Reserve Lot 7 on TO29

Council's view is sought by the Department of Natural Resources and Mines regarding becoming Trustees for Reserve 1324 Eastern Creek Reserve Lot 7 TO29.

RECOMMENDATION

That Council resolves to either;

- a) Advise the Department of Mines and Natural Resources that Council wished to accept trusteeship of this reserve; or
- b) Advise the Department of Mines and Natural Resources that Council does not wish to accept trusteeship of this reserve.

Resolution No. 127/1718

Council resolves to advise the Department of Mines and Natural Resources that Council does not wish to accept trusteeship of this reserve.

Moved Cr. P Curr

Seconded Cr. J Fegan

CARRIED 4/0

6.3 Grant Housing

Council has been successful in the application for grant funding to build 4 new dwellings to assist with Council housing shortages. The 4 dwellings are intended to be 2 x 4 bedroom houses and 2 x 3 bedroom units on 3 land parcels. There have been land parcels nominated in the funding application however Council's views are sought whether these are the most suitable locations, other locations nominated to consider are 41/JC55713, 44/JC55713, 9/JC55711 and 4/SP278219.

RECOMMENDATION

That Council resolves to;

- a) sell building only at 69 Coyne Street (44/JC55713) and build 1 x 4 bedroom house on site;
- b) demolish 4 Shaw St (9/JC55711) and build 2 x 3 bedroom units on site, and;
- c) Build 1 x 4 bedroom house in the subdivision on lot 4 on SP278219.

Resolution No. 128/1718

Council resolves to;

- a) Purchase vacant land described as lot 41/JC55713 to build 1 x 4 bedroom house;
- b) demolish 4 Shaw St (9/JC55711) and build 2 x 2 bedroom units on site, and;
- c) Build 1 x 4 bedroom house in the subdivision on lot 4 on SP278219.

Moved Cr. J Fegan

Seconded Cr. S Royes

CARRIED 4/0

Attendance – Mr Andrew Boardman Director of Engineering, Environmental & Regulatory Services left the meeting room at 9:41am.

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 November 2017.

RECOMMENDATION

That Council receives the Community Services monthly report for November 2017.

Resolution No. 129/1718

Council receives the Community Services monthly report for November 2017.

Moved Cr. J Fegan

Seconded Cr. S Royes

CARRIED 4/0

7.2 Julia Creek Early Learning Centre Fees

Council is presented with a review of the fees for the Julia Creek Early Learning Centre, with a proposal to increase the fees effective from 1 January 2018.

RECOMMENDATION

That Council increase the daily attendance fee of the Julia Creek Early Learning Centre from \$68 per day per child to \$75 per day per child, and the half day fee increase from \$44 per day per child to \$50 per day per child, effective from 1st January 2018.

Resolution No. 130/1718

That Council increase the daily attendance fee of the Julia Creek Early Learning Centre from \$68 per day per child to \$75 per day per child, and the half day fee increase from \$44 per day per child to \$50 per day per child, effective from 1st January 2018.

Moved Cr. J Fegan

Seconded Cr. S Royes

CARRIED 4/0

7.3 Tourism Plan (2018-2022) Adoption

Tourism has been identified as one of the four pillars of the Queensland economy. McKinlay Shire has made substantial attainment in this industry with visitor numbers to the Shire increasing at an average rate of 38% per annum over the last six years. Our efforts are consistently recognised in the industry with awards and commendations. Most recently, McKinlay Shire Council received the 2017 *Outback Queensland Tourism Association* Local Government Award for Tourism, Destination Marketing Award and Visitor Information and Services Award for the Julia Creek Visitor Information Centre. Furthermore, the Julia Creek Visitor Information Centre won the 2017 *Queensland Information Centre Association* Award for Tourism Excellence. Thus, our efforts have been notable. However, it was strategised by Council that a decisive direction was mapped to ensure that our momentum is maintained in a sustainable fashion and further tourism opportunities are identified.

RECOMMENDATION

That Council adopts the Tourism Plan (2018-2022) as presented.

Resolution No. 131/1718

That Council adopts the Tourism Plan (2018-2022) as presented.

Moved Cr. J Fegan

Seconded Cr. P Curr

CARRIED 4/0

8. CORPORATE SERVICES REPORT

8.1 Corporate Services Report

The Corporate Services Report as of 30th November 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 November 2017.

Resolution No. 132/1718

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

Moved Cr.P Curr

Seconded Cr. S Royes

CARRIED 4/0

8.2 Report – Sale of Land for Overdue Rates Charges – Assessment Number 50 – 77 Goldring Street, Julia Creek, Lot 8 on JC55710

In accordance with *Section 140 (1) (c) (i) of the Local Government Regulation 2012* Council has the authority to sell the land at 77 Goldring Street, Julia Creek, more particularly described as Lot 8 on JC55710 for overdue rates or charges as some or all of the overdue rates and charges have been overdue for at least three (3) years.

RECOMMENDATION

That Council resolve to:

- (a)** sell the land located at 77 Goldring Street, Julia Creek, more particularly described as Lot 8 on JC55710 (“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.
- (b)** delegate to the Chief Executive Officer, its power to:
 - (i) give a Notice of Intention to Sell to all interested parties; and
 - (ii) 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.”

Resolution No. 133/1718

Council resolve to:

- (a)** sell the land located at 77 Goldring Street, Julia Creek, more particularly described as Lot 8 on JC55710 (“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.
- (b)** delegate to the Chief Executive Officer, its power to:
 - (i) give a Notice of Intention to Sell to all interested parties; and
 - (ii) 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.”

Moved Cr. P Curr

Seconded Cr. S Royes

CARRIED 4/0

8.3 Report – Sale of Land for Overdue Rates Charges – Assessment Number 68 – 37 Goldring Street, Julia Creek, Lot 208 on JC5571

In accordance with *Section 140 (1) (c) (i) of the Local Government Regulation 2012* Council has the authority to sell the land at 37 Goldring Street, Julia Creek, more particularly described as Lot 208 on JC5571 for overdue rates or charges as some or all of the overdue rates and charges have been overdue for at least three (3) years.

RECOMMENDATION

That Council resolve to:

(a) sell the land located at 37 Goldring Street, Julia Creek, more particularly described as Lot 208 on JC5571 (“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.

(b) delegate to the Chief Executive Officer, its power to:

(i) give a Notice of Intention to Sell to all interested parties; and

(ii) 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.”

Resolution No. 134/1718

Council resolve to:

(a) sell the land located at 37 Goldring Street, Julia Creek, more particularly described as Lot 208 on JC5571 (“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.

(b) delegate to the Chief Executive Officer, its power to:

(i) give a Notice of Intention to Sell to all interested parties; and

(ii) 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.”

Moved Cr. J Fegan

Seconded Cr. S Royes

CARRIED 4/0

8.4 Report – Sale of Land for Overdue Rates Charges – Assessment Number 330-1 – Finlay Street, Kynuna, Lot 502 on K3711, Lot 503 on K3711, Lot 504 on K3711, Lot 507 on K3711, Lot 508 on K3711 and Lot 509 on K3711

In accordance with *Section 140 (1) (c) (i) of the Local Government Regulation 2012* Council has the authority to sell the land at Finlay Street, Kynuna, more particularly described as Lot 502 on K3711, Lot 503 on K3711, Lot 504 on K3711, Lot 507 on K3711, Lot 508 on K3711 and Lot 509 on K3711 for overdue rates or charges as some or all of the overdue rates and charges have been overdue for at least three (3) years.

RECOMMENDATION

That Council resolve to:

(a) sell the land located at Finlay Street, Kynuna, more particularly described as Lot 502 on K3711, Lot 503 on K3711, Lot 504 on K3711, Lot 507 on K3711, Lot 508 on K3711 and Lot 509 on K3711 (“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.

(b) delegate to the Chief Executive Officer, its power to:

(i) give a Notice of Intention to Sell to all interested parties; and

(ii) 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.”

Resolution No. 135/1718

Council resolve to:

(a) sell the land located at Finlay Street, Kynuna, more particularly described as Lot 502 on K3711, Lot 503 on K3711, Lot 504 on K3711, Lot 507 on K3711, Lot 508 on K3711 and Lot 509 on K3711 (“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.

(b) delegate to the Chief Executive Officer, its power to:

(i) give a Notice of Intention to Sell to all interested parties; and

(ii) 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.”

Moved Cr. P Curr

Seconded Cr. J Fegan

CARRIED 4/0

8.5 Report – Sale of Land for Overdue Rates Charges – Assessment Number 465 – Nelia Street, Julia Creek, Lot 8 on N6311

In accordance with *Section 140 (1) (c) (i) of the Local Government Regulation 2012* Council has the authority to sell the land at Nelia Street, Julia Creek, more particularly described as Lot 8 on N6311 for overdue rates or charges as some or all of the overdue rates and charges have been overdue for at least three (3) years.

RECOMMENDATION

That Council resolve to:

(a)sell the land located at Nelia Street, Julia Creek, more particularly described as Lot 8 on N6311 (“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.

(b)delegate to the Chief Executive Officer, its power to:

(i) give a Notice of Intention to Sell to all interested parties; and

(ii) 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.”

Resolution No. 136/1718

Council resolve to:

(a) sell the land located at Nelia Street, Julia Creek, more particularly described as Lot 8 on N6311 (“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.

(b) delegate to the Chief Executive Officer, its power to:

(i) give a Notice of Intention to Sell to all interested parties; and

(ii) 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.”

Moved Cr. J Fegan

Seconded Cr. S Royes

CARRIED 4/0

9. CHIEF EXECUTIVE OFFICER REPORT

9.1 Building Better Regions Funding Application-Fit-out Dirt and Dust Shed

This funding opportunity will give Council the ability to complete this part of the venue precinct and will have a fully functioning building to host any event with ease and limited setup required.

The 75% Funding opportunity will require Council to contribute \$100,000.00 and \$300,000.00 will be sourced through this funding application from Building Better Regions Fund.

This area and with the completed shed will be able to be hired out to event organisers and the shed will be mainly used as the "Home" of the Dirt and Dust from where the highly successful Dirt and Dust Festival has been run for the last 18 years.

RECOMMENDATION

That Council supports this application for the 2018/19 Budget Program as presented.

That Council agrees to put \$100,000 of its own source funding towards this project to complete the fit-out of the new shed.

That Council accepts that this new facility will be added into our maintenance program and will be part of Council overall Asset Management Plan over its intended lifecycle.

That McKinlay Shire Council name the event area.

Resolution No. 137/1718

Council supports this application for the 2018/19 Budget Program as presented.

That Council agrees to put \$100,000 of its own source funding towards this project to complete the fit-out of the new shed.

That Council accepts that this new facility will be added into our maintenance program and will be part of Council overall Asset Management Plan over its intended lifecycle.

Moved Cr. P Curr

Seconded Cr. J Fegan

CARRIED 4/0

PROCEDURAL MOTION

That Council resolve that the meeting be closed to the public under section 217 11(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 (h) other business for which 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

Resolution No. 138/1718

Council resolve that the meeting be closed to the public under section 217 11(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 (h) other business for which 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

Moved Cr. J Fegan

Seconded Cr. P Curr

CARRIED 4/0

Closure of the Ordinary Meeting of Council occurred at 10:04am.

9.2 CONFIDENTIAL- Ombudsman 2017/10044 -Correspondence with Elrose Plant Hire in regards to Tender Processes.

Council has received correspondence from the Ombudsman's Office with regard to complaint lodged by Elrose Plant Hire.

RECOMMENDATION

That Council receives this report and invite the Ombudsman to investigate, these allegations raised against the Council and Elected Members and Council Staff and Contractors behavior in regards to these allegations, and wait for the outcome of this investigation before replying back to Elrose Plant Hire PTY LTD,

And

Write to Elrose Plant Hire PTY LTD advising that Council intention is a full investigation into both his operation and also McKinlay Shire Council operation regarding these allegations.

PROCEDURAL MOTION

Resolution No. 139/1718

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

Moved Cr. P Curr

Seconded Cr. J Fegan

CARRIED 4/0

The meeting re-opened to the public at 10:31am.

Resolution No. 140/1718

Council receives this report and invite the Ombudsman to investigate, these allegations raised against the Council and Elected Members and Council Staff and Contractors behavior in regards to these allegations, and wait for the outcome of this investigation before replying back to Elrose Plant Hire PTY LTD,

And

Write to Elrose Plant Hire PTY LTD advising that Council intention is a full investigation into both his operation and also McKinlay Shire Council operation regarding these allegations.

Moved Cr. J Fegan

Seconded Cr. S Royes

CARRIED 4/0

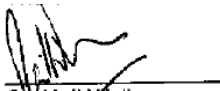
10.WHS REPORT

11. MEMBERS BUSINESS

Cr. S Royes – Council shut down maintenance and watering of Council Parks & Gardens.

12. CLOSURE OF MEETING

The Chair of the meeting, Deputy Mayor Neil Walker declared the meeting closed at 10:50am.



Cr. Neil Walker
Deputy Mayor