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Ordinary Meeting Agenda CONFIDENTIAL

To be held at McKinlay Shire Council, Boardroom 29 Burke Street, Julia Creek, Queensland 4823

Tuesday 21 SEPTEMBER 2021, 9:00am

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1. OPENING BUSINESS

All Councillors having signed the Attendance Book, the Mayor declared the meeting open.

2. ATTENDANCE

Mayor: Cr. P Curr

Members: Cr. J Fegan, Cr. S Royes, Cr. J Lynch, Cr. T Pratt

Staff:

Chief Executive Officer, Mr. John Kelly
Acting Executive Assistant, Mrs. Kylie Davison
Director of Corporate and Community Services, Ms. Tenneil Cody
Director of Engineering, Environment and Regulatory Services, Mr. Cameron Scott

Other people in attendance:

Apologies:

2.1 APPOINTMENT

Nil

3. DECLARATION OF CONFLICT OF INTEREST

Nil

4. CONFIRMATION OF MINUTES

That the Minutes of the Ordinary Meeting 17 August 2021 be confirmed. That the Minutes of the Special Meeting 7 September 2021 be confirmed.



MCKINLAY SHIRE COUNCIL

UNCONFIRMED MINUTES

OF THE

ORDINARY MEETING OF COUNCIL

HELD AT THE

BOARDROOM, CIVIC CENTRE JULIA CREEK

17th August 2021

ORDER OF BUSINESS

- 1. Opening
- 2. Attendance
- 3. Declaration of Conflict of Interest
- 4. Confirmation of minutes of Ordinary Meeting on 20^{th} July 2021
- 4.1 Business Arising out of minutes of previous Meeting

5. ENGINEERING REPORT

5.1 Engineering Work Monthly Report

6. ENVIRONMENTAL & REGULATORY SERVICES REPORT

6.1 Environmental & Regulatory Services Monthly Report

7. COMMUNITY SERVICES REPORT7.1 Community Services Monthly Report

8. CORPORATE SERVICES REPORT

- 8.1 Corporate Services Report
- 8.2 Request to Write-Off General Debtor Account
- 8.3 Request to Write-Off General Debtor Account

9. CHIEF EXECUTIVE OFFICERS REPORT

9.1 Chief Executive Officers Report

10. WORKPLACE HEALTH AND SAFETY

10.1 Workplace Health and Safety

11. CLOSE

1. OPENING BUSINESS

All Councillors having signed the Attendance Book, Mayor Philip Curr declared the meeting open at 9.02am.

2. ATTENDANCE

Mayor: Cr. P Curr

Members: Cr. J Fegan, Cr. T Pratt, Cr. S Royes, Cr. J Lynch

Staff:

Chief Executive Officer, Mr. John Kelly (teleconference)
Acting Executive Assistant, Mrs. Kylie Davison
Director of Corporate & Community Services, Ms. Tenneil Cody
Director of Engineering, Environment and Regulatory Services, Mr. Cameron Scott Ranger, Mr. Colin Malone

Other people in attendance:

Nil

Apologies:

Nil

3. DECLARATION OF CONFLICT OF INTEREST

lack

Declaration of Conflict of Interest for item 9.1.7

I, Cr. Philip R. Curr declare that I have a conflict of interest with respect to agenda item 9.1.7 of the August 2021 Ordinary Meeting (as defined the Local Government Act 2009, section 150EN). The nature of my interest is as follows:

Seconded Cr. J.Lynch

• I am Interested in the possible lease of an Airport Hanger should Council proceed with this development.

4. CONFIRMATION OF MINUTES

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Confirmation of Minutes of the Ordinary Meeting of Council held on 20th July 2021.

RECOMMENDATION

That the Minutes of the Ordinary Meeting of Council held on 20th July 2021 be confirmed.

Resolution No. 035/2122

The Minutes of the Ordinary Meeting of Council held on 20th July 2021 are confirmed.

Moved Cr. J.Fegan

CARRIED 5/0

4.1 BUSINESS ARISING FROM PREVIOUS MINUTES

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Nil

5. ENGINEERING SERVICES

5.1 Engineering Works Report

This report outlines the general activities for the Engineering Department for the month of July 2021.

RECOMMENDATION

That Council receives the Engineering Services monthly report for July 2021.

Resolution No. 036/2122

That Council receives the Engineering Services monthly report for July 2021.

Moved Cr. T.Pratt Seconded Cr. J.Lynch

CARRIED 5/0

6. ENVIRONMENTAL AND REGULATORY SERVICES

6.1 Environmental and Regulatory Services Report

This report outlines the general activities, revenue and expenditure for the department for the period July 2021.

RECOMMENDATION

That Council receives the July 2021 Environmental and Regulatory Services Report.

Resolution No. 37/2122

Council receives the July 2021 Environmental and Regulatory Services Report.

Moved Cr. J.Fegan Seconded Cr. S.Royes

CARRIED 5/0

7. COMMUNITY SERVICES

lack

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: July 2021.

RECOMMENDATION

That Council receives the Community Services monthly report for July 2021.

Resolution No. 38/2122

That Council receives the Community Services monthly report for July 2021.

Moved Cr. S.Royes Seconded Cr. J.Fegan

CARRIED 5/0

8. CORPORATE SERVICES



8.1 Corporate Services Report

The Corporate Services Report as of July 2021 which summarises the financial performance and position is presented to Council.

RECOMMENDATION

That Council receives the monthly Corporate Services Report for the period ending July 2021.

Resolution No. 39/2122

Council receives the monthly Corporate Services Report for the period ending July 2021.

Moved Cr. T.Pratt

Seconded Cr. J.Fegan

CARRIED 5/0

8.2 Request to Write-Off General Debtor Account

Request to Council to write off the outstanding general debtor account of \$140.00, as per requirement of debtor policy.

RECOMMENDATION

That Council resolve to write off the outstanding general debt of \$140.00 for invoice numbers 24673, 24768, 24883, 25153 and 26408.

Resolution No. 40/2122

That Council resolve to write off the outstanding general debt of \$140.00 for invoice numbers 24673, 24768, 24883, 25153 and 26408.

Moved Cr. J.Fegan

Seconded Cr. J.Lynch

CARRIED 5/0

8.3 Request to Write-Off General Debtor Account

Request to Council to write off the outstanding general debtor account of \$140.45, as per requirement of debtor policy.

RECOMMENDATION

That Council resolve to write off the outstanding general debt of \$140.45 for invoice numbers 27115.

Resolution No. 41/2122

That Council resolve to write off the outstanding general debt of \$140.45 for invoice numbers 27115.

Moved Cr. T.Pratt

Seconded Cr. J.Fegan

CARRIED 5/0

9. CHIEF EXECUTIVE OFFICER

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9.1 CEO Report

This report provides an update on current matters for the information of Council.

RECOMMENDATION

That Council receive and note the report from the Chief Executive Officer for the period 15th July to 13th August 2021 except where amended or varied by separate resolution of Council.

Resolution No. 42/2122

That Council receive and note the report from the Chief Executive Officer for the period 15th July to 13th August 2021 except where amended or varied by separate resolution of Council.

Moved Cr. S.Royes

Seconded Cr. T.Pratt

CARRIED 5/0

9.1.1 Tenders for the Sale of the former Town and Country Club and Land

Invitations for tenders have been advertised and close at 5.00p.m. Friday 3rd September 2021. I propose to present the tenders with a covering report to a Special Meeting of Council to be held at 8.30a.m. Tuesday 7th September 2021. The meeting notice will be issued beforehand.

The T&CC land is currently zoned commercial and the two adjoining Lots to the rear are zoned residential. I have obtained the following advice to any interested parties which set out the permissible uses and the required process to follow to seek approval for non-conforming uses. This includes ballpark costs to undertaking any application process. This will be circulated to interested parties prior to the close of tenders so as to be as transparent as possible with prospective tenderers.

"The tables of assessment from the planning scheme nominate which uses are generally supported in each zone and precinct:

For the commercial precinct, these include:

 Bar, Club, Food and drink, Function facility, Health care, Hotel, Office, Service industry, Shop, Shopping centre, Theatre, Tourist attraction, Child care, Community care, Place of worship, Garden centre, Hardware sales, Indoor sport and recreation, Market, Service station, Showroom, Vet, Non-resident workforce accommodation, Tourist park, Caretaker's residence.

For the residential precinct, these include:

• Child care, Community care, Place of worship, Non-resident workforce accommodation, Dual occupancy, Dwelling house, Multiple dwelling, Tourist park

As is evident, there are some uses which could occur in both the commercial and residential precincts. If involving the re-use of existing buildings, some uses may not even trigger a development application to council. There are uses other than what is listed above which could be supported but are not likely to be proposed i.e. emergency services, utility installations, etc.

If a proponent were to seek approval for a use not listed above (i.e. an industrial use) OR were to seek approval for a use not supported in a precinct, then a development application to council would be required and the proponent would need to justify why the outcome is still consistent with the planning scheme despite not being consistent with the precinct designation.

Example 1 – A Shop use within the residential precinct: This would trigger a development application to council in all instances. The proponent would need to justify the proposal against the Township zone code (as well as others), in particular the Residential precinct Purpose Statement. This would be problematic given the inconsistencies between the precinct and the proposed use. The built form and site layout would also need to meet the residential precinct outcomes which would also be difficult to justify for a commercial use.

Example 2 – A Shop use within the commercial precinct: If in an existing building and not involving major additional works, then a development application is unlikely to be required. If new building work is required, than this would trigger a development application to council. The proponent would need to justify the proposal against the Township zone code (as well as others), in particular the Commercial precinct Purpose Statement. This is unlikely to be difficult. The built form and site layout would also need to meet the commercial precinct outcomes which would also not be difficult.

Any uses not listed above such as those of an industrial nature would be subject to a full impact assessable development application involving public notification and public submissions, and would find it difficult to justify compliance with the zone code. This is not to say that refuse would occur in all instances, but the development application would involve a lot of rigour and additional timeframes.

The cost of preparing, lodging and processing a development application various depending on a range of factors. If including plans, planning consultant fees, council processing fees, potential engineering input, etc it could be anywhere from 5 or 6 thousand dollars up to 15 or so."

Depending on proposed uses submitted by any tenderers it maybe necessary to accept the preferred tender subject to their lodgment and consideration of a planning application.

RECOMMENDATION

Council note the advice regarding tender invitation for the sale of the former Town and Country building and land in Burke Street and the adjoining vacant residential Lots fronting Golding Street Julia Creek which close at 5.00p.m. Friday 3rd September 2021.

Resolution No. 43/2122

Council note the advice regarding tender invitation for the sale of the former Town and Country building and land in Burke Street and the adjoining vacant residential Lots fronting Golding Street Julia Creek which close at 5.00p.m. Friday 3rd September 2021.

Moved Cr. J.Lynch

Seconded Cr. T.Pratt

CARRIED 5/0

9.1.2 Visit by the Governor of Qld 31st August 2021

The visit by the Governor of Queensland his Excellency Mr Paul de Jersey to Julia Creek on Tuesday 31st August 2021 between the hours of 10.00a.m. – 3.30p.m. is proceeding as planned. However, the Variety Bash Car Rally is not as a result of Covid-19 and there will not be an opportunity for the Governor to interact with the participants. There is now the opportunity to transfer the afternoon tea from CSA to the Civic Centre hall for the 45 acceptances.

<u>Action:</u> For noting and advice from Councillors on the preferred venue for afternoon tea. Let it be known however invites have been sent out with the CSA venue on them.

Note: Councillors preferred venue for the afternoon tea is the Civic Centre.

9.1.3 Decision for Environmental Authority - Multicom Resources Limited (MRL).

Advice has been received that the Department of Environment and Science Qld has decided to approve the application for a site-specific environmental authority under 172(2)(a) of the Environmental Protection Act 1994 for the St Elmo vanadium mine. As Council was a submitter when the original application was submitted, Council has the right to make a further submission which must be lodged by 24th August 2021.

As Council has supported the application it is proposed that no further submission be made and certainly not an objection. The approval will then enable the state to issue a Mining Lease to MRL although the company will not be able to commence operations until a Social Impact Assessment (SIA) is completed and lodged. The SIA needs to address accommodation issues in Julia Creek, impact on existing infrastructure including water, sewerage, health, education, early learning etc. MRL are in the process of preparing the SIA and will liaise with Council in its preparation prior to lodgement, expected to be by 31st December 2021.

RECOMMENDATION

Council advise the Department of Environment and Science Qld that Council has no further comment regarding the decision to approve the site-specific environmental authority for St Elmo Vanadium mine proposal other than continued Council support for the project.

Resolution No. 44/2122

Council advise the Department of Environment and Science Qld that Council has no further comment regarding the decision to approve the site-specific environmental authority for St Elmo Vanadium mine proposal other than continued Council support for the project.

Moved Cr. T.Pratt

Seconded Cr. J.Fegan

CARRIED 5/0

9.1.4 Queensland Reconstruction Authority Procurement Audit for 2018/2019

The QRA appointed auditors Procurement & Co conducted a Procurement Review of Council QRA funding expenditure for 2018-19 on 29th July 2021.

Staff have been verbally advised that the audit is unqualified and that no concerns have been raised.

RECOMMENDATION

Council note that the Queensland Reconstruction Authority undertook an audit on 29 July 2021 of Council's procurement processes and documentation for expenditure of QRA funding for 2018-19 and the positive outcome was unqualified.

Resolution No. 45/2122

Council note that the Queensland Reconstruction Authority undertook an audit on 29 July 2021 of Council's procurement processes and documentation for expenditure of QRA funding for 2018-19 and the positive outcome was unqualified.

Moved Cr. J.Lynch

Seconded Cr. S.Royes

CARRIED 5/0

9.1.5 Qld State Government \$100 million Resources Community Infrastructure Fund

Subject to finalisation the Director Engineering & Regulatory Services will table detail of the costings and configurations for stage 2 of the subdivision for inclusion in an application under the Qld State Government \$100 million Resources Community Infrastructure Fund. Applications close 5.00p.m. Friday 27th August 2021. Funding available in the first round is up to \$50M. and successful projects will be announced November 2021.

RECOMMENDATION

Council authorize staff to submit an application under the recently announced Qld State Government Resources Community Infrastructure fund for stage 2 subdivision of land to meet the anticipated demand for land and housing which will be created by projected mining projects in the McKinlay Shire.

Resolution No. 46/2122

Council authorize staff to submit an application under the recently announced Qld State Government Resources Community Infrastructure fund for stage 2 subdivision of land to meet the anticipated demand for land and housing which will be created by projected mining projects in the McKinlay Shire.

Moved Cr. J.Lynch

Seconded Cr. J.Fegan

CARRIED 5/0

Attendance: At this time, Shire Ranger Mr. Colin Malone entered the meeting at 9:50am

9.1.6 Livestock Transit Centre Proposed Extensions and New Dip

In the 2021/21 financial year Council proposed to extend the existing yards and install a new dip.

Due to the tenders exceeding the available funding, Council deferred the proposal pending discussions with the Director General Transport and Main Roads and with Aurizon with regard to the future contract for the hauling of livestock on the Mt Isa – Townsville line and to seek additional funding.

To date Aurizon have not been advised of the outcome of the tenders for the livestock haulage contract even though the current contract expires on 31st December 2021.

As additional funding has been promised through the office of the D/G of TMR and given that construction would be better undertaken in advance of the wet season, it is timely for Council to now consider the way forward, notwithstanding that the tenure of the land between Council's yards and the rail corridor remains under the control of Aurizon.

RECOMMENDATION

Staff finalise documentation for the proposed extension of the Livestock Transit Centre including the installation of a new Dip and proceed to invite fresh tenders.

Resolution No. 47/2122

Staff finalise documentation for the proposed extension of the Livestock Transit Centre including the installation of a new Dip and proceed to invite fresh tenders.

Moved Cr. T.Pratt

Seconded Cr. J.Lynch

CARRIED 5/0

<u>Attendance:</u> Having declared a potential conflict of interest in this item, Cr. Philip Curr left the meeting at 10:44am and Deputy Mayor Cr Janene Fegan assumed the Chair.

9.1.7 Verbal update regarding the Airport Hanger Discussions

The CEO advised that a meeting of interested parties (3 landowners, 2 apologies and 3 staff) was held in the board room on Tuesday 10th August 2021 with a range of options discussed including:

- Council to provide the land on a lease with the owner to build the hanger to Council specification
- Council to construct one large hanger and lease space to interested parties,
- Council to construct individual hangers and lease to interested parties.

The parties will require further detail on the financial arrangements and terms before being in a position to make a commitment. Council would require a further a business case before making a commitment on any option. A summary of the meeting will be circulated to the parties and another meeting will be held when additional information including cost estimates are obtained.

<u>Action:</u> Staff will undertaking further investigations of other airports and will present a discussion paper at a future meeting of Council.

Attendance: Cr. Philip Curr re-entered the meeting 10:53am and assumed the Chair,

9.1.8 Verbal update regarding the Aerodrome Rectification works

The CEO provided a verbal update on the without prejudice discussions held on Friday 23rd July 2021. Negotiations are continuing.

Action: Note a verbal report from CEO regarding the progress of the matter.

9.1.9 Stock Routes Review

Media Release from The Honorable Scott Stewart "Have your say on the future of Queensland's Stock Routes" is included in full in the CEO's report.

RECOMMENDATION

The CEO present a written submission to the Qld Government Stock Routes Review as discussed in the Council Briefing.

Resolution No. 48/2122

The CEO present a written submission to the Qld Government Stock Routes Review as discussed in the Council Meeting.

Moved Cr. S.Royes

Seconded Cr. P.Curr

CARRIED 5/0

Attendace: Shire Ranger Mr. Colin Malone left the meeting at 10:41am

10. WORKPLACE HEALTH AND SAFETY

10.1 Workplace Health and Safety

No report this month due to position vacancy. The Director of Engineering advised the Meeting that an inhouse appointment has been made (after public recruitment process) of Ms Taleah Rafter to the position of Workplace Health and Safety Officer in a development role. The former WHSO has been contracted to deliver a mentoring program for Ms Rafter, initially on a 3 month period and will remain available by telephone in an advisory capacity as required. This will ensure continued delivery of safety services to Council operations and at the same time foster the initiative of developing skills from within.

General Business - Councillor Requests

Cr. J Fegan

- Census the lack of information and documentation available to our residents and the effect it will
 have on Council for funding etc. To be raised at NWQROC and staff to continue to promote the
 importance of completing the Census forms, on Council's Facebook page and in Council's community
 newsletters
- Dirt and Dust update of new committee elected on Satuday 14th August 2021
- Health has written and sent formal correspondence regarding the continued lack of communication with Council and Community.
- Community Consultation trip to McKinlay and Kynuna August 25th. Staff to arrange.

Cr. S Royes

Damage to road and gutter edges loose stone. DERS to follow up

Cr. T Pratt

- Lawn McIntyre Park arranging bollards to keep vehicles off
- IOR Coyne Street Trucks running over the edge of the kerb and damage occurring. DERS will investigate and implement remedial measures.

Cr. J Lynch

Damage to road edges in Julia Creek. DERS to follow up.

11. CLOSURE OF MEETING

The Chair of the meeting Mayor Philip Curr declared the meeting closed at 11:47am.



MCKINLAY SHIRE COUNCIL

UNCONFIRMED MINUTES

OF THE

SPECIAL MEETING OF COUNCIL

HELD AT THE

BOARDROOM, CIVIC CENTRE JULIA CREEK

7th September 2021

ORDER OF BUSINESS

- 1. Opening
- 2. Attendance
- 3. Declaration of Conflict of Interest

4. ITEMS FOR DISCUSSION

- 4.1 Consideration of Tenders T2122001 for sale of former Town and Country Club building and land and two adjoining vacant lots to the rear.
- 4.2 Authorisation of the Mayor and Chief Executive Officer to finalise a contract of sale with the preferred tenderer/s.
- 4.3 Consideration of Tenders T2021005 Road Construction and Maintenance.
- 4.4 Consideration of Tenders T2122006 Prequalified Supplier Arrangements for Wet and Dry Hire of Equipment.

5. CLOSE

1. OPENING BUSINESS

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All Councillors having signed the Attendance Book, Mayor Philip Curr declared the meeting open at 8:37am

2. ATTENDANCE

Mayor: Cr. P Curr

Members: Cr. J Fegan (teleconference), Cr. S Royes (teleconference), Cr. J Lynch, Cr. T Pratt

Staff:

Chief Executive Officer, Mr. John Kelly Director of Corporate & Community Services, Ms. Tenneil Cody Director Engineering, Environment and Regulatory Services, Mr. Cameron Scott Works Manager, Mr. Robert Wiles

Other people in attendance:

Nil

Apologies:

3. DECLARATION OF CONFLICT OF INTEREST

Nil

4. ITEMS FOR DISCUSSION

- 4.1 Consideration of Tenders for sale of former Town and Country Club building and land and two adjoining vacant lots to the rear.
- 4.2 Authorisation of the Mayor and Chief Executive Officer to finalise a contract of sale with the preferred tenderer/s
- Cr. J Lynch entered the meeting at 8:46am

RECOMMENDATION

Council authorise the formation of an evaluation Panel comprising the Chief Executive Officer, Director Corporate and Community Services and the Director Engineering and Regulatory Services to undertake the evaluation of the three tenders received for the former Town and Country Club land and Building and the two adjoining vacant lots with the aim of reporting to the Ordinary meeting of Council to be held on 21st September 2021.

Resolution No. 49/2122

Council authorise the formation of an evaluation Panel comprising the Chief Executive Officer, Director Corporate and Community Services and the Director Engineering and Regulatory Services to undertake the evaluation of the three tenders received for the former Town and Country Club land and Building and the two adjoining vacant lots with the aim of reporting to the Ordinary meeting of Council to be held on 21st September 2021.

Moved Cr. S Royes

Seconded Cr. J Lynch

CARRIED 5/0

4.3 Consideration of Tenders T2122005 Prequalified Supplier Arrangements for Road Construction and Maintenance

RECOMMENDATION

That Council resolves to:

- a. Accept the tenders from:
 - KW Murphy Holdings Pty Ltd
 - Johnson Grader Hire Pty Ltd
 - Crawford Plumbing Pty Ltd
 - HD Hay Rural Contracting
 - Alexander Plant Hire Pty Ltd
 - Arthur Fontaine

and enter these approved Contractors to the McKinlay Shire Council **Local Panel** of Pre-Qualified Suppliers – Road Construction and Maintenance effective for the period 1st October 2021 through to 30th September 2023, and

- b. Accept the tenders from:
 - T's Plant Hire Pty Ltd
 - Townsville Earthmoving Pty Ltd
 - The Mining Pty Ltd
 - Stabilised Pavements of Australia Pty Ltd
 - Durack Civil Pty Ltd
 - Colas Solutions Pty Ltd
 - Bitu-Mill Pty Ltd
 - Fulton Hogan Industries Pty Ltd

and enter these approved Contractors onto the **Non-Local** Panel of Pre-qualified Suppliers –Road Construction and Maintenance effective for the period 1st October 2021 through to 30th September 2023 and;

c. Staff notify the successful tenderers.

Resolution No. 50/2122

That Council resolves to:

- a. Accept the tenders from:
- KW Murphy Holdings Pty Ltd
- Johnson Grader Hire Pty Ltd
- Crawford Plumbing Pty Ltd
- HD Hay Rural Contracting
- Alexander Plant Hire Pty Ltd
- Arthur Fontaine

and enter these approved Contractors to the McKinlay Shire Council Local Panel of Pre-Qualified Suppliers – Road Construction and Maintenance effective for the period 1st October 2021 through to 30th September 2023, and

- b. Accept the tenders from:
- T's Plant Hire Pty Ltd
- Townsville Earthmoving Pty Ltd
- The Mining Pty Ltd
- Stabilised Pavements of Australia Pty Ltd
- Durack Civil Pty Ltd
- Colas Solutions Pty Ltd
- Bitu-Mill Pty Ltd
- Fulton Hogan Industries Pty Ltd

and enter these approved Contractors onto the Non-Local Panel of Pre-qualified Suppliers –Road Construction and Maintenance effective for the period 1st October 2021 through to 30th September 2023 and;

c. Staff notify the successful tenderers.

Moved Cr. P Curr Seconded Cr. T Pratt

CARRIED 5/0

Procedural Motion to Adjourn Meeting at 9:20a.m.:

Resolution No. 51/2122

"That the meeting be adjourned at 9.20a.m. until after the briefing meeting to enable the CEO to report back on the method of distribution and advertising of the Invitation for Tender for both Tenders".

Moved Cr. J Lynch

Seconded Cr. T Pratt

CARRIED 5/0

Procedural Motion to Re-convene the Meeting at 10.30a.m.

Resolution No. 52/2122

"That the meeting be re-convened"

Moved Cr. J Lynch

Seconded Cr. T Pratt

CARRIED 5/0

Method of Distribution of Invitations to Tender

The Chief Executive Officer advised the meeting that the Invitations to Tender for T2021005 and T2021006 had been circulated as follows:

- By letter from the CEO to All Local Contractors, forwarded to their email addresses dated Tuesday 27th
 July 2021 via the Executive Assistant email address issued at 4.35p.m.,
- Published on Council's web site for the period Tuesday 27th July to Friday 27th August 2021, and
- Published on TenderLink public tenders platform for the period Tuesday 27th July to Friday 27th August 2021.

4.4 Consideration of Tenders T2122006 Prequalified Supplier Arrangements for Wet and Dry Hire of Equipment

RECOMMENDATION

That Council resolves to:

- a. Accept the tenders from:
 - Alexander Plant Hire Pty Ltd
 - KW Murphy Holdings Pty Ltd
 - Crocker Rural Pty Ltd
 - Arthur Fontaine
 - HD Hay Rural Contracting
 - Johnson Grader Hire Pty Ltd
 - Crawford Plumbing Pty Ltd
 - W J Wilson
 - Burnett Contracting
 - D & T Contracting Qld Pty Ltd
 - AW and DL Mitchell

and enter these approved Contractors to the McKinlay Shire Council Local Panel of Pre-Qualified Suppliers – Wet and Dry Hire of Plant effective for the period 1st October 2021 through to 30th September 2023, and

- b. Accept the tenders from:
 - T's Plant Hire Pty Ltd
 - Townsville Earthmoving Pty Ltd
 - Specialised Pavement Services Pty Ltd
 - Tutt Bryant Hire Pty Ltd
 - Durack Civil Pty Ltd
 - Coates Hire Operations Pty Ltd
 - Bitu-Mill Pty Ltd
 - PeeTree Contracting Pty Ltd
 - Ellis Stabilising Pty Ltd
 - Hawkins Transport Pty Ltd
 - Hastings Deering Qld Pty Ltd
 - Tom's Tonkas Pty Ltd
 - Stabilised Pavements of Australia Pty Ltd
 - Rollers Qld Pty Ltd

and enter these approved Contractors onto the Non-Local Panel of Pre-qualified Suppliers – Wet and Dry Hire of Plant effective for the period 1st October 2021 through to 30th September 2023 and;

c. Staff notify the successful tenderers.

Resolution No. 53/2122

That Council resolves to:

- a. Accept the tenders from:
- Alexander Plant Hire Pty Ltd
- KW Murphy Holdings Pty Ltd
- Crocker Rural Pty Ltd
- Arthur Fontaine
- HD Hay Rural Contracting
- Johnson Grader Hire Pty Ltd
- Crawford Plumbing Pty Ltd
- W J Wilson
- Burnett Contracting
- D & T Contracting Qld Pty Ltd
- AW and DL Mitchell

and enter these approved Contractors to the McKinlay Shire Council Local Panel of Pre-Qualified Suppliers – Wet and Dry Hire of Plant effective for the period 1st October 2021 through to 30th September 2023, and

- b. Accept the tenders from:
- T's Plant Hire Pty Ltd
- Townsville Earthmoving Pty Ltd
- Specialised Pavement Services Pty Ltd
- Tutt Bryant Hire Pty Ltd
- Durack Civil Pty Ltd
- Coates Hire Operations Pty Ltd
- Bitu-Mill Pty Ltd
- PeeTree Contracting Pty Ltd
- Ellis Stabilising Pty Ltd
- Hawkins Transport Pty Ltd
- Hastings Deering Qld Pty Ltd
- Tom's Tonkas Pty Ltd
- Stabilised Pavements of Australia Pty Ltd

Rollers Qld Pty Ltd

and enter these approved Contractors onto the Non-Local Panel of Pre-qualified Suppliers – Wet and Dry Hire of Plant effective for the period 1st October 2021 through to 30th September 2023 and;

c. Notify the successful tenderers.

Moved Cr. J Fegan

Seconded Cr. P Curr

CARRIED 5/0

5. CLOSURE OF MEETING

The Chair of the meeting Mayor Philip Curr declared the meeting closed at 10:45am.

4.3 BUSINESS ARISING OUT OF MINUTES FROM PREVIOUS MEETING

Nil



5.0 ENGINEERING SERVICES



5.1 Subject: Engineering Services Monthly Report August 2021

Attachments: Nil

Author: Engineering Services Department

Date: 21 September 2021

Executive Summary:

This report outlines the general activities for the Engineering Department for the month of August 2021.

Recommendation:

That Council receives the Engineering Services monthly report for August 2021.

Background:

This report outlines the general activities of the department for the month of August 2021 and also provides an update on projects.

RMPC

	Actual	Budget YTD	Budget
1610 RMPC Works	\$81,903	\$250,100	\$1,500,600

- Pothole Patching prior to TMR Reseal package
- Sign replacement
- Guide post replacement
- Cleaning and maintenance of culverts
- Removal of dead animals

Cannington Road

		Actual	Budget YTD	Budget
1630	Cannington Road Works	\$12,695	\$70,000	\$420,000

- Routine maintenance
- Removal of dead animals.
- Pothole patching.
- Sign repairs
- Stabilising and Resealing

Roads Maintenance

	Actual	Budget YTD	Budget
1100 Repairs & Maintenance Shire Roads	\$231,947	\$249,500	\$1,497,000

- Pot hole patching various roads
- Sign repairs
- Guide posts
- Maintenance grade Malpass/Trenton and Byrramine Rd
- Cleaning of town streets



Water and Sewerage

	Actual	Budget YTD	Budget
1800 Operational Costs – Julia Creek Water	\$26,181	\$31,666	\$190,000

- Routine monitoring
- Repairs to Washdown bay
- Service repairs on Burke Street
- Repairs to Oorindi truck stop water tank
- Regular checkes and maintenance on Water Tower
- Assist in Civic centre bore refurbishment
- Service repair on Byrne street water
- Pipe repairs at Julia Creek Caravan Park

McIntyre Park:

Performed routine checks.

	Actual	Budget YTD	Budget
1810 Operational Costs – McKinlay Water	\$1,905	\$5,000	\$30,000

• Routine monitoring

	Actual	Budget YTD	Budget
1820 Operational Costs – Kynuna Water	\$8,594	\$12,333	\$74,000

- Routine monitoring
- Replace filters, ongoing checks.
- Main line inside water yard repaired
- Ground tank connected and fully operational

	Actual	Budget YTD	Budget
1830 Operational costs – Nelia Water	\$413	\$1,250	\$7,500
Routine monitoring			
	Actual	Budget YTD	Budget
1900 Operational Costs – Julia Creek Sewerage	\$6,509	\$35,000	\$210,000

- Repairs and General tidy up at Sewerage treatment plant
- Xylem have completed review of repairs, awaiting their response.
- Routine monitoring
- Private works for blocked drains



Workshop

	Actual	Budget YTD	Budget
1510 Repairs and Maintenance - Plant & Vehicles	\$200,233	\$207,500	\$1,245,000

- Ongoing repairs and maintenance to Council vehicles plant equipment.
- Julia creek Work camp has provided the workshop with 1 staff member for 2 weeks of each month, helping with any duties required.
- Organising plant items for up and coming tender.

Parks and Gardens

	Actual	Budget YTD	Budget
2700 Parks & Gardens and Amenities – Operations	\$85,965	\$116,666	\$700,000

- Mowing and whipper snipping parks and town streets.
- Cleaning of public toilets.
- Collection of rubbish.
- Maintenance to garden beds Burke St.

<u>Airport</u>

	Actual	Budget YTD	Budget
1300 Airport Operational Costs	\$25,436	\$25,000	\$150,000

• Serviceability Inspections of the facility are undertaken 3 days per week as required for RPT services.



Projects

T- 1920022 Town Bore Replacement Project -

o Electrical works complete awaiting aerial for connection into SCADA system.

Report on the Natural Disaster Recovery Works -Summary of program

2020 Works are underway.

2020 DRFA Event

The Table below details the current status of the submissions.

Submission Number	Approved Value	Actual Expenditure to Date	Estimated Final Cost	Location	Percentage Complete	Status
MSC 0003,1819E REC	\$15,387,767.25	\$7,950,975.47	\$7,950,975.47	Taldora Road	100%	Completed now at acquittal
MSC 0004,1819E REC	\$9,842,149.97	\$4,921,553.56	\$4,921,553.56	North West - Unsealed	100%	Completed at acquittal - Adjustment made for works completed under Dalgonally Millungra Betterment
MSC 0005,1819E REC	\$5,739,470.26	\$2,869,465.01	\$2,869,465.01	North East - Unsealed	100%	Completed now at acquittal
MSC 0011,1819E REC	\$8,184,353.94	\$6,314,873.00	\$6,314,873.00	South East - Unsealed	100%	Completed now at acquittal
MSC 0020,1819E REC	\$765,090.57	\$12,452.37	\$761,758.28	2020 Sealed - Various	100%	Approved – Works Completed
MSC 0021,1819E REC	\$4,782,380.14	\$1,547,389.04	\$4,573,596.74	2020 Un sealed - Various	75%	Approved – Works Underway
MSC 0022,1819E REC	\$2,497,076.39	\$1,316,894.59	\$1,316,894.59	Dalgonally Millungra Betterment	100%	Completed now at acquittal
MSC 0009,1819E REC	\$2,381,085.00	\$1,623,419.36	\$1,623,419.36	South West - Unsealed	100%	Completed now at acquittal
MSC 0010,1819E REC	\$5,729,601.66	\$4,951,663.95	\$4,951,663.95	Sealed Roads	100%	Completed now at acquittal
MSC 0008,1819E REC	\$7,814,430.00	\$4,848,988.39	\$4,848,988.39	Betterment	100%	Completed now at acquittal
MSC 0015,1819E REC	\$193,391.00	\$145,168.82	\$145,168.82	Euraba, Sunny Plains. Shaw Street	100%	Completed now at acquittal
MSC 0014,1819E REC	\$256,904.92	\$65,046.84	\$65,046.84	Nelia Road	100%	Completed now at acquittal
Total	\$63,573,701.10	\$36,567,890.40	\$40,343,404.01	2019 Works	100%	
				2020 Works	88%	
				Overall Program	98%	

Dalgonally/Millungera Floodways(QRRRF)

Discussions with Langtree Consulting held to commence design works.

State Government Resources Community Infrastructure Fund

As previously resolved by Council. Staff developed and submitted an application putting forward stage 2 of Julia Creek Subdivision(\$6.3m).

TMR CN-17292(Heavy Vehicle Stopping bays)

Council's estimate was accepted by TMR. Staff will submit formal offer documents in September.



Legal Implications:		
Nil		
Policy Implications:		
Nil.		
Financial and Resource Implications:		
As provided in the report.		
InfoXpert Document ID:		
120187		



6.0 ENVIRONMENTAL & REGULATORY SERVICES



6.1 Subject: Environmental and Regulatory Services Report – August 2021

Attachments: None

Date: 10 September 2021

Executive Summary:

This report outlines the general activities, revenue and expenditure for the department for the period August 2021.

Recommendation:

That Council receives the August 2021 Environmental and Regulatory Services Report.

Background:

This report outlines the general activities of the department for the month of August 2021.

Detailed below are the general matters of interest that relate to the day to day activities of the department throughout the month.

Consultation: (internal/External)

Environmental & Regulatory Services Team Leader, Local Laws Officer, Asset Maintenance Officer, Water and Sewerage Officer, Ranger and Finance Officer.

Legal Implications:

Nil

Policy Implications:

Nil

Financial and Resource Implications:

As provided in the report.

InfoXpert Document ID:

Nil

1 - Refuse Collection and Disposal

1.1 - Budget

		Actual	Budget
ENVIRO1.1	3100 - Refuse Collection Revenue	\$48,009	\$86,796
		Actual	Budget
ENVIRO1.2	3100 - Kerbside Rubbish Collection Expenditure	\$6,335	\$46,000
		Actual	Budget
ENVIRO1.3	3110 - Refuse Disposal Revenue	\$26,228	¢42 E01
LIVINO1.5	3110 - Keruse Disposar Neverlue	\$20,220	\$43,501
LIVVIIIO1.5	3110 - Netuse Disposal Nevertue	\$20,228	343,301
LIVINO1.5	3110 - Netuse Disposai Nevenue	Actual	Budget

1.2 - Report

Julia Creek Waste Facility

The following works occurred at the facility during the month;

- Dump was pushed and rubbish around facility picked up. There was an increase in the amount of waste dumped over the month with carpet and bowling green removed from the old T & C block
- RUM Recycling and paid the invoice for \$2,626.14 for the scrap metal that was taken from the landfill.

2 - Environmental Health Services

2.1 - Budget

		Actual	Buaget
ENVIRO2.1	3000 - Environmental Licence Fees (Revenue)	\$1,526	\$1,600
		Actual	Budget
ENVIRO2.2	3000 - Environmental Health Services	\$14,104	\$163,000

2.2 - Report

Water and Sewage Monitoring

E.coli was not detected in any townships during August.

The fluoride levels in Julia Creek for the month of August were;

4 Amberley Drive 3.08mg/L9 Coyne Street 3.10mg/L

Council's website was updated advising the community of the levels above 3mg/L.



Food Recalls

One (1) Food Recalls was received during the month and was forwarded onto food businesses in the shire for action if required.

Vector Control

The Kindergarten was fogged for mosquitos during the month.

3 – Local Law Administration

3.1 - Budget

		Actual	Budget
ENVIRO3.1	3210 - Animal Registration Fees	\$4,546	\$4,700
		Actual	Budget
ENVIRO3.2	3210 - Fines & Penalties – Animal Control	\$268	\$1,300
		Actual	Budget
ENVIRO3.3	3210 - Animal Boarding	\$701	\$6,500
		Actual	Budget
ENVIRO3.4	3210 - Local Law Administration	\$8,238	\$135,000

3.2 - Report

General information of activities for Local Law/Animal Control matters is outlined the table below.

Table 1 - Local Law & Animal Control Summary

Table 1 - Local Law & Allimar Control Summary				
Activity	Number/Details			
Impoundings and infringement notices	Nil			
Euthanized/Destroyed/Rehomed	Nil			
Verbal/Written/Official warning	One (1) verbal warning – Dog at Large			
Complaints	Nil			
Dog Boarding	Sixteen (16) Dogs			
Removal of Dead Animals	Nil			
Trapping Locations & Results	Cat Trap laid at the Work Camp with no cats caught			
Compliance Notices (Untidy Allotments) issued	One (1) - Unit 5, 21 Hickman Street			
SPER Infringement Fines issued	One (1) Infringement Notice – Dog at Large			
Commercial Use of Roads Permit issued	Nil			



Comments:

* Majority of animal registrations have been paid. There are currently 11 x registrations that remain unpaid to the 10 September 2021

4 - Noxious Weeds and Pest Control

<u>4.1 – Budget</u>

		Actual	Budget
ENVIRO4.1	3220 - Pest Plant & Animal Control Funding	\$0	\$35,000
		Actual	Budget
ENVIRO4.2	3220 - Truck Washdown Bay Revenue	\$4,739	\$22,000
		Actual	Budget
ENVIRO4.3	3220 - Dingo Baits (Revenue)	\$1,236	\$2,000
		Actual	Budget
ENVIRO4.4	3220 - Feral Pig Baits (Revenue)	\$0	\$0
		Actual	Budget
ENVIRO4.5	3220 - Pest Animal Rural Land Owners Fees	\$0	\$0
		Actual	Budget
ENVIRO4.5	3220 - Pest Plant Control Program	\$27,474	\$150,000
		Actual	Budget
ENVIRO4.6	3230 - Pest Animal Control Program	\$1,706	\$85,000

<u>4.2 – Report</u>

Washdown Bay

Drains cleaned. Quote requested for replacement cameras.

Pest Animal Control

There were no Dingo Scalps for August.

There were 600 Doggone Baits issued in August.

Plans are being made to hold the second round of 1080 baiting on the last week of October.



Mount Isa Pest Control was engaged to treat all Council properties for general pests including singapore ants. All properties were treated at the end of August.

Pest Plant Control

Local Laws Officer sprayed prickly acacia around the Julia Creek Township.

<u>5 – Livestock Operations</u>

<u>5.1 – Budget</u>

		Actual	Budget
ENVIRO5.1	3235 - Livestock Weighing Revenue	\$15,829	\$60,000
		Actual	Budget
ENVIRO5.2	3235 - Livestock Cattle Train Loading Revenue	\$4,555	\$40,000
		Actual	Budget
ENVIRO5.3	3235 - Livestock Operational Costs	\$18,005	\$90,000

5.2 - Report

Julia Creek Livestock Facility

There were 3844 head of cattle weighed and/or scanned at the facility during August.

Capital Works Program

• Commenced carting of gravel for the old yards.

Livestock Weighing Month and Year Totals

MONTH	2015	2016	2017	2018	2019	2020	2021
JANUARY	0	0	0	183	0	1401	0
FEBRUARY	1872	525	467	3241	0	125	1779
MARCH	3446	1497	1333	388	0	2788	4484
APRIL	5315	951	2487	2217	1034	10073	5458
MAY	8107	615	2062	3065	1768	10022	1772
JUNE	3,442	1456	1522	742	894	4507	1014
JULY	2,170	2809	2003	1143	1569	3501	2229
AUGUST	1183	2582	2311	6291	3023	2839	3844
SEPTEMBER	488	2665	1478	765	1280	2175	
OCTOBER	1252	4613	1127	4708	5492	80	
NOVEMBER	36	1011	2673	4788	3534	247	
DECEMBER	0	234	340		2776	0	
YEARLY TOTALS	27,311	18,958	<u>17,803</u>	27,531	21,370	<u>37,758</u>	20,580



Livestock Operations (Cattle Loading)

There were 2,187 head of cattle loaded in August making the progressive total for the 2021 Loading Season so far to 13,299. There were eight (8) trains loaded in August making the progressive total for the 2021 Livestock Season so far to twenty seven (27).

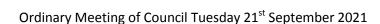
Livestock Loading Month and Year Totals

MONTH	2015	2016	2017	2018	2019	2020	2021
JANUARY	0	0	0	0	0	0	0
FEBRUARY	0	0	132	0	0	0	0
MARCH	0	572	920	0	0	0	451
APRIL	7,653	1,737	580	0	0	4,100	1,376
MAY	7,204	2,933	6,126	603	3,199	5,716	5,400
JUNE	6,605	3,486	2,658	674	3,322	3,446	1,954
JULY	6,998	3,565	3,654	2,084	4,564	3,141	1,931
AUGUST	3,936	4,963	2,898	674	1,654	1,384	2,187
SEPTEMBER	315	2,233	1,804	2,454	2,098	1,583	
OCTOBER	0	1,070	0	3,424	1,328	670	
NOVEMBER	0	1,641	0	1,458	1,668	165	
DECEMBER	0	144	0	0	0	0	
YEARLY TOTALS	32,711	22,344	18,722	11,371	17,833	20,205	13,299

<u>6 – Stock Routes and Reserves</u>

<u>6.1 – Budget</u>

		Actual	Budget
ENVIRO6.3	3300 - Stock Route – Permit/Water Fees	\$9,102	\$10,000
		Actual	Budget
ENVIRO6.2	3300 - Stock Route Recoverable Works (Revenue)	\$0	\$51,500
		Actual	Budget
ENVIRO6.4	3300 - Trustee Lease Fees	\$17,957	\$180,000
		Actual	Budget
ENVIRO6.5	3300 - Reserves Agistment Fees	\$2,762	\$20,000
		Actual	Budget
ENVIRO6.6	3300 - Precept Expenses	\$0	\$17,500
		Actual	Budget
ENVIRO6.7	3300 - Stock Route Maintenance	\$6,227	\$151,500
		Actual	Budget
ENVIRO6.8	3300 - Reserves Expenses	\$3,904	\$31,500





6.2 - Report

Stock Routes

The following Capital Works Projects have been provisionally approved for the 2021-22 Financial Year;

- Logging of Bores
 - o 49 Mile
 - o Bullock Holes
 - o Longford Plains
 - o Cremona

Reserves

Capital Works - DPI Paddock

The fence line has been graded in preparation for new fence. Anticipated to commence installation of new fence by the middle of September.

6.3 - Cemeteries

6.3.1 - Budget

		Actual	Budget
ENVIRO6.9	3400 - Cemeteries	\$6,594	\$14,000

6.3.2 - Report

There were two enquiries and one headstone placement during the month.

7 – Work Program (Workcamp)

7.1 - Budget

		Actual	Budget
ENVIRO7.1	3600 - Work Program	\$3,567	\$43,000

7.2 - Report

Community Group	Activity
McKinlay Shire Council	<u>Workshop</u>
	Assist with workshop duties
McKinlay Shire Council	<u>Saleyards</u>
	Whippershipping / Mowing
	Clean water troughs
	Pressure clean scales
McKinlay Shire Council	<u>Various</u>
	*Clean out old T&C building for tender
	*Assist with concreting at 71 Coyne Street
	*Dig trench at McIntyre Park



	*Repair water leak in paddock
	*Whippersnip Cemetery
	*Mow airport area
Julia Creek Lions Ladies	Setup for Julia Creek Reunion
Sedan Dip	Mow/whippership grounds in preparation for event
Julia Creek State School	Mowing and general maintenance
Churches/RSL/CWA	Mowing/whipper snipping

8 – Housing, FRB and Community Centre

8.1 - Budget

			Actual	Budget
ENVIRO9.1	3810-1300	3810 - Council Property / Staff Housing Program Rev	\$15,617	\$100,000
ENVIRO9.2	3810-1301	3810 - Council Property / Subdivision Blocks Rent	\$800	\$3,600
	3810-1302	3810-Council Property / Subdivision Blocks outgoings	\$0	\$0
ENVIRO9.3	3810-2300	3810 - Council Property / Staff Housing Program Exp	\$42,470	\$210,000
ENVIRO9.4	3810-2300	3810 - Council Property / Sub Division Expense	\$0	\$5,000

8.2 - Report

Council Property / Staff Housing

Council Property / Staff Housing activities for the month are detailed in Table below.

Activity	Number
Properties Available	7 Coyne Street
for use	3 Netterfield Street
	4 Netterfield Street
	Unit 2/9 Shaw Street
New Tenancies	71 Coyne Street – Sport and Recreation Officer
Finalised Tenancies	One (1) Unit 1/9 Shaw Street
Remedy Breach	Nil
Notice to Leave	Nil
Notes/Repairs	Capital Works
	*Works are still progressing at 33 Byrne Street; cupboards have been installed and painting of the interior has commenced.



Old Senior/Aged Care Housing

Old Senior/Aged Care Housing activities for the month are detailed in Table Below:

Activity	Number
Properties Available	Two (2)
New Tenancies	Nil
Finalised Tenancies	Nil
Remedy Breach	Nil
Notice to Leave	Nil
Notes/Repairs	Nil

Fr Bill Bussutin Community Centre and Seniors Living Units

Budget

		Actual	Budget
ENVIRO10.4	3820 - Community Centre Hire Fees	\$2,531	\$2,500
		Actual	Budget
ENVIRO10.4	3820 - FRB Centre RENT	\$5,992	\$40,000
		Actual	Budget
ENVIRO10.5	3820 - FRB Units & Community Ctre Operational Costs	\$16,781	\$75,000

Report

Seniors Living Units

Seniors Living Unit activities for the month are detailed in Table Below:

Activity	Number
Properties Available	Two (2) - Unit 3, Unit 7
New Tenancies	Nil
Finalised Tenancies	Nil
Remedy Breach	Nil
Notice to Leave	Nil
Notes/Repairs	Nil



9 - Land and Building Development

<u>9.1 – Budget</u>

		Actual	Budget
ENVIRO11.1	3900 - Revenue	\$236	\$4,000
		Actual	Budget
ENVIRO11.2	3900 - Town Planning Program	\$1,056	\$85,000

9.2 - Report

Regulatory Services, Land and Building Development

The following development applications were lodged during the month;

<u>DA #</u>	<u>Applicant</u>	Type of Development	<u>Location</u>	Application Details
2021-22_03	Nigel Simmons	Operational Works	Yorkshire Road, JULIA CREEK QLD 4823	Replacement artesian bore
2021-22_04	Thomas Scholes	Operational Works	Oorindi and Ivellen Road, JULIA CREEK QLD 4823	4 x sub-artesian bores
2021-22_05	Westbuilt Homes	Plumbing	Haddington Station, JULIA CREEK QLD 4823	Plumbing Application for new dwelling

<u>10 – Local Disaster Management</u>

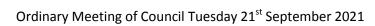
10.1 - Budget

		Actual	Budget
ENVIRO12.1	2760 - SES Grants	\$0	\$20,567
		Actual	Budget
ENVIRO12.2	2760 – SES Capital Grants	\$29,253	\$0
		Actual	Budget
ENVIRO12.2	2760 - Natural Disaster Grants	\$0	\$29,000

		Actual	Budget
ENVIRO12.3	2760 - Disaster Management Operational Costs	\$1,387	\$173,000

10.2 - Report

No incidents activated the LDMG during the month.







6.2 Subject: Application for Conversion of GHPL 23/16448 over Lot 6 on TO46

Attachments: 6.2.1- Correspondence from DNRME including Smart Map

Author: Environmental & Regulatory Services Team Leader

Date: 14 September 2021

Executive Summary:

Council's views and / or requirements are sought by the Department of Resources regarding the conversion of Lot 6 on TO46 to Freehold.

Recommendation:

That Council resolves to advise the Department of Natural Resources that it has no objections and/or requirements for the conversion of Lot 6 on TO46 to Freehold

Background:

Council has received email correspondence from the Department of Natural Resources seeking Council views and/or requirements regarding the conversion of Lot 6 on TO46 to Freehold.

The parcel of land is identified as Redland Park and is currently leased by Angus James & Hannah Margaret Brodie.

Consultation: (internal/External) - NA

Legal Implications: - NA

Policy Implications: - NA

Financial and Resource Implications: - NA

Risk Management - NA

Options for Council to Consider - NA

InfoXpert Document ID: - 120174

From: MURPHY Tanya [mailto:Tanya.Murphy@resources.gld.gov.au]

Sent: Monday, 30 August 2021 2:02 PM

To: Reception

Subject: APPLICATION FOR CONVERSION OF GHPL 23/16448 OVER LOT 6 ON TO46

To: Chief Executive Officer McKinlay Shire Council

APPLICATION FOR CONVERSION OF GHPL 23/16448 OVER LOT 6 ON TO46

The department has received the above application. The proposed use of the land is Freehold.

Copies of documents supporting the application are enclosed for your information. The enclosed Smartmap shows the subject land and the surrounding locality.

Please advise the department of your views or requirements including any local non-indigenous cultural heritage values that the department should consider when assessing this application.

Objections to the application, and any views or requirements that may affect the future use of the land should be received by close of business on **30 September 2021**. If you offer an objection to the application, a full explanation stating the reason for the objection should be forwarded to this Office.

If you wish to provide a response but are unable to do so before the due date, please contact the author before the due date to arrange a more suitable timeframe. An extension to this due date will only be granted in exceptional circumstances.

If a response is not received by the due date and no alternative arrangements have been made, it will be assumed you have no objections or requirements in relation to this matter.

This information has been provided to you in confidence for the purpose of seeking your views on this matter. It is not to be used for any other purpose, or distributed further to any person, company, or organisation, without the express written permission of the department unless required.

All future correspondence relative to this matter is to be referred to the contact Officer at the address below or by email to SLAM-Townsville@resources.qld.gov.au. Any hard copy correspondence received will be electronically scanned and filed. For this reason, it is recommended that any attached plans, sketches or maps be no larger than A3-sized.

If you wish to discuss this matter please contact Tanya Murphy on (07) 4794 8910.

Please quote reference number 2021/002471 in any future correspondence.

Yours sincerely

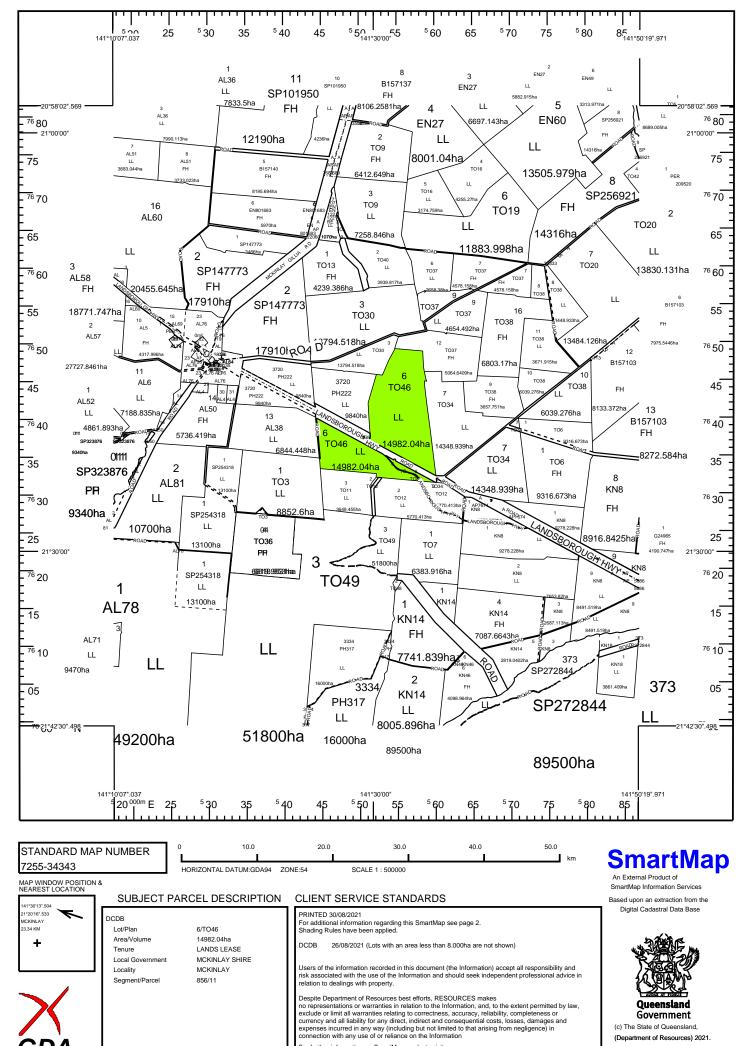


Tanya Murphy
Land Officer
Land Administration and Acquisition / Lands Division
Department of Resources

P: 4794 8910

E: Tanya.Murphy@resources.qld.gov.au

A: Cloncurry Courthouse 4824 **W:** www.dnrme.qld.gov.au



For further information on SmartMap products visit https://www.qld.gov.au/housing/buying-owning-home/property-land-valuations/smartmaps

Oueensland Government (c) The State of Queensland. (Department of Resources) 2021.

Additional Information Page

Shading Rules

Lot Number = 6 and Plan Number = TO46



6.3 Subject: Views on Permit to Occupy PO0/212100 described as Lot C on AP2098 and request

for Permit to Occupy by Maronan Station

Attachments: 6.3.1 – Email Correspondence from DNR including plan and Google Image

6.3.2 – Email Correspondence from Maronan Station

Author: Environmental & Regualtory Services Team Leader / Chief Executive Officer

Date: 14th September 2021

Executive Summary:

Email correspondence has been received from Department of Natural Resources regarding the surrender of permit to occupy PO 0/212100 described as Lot C on AP2098 and the reissue of a new permit to occupy for grazing purposes due to the change of ownership of adjoining properties.

The permit to occupy covers part of a declared stock route network. The Stock Route Management Unit has objected to the issue of a new permit to occupy and have advised that Council enter into an Agistment arrangement.

A separate email has also been received from Maronan Station requesting Council's approval for their application for a permit to occupy over the same parcel of land.

Recommendation:

That Council resolves to;

- 1. Advise the Department of Resources that Council does not agree to enter into a Agistment arrangement for Lot C on AP2098.
- 2. Advise Maronan Station that the Department has requested Councils views on a permit to occupy over Lot C on AP2098 and has consented to this application

Background:

Email correspondence has been received from Department of Natural Resources regarding the surrender of permit to occupy PO 0/212100 described as Lot C on AP2098 and the reissue of a new permit to occupy for grazing purposes due to the change of ownership of adjoining properties.

The permit to occupy was previously held by Rodger Jefferis of Elrose Station. Swiss International is the new owner of Elrose Station and currently has a trustee lease over the camping and water reserve adjoining the section of stock route known as Lot 3 on AL66.

The permit to occupy covers part of a declared stock route network. The Stock Route Management Unit has objected to the issue of a new permit to occupy and have advised that Council enter an Agistment arrangement.



Council has previously considered the option of issuing agistment permits over the stock routes network and has determined that Council does not favour this mechanism because of:

- The vast extent of the stock route network in McKinlay Shire.
- The impracticability of managing potentially multiple agistment permits on a day to day basis across the stock route network requiring daily inspections, stock counts, possible need for use of drones to gather photographic evidence, etc
- Many of the stock routes are not fenced out of properties.
- The cost outlays for labour and equipment would potentially out weigh the return.
- The potential exists for endless disputations over head count and charges levied.

Email correspondence has also been received from Maronan Station requesting Council's consent to their application for a permit to occupy over the same parcel of land.

Maronan currently have a permit to occupy over the stock route to the south of their property known as Lot D on AP2098 and is shown on the plan attached.

For the above reasons, staff recommends that the Department of Resources be advised that Council favours permits to occupy over agistment permits and that Council supports the issue of a permit to occupy being granted to Maronan Station over Lot C on AP29098.

occupy being granted to Maronan Station over Lot C on AP29098.
Consultation:
(internal/External)
Legal Implications:
Policy Implications:
Financial and Resource Implications:
InfoXpert Document ID:

120176

From: ASHLEY Susan [mailto:Susan.Ashley@resources.qld.qov.au]

Sent: Wednesday, 21 July 2021 4:30 PM

To: Reception

Cc: VYNER Joslyn; HOLDER Deanna **Subject:** Views Permit to Occupy

Good afternoon,

The department has received and application for a surrender of permit to occupy PO 0/212100 described as Lot C on AP2098 and reissue of a new permit to occupy, for grazing purposes due to the change of ownership of adjoining properties.

Permit to occupy covers part of a declared stock route network. The Stock Route Management Unit have objected to the issue of a new permit to occupy and have advised that Council enter an Agistment arrangement over Lot C on AP2098.

Please advise if Council will authorise the use under an Agistment arrangement or an authority under the Local Government Act. Council's views are to be provided by no later than 25 August 2021. If you wish to provide a response but are unable to do so before the due date, please contact the author before the due date to arrange a more suitable timeframe.

This information has been provided to you in confidence for the purpose of seeking your views on this matter. It is not to be used for any other purpose, or distributed further to any person, company, or organisation, without the express written permission of the department unless required.

All future correspondence relative to this matter is to be referred to the contact Officer at the address below or by email to Townsville.SLAMS@resources.qld.gov.au. Any hard copy correspondence received will be electronically scanned and filed. For this reason, it is recommended that any attached plans, sketches or maps be no larger than A3-sized.

Please quote reference number 2021/001119 in any future correspondence.

If you wish to discuss this matter or require any further information, please contact Susan Ashley, Land Officer on (07) 40285 626.



Susan Ashley Land Officer

Land Administration and Acquisitions | Land and Native Title OperationsDepartment of Resources

P: (07) 40285626

E: susan.ashley@resources.qld.gov.au

A: 25 Mabel Street, Atherton, QLD, 4883 | PO Box 5318 Townsville, QLD, 4810

W: www.resources.qld.gov.au

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From: s5w s5w [mailto:s5w@bigpond.com]
Sent: Wednesday, 1 September 2021 2:10 PM

To: CEO; <u>bane.byron@resources.qld.gov.au</u>; <u>Susan.Waldron@resources.qld.gov.au</u>

Cc: NorrisV@agforceqld.org.au

Subject: permit to occupy application over Lot C on plan AP2098

Hi John,

We would like to formally apply to the McKinlay Shire council and the Department of Natural Resources and Mines for a permit to occupy Lot C on plan AP2098, the section of stock route directly adjoining Maronan station and containing the main off highway access roads for the Maronan Homestead and stock yards. (Please see attached maps).

Maronan station (lot 2 AL73) is the only Property with an adjoining boundary to this section of stock route. The northern boundary adjoins a water reserve (lot 3 AL66), on the west it adjoins 2 other very small sections of stock route and to the east another sections of stock route (Strata lot D) which Maronan has held and maintained the permit to occupy for over 30 years .

We began inquiries back in March in regards to applying for the permit to occupy but out of respect and long term friendship with our neighbors, we have waited until final settlement on the sale of the neighboring station (previously holding this permit) was completed and the permit to occupy held by them surrendered as per the conditions of the permit before making this application.

In March of this year and again recently we made contact with the lands department, stock route authorities, Queensland department of main roads, AgForce Qld and the McKinlay shire council to try and find the correct authority to submit this request to, we have been advised by several of these authorities to submit this request to both the McKinlay shire council and the Department of Natural Resources and Mines, as approval needs to be gained from both before an application can be lodged.

Our Family have a long standing connection to this area (5 generations of occupation on Maronan). We have sustainably managed Maronan since 1954 and have successfully managed the additional adjoining highway stock route area (lot D on plan AP2098) for over 30 years. As current holders of a permit to occupy we are fully aware of the obligations and statutory, regulatory and special conditions that form part of a permit to occupy over a highway stock route. We have always maintained the stock route in accordance with all requirements set out in these conditions and have implemented and kept controls in place in regards to the care, sustainability, improvement, infrastructure and protection of the land covered by the stock route.

Over the last 50 years the Muller family have developed and implemented a wide variety of environmentally sustainable livestock management practices, from rotational grazing, spelling paddocks through to modern tech analysis of pastures; growth, biomass, curing index, and grass fire risks to aid in sustainably managing pastures and stocking rates. Our stocking rates do not exceeded two thirds caring capacity, allowing for sustainable pasture regeneration, seed retention, ground

cover, erosion control and long term soil stability. We would follow these proven practices over the stock route if granted a permit to occupy.

Maronan's bio-security management plan includes identification, control and eradication of pests and declared noxious weeds. As large sections of Maronan and the stock route have highway frontage we are conscious of the increased risk this poses in regards to the contamination, spread and control of bio-security hazards. We are constantly vigilant, and implement control methods both mechanical and chemical to remedy any breaches that we encounter. Our bio-security plan would be extended and implemented over this section of stock route if granted a permit to occupy.

The Muller Family has always maintained our own strict fencing policy in any area of land with adjoining highway frontage. We implemented this over 40 years ago and fenced all highway frontage of Maronan and the adjoining stock route we occupy. During the last 40 years we have kept, maintained, upgraded and improved any fencing with highway frontage and would do so along the areas of stock route if granted a permit to occupy.

In Summary, we would like to gain approval from the McKinlay shire council for the Muller Family's application to the Department of Natural Resources and Mines in regards to issuing of a permit to occupy over Strata lot C on plan AP2098 for the following considerations.

Maronan Station is the only neighboring property with any frontage to this section of stock route and adjoins the largest part of the boundary including a large section of shared boundary fencing.

The main access road through to the Maronan station homestead, houses, workers quarters and stock yards runs right through the middle of this section of stock route.

The Muller Family have a proven history of sustainable land management, animal husbandry practices and bio-security control measures. Are environmentally conscious, forward thinking, a solid and reliable McKinlay Shire Family who have both knowledge and long term experience with the specific conditions under which a permit to occupy on a stock route is required to comply with.

Thank you for your time in considering this request and we look forward to your reply. We can be contacted at any time by any means on the following.

Kind Regard

Colin and Josephine Muller

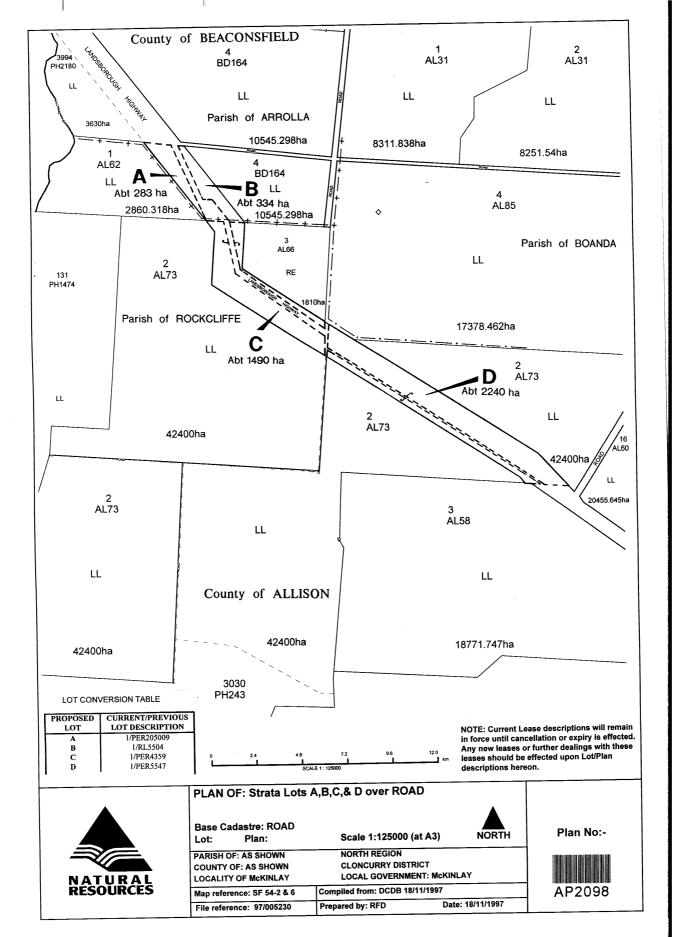
Maronan Station

Landsborough highway

Ph 07 47 468 468

Mobile 0488 468 468

E mail <u>s5w@bigpond.com</u>



From: Nevenka Muller [mailto:nevenkamuller@bigpond.com]

Sent: Thursday, 2 September 2021 1:09 PM

To: CEO

Cc: Nevenka Muller

Subject: Permit to occupy lot and plan maps

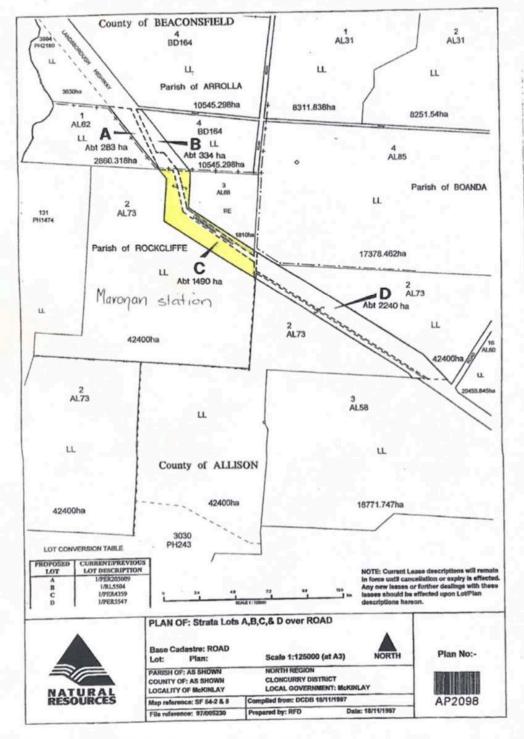
Good afternoon John, thank you so much for taking the time to speak with me this morning. As requested in our conversation please find attached lot and plan maps highlighting the section of stock route we are seeking council approval for, in our application for a permit to occupy (lot C on plan AP2098).

We are applying for this permit to occupy as we currently believe it isn't under an official application, due to the conditions outlined in the permit application in paragraph 16 that if there is an existing boundary fence the application must have a written agreement detailing the conditions agreed upon in regards to the maintenance of the fence before a permit will be processed.

Maronan holds the majority of the boundary fencing with lot C and we have not been contacted by anyone in regards to any form of fencing agreement, we are assuming no application has been submitted or we would have been contacted to discuss this.

Thank you again John for taking the time to review this, I understand as CEO of the council your time is precious and there would be many more important issues on your agenda. Please let us know if you require any further information and We look forward to hearing back from you after the next council meeting.

Kind Regards Colin, Nevenka & Josephine Muller Maronan station Ph 0747 468 468 Mobile 0488468468 Email s5w@bigpond.com







CONFIDENTIAL

6.2 Subject: Koa People Objection Report - Kynuna

Attachments: 6.2.1 Report prepared by Holding Redlich including attachments

Author: Environmental & Regulatory Services Team Leader

Date: 15 September 2021

Confidentiality:

This report is CONFIDENTIAL in accordance with Section 254J(3)(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 Councillor's consider it necessary to discuss defending legal proceedings involving the Council.



6.5 Subject: Proposed amendment to Subordinate Local Law No. 2 (Animal Management) 2019

Attachments: 6.5.1 Subordinate Local Law No. 2 - Mark-up of changes

Author: Environmental & Regulatory Services Team Leader

Date: 15 September 2021

Executive Summary:

Council propose to make changes to its Subordinate Local Law No. 2 (Animal Management) 2019

Recommendation:

Council resolves to approve the changes as presented and commence the Local Law Amendment Process

Background:

A couple of minor changes were identified in the Subordinate Local Law No. 2 (Animal Management) 2019. A summary of the changes are as follows;

- Stallion and Bull are Prohibited in a designated town area except for Vet Purposes Only (see page 7 of the attached local law)
- A sheep or goat is prohibited on an allotment with an area less than 1,000m2 this has been amended from 2,500m2 (see page 7 of the attached local law)
- Deleting Rooster, peacock or pheasant from the prohibited list (see page 7 of the attached local law)
- Deleting 10(b) section of the prohibited list for Goose, turkey, duck or the like (see page 8 of the attached local law)
- Deleting cat from the list of approvals required to keep animal table (see page 9 of the attached local law)
- A sheep or goat is required to have a permit on an allotment size more than or equal to 1,000m2 (see page 9 of the attached local law)
- Approval is required for a rooster on the condition that it does not cause a nuisance (see page 9 of the attached local law)
- Insert map of dog of lease area (see page 14 of the attached local law)
- Delete current designated town area map of Julia Creek and insert new map (see page 23 of the attached local law)
- Delete second designated town area map (see page 24 of the attached local law)

Legal Implications:

NA

Policy Implications:

NA

Financial and Resource Implications:

Legal costs associated with amendment process, publishing costs for gazette notice

Risk Management

NA

Options for Council to Consider

NA

InfoXpert Document ID:

120185

McKinlay Shire Council Subordinate Local Law No. 2 (Animal Management) 2019 Contents

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Part 1 Preliminary

1 Short title

This subordinate local law may be cited as *Subordinate Local Law No. 2 (Animal Management) 2019*.

2 Purpose and how it is to be achieved

- (1) The purpose of this subordinate local law is to supplement *Local Law No. 2* (*Animal Management*) 2019, which provides for regulation of the keeping and control of animals within the local government's area.
- (2) The purpose is to be achieved by providing for—
 - (a) the circumstances in which the keeping of animals is prohibited or requires approval; and
 - (b) requirements for keeping animals, including minimum standards, mandatory desexing, proper enclosures, koala conservation and identification; and
 - (c) the control of animals in public places; and
 - (d) matters regarding the impounding of animals and the sale or disposal of impounded animals; and
 - (e) the conditions to be complied with by persons who offer animals, or a particular species of animals, for sale; and
 - (f) the declaration of a species of animal as a declared dangerous animal and the criteria for declaration of a specific animal as a declared dangerous animal.

3 Authorising local law

The making of the provisions in this subordinate local law is authorised by *Local Law No. 2 (Animal Management) 2019* (the *authorising local law*).

4 Definitions

- (1) Particular words used in this subordinate local law have the same meaning as provided for in the authorising local law.
- (2) The dictionary in schedule 13 defines particular words used in this subordinate local law.

Part 2 Keeping of animals

5 Circumstances in which keeping animals prohibited—Authorising local law, s 5(1)

For section 5(1) of the authorising local law, keeping an animal or animals mentioned in column 1 of schedule 1 is prohibited in the circumstances described in column 2 of schedule 1.

6 Circumstances in which keeping animals requires approval—Authorising local law, s 6(1)

For section 6(1) of the authorising local law, keeping an animal or animals of the species or breed mentioned in column 1 of schedule 2 requires approval in the circumstances described in column 2 of schedule 2.

7 Animals that must be desexed—Authorising local law, s 7

For section 7 of the authorising local law, an animal of the species or breed mentioned in column 1 of schedule 3 must be desexed once it reaches the age specified in column 2 of schedule 3 except in the circumstances described in column 3 of schedule 3.

8 Minimum standards for keeping animals—Authorising local law, s 8(1)

- (1) For section 8(1) of the authorising local law, the minimum standards for the keeping of animals are set out in schedule 4.
- (2) For section 8(1) of the authorising local law, column 2 of schedule 5 sets out the minimum standards for keeping an animal of the species or breed mentioned in column 1 of schedule 5.

9 Identification for cats and dogs in certain circumstances—Authorising local law, s 9

For section 9 of the authorising local law, the identification required for a dog that is at a place other than the address stated in the registration notice for the dog is the registration device mentioned in section 12(2) of the *Animal Management* (Cats and Dogs) Act 2008.

Part 3 Control of animals

10 Public places where animals are prohibited—Authorising local law, s 10(1)

- (1) For section 10(1) of the authorising local law, the species or breeds of animals mentioned in column 2 of schedule 6 are prohibited in the public places described in column 1 of schedule 6.
- (2) However, subsection (1) does not apply to—
 - (a) an animal that is specifically authorised to be in a particular place pursuant to a condition of an approval issued by the local government under *Local Law No. 1 (Administration) 2019*; or
 - (b) an animal in a cemetery that has been authorised in writing to be in the cemetery by an authorised person.

11 Dog off-leash areas—Authorising local law, s 11(1)

For section 11(1) of the authorising local law, the areas described in schedule 7 are designated as dog off-leash areas.

12 Animal faeces in public places—Authorising local law, s 13

For section 13 of the authorising local law, the following animals are prescribed as animals whose faeces must be removed from a public place and disposed of in a sanitary way—

- (a) dogs;
- (b) cats;
- (c) horses;
- (d) cattle;
- (e) goats;
- (f) donkeys;

- (g) camels;
- (h) sheep.

13 Requirements for proper enclosures for keeping animals—Authorising local law, s 14(2)

For section 14(2) of the authorising local law, column 2 of schedule 8 sets out the requirements for proper enclosures for an animal of the species or breed mentioned in column 1 of schedule 8.

14 Koala conservation—Authorising local law, s 15

- (1) For section 15(1) of the authorising local law, schedule 9 sets out the requirements for keeping a dog on land that is within a koala area.
- (2) For section 15(4) of the authorising local law, each area described in schedule 10 is designated as a koala area.

15 Criteria for declared dangerous animals—Authorising local law, s 19(1)

For section 19(1) of the authorising local law, the criteria for declaring an animal as a declared dangerous animal are set out in schedule 11.

Part 4 Seizure, impounding or destruction of animals

16 Place of care for impounded animals—Authorising local law, s 24

For section 24 of the authorising local law, the place of care for animals impounded by the local government will be operated by the local government.

17 Animals that may be disposed of without auction or tender—Authorising local law, s 32(1)(b)

For section 32(1)(b) of the authorising local law, all animals may be sold by private agreement, destroyed or disposed of in some other way.

18 Register of impounded animals—Authorising local law, s 33(3)

For section 33(3) of the authorising local law, the register of impounded animals will be kept at the local government's public office.

Part 5 Appeals against destruction orders

This part in the authorising local law does not contain any matters to be provided for by subordinate local law.

Part 6 Miscellaneous

19 Conditions regarding sale of animals—Authorising local law, s 42(1)

For the purposes of section 42(1) of the authorising local law, persons who offer for sale an animal of a species or breed mentioned in column 1 of schedule 12 must comply with the conditions set out in column 2 of schedule 12.

20 Animals excluded from application of the local law—Authorising local law, schedule

For the purposes of the definition of "animal" in the schedule to the authorising

local law, the following species of animal are excluded from the application of the authorising local law—

- (a) fish;
- (b) insects;
- (c) amphibians;
- (d) reptiles.

21 Species that are declared dangerous animals—Authorising local law, schedule

For the purposes of the definition of "declared dangerous animal" in the schedule to the authorising local law, no species is declared as a declared dangerous animal.

22 Prescribed period for reclaiming animals—Authorising local law, schedule

- (1) For the purposes of the definition of "*prescribed period*" in the schedule to the authorising local law, the period within which an animal may be reclaimed is—
 - (a) if the animal is registered with the local government—5 days; or
 - (b) if the animal is not registered with the local government—3 days.
- (2) The prescribed period for an animal commences—
 - (a) on the day a notice of impounding is given to a person for the animal;or
 - (b) if no notice is given to a person for the animal—on the day of the seizure of the animal.

Schedule 1 Prohibition on keeping animals

	Column 1	Column 2	
	Animal	Circumstances in which keeping of animal or animals is prohibited	
1	Dog	(a) More than 2 dogs over the age of 12 weeks—	
		(i) on an allotment with an area less than or equal to 1,000m ² in a designated town area; or	
		(ii) in a multiple dwelling (units, duplex, townhouse, etc) in a designated town area.	
		(b) Any of the following breeds and cross breeds anywhere in the local government area: dogo Argentino; fila Brasileiro; Japanese tosa; Perro de Presa Canario or Presa Canario.	
2	Cat	More than 2 cats over the age of 12 weeks—	
		(a) on an allotment with an area less than or equal to 1,000m ² in a designated town area; or	
		(b) in a multiple dwelling (units, duplex, townhouse, etc) in a designated town area.	
3	Stallion or bull	A stallion or bull in a designated town area.	
		*Vet Purposes Only	
4	Sheep or goat	A sheep or goat on an allotment with an area less than 1,000m2 2,500m ² in a designated town area.	
5	Pig	A pig in a designated town area.	
6	Bees	A hive on an allotment in a designated town area.	
7	Emu, ostrich or the like	A bird to which this item 7 applies in a designated town area.	
8	Pigeon	A pigeon—	
		(a) on an allotment with an area less than or equal to 350m ² in a designated town area; or	
		(b) in a multiple dwelling (units, duplex, townhouse, etc) in a designated town area.	
9	Rooster, peacock, or pheasant	A bird to which this item 9 applies in a designated town area.	
10	Goose, turkey, duck	(a) A bird to which this item 10 applies—	
	or the like	(i) on an allotment with an area less than or equal to 1,000m ² in a designated town area; or	

- (ii) in a multiple dwelling (units, duplex, townhouse, etc) in a designated town area.
- (b) More than 2 birds to which this item 10 applies on an allotment with an area greater than $1,000\text{m}^2$ but less than $1,500\text{m}^2$ -in a designated town area.

Schedule 2 Requirement for approval to keep animal

	Column 1	Column 2	
	Species or breed of animal	Circumstances in which keeping of animal or animals requires approval ¹	
1	Dog	(a) Up to 2 dogs in a multiple dwelling (units, duplex, townhouse, etc) in a designated town area.	
		(b) 3 or more dogs over the age of 12 weeks on an allotment with an area greater than 1,000m ² in a designated town area.	
2	Cat	3 or more cats over the age of 12 weeks on an allotment with an area greater than 1,000m ² in a designated town area.	
3	Horse or cow	An animal to which this item 3 applies on an allotment in a designated town area.	
4	Sheep or goat	A sheep or goat on an allotment with an area more than or equal to 1,000m2 2,500m ² in a designated town area.	
5	Pigeon	More than 10 birds to which this item 5 applies on an allotment with an area greater than 1,000m ² in a designated town area.	
6	Goose, turkey, duck or the like	More than 6 birds to which this item 6 applies on an allotment with an area of 1,500m ² or more in a designated town area.	
7	Rooster	Permitted only if not causing a nuisance	

¹ See Local Law No. 1 (Administration) 2016 and Subordinate Local Law No. 1 (Administration) 2016 in relation to the requirements and processes for approvals (e.g. form of application for approval, documents and materials that must accompany applications, criteria for granting approval, conditions that must be imposed on approvals, conditions that will ordinarily be imposed on approvals, term of approval, third party certification of applications).

Schedule 3 Requirement to desex animal

Intentionally left blank

Schedule 4 Minimum standards for keeping animals generally

Section 8(1)

The owner of an animal kept on premises must comply with the following minimum standards—

- (a) ensure that waste waters from enclosures are drained in a nuisance free manner and that run-off is kept off adjoining land or as otherwise directed by an authorised person; and
- (b) ensure that excreta, food scraps, and other material that is, or is likely to become, offensive is collected at least once in each day and, if not immediately disposed of, is kept in a fly proof container of a kind approved by an authorised person; and
- ensure that any enclosure in which the animal is kept is kept in a clean and sanitary condition and free from dust and odour; and
- (d) ensure that any enclosure in which the animal is kept is properly maintained in an aesthetically acceptable condition; and
- (e) take all reasonable steps to prevent the animals from making a noise or disturbance that causes a nuisance or disturbance to the occupiers of other land or premises; and
- (f) ensure that the area available to the animal kept on the premises is appropriately sized so that the animal can be effectively and comfortably kept; and
- (g) any animal food must be stored in an impervious fly proof and vermin proof receptacle or in an impervious fly proof and vermin proof storeroom facility and the receptacle or storeroom facility, as the case may be, must be maintained to the satisfaction of an authorised person; and
- (h) ensure that all animals kept on the premises are provided with and have access to adequate shelter, drinking water and appropriate food; and
- (i) ensure that any enclosure used for the purpose of keeping an animal is thoroughly cleaned each week and effectively treated with an insecticide at least twice a year; and
- (j) comply with reasonable directions given by an authorised person to ensure that the keeping of the animal does not result in nuisance to occupiers of other land or premises; and
- (k) upon discovering the existence of a dead animal—
 - immediately dispose of the remains of the dead animal so as not to cause a nuisance;
 and
 - (ii) ensure that the remains of the animal are not disposed of on or in a public place.

Schedule 5 Minimum standards for keeping particular animals

Section 8(2)

	Column 1	Column 2
	Species or breed of animal	Minimum standards for keeping animals
1	Horse or cow (but excluding stallion and bull)	Where the grazing behaviour of an animal to which this item 1 applies is causing, or is likely to cause, damage to neighbouring property, the occupier of the land where the animal is kept must take all reasonable measures to effectively isolate the animal from the property at risk, to the satisfaction of an authorised person.
2	Pigeon	Where pigeons are kept on premises they must be kept in accordance with any code of practice for the keeping of pigeons endorsed by a recognised pigeon racing or fancier association.

Schedule 6 Prohibition of animals in public places

		Section 10
	Column 1	Column 2
	Public place	Species or breed of animals prohibited
1	All local government controlled	All animals except—
	areas where sport is played.	(a) animals training for, or participating in, an organised event; and
		(b) where an approval has been granted by the local government or an authorised officer for the animal to be in the public place.
2	All parks and reserves.	All animals, subject to the following exceptions—
		(a) a dog, provided the dog is under the effective control of a person who is of sufficient strength and maturity to maintain control of the dog; and
		(b) animals training for, or participating in, an organised event; and
		(c) where an approval has been granted by the local government or an authorised officer for the animal to be in the public place.
3	In, or within 15 metres of, a designated children's playground, playground equipment, barbecue, shelter or picnic table in a park or reserve where animals are permitted, whether or not the facility is being used at the time.	All animals except a dog, provided the dog is under the effective control of a person who is of significant strength and maturity to maintain control of the dog.

Schedule 7 Dog off-leash areas

Section 11

No dog off-leash area designated.

McKinlay Shire Council



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Schedule 8 Requirements for proper enclosures for animals

Section 13

	G 1 1	Section 13		
	Column 1	Column 2		
	Species or breed of animal	Requirements for proper enclosures		
1	All animals		The owner of an animal must provide a proper enclosure o contain the animal on the owner's premises.	
		(b) A	r proper enclosure is—	
		(i	an area of land on the owner's premises that is suitably fenced and effectively encloses the animal on the premises at all times other than when the owner allows the animal to leave the premises under effective control; and	
		(i	the enclosure must be of sufficient dimensions, having regard to the species, breed and size of the animal; and	
		(i	the enclosure must contain adequate shelter for all animals kept in the enclosure.	
		(c) A	a proper enclosure is suitably fenced if—	
		(i	it is fully surrounded by a fence comprised of strong and firm materials and designed and constructed in such a way as to prevent the enclosed animal escaping from the enclosure over, under or through the fence; and	
		(i	ii) a part of a building or structure forms a section of the enclosure and does not have any openings through which the enclosed animal may escape from the enclosure; and	
		(i	iii) a gate forms a section of the enclosure and the gate is kept closed and latched at all times other than when a person is effecting immediate entry to, or exit from, the enclosure.	
2	Dog	c	(a) If the dog is a climber, the fence or enclosure must be constructed in such a way as to prevent the dog from climbing over the fence.	
		(b) If the dog is a digger, a barrier must be installed directly below the fence or enclosure which is adequate to prevent the dog digging its way out.		
3	Cat	The enclosure (including a building or structure) must be such that it humanely prevents the cat from escaping from the premises.		

4	Horse and cow (but excluding stallion and bull)	(a)	An enclosure must be constructed to prevent any animal to which this item 4 applies kept on premises from going within 10 metres of any dwelling (except any dwelling on the premises).
		(b)	Except in rural areas, an enclosure must also be constructed to prevent any such animal from going within 10 metres of any premises (other than a domestic kitchen used solely for domestic purposes by the owner of the animal) used for the manufacture, preparation or storage of food for human consumption, other than food contained in hermetically sealed packages.
		(c)	An enclosure, which includes an open fenced area, must be sited a minimum distance of 2 metres from each boundary of the premises (however, an exemption may be granted from compliance with this requirement if the boundary fence is not less than 2 metres high and the occupiers of the premises adjoining the boundary state in writing that they have no objection).
5	Sheep and goat	(a)	An enclosure must be constructed to prevent any animal to which this item 5 applies kept on premises from going within 10 metres of any dwelling (except any dwelling on the premises).
		(b)	An enclosure must also be constructed to prevent any such animal from going within 10 metres of any premises (other than a domestic kitchen used solely for domestic purposes by the owner of the animal) used for the manufacture, preparation or storage of food for human consumption, other than food contained in hermetically sealed packages.
		(c)	An enclosure, which includes an open fenced area, must be sited a minimum distance of 2 metres from each boundary of the premises (however, an exemption may be granted from compliance with this requirement if the boundary fence is not less than 2 metres high and the occupiers of the premises adjoining the boundary state in writing that they have no objection).
6	Pigeons	(a)	The cage or aviary must not be sited closer than 2 metres from the property boundaries.
		(b)	The enclosure must be constructed to prevent any such bird from being within 10 metres of any dwelling (except any dwelling on the premises).
		(c)	All pigeons must be housed in purpose built facilities.
		(d)	Where wooden floors are used, a clear air space not less than 400mm between the ground level and the underside of the flooring timbers must be provided.
		(e)	Where concrete floors are used, a concrete edge to the

		slab extending at least 600mm into the ground must be provided.
		Pigeon lofts are to have a maximum height of 2.5 metres above natural ground level.
	(g)	An appropriate size of enclosure must be selected to house a maximum number of birds within the proposed loft.
	(h)	The maximum number of birds per cubic metre of air space must not exceed 5.
	(i)	Positioning of pigeon lofts must be such that the amenity of adjoining premises is preserved, with no inconvenience or nuisance resulting from this activity or from flying birds.
	(j)	Appropriate landing boards must be provided to encourage the uninterrupted return of birds to the loft, aviary or cage.
Goose, duck, chicken, rooster,	(a)	The enclosure must not be sited closer than 2 metres from the property boundaries.
turkey and other poultry	(b)	The enclosure must be located at the rear of the premises behind the residence (if any) situated on the premises.
	(c)	The enclosure must also be constructed to prevent any such bird from going within 10 metres of any premises (other than a domestic kitchen used solely for domestic purposes by the owner of the birds) used for the manufacture, preparation or storage of food for human consumption, other than food contained in hermetically sealed packages.
	chicken, rooster, turkey and other	Goose, duck, chicken, rooster, turkey and other poultry (h) (i) (a) (b)

Schedule 9 Requirements for keeping a dog in a koala area.

Section 14(1)

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Schedule 10 Koala areas²

Section 14(2)

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² "Koala areas" under section 15(4) of the authorizing local law comprise the areas designated in this schedule plus "koala habitat areas" designated by a State planning instrument or a conservation plan made under the *Nature Conservation Act 1992*.

Schedule 11 Criteria for declared dangerous animals

Section 15

A dangerous animal declaration may be made for an animal if—

- (a) the animal has seriously attacked, or acted in a way that caused fear to, a person or another animal; or
- (b) there is a high likelihood of the animal causing injury to a person or animal or damage to property, taking into account
 - (i) its prior history of attacking or causing fear to persons or animals or damaging property; or
 - (ii) the extent of injury or damage that could potentially be inflicted by an animal of its size and species or breed; or
 - (iii) an authorised person's first-hand assessment of the animal which indicates that the animal has demonstrated aggressive tendencies; or
 - (iv) a high level of concern about the danger posed by the animal has been expressed by neighbours or other persons who have come into contact with the animal.

Schedule 12 Conditions for sale of animals

Section 19

Intentionally left blank

Schedule 13 Dictionary

Section 4

allotment means a single parcel of land, or several contiguous parcels of land where all of the contiguous parcels of land are in—

- (a) the same ownership; or
- (b) the same occupation.

designated town area means an area identified as a designated town area in schedule 14. residence means a building, or part of a building, that is—

- (a) fixed to land; and
- (b) a self-contained unit used by, or intended for the exclusive residential use of, one household.

Schedule 14 Designated town area

Designated town area — Julia Creek

Section 4



Map - Designated town area — Julia Creek



The designated town area for the township of Julia Creek is the area of Julia Creek the external boundaries of which are indicated by a bold white line.

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Map - Designated town area — Julia Creek

The designated town area for the township of Julia Creek includes the area in the vicinity of Julia Creek the external boundaries of which are indicated by a bold white line.

Designated town area — McKinlay



Map - Designated town area — McKinlay

The designated town area for the township of McKinlay is the area of McKinlay the external boundaries of which are indicated by a bold white line.

Designated town area — Kynuna



Map - Designated town area — Kynuna

The designated town area for the township of Kynuna is the area of Kynuna the external boundaries of which are indicated by a bold white line.



Map - Designated town area — Nelia

The designated town area for the township of Nelia is the area of Nelia the external boundaries of which are indicated by a bold white line.

Certificate

This and the preceding twenty five (25) pages bearing my initials is a certified copy of
Subordinate Local Law No. 2 (Animal Management) 2019, made in accordance with the
provisions of the Local Government Act 2009, by the McKinlay Shire Council by resolution
dated

Chief Executive officer

722490_1



7.0 COMMUNITY SERVICES



7.1 Subject: Community Services Monthly Report

Attachments: Nil

Author: Community Services Team Leader

Date: 13 September 2021

Executive Summary:

Council is presented with the monthly Community Services report, which provides an overview of the operations for the month: **August 2021**.

Recommendation:

That Council receives the Community Services monthly report for August 2021

The following report highlights the data for each of the Functional Areas of the Community Services Department.

Grants & Funding

Queensland Day

Council has submitted an application to the Qld Government to host another Queensland Day Event in June 2022. It is planned that the format from the 2021 event will be continued again next year if Council were successful as community feedback indicated that the use of amusement rides and live music was popular amongst the crowd who attended.

Australia Day

Council has submitted an Expression of Interest application to once again host an Australia Day Ambassador for the 2022 awards ceremony. Council has also indicated that the implementation of an 'Australia Day Committee' featuring staff and Councilor's could be beneficial in the planning of the event. Staff would be happy to liaise and receive feedback from the meeting to establish this as required.



Julia Creek Caravan Park

Even though August is typically the beginning of the 'downturn' in visitor numbers as the weather warms up, this wasn't the case in 2021. The impact of various border closures and lockdown restrictions in southern states has resulted in many tourists opting to continue to soak up the best that Queensland has to offer and as a result, the park remained busy during the month.

The RMS booking system shows gross revenue of \$98,636 for the month of August compared to \$120,467.50 in July. Please find below other visitor statistics obtained through the RMS system.

JC Caravan Park Revenues August 2021

Type of service	JUNE Total revenues (incl GST)	JULY Total revenues (incl GST)	AUGUST Total revenues (inc GST)
Donga Units	\$3,675	\$4,125	\$3,750
Powered Sites	\$36,068	\$47,879	\$43,595
Cabins	\$13,440	\$16,760	\$16,035
Unpowered Sites	\$6,713	\$5,897	\$3,718
Sub Total	\$59,896	\$74,661	\$67,098
Artesian Baths incl.	\$26,405	\$30,630.50	\$20,606
salts			
McIntyre Park	\$1,200	\$2,916	\$1,458
Cheese Platters	\$6,390	\$7,645	\$5,790
Laundry	\$1,680	\$2,235	\$44
Long Term Stay	\$4,760	\$2,380	\$3,640
Calculated Total	\$100,331	\$120,467.50	\$98,636

JC Caravan Park Occupancy by Category August 2021

Type of Service	% Occupancy
Donga Unit	41%
Cabin – 4 berth	92%
Cabin – 6 berth	66%
Unpowered site	15%
Powered site	85%
Powered camp site	43%
McIntyre Park	45%

JC Caravan Park Artesian Bathhouse Usage July 2021

Type of Service	Number of bookings
Boundary Rider Huts	119
Replica Rain Water	242
Tank Bathhouses	





Library & Funeral Services

The Library was used as a hub for Census data collection during August. Many locals and tourists took advantage of the services and were provided assistance in completing their forms. The advertisement of the service was quite poor and could've attracted more people. Additionally, the Census staff could not leave hard copy forms for people who had no phone or computer access which added to the difficulty of completing. We were also visited by an author who was formerly a resident of Julia Creek and kindly donated two of her children's books to the Library. Staff have also completed all annual reporting to State Libraries Queensland.

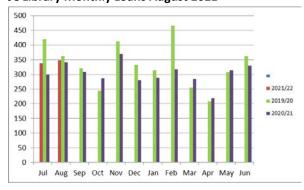
JC Library Memberships August 2021

Type of Membership	Total Membership
Adult	292
Junior	69
Institutions	2
Tourists	3

JC Library Services Provided August 2021

Services Provided	Total Amount
Reservations satisfied	52
Requests for books	81
Internet/computer usage	200
iPad usage	180

JC Library Monthly Loans August 2021



JC Library Monthly Visitors August 2021





Tourism

Total Visitor Numbers for August 2021

There were 1166 visitors to the Julia Creek Visitor Information Centre in August. There have been 6609 visitors to the Julia Creek Visitor Information Centre this year to date (YTD).

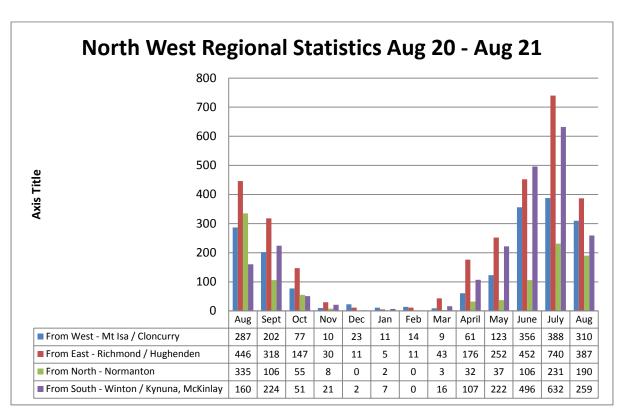
Total Locals for August 2021

There were a total of 10 local visitors to the Julia Creek Visitor Information Centre in August. There have been 52 local visitors to the Julia Creek Visitor Information Centre this year to date (YTD).

Beneath the Creek Entries August 2021

There were 633 entries to Beneath the Creek in August 2021. There have been 2376 entries to Beneath this Creek this year to date (YTD).

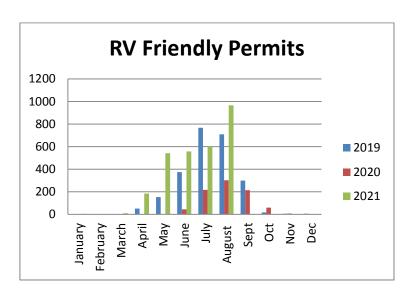
North West Regional Statistics for August 2021





RV Site Permits August 2021

There were 966 RV Site Permits issued in August 2021. There have been 2862 RV Site Permits issued in the Year to Date (YTD).



Digital and Social Media Figures

	Facebook Page Likes		Instagram Likes		Websites	
	MSC JC VIC		MSC	JC VIC	MSC	JC VIC
July 1	6,900	4,600	1,064	2,597	Sessions	Sessions
July 31	6,900	4,600	1,068	2,669	3,154	1,248
					Users	Users
					2,401	1,077



Julia Creek Early Learning Centre

Current enrolments

There are currently 33 children enrolled at the Service

Utilisation Percentage: 82%

Spots Available: 18 (Centre is at maximum capacity for 2 days a week)

Changes to Enrolments

1 family reduced care to 2 x half days per week

New Enrolments

One enrolment is scheduled to begin for two days per week in August and 2 new enrolment applications received however on a waitlist due to staffing shortages

Attendance

The centre had 281 attendances (actual) over the 22 days of care offered during June. This equated to an average of approx. 12 children per day.

Significant events:

- Emma has assumed the role of Kinder teaching which has slightly impacted capacity to complete Director tasks
- Children engaged in Book week celebrations where children dressed up and participated in activities including face painting, science experiments, making treasure maps and a 'mad-hatters' tea party
- The kindy's pop up adventure playground was hosted at the start of this month and was a complete success. The community had a lot of great feedback, the children absolutely loved it and there have been requests for this to become an annual event in Julia Creek
- Science week was this month; we explored magnets, force, motion, sustainability and propulsion
- We had a delivery of our brand new toddler table and chairs which has been a wonderful addition to the toddler room, making meal times easier and more accessible and safer
- The fundraising committee held a meeting and has submitted an application to the Community
 Gambling fund for the kindy to purchase resources and also possibly some shade sails and a new shed



Swimming Pool

USUAGE

TOTAL NUMBERS FOR THE MONTH

ENTRIES	SWIMMERS
Adult Entry	17
Child Entry	
Season Passes / Family Pass	
Adult	11
Child	10
Swim Lessons/ No Charge	
After School Care/ No Charge	
J/C Swimming Club/ No Charge	
Aged Care/ No Charge	
Triathlon Training/ No Charge	
Adult	
Child	
J/C State School/ No Charge	
Caravan Park Tokens	
Adult	271
Child	194
Free Sunday	
Adult	
Child	
Total Swimmers	503

Sport & Recreation

Daren Ginns Centre:

The month of August has seen another boost in gym memberships with 13 new members signing up to utilise this great facility. It has been fantastic to see all members utilising the new equipment, and taking the right steps towards improving their health and wellbeing. This brings the total active members to 75, which is very encouraging to see.

Overlanders Way Festival of Sport:

In line with the Overlanders Way Festival of Sport, the school kids & wider community have had some terrific opportunities to try different sports throughout August. Coaching & Development staff from Football/Futsal QLD & Touch Football QLD attended Julia Creek State School to teach them about their respective sports, involving the kids in some fun games & activities.

After School Sport:

Much to the delight of families in the community, after school sport also returned in August. On Tuesday & Wednesday afternoons, approximately 22 students have been taking part in Soccer & Rugby League activities. They have had an awesome time learning about these sports, getting active and putting their new found skills to the test in game situations.



Bike Muster:

Bike Muster made its return to the community this month, although via a shortened version to previous years. With the support of Julia Creek State School & Queensland Police, a plan was quickly established with these key stakeholders to implement Bike Muster from week 6 to week 10 of the school term. Still currently running, it was a hit right off the bat as it has been in previous years, with 20 students participating in this shortened program. The students have learnt all about road safety, and implemented these learnings on their rides to and from school.

Move It - North Queensland Sports Foundation:

The Move It NQ program has also returned, with the free Group Fitness and 1 on 1 Personal Training options picking up where we left off, remaining incredibly popular. Tuesdays and Thursdays Group Fitness have seen an awesome variety not only in the workouts completed, but also in attendees with each week bringing new people keen to have a go and improve their fitness levels. We averaged around 6-8 people each session, with people from all backgrounds encouraged to, and have been attending which is incredibly inspiring to see their improvement as the weeks go on.

The 1 on 1 Personal Training has remained popular throughout August as well, with regular attendees continuing to progress on their fitness journey.

Community Health

CHSP Clients	Occasions of Service	Time Spent (hrs)
Nursing Care	54	23.7
Personal Care	15	4.25
Other	-	-
TOTAL	69	27.95

Non-CHSP Clients	Occasions of Service	Time Spent (hrs)
Nursing Care	7	2.3 (approx.)
Other	-	-
Other	-	-
TOTAL	7	2.3 (approx.)

TRANSPORTS	Number of one-way journeys
CHSP Clients	8
Non-CHSP Clients	0
TOTAL	8

Meetings

x 7 (DON/MPHS, HR, ORRH)

Health Promotion

Breast Screen Qld mobile bus visit was featured on the MPHS noticeboard this month, in anticipation of their visit $\mathbf{1}^{\text{st}}$ week in September.

General Business

Hearing Australia visited Julia Creek on 03/08/2021. They saw 7 clients in total, 2 of which were new referrals from the Community Nurse.



The private practice GP in Julia Creek closed down at short notice, effective 27/08/2021. NWHHS is now responsible for managing supply of a Doctor for the primary health care needs of our community. We await formal notification to the community from NWHHS about this matter.

CHSP – Commonwealth Home Support Program

Events and Activities

Weekly activities including Monday games, Wednesday Luncheons, Shopping, Client Transport have continued throughout August.

Stats August 2021

CHSP currently have a total of **24** clients.

Service Offered	Number of Clients
Transport	36 Two-way trips
Social Support	51 Visits
Personal Care	20 visits 1 clients
Counselling/Support, Information and advocacy (client)	7 hours
Shopping	4 trips (3 pick-up)
GAMES	19 attended (4 sessions)
Luncheon	10 Attended (4 sessions)
Wednesday Meal	80 meals (including morning tea)
Meals on Wheels	40 Meals delivered
Home Maintenance	18 lawns mowed 18 clients
Domestic Assistance	5 clients, 29 visits
Pub Lunch	clients session
Clients Transported for Doctors Appointments	2 CHSP clients

InfoXpert Document ID:



7.2 Subject: MCKISSA – Community Sponsorship Request

Attachments: Nil

Author: Community Services Team Leader

Date: 14 September 2021

Executive Summary:

Council has received a Community Sponsorship Request from MCKISSA (McKinlay Shire Interschool Sports Association) for the value of \$2,000. MCKISSA works closely with the local school and surrounding rural families to support and host annual sporting carnivals including swimming, athletics and cross country.

Recommendation:

Council resolves to approve the Community Sponsorship Request for MCKISSA for \$2,000.

Background:

Council annually offers funding programs such as Community Sponsorship/Donations to provide additional support to community events which provide economic support, social interaction and community connectedness for residents of the Shire. MCKISSA sporting carnivals provide the opportunity for local children on properties to engage with their town counterparts to participate in annual sporting carnivals.

Consultation:

This report was completed with consultation from Director Corporate & Community Services and was presented to the Council Briefing Meeting.

Legal Implications:

Nil

Policy Implications:

Community Grants Policy

Financial and Resource Implications:

Council sets aside \$35,000 from its annual budget for community sponsorship and \$28,000 would remain for other organisations to access.

InfoXpert Document ID:



07.3 Subject: Julia Creek Combined Sporting Association – Community Sponsorship Request

Attachments: Nil

Author: Director Corporate & Community Services

Date: 14 September 2021

Executive Summary:

Council has received a Community Sponsorship Request from the Julia Creek Combined Sporting Association for the value of \$5,000 cash and the waiver of venue hire fees for the '2021 Big Weekend'. The club is planning to once again host its annual Town vs Country Rugby League and Netball matches as well as a fundraising ball.

Recommendation:

Council resolves to approve the Community Sponsorship Request for the Julia Creek Combined Sporting Association for \$5,000 cash and waive associated venue hire fees.

Background:

Council annually offers funding programs such as Community Sponsorship/Donations to provide additional support to community events which provide economic support, social interaction and community connectedness for residents of the Shire. The Town vs Country matches have been an annual highlight on many social calendars since the event's inception. It provides a great opportunity for the town and rural community to interact and engage and enjoy live sporting action. The addition of the fundraising ball also enhances this opportunity and will encourage visitors to stay in town for the duration of the festivities that will also boost the local economy.

Consultation:

Councillors via September Briefing Meeting.

Legal Implications:

Nil

Policy Implications:

Community Grants Policy

Financial and Resource Implications:

Council sets aside \$35,000 from its annual budget for community sponsorship and \$23,000 would remain for other organisations to access.

InfoXpert Document ID:



8.0 CORPORATE SERVICES





08.1 Subject: Corporate Services August Report

Attachments: Nil

Author: Corporate Services Team Leader

Date: 14 September 2021

Executive Summary:

The Corporate Services Report as of 31 August 2021 which summarises the financial performance and position is presented to Council.

Recommendation:

That Council receives the monthly Corporate Services Report for the period ending 31 August 2021.

Report:

The Corporate Services Report compares actual performance to date with the Council's 2021-2022 Budget and provides information, budget variances or any financial risks/concerns.

Financial information provided in this report is:

- 1. Summary of the Statement of Comprehensive Income (Profit & Loss Sheet) provides the total revenue versus expenditure which gives the operating result.
- 2. Statement of Financial Position (the Balance Sheet) "bottom line" discloses the Net Community Equity of Council, which represents it's wealth as measured by a dollar value of its asset less liabilities.
- 3. Statement of Cash Flows indicates where Council's cash came from and where it was spent.
- 4. Summary by function provides the total year to date revenue and expenditure for each Department of Council.
- 5. Summary of year to date expenditure for the Capital Works program.
- 6. Outstanding balances for rates and debtors. Income Statement Variances/Comments:

General operating income and expenditure increases for August.

STATEMENT OF CASH FLOWS		
	2021/22 Actuals	2020-21 Actuals
Cash Flows from Operating Activities Receipts, Payments & Interest Received Borrowing Costs	(982,231)	4,189,232
Cash Flows From Investing Activities Payments and Proceeds for PPE Capital Income	(580,166)	(5,344,531)
Cash Flows from Financing Activities Loan Payments	-	-
Net increase (decrease) in cash held	(1,562,397)	(1,155,299)
Cash at beginning of the financial year	17,733,565	18,835,421
Cash at the end of the period	\$ 16,171,168	\$ 13,717,133



INCOME STATEMENT SUMMARY				
	Actuals	Variance	YTD Budget	Full Year Budget
Total Income	4,492,752	136%	3,309,856	19,859,134
Total Expenses	 (1,660,433)	54%	(3,050,687)	(18,304,119)
Net Result	 2,832,319	1093%	259,169	1,555,015
Less Capital Revenue Operating Result (excl. Capital	 772,613	52%	1,497,833 \$	8,986,996
Revenue)	\$ 2,059,706	-166%	(1,238,664)	\$ (7,431,981)

STATEMENT OF FINANCIAL POSITION				
		2022 Actuals		2021 Actuals
Current Assets		23,115,628		20,739,434
Total Non-Current Assets		252,250,903		228,898,495
Total Assets		275,366,531		249,637,929
Total Current Liabilities		2,814,017		8,243,289
Total Non-Current Liabilities		268,932		272,166
Total Liabilities		3,082,949		8,515,455
Net Community Assets	\$	272,283,582	\$	241,122,474
Community Equity				
Asset Revaluation Surplus		79,973,716		79,503,337
Retained Surplus		191,909,867		161,219,137
Reserves		400,000		-
Total Community Equity	\$	272,283,583	\$	241,122,474

Summary By Departments						
	Revenue		Ex	enditure		
Department	Actuals	%	Budget	Actuals	%	Budget
Infrastructure & Works	1,676,735	14%	12,340,866	651,374	7%	9,907,600
Governance & Partnerships	-	0%	-	191,011	21%	897,987
Corporate Services	2,092,305	38%	5,565,688	149,372	9%	1,753,901
Economic Development	32,700	29%	112,500	82,738	8%	977,850
Community Services	544,447	41%	1,343,806	502,964	14%	3,581,281
Health Safety & Development	36,531	80%	45,447	24,785	4%	620,000
Environmental Management	110,033	24%	450,797	58,191	10%	565,500
	4,492,752	23%	19,859,104	1,660,433	9%	18,304,119



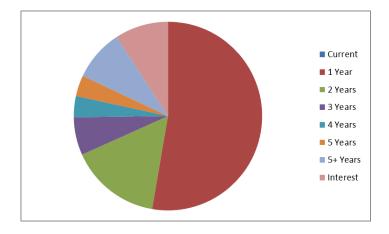
Capital Works Program 2021-2022

Infrastructure & Works	Actuals	Budget	Grants/Other	
Roads	\$2,143,968.82	\$5,949,595.00	\$5,949,595.00	
Wastewater	\$50.50	\$50,000.00	\$0.00	
Water	\$0.00	\$781,000.00	\$550,000.00	
Transport	\$0.00	\$165,000.00	\$0.00	
Other	\$2,478.18	\$1,350,000.00	\$0.00	
Subtotal	<i>\$2,146,497.50</i>	\$8,295,595.00	\$6,499,595.00	
Environmental Management	Actuals	Budget	Grants/Other	
Reserves	\$615.41	\$132,000.00	\$0.00	
Subtotal	\$615.41	\$132,000.00	\$0.00	
Community Services & Facilities	Actuals	Budget	Grants/Other	
Community Buildings & Other Structures	\$24,643.69	\$356,372.73	\$102,872.73	
Parks & Gardens	\$0.00	\$47,000.00	\$0.00	
Council Housing	\$48,971.87	\$251,034.00	\$0.00	
Subtotal	<i>\$73,615.56</i>	\$654,406.73	\$102,872.73	
Corporate Services	Actuals	Budget	Grants/Other	
Corporate Buildings & Other Structures	\$4,892.00	\$121,000.00	\$0.00	
Other	\$0.00	\$225,000.00	\$205,000.00	
Economic Development	\$7,696.84	\$482,000.00	\$187,270.00	
Subtotal	\$12,588.84	\$828,000.00	\$392,270.00	
Total	\$2,233,317.31	\$9,910,001.73	\$6,994,737.73	

Outstanding Rates

Jul-21 Aug-21

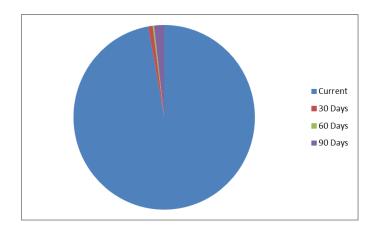
		,B ==
Current		1,677,122
1 Year	58,930	40,434
2 Years	17,450	17,450
3 Years	7,259	7,259
4 Years	4,069	4,069
5 Years	3,992	3,992
5+ Years	9,872	9,872
Interest	10,264	12,154
Total	111,836	1,772,352





Outstanding Debtors

Total	1,519,673.34
Current	763,087.60
30 Days	6,241.94
60 Days	1,960.16
90 Days	13,987.53



Comments:

 $2020/2021\ year\ has\ been\ finalised\ and\ closed.\ Rates\ Assessments\ were\ completed\ and\ delivered\ August\ 25^{th}.$

InfoXpert Document ID:



9.0 CHIEF EXECUTIVE OFFICER



9.1 Subject: Chief Executive Officer's Report

Attachments: Attachment 1. QTC Financial Management Workshop flyer

Attachment 2. Building Our Regions Phase 6 Guidelines

Attachment 3. Building Sustainable Communities Grant Guidelines

Author: Chief Executive Officer

Date: 16 September 2021

Executive Summary:

This report provides an update on current matters within the Office of the CEO for the information and consideration of Council.

Recommendation:

That Council receive and note the report from the Chief Executive Officer for the period 13th August to 16th September 2021 except where amended or varied by separate resolution of Council.

1. Recruitment Process for New Chief Executive Officer

With the contract for the current CEO expiring at the end of December 2021 applications have been invited to fill the position. After obtaining proposals and quotations from four recruitment agencies, Peak Service Recruitment were engaged to undertake the process at a competitive fee of \$12,000.

A Briefing Pack has been prepared and advertisements were placed on Friday 10th September 2021. The following is the proposed recruitment timetable:

- Taking applications 10th September 2021 4th October
- Initial Assessment of application w/c 4th October
- First Round Interviews w/c 11th October
- Second round Interviews and /or Community Visit if required w/c 19th October
- Final Offer and contract issued by 1st November.

Recommendation:

That the full Council be appointed to the selection panel for the position of Chief Executive Office.

2. QTC Financial Management in Practice Workshop

Queensland Treasury Corporation in conjunction with the Department of Local Government have proposed the delivery of a "Financial Management in Practice" workshop.

This workshop will be available to McKinlay Shire Council, Cloncurry Shire Council and Mount Isa City Council together in Cloncurry on **Thursday 25 November**.

This is a full day workshop. Attachment 1 details the content.

Council is asked to nominate attendees.

Cloncurry Shire Council have confirmed that they are happy to hold the training at their facilities.

Action: For advice from Councillors and senior staff on attendance.



3. Building Our Regions - BOR

Advice has been received from the Minister for Regional Development and Manufacturing and Minister for Water the Honourable Glenn Butcher announcing the next phase of the Palaszczuk government's Building Our Regions program with details of the \$70million for regional water infrastructure projects

Councils can apply for up to \$2 million in funding under BOR Round 6 to support a range of eligible construction and works projects over three years for priority water and sewerage infrastructure and planning projects

A copy of the media release is attached as Attachment 2

Recommendation:

Council refer the Building Our Regions Phase 6 funding announcement for priority water and sewerage infrastructure projects to staff for consideration and report back to the next meeting of Council.

4. Building Sustainable Communities Grant.

The Department of Communities, Housing and Digital Economy (DCHDE) invites Council to apply for a Building Sustainable Communities Grant. The grants are an initiative of Queensland Government's *North West Economic Diversification Strategy* and DCHDE is coordinating the grant process.

The grants are targeted to the 10 local government areas (LGAs) within the North West Minerals Province region. The 10 Councils located in those LGAs are each eligible to apply for a grant up to \$100 000.

Council is invited to apply for a grant up to \$100 000. Council may also submit a joint application with another eligible Council(s) to receive the combined value of your allocations.

The Local Action Plan/snapshot developed in consultation with our local community includes three focus areas of liveability, workforce participation and local leadership capacity and capability.

These grants are to support community projects that respond to one of the three focus areas. In addition, Council can also identify other issues and actions which are not contained in the existing Local Action Plan but are relevant to, and aligned with one or more of the three focus areas.

Applications close at 4pm on Friday 15 October 2021. A copy of the guidelines are attached as **Attachment 3.**

Recommendation:

Staff be requested to consider opportunities for submission of an application under the Building Sustainable Communities grants program and confer with Councillors in the preparation of an application



5. Julia Creek Aerodrome Rectification Works

Negotiations are continuing and a deadline has been set for a formal response by the 23rd September 2021.

Recommendation:

Council note the report from the Chief Executive Officer regarding the Julia Creek Aerodrome rectification works negotiations.

6. Certified Agreement Negotiations

The McKinlay Shire Council Certified Agreement for the period 2018 – 2021 nominally expired on 30th June 2021.

Notice has been given to all relevant Unions of Councils intention to negotiate a replacement Certified Agreement.

The first meeting will be held on Thursday 7th October 2021.

Recommendation:

Council note that the Chief Executive Officer has initiated negotiations with relevant Unions for a replacement Certified Agreement for the period 1^{st} July 2021 to 30^{th} June 2024

Policy/Legislative:

LG Act 2009 & LG Regulation 2012 Land Act

Operational Financial and Resource Implications:

Budget provision has been made for the

Consultation and engagement:

Directors
Relevant Council staff
Various Government Departments
Council solicitors

InfoXpert Document ID:



THE QTC EDUCATION PROGRAM

LIFT PERFORMANCE, INSTIL STRATEGIC THINKING AND RAISE AWARENESS FOR YOUR ROLE AND RESPONSIBILITIES THROUGH FINANCIAL MANAGEMENT TRAINING

This one-day workshop will assist you to gain a holistic view of the elements that you must understand and monitor in order to make well informed decisions to lead your council to its best possible version to serve the community.

The workshop combines class discussions with practical exercises, giving you the opportunity to apply the techniques you learn in a real-life context. The material is presented in an easy-to-understand manner and contextualised for the Queensland public sector.

WHO SHOULD ATTEND?

This workshop is designed to assist newly elected and returning Mayors and Councillors who are responsible for financial reporting, financial risk management and/or project evaluation. No prior knowledge of the topics is assumed, although participants with prior experience may find the workshop useful to refresh or extend their knowledge.

TOPICS COVERED

PART ONE

- Strategic Vision and Sustainability
- Service Standards
- Project Management
- Asset Management

PART TWO

- Budgeting and Forecasting
- Management Reporting
- Understanding Financial Statements
- Cash and Debt Management

DURATION

- 1 full day*, or
- 2 x ½ days delivered virtually

*We can travel anywhere in Queensland, at no cost

COST

There is no cost to your council to participate. The workshop has been sponsored by the Department of State Development, Infrastructure, Local Government and Planning and QTC.

REQUIREMENTS

A minimum of 10 participants is required. A maximum of 25 participants in each workshop. We encourage neighbouring councils to join combined workshops sessions to enhance experience sharing and networking opportunities. This option is available for both face-to-face and virtually lead deliveries.

HOW TO REGISTER:

Contact our education team on

1800 974 551 or at

qtceducation@uq.edu.au to learn more information on the workshop suite or secure a workshop for your council.

Secure your preferred dates early to avoid disappointment.



Volume of workshop deliveries will be based on a needs assessment during the consultation process.

Commissioned by the Department of State Development, Infrastructure, Local Government and Planning.









Media release

Minister for Regional Development and Manufacturing and Minister for Water

The Honourable Glenn Butcher

\$70 million Palaszczuk Government funding boost for regional water projects

The next phase of Palaszczuk Government's hugely successful Building Our Regions program has taken a step forward with details of the \$70 million for regional water infrastructure projects revealed.

Regional local governments will soon be able to apply for a share of the \$70 million Building Our Regions Round 6 fund for priority water and sewage infrastructure and planning projects.

Minister for Regional Development, Manufacturing and Water, Glenn Butcher, said the funding provided vital support to councils who need financial help to get critical works completed.

"These projects aren't just critical right now as we deliver our economic plan to recover from the global COVID-19 pandemic and create jobs, but also for the long-term growth of regional communities around the state," Mr Butcher said.

"For some of our smaller councils, raising the funds for projects such as sewage infrastructure or water pipeline repairs can be challenging.

"That's where the Palaszczuk Government is making a real difference for regional communities, by providing funding to get these essential but 'un-sexy' projects completed.

Mr Butcher said guidelines for Round 6 were being provided to regional councils so they could assess potential projects to submit for funding when applications open in the coming weeks.

"Councils can apply for up to \$2 million in funding to support a range of eligible construction and works projects over three years," he said.

"Small and very small councils will also be able to apply for funding of up to \$300,000 for planning of projects that will help determine the right solution to address a water or sewerage service issue."

The Building Our Regions program has a long and successful history of supporting Queensland's local governments to invest in essential regional infrastructure and create flow-on economic development opportunities and jobs.

Previous rounds of Building Our Regions have seen more than \$348 million of funding

approved towards 271 projects across 67 council areas.

Local Government Association of Queensland (LGAQ) President and Sunshine Coast Council Mayor Mark Jamieson welcomed the focus on water and wastewater infrastructure of the latest round of the program.

"We have been working closely with the Queensland Government on behalf of our member councils, to find ways to address the infrastructure cliff many rural towns are facing due to ageing water and wastewater infrastructure," Mr Jamieson said.

"This funding represents an important first step in what will be needed to deliver critical water and sewerage upgrades for these communities."

More information about **Building Our Regions** is available here.

ENDS

Media contact: Dan Lato: 0438 891 158



Ordinary Meeting of Council Tuesday 21 September 2021

9.1 Subject: Application by K W Murphy for permanent Road Closure of an area of land adjoining

lot 4 on SP229752 as shown on Drawing CNS21/031

Attachments: Email dated 12th August 2021 from Solicitor Connie Navarro on behalf of

Jennifer Mary Heslin

Author: Chief Executive Officer

Date: 14 September 2021

Executive Summary:

On 12th July 2021 the Department of Resources advised that it had received an application for this permanent road closure and sought Council's views.

At the Ordinary meeting on 20th July 2021, Council adopted the following resolution:

Resolution No. 030/2122:

Council advise the Department of Resources that Council has no objection to the application by K W Murphy for the permanent closure of that part of the road as shown on drawing CNS21/031 and for amalgamation with the applicants adjoining property.

The Department of Resources has now received an objection to the permanent road closure and are seeking Council views on the objection

Recommendation:

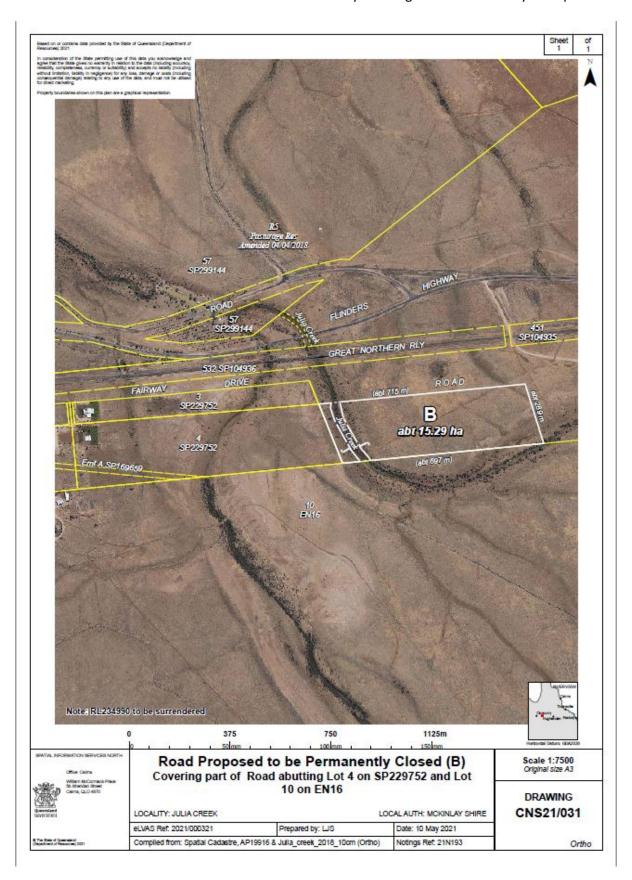
Council advise the Department of Resources that as the proposed audit of land potentially suitable for future industrial, commercial or residential land may include the parcel of land which is the subject of the application by K.W. Murphy for permanent road closure, Council recommends that a decision on the proposed road closure application be deferred until the land audit is undertaken and considered by Council, anticipated to be within the next four months.

Background:

The land which is the subject of the application comprises abt. 15.29ha is shown in the following drawing:



Ordinary Meeting of Council Tuesday 21 September 2021







Objection:

The Department advises that following the close of the advertising period 26th August 2021, a submission was lodged from Solicitor Connie Navarro on behalf of Jennifer Mary Heslin, the registered owner of Lot 10 on EN16 that adjoins the subject road. A copy of the email dated 12th August 2021 is attached for reference. *See attachment 1*.

The objection makes reference to a land audit being conducted by Council and that Council has refused Heslin applications pending the outcome of the audit.

The Department requests Council to advise their comments in respect to the proposed permanent road closure and the audit referred to in the submission by Heslin.

Consideration:

A scoping document for the proposed land audit is being prepared and will shortly be issued to Consultants seeking quotations to undertake the work. Whilst the parcel of land which is subject of the application by K W Murphy is unlikely to be required, it is not possible to rule it out of consideration until the audit is completed and the resultant report considered by Council.

For this reason, it is recommended that the Department of Resources be advised to defer a decision on the permanent road closure application.

Policy/Legislative:

LG Act 2009 & LG Regulation 2012 Land Act

Operational Financial and Resource Implications:

Nil

Consultation and Engagement:

Relevant Council staff
Department of Resources

InfoXpert Document ID:

120121



Ordinary Meeting of Council Tuesday 21st September 2021

9.3 Subject: COVID-19 Clinic and Vaccine Roll Out

Attachments: North West Hospital and Health Service COVID-19 Vaccine Comms and Marketing

Plan

Author: Acting Executive Assistant

Date: 16 September 2021

Executive Summary:

The North West Hospital and Health Service held a Teams meeting with the DDMG Comms Sub Group to discuss what each Council and the Department are doing in the communication space to assist with community's COVID-19 vaccine roll-out plans. Executive Assistant Kylie Davison represented Council in those discussions and will elaborate verbally at the meeting on this work.

Recommendation:

Council support the media program by the DDMG and NWHHS to encourage the Communities uptake of the COVID-19 vaccination roll out through continual publication on Council's social media and by the Executive Assistant's continued engagement with the DDMG Comms sub Group to develop local initiatives such as nominating COVID-19 Vaccine Champions 1 & 2

Background

The Comms group sit alongside the DDMG so that we can concentrate and combine our efforts with encouraging the remaining unvaccinated percentage of the population to get the jab and help to protect the North West.

The North West Hospital and Health Service Comms team will work along side each organisation with a new campaign using the people nominated from the community as "COVID-19 vaccine champions" and assist with planning small community events to facilitate further vaccinations.

- 1. COVID-19 Vaccine Champion 1
- 2. COVID-19 Vaccine Champion 2

Upcoming COVID-19 Vaccine Clinic for the McKinlay Shire

Julia Creek - 4-6th October McKinlay - 7th October





Current Stats for McKinlay Shire

Australian Immunisation Record DATA - 15 September 2021

Age Postcode	Coverage (Partial Immunised)	Coverage (Scheduled Completed) Coverage	Coverage	ERP (2020P)	Vaccine (population) Administered	Administered	Administered per 100
4823	137	240	377	747	50.5%	618	82.74
50-59	22	61	83	105	78.70%	144	136.52
70+	17	50	67	68	78%	118	137.37
16-19	6	1	7	11	63.70%	8	72.84
60-69	24	46	67	127	52.70%	113	88.9
20-29	24	21	45	95	47.40%	66	69.47
30-39	28	31	59	169	34.80%	90	53.1
40-49	19	30	49	153	32%	79	51.63

The data displayed in the above table is all people with a residential postcode listed with 4823. Travellers are included in the total number of doses but not the AIR data.

The NWHHS representative is currently unable to confirm the above data is inclusive of residents who have received their vaccine in other locations though should be included in the AIR data as they list their postcode.

The current data is collected via the Australian Immunisation Register (AIR) and the North West Hospital and Health Services records.

Consultation:

This report was completed with consultation from the Chief Executive Officer, the DDMG and NWHHS representative.

Legal Implications:

Nil

Policy Implications:

Nil

Financial and Resource Implications:

Nil

InfoXpert Document ID:

North West Hospital and Health Service

COVID-19 VACCINE COMMS & MARKETING PLAN

August 2021- December 2021

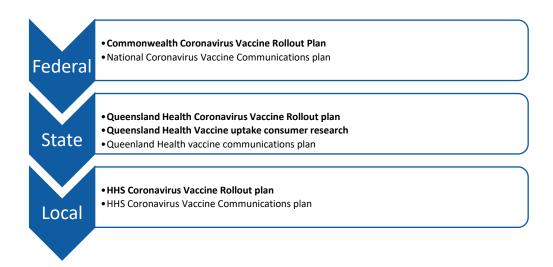
Background

Vaccines are one of the most successful and cost-effective public health interventions of all time and for many Australians, this is the first time in their lives that they have been privy to the development of a new vaccine. We are, however, in a time when individuals, the majority of whom are parents, seem to be questioning their safety and effectiveness more than ever.

Like all vaccination messaging and promotion, the focus must remain on safety, access and personal motivators. Simultaneously, it is important for the community to be reminded that the development and dissemination of a vaccine does not mark the end of the pandemic, or the end of restrictions, but rather the next phase of our 'new normal'.

Our goal is to encourage vaccination

Ensure timely, accurate, and accessible information about COVID-19 vaccination is provided to North West Hospital and Health Services diverse communities and that mechanisms are in place for the Public Relations department to receive feedback from the community to adjust messaging as needed.



Key audiences

Audience	Communication leads
All members of the public (NWQ) including vulnerable groups, Aboriginal and Torres Strait Islander (ATSI) people, Culturally and Linguistically Diverse people, low-literacy people, aged, seniors, persons with chronic medical conditions and persons with disabilities	NWHHS Public Relations team Local media Local Government – North West Council communication teams Stakeholders
Key stakeholders Key NWHHS external partners Community Advisory Network (CAN)	NWHHS Public Relations team to liaise with the established COVID working groups, Vaccine Project Group, and Strategic Communications Branch.

Key stakeholders

External:

All residents

Consumers

MIM

All North West Councils Cloncurry Council (Cloncurry, Dajarra), Doomadgee Council, Mornington Island Council, McKinlay Council (Julia Creek, McKinlay), Boulia Council (Urandangi), Mount Isa Council (Mount Isa, Camooweal), Carpentaria Council (Normanton, Karumba), Burketown Council (Burketown, Adels Grove, Gregory),

Western Health Network

QPS

QAS

Gidgee Healing

QFES

Leading agencies such as health care providers and Councils are encouraged to prepare and disseminate their in-house prepared communications and media opportunities to encourage the uptake of COVID vaccination. Local councils in particular are best positioned to encourage their communities by using the community leaders that make up the organisation.

It is advisable for each Council and organisation to prepare and follow an in-house communications plan for COVID-19, to ensure consistent and ongoing activity.

Key activities used by Councils and community organisations:

Identify spokespeople (Mayor's, Councillors, workforce champions)

Testimonies by the above spokespeople (video, social media content)

Radio interviews with identified spokespeople

Incentives

Videos

Media releases

Promotion of vaccine at community events (in conjunction with health lead)

Newsletters

Council-led Community forums

Websites

Competitions

Publicly available supporting resources:

Content guide Asset Library | Queensland Health

Key messages Asset Library | Queensland Health

Asset library <u>Asset Library | Queensland Health</u>

Vaccine website About the COVID-19 vaccine | Health and wellbeing | Queensland Government (www.qld.gov.au)

CALD content guide Asset Library | Queensland Health

First Nations: https://www.health.gov.au/initiatives-and-programs/covid-19-vaccines/campaign

Core communications channels:

NWHHS Public Relations team regularly produce news and publications for dissemination across a range of NWHHS and community communication channels including:

Email bulletins

Social media activity – NWHHS Facebook and Instagram

NWHHS website

Radio

Newspaper

Television

Posters

Billboards

Electronic message boards

Events

Core communication activity:

Current:

ACTIVITY	CHANNEL	AUDIENCE	.EAD
News stories	Radio: ABC North West QLD, MobFM, Blackstar radio, 4LM, HitFM. Newspaper: North West Star	All North West residents, Indigenous communities (MobFM, Blackstar)	NWHHS PR
Marketing material	Posters and advertising for remote clinics and Mount Isa clinic Fact sheets	All North West (within NWHHS service area) communities	NWHHS PR
Social media content	NWHHS Facebook NWHHS Instagram Shared content partners: Cloncurry Council Doomadgee Council, Mornington Island Council, McKinlay Council Boulia Council	All North West residents	NWHHS PR

	Mount Isa Council Carpentaria Council Burketown Council Western Health Network QPS QAS Gidgee Healing QFES		
Events	Live Mob FM broadcast from Mount Isa Vaccination Centre Isa Street Festival (cancelled) Isa Street Parade (cancelled) Various community bbqs and community days held in conjunction with outreach vaccination clinics	All attendees of events/targete d communities	NWHHS PR Public Health, NWHHS health service staff, Councils, (for remote communit y events in conjunctio n with clinics)
Video (local COVID-19 vaccination content) https://bit.ly/2Yovs2X	Social media: NWHHS Facebook NWHHS Instagram Shared content partners: Cloncurry Council Doomadgee Council, Mornington Island Council, McKinlay Council Boulia Council Mount Isa Council Carpentaria Council Burketown Council Western Health Network QPS QAS Gidgee Healing		

	QFES		
Verbal updates and clinic promotion	NWHHS CAG groups (Consumer advisory groups)	Community members/CA G members	NWHHS PR
Current/ongoing general information https://www.northwest.h ealth.qld.gov.au/	NWHHS website	All NWQ community members	NWHHS PR

Proposed:

ACTIVITY	CHANNEL	AUDIENCE	LEAD
All current activities	As per current activities	As per current activities	As per current activities
Television advertising Cut down version (30secs) of: https://bit.ly/2Yovs2X	Free to air TV	All NWQ residents	NWHHS PR
Marketing campaign: FACES OF COMMUNITY A localised poster to be created for each community.	Social media, local noticeboards, throughout communities, newspapers, community publications	All NWQ communities	NWHHS PR Council comms teams & vaccine team staff to assist with procuring images
Example below.	'		
Radio campaign: weekly/fortnightly radio interview	ABC North West QLD, MobFM, Blackstar Radio, 4LM, HitFM.	All NWQ residents	NWHHS PR
Radio CSA Drops	15 second messaging used throughout radio programming on ABC North West QLD)	All NWQ residents	NWHHS PR ABC NWQ

Travelling Bus Information, swabbing, vaccinating. Example below.	Visiting communities and events	ALL NWQ residents	NWHHS Emergency services Gidgee Healing
Events – pop up booths: Sep 10: Beat the Heat Festival Cloncurry Sep 17,18,19: Dajarra Campdraft and Rodeo Sep 24: WIMARQ/AusIMM Careers Networking Breakfast Sep 25: Spring Cup Mount Isa Oct 9: St Joseph's Mount Isa Street Carnival Oct 15: Rock Pop Mime	In person information and vaccination access	All event attendees	NWHHS Local Councils
Community BBQ and Info booth held in conjunction with NWHHS Vaccine Clinics: Cloncurry 8-10 Sep, 14-16 Oct Doomadgee 20-22 Sep, 18-20 Oct	In person. Previous community engagement activities in conjunction with vaccine clinics have been very successful by both increasing uptake and giving opportunity for	All NWQ communities	Relevant Local Council per event Supported by QPS and Emergency services staff, and Gidgee Healing (in towns with Gidgee Clinics)

Mornington Island 27-29 Sep, 25-27 Oct	discussion and support.		
Normanton 22-24 Sep, 20-22 Oct			
Camooweal Oct 5, 2 Nov			
Burketown Oct 6, Nov 3			
Urandangi 28 Sep, 26 Oct			
Gregory Downs 13 Oct, Nov 10			
Adels Grove 21 Sep, 16 Nov			
Example image below.			
Airplane Plane wrapping – marketing exercise	Wide marketing appeal.	All NWQ residents and wider reach.	NWHHS
Example image below			
Billboard advertising	Static marketing	Local residents Tourists (grey	NWHHS
Example image below		nomads, travellers)	

EXAMPLE: DRAFT FACES OF COMMUNITY



EXAMPLE: VACCINATION BUS



EXAMPLE: COMMUNITY VACCINATION EVENT



EXAMPLE: BILLBOARD ADVERTISING



EXAMPLE: PLANE WRAPPING





Ordinary Meeting of Council Tuesday 21st September 2021

9.4 Subject: Tenders Report for the Sale of the former Town & Country Club and Two adjoining

Lots

Attachments: Attachment 1: Invitation to Tender

Attachment 2: Evaluation & Probity Plan Tenders will be circulated by separate email

Author: Chief Executive Officer

Date: 16 September 2021

Executive Summary:

At the close of tenders for the sale of the former Town & Country Club land and building and two adjoining lots, three tenders were received in the range \$185,000 to \$66,000 including gst.

The Panel established by Council has completed the evaluation and the findings are detailed in this report.

Recommendation:

That with respect to the tenders for the sale of the former Town & Country Club land and building and two adjoining lots:

- 1. At the close of tenders at 5.00p.m. Friday 3rd September 2021, three tenders were received,
- 2. The Evaluation Panel has assessed the tender submissions against the published evaluation criteria of price 40%, proposed use 30%, timeline 10%, financial capability 10% and business track record 10%,
- 3. Council resolves to accepts the tender submitted by VSSVS Holdings Pty Ltd Vanessa Slack-Smith for the purchase of the former Town & Country Club land and building situated on Lot 2 on SP250561 and the two adjoining lots described as Lot 7 on JC55713 and Lot 8 on JC55710 for the sum of \$80,000 inc. gst,
- 4. Council authorizes the Mayor and the Chief Executive Officer to execute the contract of sale and the transfer of the land upon payment, and
- 5. The unsuccessful tenderers be thanked for their submissions.

The Land & Buildings:

The Land on which the former Town and Country Club is erected is described as:

 Lot 2 on SP250561 Town of Julia Creek. The land is zoned as 'Commercial' under Council's Planning Scheme with a land size of 2294m2.

The two adjoining allotments positioned at the rear fronting Goldring St are described as:

 Lot 7 on JC55713 & Lot 8 on JC55710. Both lots are zoned as 'Residential' under Council's Planning Scheme and each of these two Lots has a land size of 1012m2.





The three Lots were offered as one parcel and separately as individual parcels such that Tenderers could tender for all three Lots as one bid, or for each Lot individually or for any combination thereof.

Advertising:

The Invitation for tender was published on 30th July 2021 via Council's Website, Council's FaceBook page, Council's weekly Community Newsletter, Community Notice Boards and on TenderLink. The tender documents were also forwarded by email to a data base of nine (9) parties who had in the past 9 months expressed interest in acquiring land for commercial, industrial and residential purposes.

Tenders:

The Tender closes at **5.00p.m. Friday 3rd September 2021** when three tenders were received, being:

Name	Details	Amount (inc. GST)
Burgess Group Aust – Gill	Lots 2, 7, & 8	\$185,000.00
Burgess *		
VSSVS Holdings Pty Ltd –	Lots 2, 7 and 8	\$80,000.00
Vanessa Slack-Smith		
Burnett Holdings NQ Pty Ltd –	Lot 2	\$22,000.00
Colin Burnett		
Burnett Holdings NQ Pty Ltd –	Lot 7	\$22,000.00
Colin Burnett		
Burnett Holdings NQ Pty Ltd –	Lot 8	\$22,000.00
Colin Burnett		

*The Burgess Group Australia tender was submitted by email to the CEO and reception on the 23rd August 2021. On receiving the tender the CEO printed it and placed it in an envelope, sealed the envelope, endorsed the outside of the envelope and deposited it into the locked tender box. This method of delivery was not in accordance with the instructions for submitting tenders as printed in the Invitation for tender but it was not considered to be non-conforming for this reason alone.

Evaluation:

At the special meeting of Council held on the 7th September 2021, Council appointed the Evaluation Panel:

Council authorise the formation of an evaluation Panel comprising the Chief Executive Officer, Director Corporate and Community Services and the Director Engineering and Regulatory Services to undertake the evaluation of the three tenders received for the





former Town and Country Club land and Building and the two adjoining vacant lots with the aim of reporting to the Ordinary meeting of Council to be held on 21st September 2021.

The Invitation to Tender clearly stated at Section 5 page 5 that:

"Tenders will be assessed against the following Evaluation Criteria and in accordance with sound contracting principles. Tenderers are required to complete their responses to the evaluation criteria in the Form of Tender attached to this document."

"Tenderers must ensure that sufficient information is submitted regarding the proposed use of the land to enable Council to make an informed evaluation of the proposed use by the tenderer. Tenderers should attach additional pages to the tender form as required so as to clearly describe the intended use including any plans or sketches and timing of implementation."

For Lot 2 on SP250561 the following Evaluation Criteria will be used:

Criteria	Weighting %
Price	40%
Proposed Use	30%
Financial Capability	10%
Timeline	10%
Business Track Record	10%
TOTAL	100%

For Lot 7 on JC55713 and Lot 8 on JC55710 the following Evaluation Criteria will be used:

Criteria	Weighting %
Price	60%
Proposed Use	30%
Timeline	10%
TOTAL	100%

Clarification:

Burgess Group Australia (Gill Burgess)

This tender contained limited information in support of their tender.

Under Criteria 2 – "Proposed use: 30%" the following words only were provided:

"Expansion of existing local business. Larger premises required."

Under Criteria 5 – "Business Track Record: 10%" the following words only were provided:



Ordinary Meeting of Council Tuesday 21st September 2021

"Burgess Group is now third generation investment company. Multinational tenant was founded in 1839."

As no other supporting words or documentation was provided, I telephoned the Burgess Group on Monday 12th September in order to clarify who/what are the "**Multinational tenant"** with my Executive Assistant present to record the conversation. The reasons for this call were to clarify the following:

- a) There is an assumption that the proposed tenant might be a local firm providing services to the pastoral industry
- b) This was based on suggestions that this local firm is looking for new premises to expand.
- c) Desirably the evaluation panel would need to have an understanding that the proposed use will fit within the current zoning of the land.
- d) As CEO I need to be aware of the local business in the event that any Councillors might be exposed to a material or personal conflict of interest.

The following is the response to my inquiry (made in the presence of Executive Assistant Kylie Davison:

- a) I asked Mr Gill Burgess who/what was the "Existing business. Larger premises required"
 "Multinational tenant was founded in 1839." His response was "unable to say at this time, but we have worked with the company a number of times in the past".
- b) When I named the local business rumoured to be looking for new premises his response was "possibly but he is not in a position to say."
- c) Nothing further was added.

VSSVS Holdings Pty Ltd (Vanessa Slack-Smith)

This tender is supported by comprehensive detail and additional material and further clarification was not required.

Burnett Holdings NQ Pty Ltd (Colin Burnett)

Although this tender provided limited information further clarification was not required as the proposed use was self-explanatory.

Evaluation Scoring:

For the purposes of undertaking the evaluation the panel members were provided with the following:

- Copies of the three tender submissions
- Invitation to Tender including the published evaluation criteria copy attached to this report.
- Tender Evaluation and Probity Plan copy is attached to this report.

Panel members were required to separately complete the evaluation process and then come together to reach a consensus on the outcome.

All three panel members scores for three tenders resulted in the same outcome albeit with minor variations.



Overall Average Evaluation Panel Scoring:

Tenderer	Total Score including Price (out of a possible 100%)
Colin Burnett of Burnet Holdings NQ Pty Ltd	24.5%
Gill Burgess of Burgess Group Australia	57.3%
Vanessa Slack-Smith of VSSVS Holdings Pty Ltd	67.6%

The Evaluation Panel recommends that the tender submitted by VSSVS Holdings Pty Ltd be accepted.

Legal Implications:

Local Government Act 2009 – Disposal of Land provisions Contract Law

Policy Implications:

Nil

Financial and Resource Implications:

As detailed in the tender report

Acceptance of a tender will result in a positive budget

InfoXpert Document ID:



Invitation for Tender

TENDER T2122001

Sale of Former Town & Country Club & Two Adjoining Vacant Lots

Tenders are invited for the purchase of the former
Town & Country Club land and building in Burke Street
and for two adjoining vacant Lots to the rear, which
front Goldring Street, Julia Creek. The parcels are
offered separately or as a package.

Tenders may be submitted by email to tenderbox@mckinlay.qld.gov.au
or by post in a sealed and marked envelope to P. O. Box 177, Julia Creek 4823 or by lodging at Council reception prior to:

5pm Friday 3rd September 2021

Tender documents are available on Council's website www.mckinlay.qld.gov.au or by calling the Council Office on (07) 4746 7166.

CHIEF EXECUTIVE OFFICER



INVITATION FOR TENDER

SPECIFICATION

Invitation for Tender :	Sale of former Town & Country Club in Township of Julia Creek & Two
	Adjoining Allotments

Closing Time:	5.00p.m. Friday 3 rd September 2021
---------------	--

Tender Number:	T2122001	
----------------	----------	--

From:	Chief Executive Officer
Organisation:	McKinlay Shire Council
Address:	29 Burke Street, Julia Creek
Fax No:	07 4746 7549
Phone No:	07 4746 7166
Date:	30 th July 2021

THIS INVITATION FOR TENDER IS NOT AN OFFER. IT IS AN INVITATION TO SUBMIT AN OFFER TO PURCHASE THE FORMER TOWN & COUNTRY BUILDING & LAND & ADJOINING ALLOTMENTS IN JULIA CREEK AS PARTICULARISED IN THE SPECIFICATION.

1. Introduction

An invitation is extended to submit a written tender for the purchase of the former Town and Country Land and Building on Burke St, as well as the two adjoining lots at the rear on Goldring St in Julia Creek on the terms set out in these conditions of tender.

The three Lots are being offered as one parcel and separately as individual parcels such that Tenderers may tender for all three Lots as one bid, or for each Lot individually or for any combination of Lots.

2. Particulars

2.1 The Land:

The Land on which the former Town and Country Club is erected is described as:

 Lot 2 on SP250561 Town of Julia Creek. The land is zoned as 'Commercial' under Council's Planning Scheme with a land size of 2294m2.

The two adjoining allotments positioned at the rear fronting Goldring St are described as:

 Lot 7 on JC55713 & Lot 8 on JC55710. Both lots are zoned as 'Residential' under Council's Planning Scheme and each of these two Lots has a land size of 1012m2.

2.2 Existing Structures:

The Lots and any structures erected thereon are being offered on an "as is, where is" basis. The remnant lawn bowling green where it encroached across five allotments as depicted on the plan of the land has been removed.

Council makes no guarantees regarding the condition of any structures on the Lots and Tenderers are required to make their own inquiries as to the condition of any structures.

2.3 Town Planning Scheme:

While being conscious of the various statutory requirements pertaining to this process, Council also seeks to ensure any intended purpose of use is reflective of the requirements of the Town Planning Scheme. Council requires that the general aspect of the community is not detracted from by any operations carried out on the said parcels of land.

Tenderers are required to make their own inquiries regarding the Town Planning Scheme requirements for any proposed use of the land which may necessitate the subsequent submission of a Development Application to Council. Council makes no guarantees as to the outcome of any Development Application for the use of the land.

2.4 Provision of Information from Council:

The Council gives no promise about the accuracy of and is not bound by any oral advice given or information furnished by any person on behalf of the Council about the tender or the Property unless that information is confirmed in writing by an authorised officer of the Council. Against this background, the tenderer acknowledges that any loss suffered as a result of relying upon any oral advice or information not confirmed in writing by the Council has not been caused by the Council.

2.5 Inspection of the Site:

Any tenderer wishing to inspect the Property may do so by arranging an appointment with Megan Pellow on meganp@mckinlay.qld.gov.au or telephone 07 4746 4224.

3. Plan of the Land



4. Implementation Timetable

The Tender closes at **5.00p.m. Friday 3rd September 2021.**

The successful Tenderer will be notified within 60 days of the closing time.

Council reserves the right to negotiate amendments to any aspect of the Tender with any one or more Tenderers. Council is under no obligation to enter into negotiations with any Tenderer, nor is Council required to extend the opportunity to each Tenderer.

In assessing Tenders Council may consider information contained in the Tender, any other information available to Council or any other information which Council reasonably considers to be relevant to its assessment.

Council is not bound to accept the highest or any Tender and may, in its sole discretion, reject or accept a late or non-conforming Tender where no tender is received for any one Lot or where satisfactory evidence is presented as to why the tender was not delivered prior to the closing date and time due to unforeseen delays in the delivery process.

5. Evaluation Criteria

Tenders will be assessed against the following Evaluation Criteria and in accordance with sound contracting principles. Tenderers are required to complete their responses to the evaluation criteria in the Form of Tender attached to this document.

Tenderers must ensure that sufficient information is submitted regarding the proposed use of the land to enable Council to make an informed evaluation of the proposed use by the tenderer. Tenderers should attach additional pages to the tender form as required so as to clearly describe the intended use including any plans or sketches and timing of implementation.

For Lot 2 on SP250561 the following Evaluation Criteria will be used:

Criteria	Weighting %
Price	40%
Proposed Use	30%
Financial Capability	10%
Timeline	10%
Business Track Record	10%
TOTAL	100%

For Lot 7 on JC55713 and Lot 8 on JC55710 the following Evaluation Criteria will be used:

Criteria	Weighting %
Price	60%
Proposed Use	30%
Timeline	10%
TOTAL	100%

6. Special Conditions

6.1 Tender Documents

The following documents are intended to be issued to each tenderer:

- These Tender Conditions;
- Tender Form;
- Proposed Contract and Special Conditions

A tenderer who believes that they have not received all of the Tender Documents should contact the Council before lodging any tender.

6.2 Lodgement of Tenders

A tenderer must:

- fully complete the Tender Form/s by inserting all information for which provision is made in the Tender Form;
- execute the Tender Form/s in a manner legally binding on the tenderer and if the
 tenderer is a company other than a public listed company or a government owned
 corporation within the meaning of the Government Owned Corporations Act 1993
 (Qld), then the tenderer must procure the completion, execution and delivery of the
 Guarantee by all of the directors of the tenderer.
- lodge the tender so as to be delivered **before 5.00pm on Friday 3rd September 2021**, in a sealed package clearly endorsed with the Tender Title, Tender Number, marked Confidential and must be addressed to:

The Chief Executive Officer McKinlay Shire Council PO Box 177 Julia Creek Old 4823

Or hand delivered to:
McKinlay Shire Council Administration Office
29 Burke Street
Julia Creek Qld 4823

Or emailed to:

tenderbox@mckinlay.qld.gov.au

By submitting a tender, the tenderer warrants that:

The tenderer has, prior to the lodgement of the tender:

(a) made their own enquiries and investigations of the Property;

- (b) secured the legal and other advice it requires;
- (c) read and understood the Sale Conditions;

either:

- (a) the tenderer is not a Foreign Person with the meaning of the *Foreign Acquisitions* and *Takeovers Act* 1975 and no approval under that Act is required; or
- (b) any such approval required by the tenderer to lodge this tender and acquire the Property has been secured prior to lodgement of this tender.

6.3 Tender Closing Time

- 5:00 pm Australian Eastern Standard Time, Friday 3rd September 2021
- Only those Tenders received by the Closing Time will be considered.
- Tenders that are mailed will be dated and time stamped when received.
- Council will accept no responsibility in the event that a Tender is not received by the Closing Time.

6.4 Non Conforming Tenders

Any Tender may be rejected if it does not comply with the requirements of the Specification or this Invitation for Tender.

6.5 Acceptance of Tender

Council is not bound to accept the highest or any Tender.

This Invitation for Tender together with Council's written acceptance of the Tender shall constitute the Contract between Council and the successful Respondent.

The Respondent agrees that the Tender will remain open for acceptance for a minimum period of 60 days after the Closing Time, notwithstanding that there may have been negotiations in respect of any Tender in the meantime.

The successful tenderer (if any) will be notified in writing by the Council, and when that happens:

- (a) an agreement for sale comes into existence between the Council and the successful tenderer as purchaser on the terms set out in the Sale Conditions;
- (b) the successful tenderer must sign a contract of sale in the form of the Sale Conditions; and
- (c) the successful tenderer must pay the deposit under the Sale Conditions to the Council's Solicitor within 48 hours.

6.6 Disqualification of Tenderer

Any Tenderer who directly or indirectly canvasses support from an elected member or servant of the Council will be disqualified.



FORM OF TENDER T2122001

FOR LOT 2 ON SP250561

To: Chief Executive Officer
McKinlay Shire Council

Name of Respondent:

Full Name of Company:

PO Box 177

Julia Creek Qld 4823

I/We the undersigned hereby provide a Tender for the purchase of the Property. The Tendered Amount is provided in the Price Schedule below.

Address of Company:		
Phone Number:		
Fax Number:		
Mobile Phone Number:	:	
Email:		
Price: 40% (Insert Purchase Price including GST for Lot 2 on SP250561)	\$	
Proposed Use: 30% (Please attach additional information sheets as required)		

Timelines: 10%	
(Please attach	
additional information	
sheets as required)	
Financial Capability:	
10%	
(Please attach	
additional information	
sheets as required)	
Business Track Record:	
10%	
(Please attach additional information	
sheets as required)	
sileets as required;	

DATED this	day of	of , 2021	
If the Tenderer is an individ SIGNED by the Tenderer in the presence of:-	ual:))		Print Name
Witness			Signature
If the Tenderer is a Compan Executed by the Tenderer in its Constitution and the offic document warrant that they do so and that the execution this manner binds the compo of:-	accordance with ers executing this have authority to of this tender in))))	Print Name Signature
Witness			



Name of Respondent:

FORM OF TENDER T2122001

FOR LOT 7 ON JC55713

To: Chief Executive Officer
McKinlay Shire Council

PO Box 177

Julia Creek Qld 4823

I/We the undersigned hereby provide a Tender for the purchase of the Property. The Tendered Amount is provided in the Price Schedule below.

Full Name of Company:	
Address of Company:	
Phone Number:	
Fax Number:	
Mobile Phone Number:	
Email:	
Price: 60% (Insert Purchase Price including GST for Lot 7 on JC55713)	\$
Proposed Use: 30% (Please attach additional information sheets as required)	

Timelines: 10% (Please attach additional information sheets as required)			
DATED this	day of		, 2021
If the Tenderer is an inc SIGNED by the Tenderer in the presence of:-			Print Name
Witness			Signature
If the Tenderer is a Con Executed by the Tender its Constitution and the document warrant that do so and that the exec this manner binds the co of:-	er in accordance with officers executing this they have authority to))))	Print Name Signature
Witness			



FOR LOT 8 ON JC55710

To: Chief Executive Officer
McKinlay Shire Council

Name of Respondent:

Full Name of Company:

PO Box 177

Julia Creek Qld 4823

I/We the undersigned hereby provide a Tender for the purchase of the Property. The Tendered Amount is provided in the Price Schedule below.

Address of Company:		
Phone Number:		
Fax Number:		
Mobile Phone Number:		
Email:		
Price: 60% (Insert Purchase Price including GST for Lot 8 on JC55710) Proposed Use: 30%	\$	
(Please attach additional information sheets as required)		

Timelines: 10% (Please attach additional information sheets as required)			
DATED this	day of		, 2021
If the Tenderer is an inc SIGNED by the Tenderer in the presence of:-			Print Name
Witness			Signature
If the Tenderer is a Company: Executed by the Tenderer in accordance with its Constitution and the officers executing this document warrant that they have authority to do so and that the execution of this tender in this manner binds the company in the presence of:-			Print Name Signature
Witness			



FOR LOT 2 ON SP250561 & LOT 7 ON JC55713 & LOT 8 ON JC55710 (AS A PACKAGE)

To: Chief Executive Officer
McKinlay Shire Council

PO Box 177

Julia Creek Qld 4823

I/We the undersigned hereby provide a Tender for the purchase of the Property. The Tendered Amount is provided in the Price Schedule below.

Name of Respondent:	
Full Name of Company:	
Address of Company:	
Phone Number:	
Fax Number:	
Mobile Phone Number:	
Email:	
Price: 40% (Insert	
Packaged Purchase Price including GST for	\$
Lot 2 on SP250561,	
Lot 7 on JC55713 &	
Lot 8 on JC55710	

Proposed Use: 30% (Please attach additional information sheets as required)	
Timelines: 10%	
(Please attach additional information	
sheets as required)	
Financial Capability:	
10%	
(Please attach additional information	
sheets as required}	
Business Track Record:	
10% (Please attach	
additional information	
sheets as required)	

DATED this	day of		, 2021
If the Tenderer is an individual SIGNED by the Tenderer in the presence of:-	dual:))		Print Name
Witness			Signature
If the Tenderer is a Compare Executed by the Tenderer in its Constitution and the offit document warrant that the do so and that the execution this manner binds the compof:-	n accordance with cers executing this y have authority to n of this tender in))))	Print Name Signature
Witness			



SPECIAL CONDITIONS - ANNEXURE "A"

1. DICTIONARY AND INTERPRETATION

In these Special Conditions unless otherwise provided or unless the subject matter is inconsistent the expressions following (whether appearing with or without capital letters) the terms below shall have the meanings hereinafter respectively assigned to them:

- (a) "Contract Date" means the date of this Contract;
- (b) "Council" means McKinlay Shire Council;
- (c) "Development" means the development application agreed to by both the Buyer and the Council.
- (d) "Property" means:
 - a. Lot 2 on Survey Plan 250561 Title Reference 50868556
 - b. Lot 7 on Crown Plan JC55713 Title Reference 21022026
 - c. Lot 8 on Crown Plan JC55710 Title Reference 21185069

2. DELETION OF STANDARD COMMERCIAL TERMS

- 2.1. Clauses 4.1(h) (k), 7.3, 7.4, 7.5, 7.6, 7.7, 8, 9, 15.5, 15.6, 16, 17.2, 20, 21, 28, 29, 32 and 35 of the REIQ Standard Commercial Terms, Commercial Land and Buildings are deleted.
- 2.2. Clause 17.1 of the REIQ Standard Commercial Terms, Commercial Land and Buildings is deleted and replaced as follows:

"The Property is at the risk of the Buyer on and from the Contract Date".

3. ACKNOWLEDGEMENT BY BUYER

- 3.1. The Buyer agrees and acknowledges that the Property is sold subject to the building covenants set out in these Special Conditions.
- 3.2. The Buyer acknowledges that it is desirable the Property is developed in a manner which is in the best interests of the local community.
- 3.3. The Buyer also acknowledges that the Council wishes to ensure development of the Lots are commenced within eighteen (18) months and the Development is brought into active use within twelve-four (24) months of the Settlement Date.

3.4. Not only for the benefit of the Seller, but also for the benefit of members of the local community, the Buyer covenants and agrees that these special conditions 3 to 6 will survive completion of the sale and shall be continuing.

4. DEVELOPMENT COMPLIANCE

- 4.1. The Buyer agrees to construct the agreed Development on the Property after the Buyer has first obtained all necessary approvals.
- 4.2. Before applying for any necessary Local Government planning and building approval, the Buyer agrees to submit a set of the plans for the Development to the Seller.
- 4.3. The plans must contain sufficient details to enable the Seller to assess whether the Development will comply with these Special Conditions.
- 4.4. As a guarantee of compliance with the agreed development, the Buyer at the time of entering into the contract of sale accepts that the agreed development proposal will form part of the contract of sale.

5. BUYER TO ESTABLISH PRIVITY OF CONTRACT WITH FUTURE BUYER

- 5.1. The Buyer shall not sell or otherwise dispose of the Property or any part of it without first securing a covenant (at the Buyer's cost) from any Buyer or transferee in favour of the Seller that such Buyer or transferee will recognise and be bound by the Buyer's covenants and agreement in these Special Conditions as if that Buyer or transferee had originally been named in this Contract as the Buyer.
- 5.2. If that Buyer or transferee sells or disposes of their interest in the Property or any part of it to any other person, the Buyer or transferee shall obtain from such subsequent Buyer or transferee a covenant in favour of the Seller in terms similar to those contained herein.

6. CONSTRUCTION OF DEVELOPMENT

6.1. The Buyer must commence construction of the Development on the Property within eighteen (18) months of the date of completion of the Contract and the Development is brought into active use within twelve-four (24) months of completion of the Contract.

7. EXCLUSIONS AND LIMITATIONS

- 7.1. The Buyer agrees and acknowledges:
 - (a) the Seller has the sole benefit of these Special Conditions 3 to 10;
 - (b) the Seller is the sole and final arbitrator and adjudicator in relation to these Special Conditions 3 to 10;

the Seller may in its sole, absolute and unfettered discretion decide on whether to enforce the special conditions.

For the avoidance of doubt, the Seller may in its sole, absolute and unfettered discretion decide not to take any action against a Buyer who is in breach of the covenants.

8. BUYER ACTING AS TRUSTEE

8.1. If the Buyer enters into this Contract as trustee of a trust, the Buyer and its successors as trustee of the trust will be liable under this Contract in its own right and as trustee of the trust. Nothing releases the Buyer from any liability in its personal capacity.

The Buyer warrants that at the date of this Contract:

- (a) all the powers and discretion conferred by the deed establishing the trust are capable of being validly exercised by the Buyer as trustee and have not been varied or revoked and the trust is a valid and subsisting trust;
- (b) the Buyer is the sole trustee of the trust and has full and unfettered power under the terms of the deed establishing the trust to enter into and be bound by this Contract on behalf of the trust and that this Contract is being executed and entered into as part of the due and proper administration of the trust and for the benefit of the beneficiaries of the trust; and
- (c) no restriction on the Buyer's right of indemnity out of or lien over the trust's assets exists or will be crated or permitted to exist and that right will have priority over the right of the beneficiaries to the trust's assets.

9. BREACH

- 9.1 Upon the breach of any of the conditions contained in these Special Conditions, the Buyer will immediately pay to the Seller or on written demand being made by the Seller by way of liquidated damages (and not by way of penalty) the sum of **Two Thousand Dollars (\$2,000.00)**.
- 9.2 For the avoidance of doubt, the term "building" under Special Condition 5 means a building approved under Special Condition 2 of this Contract.

10 CONFIDENTIALITY

- 10.1 The parties shall treat this Contract as confidential and will not disclose this Contract or its terms to any third parties until such time as Completion has occurred or the Seller has earlier elected in writing to waive the benefit of this Special Condition.
- 10.2 Nothing in Special Condition 10.1 shall prevent the Seller from complying with any statutory obligation requiring disclosure of this Contract.

11 LOT PURCHASED 'AS IS WHERE IS'

- 11.1 The Buyer accepts the Property:
 - (a) in an 'as is where is' condition; and
 - (b) with all its faults and defects (if any) whether latent or patent or current or not.
- 11.2 The Buyer acknowledges that it has satisfied itself about:
 - (a) the quality and state of repair and condition of the Property;

- (b) the purposes for which the Property can be used (including, without limitation, any restrictions on its use or development);
- (c) whether the current use of the Property is authorised by the relevant town planning authority;
- (d) the fitness and suitability of the Property for any particular purpose;
- (e) the existence or otherwise of necessary approvals and licences from authorities relating to the Property;
- (f) the existence of any hazardous contaminant within the meaning of the *Environmental Protection Act 1994*.
- (g) the present and future economic feasibility, viability and economic return of the Property; and
- (h) the value of the Property.
- 11.3 The Seller makes no representation and gives no warranty that the Property can be used for any specific purpose;
- 11.4 The Buyer covenants with the Seller and acknowledges that:
 - (a) no warranty or other promise or representation whatsoever, has been made or given by the Seller or any person on behalf of the Seller about the Property or the purpose for which the Property may be used and none must be implied;
 - (b) the Seller will not be required to incur or be deemed to incur any liability, cost, damage, loss or expense in respect of any deficiency or defect in the Property;
 - (c) no warranty or other promise or representation whatsoever, has been made or given by the Seller or any person on behalf of the Seller and none must be implied with respect to the existence of any asbestos containing materials at the Property;
 - (d) the Buyer:
 - purchases the Property in reliance solely upon its own examinations, inspections, investigations and enquiries and the examinations, inspections, investigations and enquiries of its employees, consultants and other persons authorised by the Buyer to investigate the Property;
 - ii. has not relied on any statement made or information provided to the Buyer by the Seller or any person on behalf of the Seller unless that information is in writing under the hand of the Chief Executive Officer; and
 - iii. has not been induced or influenced by the Seller or any person on the Seller's behalf and no representation, warranty, promise or forecast has been made which has influenced the Buyer or otherwise affected its decision to enter into and complete this Contract; and
 - (e) it has satisfied itself, by proper and thorough investigations, tests and enquiries.

(d)	raise any requisit	ion or objecti	on; or
(e)	make any Claim suffered or arisin		ompensation for any alleged loss or damage
in resp	ect of any of the m	natters or iten	ns referred to in this special condition 12.
DATED this		day of	2021
EXECUTED AS AN DEE)		
SIGNED SEALED AND E of MCKINLAY SHIRE CO CHIEF EXECUTIVE OFFI	DUNCIL by the MA	YOR and	Mayor Signature
Signature of Witness		-	
Print Name		-	Chief Executive Officer Signature
SIGNED SEALED AND D	DELIVERED by	-	Director
in accordance with it	s Constitution an	d section	

(a) terminate or attempt to terminate this Contract;

(b) delay or attempt to delay settlement of this Contract;

(c) withhold payment of any part of the Purchase Price;

11.5

The Buyer must not:

127(1) of the Corporations Act 2001 (Cth):

Director/Secretary

SIGNED SEALED AND DELIVERED by

in the presence of:	Signature
Witness	
Print name	
Print address	



TENDER EVALUATION AND PROBITY PLAN

Invitation for Tender:

Tender T2122001

Sale of Former Town & Country Club

&

Two Adjoining Vacant Lots

SEPTEMBER 2021

Contents

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1. PURPOSE OF THE PLAN

This Tender Evaluation and Probity Plan (**Plan**) is intended to provide probity and evaluation guidance to persons conducting this Invitation for Tender evaluation process on behalf of McKinlay Shire Council (**Council**).

2. TENDER EVALUATION PANEL

The Invitation for Tender evaluation process will be conducted by the persons identified in Table 1 following (Evaluation Panel).

Table	1 _	Evaluation	Panel
I abic	, –	Lvaluation	ı ancı

Name:	Title:
XXXXXX	XXXXXX
XXXXXX	XXXXXX
XXXXX	XXXXXX

3. PROBITY PRINCIPLES

The Evaluation Panel must adhere to the following principles of probity (**Probity Principles**) in undertaking their role and functions:

- (a) (Ensuring fairness and impartiality): Vendors should be given the same opportunity to participate in the Invitation for Tender process except where the Evaluation Panel considers that to do so would unreasonably waste the time and resources of the vendor and/or Council. Tenders should be assessed objectively against the evaluation criteria in accordance with the Invitation for Tender documents.
- (b) (**Providing transparency and accountability**): The Invitation for Tender process should be conducted in accordance with the Invitation for Tender documents. The records described in Appendix 1 should be created and maintained along with any other records considered prudent by the Evaluation Panel.
- (c) (Maintaining confidentiality and security of information): Access to documents which contain Tender-related, commercially sensitive information should be limited to the Evaluation Panel. The Evaluation Panel should take reasonable steps to prevent unauthorised disclosure of such information.
- (d) (Appropriately managing conflicts of interest): The Evaluation Panel should each provide a declaration in the form attached in Appendix 2 Confidentiality and Conflict Declaration. If an Evaluation Panel member discloses a conflict of interest, then the Chief Executive Officer will determine the appropriate way to manage any conflict which is disclosed.
- (e) (Acting ethically): The Evaluation Panel must act ethically in the conduct of the evaluation process.

Actual or suspected breaches of the Probity Principles should be reported promptly to the Chief Executive Officer.

The Invitation for Tender process should also be conducted generally in accordance with the protocols detailed in Appendix 1 – Protocols for the Invitation for Tender process.



4. EVALUATION METHODOLOGY

4.1 Sound Contracting Principles

In selecting Tenderers, Council will have regard to the sound contracting principles described in section 104 of the *Local Government Act 2009* (Qld) as follows:

- (a) Value for money; and
- (b) Open and effective competition; and
- (c) The development of competitive local business and industry; and
- (d) Environmental protection; and
- (e) Ethical behaviour and fair dealing.

4.2 Evaluation Process

Each Tender admitted to evaluation in accordance with these conditions will be evaluated against the evaluation criteria in accordance with Tables 2 to 5 below.

Council may at its discretion reject a Tender or part of a Tender:

- which fails to achieve a satisfactory score against any of the evaluation criteria, even if the overall score of the Tender is satisfactory; or
- if Council reasonably believes that the Tenderer cannot comply with the obligations which it will have under the contract in the event that its Tender is successful.

4.3 Form of Tender

The Invitation for Tender comprises four (4) Forms of Tender as follows:

Table 2 - Form of Tender

Form of Tender 1	For Lot 2 on SP250561
Form of Tender 2	For Lot 7 on JC55713
Form of Tender 3	For Lot 8 on JC55710
Form of Tender 4	For Lot 2 on SP250561 & Lot 7 on JC55713 & Lot 8 on JC55710 (as a package)



4.4 Evaluation Criteria

For Form of Tender 1 (Lot 2 on SP250561) or Form of Tender 4 (Lot 2 on SP250561 & Lot 7 on JC55713 & Lot 8 on JC55710 (as a package)), the evaluation criteria in Table 3 below will be used.

Table 3 - Lot 2 on SP250561, and all Lots as a Package Evaluation Criteria

Item	Criteria	Definition	Weighting (%)
1.	Price		40%
2.	Proposed Use	Intended purpose of use:	30%
		is reflective of requirements of the Town Planning Scheme	
		provides a positive contribution to the community	
		is commensurate with Council's strategies and plans.	
3.	Financial Capability	The Tenderer's liquidity, solvency, and ability to raise, deploy, and service capital in order to:	10%
		purchase the Lot	
		fund the development of the Lot for the intended purpose of use	
		fund the operation of the intended purpose of use	
		remain in operation into the future as a going concern.	
4.	Timeline	The Tenderer's proposed timeline to:	10%
		purchase the Lot (i.e. proposed settlement date)	
		develop the Lot for the intended purpose of use	
		commence active use.	
		(Council wishes to ensure that development of the Lot is commenced within 18 months and the development is brought into active use within 24 months of the settlement date).	
5.	Business Track Record	Recent and or current business transactions of a similar nature or commensurate with displaying an ability to achieve the intended purpose of use for the Lot into the future.	10%
	TOTAL		100%

Where a Tenderer completes Form of Tender 1, Form of Tender 2 and Form of Tender 3, implying all three lots as a package; the Table 3 evaluation criteria will be used.



For Form of Tender 2 (Lot 7 on JC55713) or Form of Tender 3 (Lot 7 on JC55713), the evaluation criteria in Table 4 below will be used.

Table 4 - Lot 7 on JC55713, or Lot 8 on JC55710 Evaluation Criteria

Item	Criteria	Definition	Weighting (%)
1.	Price		60%
2.	Proposed Use	 Intended purpose of use: is reflective of requirements of the Town Planning Scheme provides a positive contribution to the community is commensurate with Council's strategies and plans 	30%
3.	Timeline	The Tenderer's proposed timeline to: • purchase the Lot (i.e. proposed settlement date) • develop the Lot for the intended purpose of use • commence active use. (Council wishes to ensure that development of the Lot is commenced within 18 months and the development is brought into active use within 24 months of the settlement date).	10%
	TOTAL		100%

4.5 Scoring Guidelines

The following guidelines are to be used to assist in assessing criteria required to be scored, but are not intended to be strictly applied or exhaustive.

(a) Price

The highest priced Tenderer receives a full score (i.e. 40% out of 40%, or 60% out of 60%) and the rest of the Tenderers receive a proportionate score based on their price, proportionately compared to the highest price.

(b) Qualitative Criteria

The descriptions for what Council is looking for regarding Proposed Use, Financial Capability, Timeline and Business Track Record are provided in Tables 3 and 4 above.

Proposed Use, Financial Capability, Timeline and Business Track Record are to be scored using a sliding scale of 1 to 5 guided by the scoring methodology in Table 5 below.



Table 5 – Scoring Methodology

Description	Scoring Methodology	Rating
Excellent	Exceeds the requirement. Tenderer has provided an outstanding response which substantially exceeds Council's expectations in relation to the relevant criterion. The response identifies factors that will offer potential added value. Sufficient supporting evidence is provided.	5
Good	Satisfies the requirement with minor additional benefits. Tenderer has provided an above average response which exceeds Council's expectations in relation to the relevant criterion. Sufficient supporting evidence is provided.	4
Acceptable	Satisfies the requirement. Tenderer has provided an acceptable response which meets Council's expectations in relation to the relevant criterion. Sufficient supporting evidence is provided.	3
Minor reservations	Partly satisfies the requirement, with minor reservations. Tenderer has provided a response which meets most of Council's expectations in relation to the relevant criterion, but Council has identified minor deficiencies, concerns or risks. Some supporting evidence is provided.	2
* Major reservations	Partly satisfies the requirement, with major reservations. Tenderer has provided a response which meets some of Council's expectations in relation to the relevant criterion, but Council has identified major deficiencies, concerns or risks. Little or no supporting evidence is provided.	1
* Unacceptable	Does not meet the requirement. Tenderer has provided no response to the relevant criterion or has provided a response which does not meet any of Council's expectations for that criterion. Little or no supporting evidence is provided.	0

^{*}Unacceptably low score: The Evaluation Panel may determine that a Tender should be rejected, notwithstanding the total aggregate score for that Tender, if the Evaluation Panel consensus score for any criterion is 1 or less.

Half Marks (e.g. 2.5, 3.5) may be used.



Acknowledgement by Evaluation P	anel	
This document is acknowledged by:		
[NAME]		
Evaluation Panel Member	Signature	Date
(NIANATT)		
[NAME]		
Evaluation Panel Member	Signature	Date
INIA MET		
[NAME]		
Evaluation Panel Member	Signature	Date



APPENDIX 1 - PROTOCOLS FOR THE INVITATION FOR TENDER PROCESS

The Invitation for Tender process should be conducted generally in accordance with the protocols detailed in Table 6 following.

Table 6 – Invitation for Tender Protocols

AOTICN	Table 6 – Invitation for	
ACTION	DOCUMENTARY RECORD	COMMENTS
Prepare the Tender Evaluation and Probity Plan	This Tender Evaluation and Probity Plan	The evaluation methodology and evaluation criteria should align with the Invitation for Tender and with Council's project specific desired outcomes.
Obtain Confidentiality and Conflicts Declarations from Evaluation Panel	Confidentiality and Conflict Declaration in the form of Appendix 2 to this document	Conflicts can be actual, potential or perceived. Conflicts can be managed by: registering the conflict (recording it, but no more), restricting the involvement of
	 A written conflict of interest register document detailing: Any declared conflicts of interest Relevant information relating to the conflict Action (if any) taken to manage the conflict 	conflicted person in certain aspects of process, recruiting a person to oversee or undertake the process, removing the conflicted person from the project, the conflicted person relinquishes the interest which conflicts with the person's duty or the conflicted person resigns .
Meetings: (before or after Invitation for Tender closing time)	Meeting agenda for all internal or external meetings noting: Time and date of meeting/teleconference Invitees Issues to be discussed (in broad terms)	 Where Council is meeting with more than one Tenderer, meetings with Tenderers should be of the same duration and otherwise structured so as to provide each Tenderer invited to a meeting the same opportunity. Invitations should be confirmed, and names of all representatives attending should be recorded.
	Written file note of all internal or external meetings noting: Time and date of meeting/teleconference Attendees Issues discused (in broad terms) Copies of any materials shown or provided at the meeting Outcomes and actions	 The record of the discussions should be kept by a person with sufficient technical knowledge and understanding of the process to ensure the record is accurate. Panel members should not be involved in 'one on one' conversations with representatives of a Tenderer prior to or at the conclusion of the meeting. Other Tenders should not be discussed during these discussions and neither are ideas gained from other Tenderer discussions. If information provided in a meeting is relevant to all Tenderers and could be perceived as providing an unfair advantage to that Tenderer, the information should be advised to all



ACTION	DOCUMENTARY RECORD	COMMENTS
		Tenderers.
Communications with Tenderers (before or after Invitation for Tender closing time)	Written notice to Tenderers containing: Contract name Clearly stated information If Tenderers are to take action in response, the action which is to be taken and the time and date by which it is to be taken Copies of all written communications and a file note of any oral communications to be maintained	Communications with Tenderers should all be conducted in writing, using the communication forum stated in the Invitation for Tender documents. All Tenderers should receive the same information at the same time.
Briefing/site inspection	 Written file note of all briefing or site inspections noting: Time and date of briefing or inspection Name and company of attendees Key issues discussed and information provided (broad terms) Questions and answers Copy of PowerPoint presentation (if any) 	Evaluation Panel members should attempt to avoid being caught in one-on-one conversations with Tenderers, because: this can lead to the inadvertent provision of further information to that one Tenderer; and even if no such information is given, it can lead to the perception that such information was given or bias towards that Tenderer.
Record details of Tenders received	Written file note of Tenders received detailing the following for each Tender received: Name of Tenderer Time at which Tender received	For e-tenders, the electronic record of Tenders received obtained from the e-tender website is adequate.
Determine whether or not to assess any late Tenders	Written file note of Evaluation Panel decisions in relation to late Tenders noting: Decision of the Evaluation Panel as to whether or not the late Tender is to be assessed Reasons for the decision	In making its decision the Evaluation Panel may take into account the time at which the Tender is received, the reason the Tender is late and whether any other Tender has been received by the Tender closing time.
Check each Tender for conformance	Written Tender conformance checklist detailing: conformance of Tender against requirements of a conforming Tender in the conditions of the Invitation for Tender details of any non-conformance	The conformance check should be done by all Evaluation Panel members, but for convenience, may be done by one Panel member in the first instance.



ACTION	DOCUMENTARY RECORD	COMMENTS
Determine whether or not to assess a non- conforming Tender	Written file note of Evaluation Panel decision in relation to non-conforming Tender noting: Details of the decision of the Evaluation Panel as to whether or not the Tender should be assessed Reasons for the decision	In making its decision Council may take into account the nature and extent of the non-conformances and whether any Conforming Tender has been lodged by another Tenderer.
Assessment		
Individual evaluation	Written file note of each Evaluation Panel member detailing that member's assessment of Tenders, noting the following for each evaluation criterion, for each Tenderer: the allocated scores brief reasons for those scores (3 or 4 bullet points)	Scores and reasons should align with the Plan. Reasons should be sufficiently clear to enable a third party reading the document to understand why the score was given. To facilitate easier discussion for Evaluation Panel meetings, note relevant page/paragraph numbers from the Tender.
Negotiations	For detailed negotiations, a brief negotiation plan outlining the proposed negotiation process, including: • matters for negotiation • timeframe for negotiations • preferred and acceptable positions • strengths and weaknesses of position	Negotiations should be conducted consistently with the conditions of the Invitation for Tender process and the Probity Principles.
Reference Checks	A written questionnaire which seeks feedback on both positive and negative aspects of the Tenderer. A written file note of each reference check including: Time and date of meeting/teleconference Attendees Answers to questions Other information provided by referee	 Where the reference checks are to be conducted orally, two members of the Evaluation Panel should attend. Referees should not to be given specific information about the Invitation for Tender process unless this information is necessary to establish the relevance of the referee's information and the information is already known by all Tenderers.
Final evaluation meeting	A written file note of the final evaluation outcomes for the Tenders, which details, for each evaluation criterion, for each Tenderer:	The final score should not simply be a mathematical calculation based on the individual scores. It is to be a score agreed upon as the appropriate score



ACTION	DOCUMENTARY RECORD	COMMENTS
	 the allocated scores brief reasons for those scores (3 or 4 bullet points) where applicable, final ranking of Tenders 	by the Evaluation Panel, which may be different to or the same as the average score or any Evaluation Panel member's individual score. Reasons should not simply be a collation of the individual reasons, but should represent the final agreed opinions of the Evaluation Panel following discussion of the Tenders.
		The level of detail should be sufficient to enable the Evaluation Panel to defend the decision if called upon to do so.
		Where unanimous agreement cannot be reached on any score, the decision of the majority should be taken to be the decision of the Evaluation Panel and the dissenting member's view shall be noted in the consensus evaluation record. If there is no majority that criteria may be disregarded from the evaluation.
Evaluation report	 A written evaluation report to Council which includes: a summary of the recommendation to Council as to the outcome of the Invitation for Tender process and the reasons for the decision the consensus evaluation record such other matters as determined by the Evaluation Panel 	 The evaluation report should: be concise; stick to the facts of the evaluation; and not attempt to paraphrase the outcome of the Tender or the key reasons for the decision.
After award of a Tender		
Notification of outcome	Written notice to be given to successful and unsuccessful Tenderers	Successful and unsuccessful Tenderers should be notified of the outcome of the Invitation for Tender process in the manner required by the conditions of tendering only after Council has passed a resolution accepting the recommendation of the Evaluation Panel.



Debriefing	Agenda for debriefs with Tenderers detailing:	Debriefs should be attended by more than one representative of the Evaluation Panel and should:
	Time and date of meeting/teleconferenceInvitees	Focus broadly on strengths and areas for improvement of the Tenderer's Tender;
	Issues to be discussed (in broad terms)	Not discuss Tenders in comparative terms;
		Not disclose information about other Tenders; and
		Not reveal specific scores.



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١,	NAME]Ot [ADDRESS]
F	the State of Queensland, declare that, in relation to the Invitation for Tender: T2122001 - Sale of ormer Town and Country Club, and Two Adjoining Vacant Lots issued by McKinlay Shire Council council):

- (a) I acknowledge that in the course of my involvement with this Invitation for Tender process I may have access to or possession of commercially sensitive information relating to the Invitation for Tender, Tenders or Tenderers. I agree that I will use such information only to the extent necessary to fulfil my role in connection with this Invitation for Tender process and will take reasonable steps to prevent the unauthorised disclosure of such information.
- (b) I acknowledge and understand that:
 - (a) An Actual conflict of interest exists where I have an interest or relationship which will conflict with my obligations as an Evaluation Panel member;
 - (b) A Potential conflict of interest exists where I have an interest or relationship which could in the future conflict with my obligations as an Evaluation Panel member; and
 - (c) A Perceived conflict of interest exists if it may appear to a third party that I have an interest or relationship which conflicts with my obligations as an Evaluation Panel member (even if the Tenderer considers that no actual conflict exists);
 - (d) I will notify the Chief Executive Officer if a conflict of interest (whether actual, potential or perceived) that is not disclosed in this declaration arises or is likely to arise.
- (c) The Tenderers who have submitted a Tender in regards to this Invitation for Tender are:
 - i. Colin Burnett of Burnet Holdings NQ Pty Ltd
 - ii. Gill Burgess of Burgess Group Australia
 - iii. Vanessa Slack-Smith of VSSVS Holdings Pty Ltd

I declare that I am not aware of any conflict of interest (whether actual, potential or perceived) other than:

Details of actual, potential or perceived conflicts of interest		
1.	[INSERT DETAILS OR INSERT 'NIL KNOWN']	
2.		
3.		



I hereby declare the above details and the details stated in the Schedule attached to this declaration are true and correct to the best of my knowledge and I make this declaration in good faith.		
Name		
Signature		
Date		

Tender T2122001 Evaluation Matrix

Guideline For Evaluating Tender Submissions

The following guideline is used in assessing non-price criteria required to be scored on a scale of 1 to 5.

Description	Scoring Methodology	Rating
Excellent	Exceeds the requirement. Tenderer has provided an outstanding response which substantially exceeds Council's expectations in relation to the relevant criterion. The response identifies factors that will offer potential added value. Sufficient supporting evidence is provided.	5
Good	Satisfies the requirement with minor additional benefits. Tenderer has provided an above average response which exceeds Council's expectations in relation to the relevant criterion. Sufficient supporting evidence is provided.	4
Acceptable	Satisfies the requirement. Tenderer has provided an acceptable response which meets Council's expectations in relation to the relevant criterion. Sufficient supporting evidence is provided.	3
Minor reservations	Partly satisfies the requirement, with minor reservations. Tenderer has provided a response which meets most of Council's expectations in relation to the relevant criterion, but Council has identified minor deficiencies, concerns or risks. Some supporting evidence is provided.	2
* Major reservations	Partly satisfies the requirement, with major reservations. Tenderer has provided a response which meets some of Council's expectations in relation to the relevant criterion, but Council has identified major deficiencies, concerns or risks. Little or no supporting evidence is provided.	1
* Unacceptable	Does not meet the requirement. Tenderer has provided no response to the relevant criterion or has provided a response which does not meet any of Council's expectations for that criterion. Little or no supporting evidence is provided.	0

^{*}Unacceptably low score: The Evaluation Panel may determine that a Tender should be rejected, notwithstanding the total aggregate score for that Tender, if the Evaluation Panel consensus score for any criterion is 1 or less.

Tender: T2122001 - Sale of Former Town and Country Club, and Two Adjoining Vacant Lots

Tenderer	Qualitative Score (out of 60)
Colin Burnett of Burnet Holdings NQ Pty Ltd	0%
Gill Burgess of Burgess Group Australia	0%
Vanessa Slack-Smith of VSSVS Holdings Pty Ltd	0%

Tenderer	Total Score including Price (out of 100%)
Colin Burnett of Burnet Holdings NQ Pty Ltd	0%
Gill Burgess of Burgess Group Australia	0%
Vanessa Slack-Smith of VSSVS Holdings Pty Ltd	0%

Tender: T2122001 - Sale of Former Town and Country Club, and Two Adjoining Vacant Lots

Colin Burnett of Burnet Holdings	Average Score (out of 100%)		Evaluator 1		Evaluator 2		Evaluator 3	
NQ Pty Ltd	Weighted Score	Score (out of 5)	Weighted Score	Score (out of 5)	Weighted Score	Score (out of 5)	Weighted Score	Score (out of 5)
Proposed Use (30%)	0%	0.0	0%	0	0%	0	0%	0
Financial Capability (10%)	0%	0.0	0%	0	0%	0	0%	0
Timeline (10%)	0%	0.0	0%	0	0%	0	0%	0
Business Track Record (10%)	0%	0.0	0%	0	0%	0	0%	0
QUALITATIVE SCORE (60%)	0.0%		0.0%		0.0%		0.0%	
Price (40%)	0.0%							
TOTAL (100%)	0.0%							

Gill Burgess of Burgess Group	Average Score (out of 100%)		Evaluator 1		Evaluator 2		Evaluator 3	
Australia	Weighted Score	Score (out of 5)	Weighted Score	Score (out of 5)	Weighted Score	Score (out of 5)	Weighted Score	Score (out of 5)
Proposed Use (30%)	0%	0.0	0%	0	0%	0	0%	0
Financial Capability (10%)	0%	0.0	0%	0	0%	0	0%	0
Timeline (10%)	0%	0.0	0%	0	0%	0	0%	0
Business Track Record (10%)	0%	0.0	0%	0	0%	0	0%	0
QUALITATIVE SCORE (60%)	0.0%		0.0%		0.0%		0.0%	
Price (40%)	0.0%							
TOTAL (100%)	0.0%							

Vanessa Slack-Smith of VSSVS	Average Score (out of 100%)		Evaluator 1		Evaluator 2		Evaluator 3	
Holdings Pty Ltd	Weighted Score	Score (out of 5)	Weighted Score	Score (out of 5)	Weighted Score	Score (out of 5)	Weighted Score	Score (out of 5)
Proposed Use (30%)	0%	0.0	0%	0	0%	0	0%	0
Financial Capability (10%)	0%	0.0	0%	0	0%	0	0%	0
Timeline (10%)	0%	0.0	0%	0	0%	0	0%	0
Business Track Record (10%)	0%	0.0	0%	0	0%	0	0%	0
QUALITATIVE SCORE (60%)	0.0%		0.0%		0.0%		0.0%	
Price (40%)	0.0%				·			
TOTAL (100%)	0.0%							

Tende	Tender: T2122001 - Sale of Former Town and Country Club, and Two Adjoining Vacant Lots								
Populate your assess	ment scores from 0 to 5 under each Tenderer	Weightings	Colin Burnett o Holdings NQ I		Gill Burgess of Group Aust	-	Vanessa Slaci VSSVS Holdin		
Evaluation Criteria	Evaluation Criteria			Result	Populate Score (0 to 5)	Result	Populate Score (0 to 5)	Result	
Proposed Use	Intended purpose of use: Is reflective of requirements of the Town Planning Scheme Frovides a positive contribution to the community Is commensurate with Council's strategies and plans.	30		0		0		0	
Financial Capability	The Tenderer's liquidity, solvency, and ability to raise, deploy, and service capital in order to: *Burchase the Lot *Bund the development of the Lot for the intended purpose of use *Bund the operation of the intended purpose of use *Emain in operation into the future as a going concern.	10		0		0		0	
Timeline	The Tenderer's proposed timeline to: *Burchase the Lot (i.e. proposed settlement date) *Bevelop the Lot for the intended purpose of use *Bommence active use. (Council wishes to ensure that development of the Lot is commenced within 18 months and the development is brought into active use within 24 months of the settlement date).	10		0		0		0	
Business Track Record	Recent and or current business transactions of a similar nature or commensurate with displaying an ability to achieve the intended purpose of use for the Lot into the future.	10		0		0		0	
Price		40							
Price		40		0		0		0	
		100	Colin Burnett of Holdings NQ F		Gill Burgess of Group Austr		Vanessa Slaci VSSVS Holdir	ngs Pty Ltd	
			0.0		0.0		0.0)	

Colin Burnett of Burnet Holdings NQ Pty Ltd	Gill Burgess of Burgess Group Australia	Vanessa Slack-Smith of VSSVS Holdings Pty Li
	·	



10. WORKPLACE HEALTH AND SAFETY



10.1 Subject: WHS Report – August 2021

Attachments: Nil

Author: WHS Officer

Date: 17 September 2021

Executive Summary:

This report outlines the general status of Work Health and Safety at McKinlay Shire Council for the period of August 2021.

Recommendation:

That Council receives the August 2021 WHS Report.

Background:

This report outlines the general status of Work Health and Safety at McKinlay Shire Council for the period of August 2021.

Detailed below are the general areas of importance to the safety of workers at McKinlay Shire Council throughout the month.

DATE; 17 September 2021		⊠Monthly	□Quarterly	□Yearly	☐Two Yearly
	Aug	ust 2021			
			Ac	tual	Budget
3700	Workplace Health and	d Safety	\$15	,900	\$190,000

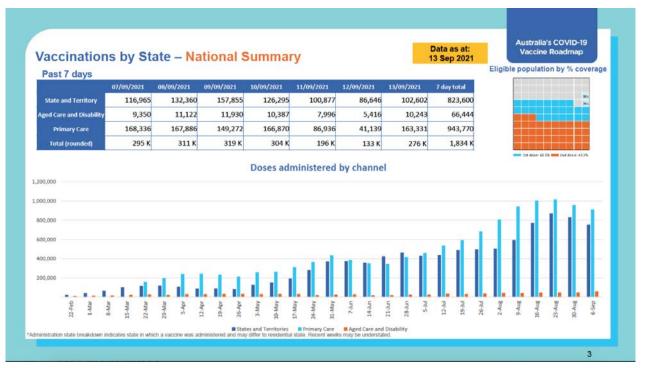


DATE; 17 September 2021	⊠ Monthly	□ Quarterly	□Yearly	☐Two Yearly

August 2021

COVID-19 - Current ongoing restrictions for all Queensland

Face mask wearing and gathering restrictions, including visitor restrictions for vulnerable person facilities (hospitals, aged care and disability centres), continue to apply across South East Queensland, Townsville, Magnetic Island & Palm Isla



Vaccinations for COVID-19 have been slowly rolling out throughout Queensland, including remote areas such as Mount Isa, Longreach, Barcaldine and Richmond. Julia Creek Vaccinations have started, at this stage it is the AstraZeneca vaccine available so not suggested for those under the age of 60, the Pfizer Vaccine will be available from August in Julia Creek.



Recently reported cases by state and territory and source of infection

Local, overseas acquired and under investigation cases by states and territories

This table shows the number of cases by source of infection in the last 24 hours and last 7 days as well as the number of active cases that have occurred in Australia.

Source: Department of Health, States & Territories Report 13/9/2021

Jurisdiction	Active cases^	Locally acquired last 24 hours	Overseas acquired last 24 hours	Under investigation last 24 hours	Locally acquired last 7 days	Overseas acquired last 7 days	Under investigation last 7 days
Australia	18,437	1,470	6	275	10,569	34	1,606
ACT	245	8	0	5	87	0	34
NSW	14,650	1,257	3	0	9,652	11	0
NT	0	0	0	0	0	1	0
QLD	21	2	2	0	8	7	1
SA	11	0	1	0	1	12	0
TAS	0	0	0	0	0	0	0
VIC	3,507	203	0	270	821	1	1,571
WA	3	0	0	0	0	2	0

[^]The method used to estimate the number of active cases varies by jurisdiction.

The WHS COVID-19 Plan for all areas are being looked at on a bi-monthly basis or as required and are staff are being consulted at all times. We all need to continue to be vigilant.

Objectives of WH&S Management System Plan 2021-2023

- 1. Comply with the intent of the Workplace Health and Safety Act 2011 in preventing a persons death, injury or illness being caused by a workplace, by a relevant workplace area, by work activities, or by plant or substances for use at a workplace
- 2. Contribute to a Management framework that allows all work areas to manage WH&S in a preventative way;
- 3. Ensure that WH&S is an integral part of effective business practice; and
- 4. Clearly state the principles for managing WH&S and how the organisation is expected to perform in accordance with legislative requirements

The primary objective is to provide a structured methodology to conduct all WH&S matters over an annual cycle.

- 5. McKinlay Shire Council (MSC) Management team have identified the top 5 work health and safety risks to Council for 2021 and will be reviewed annually. These are:-
 - Contractor Management
 - Transitioning from a paper based Safety Management System to the SkyTrust System
 - Risk Management
 - Consultation of WHS matters with all staff
 - Plant Risk Management



Quarterly KPI's	Measurement / Score	Detail / Information
80% of completed items indicated in QAP's	89%	Figure is ongoing.
20% of carry over items indicated in QAP's	Added to RAP	See QAP's, Per Quarter and accumulative tally
Quarterly KPI's	Measurement / Score	Detail / Information
Progressive Statistics as above	✓	See QAP's Table following on P3 of this Report, Per month and accumulative tally
Progressive incidents, LTI's and days lost over the year;	√	Incident and Event Statistical information collated on P4 of this Report, Per month and
Progressive lost time frequency and duration rates compared to the scheme	✓	accumulative tally LGMS Dashboard Information, P4 of Report
Progressive costs of claims over the year;	✓	LGMS Dashboard Information, P4 of Report
Hazard inspections completed as per the Hazard Inspection Matrix	√	See Hazard Inspection Table on P3
Yearly KPI's		
Teally KF13	Measurement / Score	Detail / Information
Progressive monthly statistics as above		See QAP's Table following on P3 of this Report, Per month and accumulative tally
		See QAP's Table following on P3 of this Report, Per month and accumulative tally Incident and Event Statistical information collated on P4 of this Report, Per month and
Progressive monthly statistics as above Progressive incidents, LTI's and days lost over the	/ Score	See QAP's Table following on P3 of this Report, Per month and accumulative tally Incident and Event Statistical information
Progressive monthly statistics as above Progressive incidents, LTI's and days lost over the year; Progressive lost time frequency and duration	/ Score	See QAP's Table following on P3 of this Report, Per month and accumulative tally Incident and Event Statistical information collated on P4 of this Report, Per month and accumulative tally
Progressive monthly statistics as above Progressive incidents, LTI's and days lost over the year; Progressive lost time frequency and duration rates compared to the scheme	/ Score	See QAP's Table following on P3 of this Report, Per month and accumulative tally Incident and Event Statistical information collated on P4 of this Report, Per month and accumulative tally LGMS Dashboard Information, P8 of Report
Progressive monthly statistics as above Progressive incidents, LTI's and days lost over the year; Progressive lost time frequency and duration rates compared to the scheme Progressive costs of claims over the year; Hazard inspections completed as per the Hazard	/ Score	See QAP's Table following on P3 of this Report, Per month and accumulative tally Incident and Event Statistical information collated on P4 of this Report, Per month and accumulative tally LGMS Dashboard Information, P8 of Report LGMS Dashboard Information, P8 of Report
Progressive monthly statistics as above Progressive incidents, LTI's and days lost over the year; Progressive lost time frequency and duration rates compared to the scheme Progressive costs of claims over the year; Hazard inspections completed as per the Hazard Inspection Matrix Results of Internal WH&S Management System	/ Score ✓ ✓ ✓	See QAP's Table following on P3 of this Report, Per month and accumulative tally Incident and Event Statistical information collated on P4 of this Report, Per month and accumulative tally LGMS Dashboard Information, P8 of Report LGMS Dashboard Information, P8 of Report See Hazard Inspection Table on P6 To Schedule 2021, now likely to occur August



above		outcomes.
Results of an external WHS Management Systems	50%	
Audit or the WHSA's Annual Assessment Report		
Results of the overall, two yearly injury trend	N/a	Ongoing statistical information following
analysis		
Additional Objectives	Measurement	Detail / Information
(WH&S Management System Plan 2019 / 2021)	/ Score	
Sufficient resources trained to conduct SafePlan's	79%	Completed March 2021
Internal WHS Management Systems Auditing.		
The audit report will be accompanied by a	✓	
Rectification Action Plan (RAP) that will be		
forwarded to the CEO, Senior Management and		
then to the WHS Committee for discussion.		
Actions Register; number of actions outstanding	✓	See the Actions Register Table at P6
Training / Information completed as per 'Matrix	✓	See Compliance training table at P6
for T5		
Prestarts and Toolbox Meetings completed	✓	See Table at P6 for Consultation completions
Voy Outcomos	<u> </u>	I

Key Outcomes

- 1. Management and workers display commitment and involvement in achieving a safe and health workplace
- 2. Appropriate consultative mechanisms are implemented
- 3. Safe systems of work are implemented and maintained
- 4. Plant and equipment is maintained in a safe condition
- 5. All workers receive supervision, instruction, information & induction training in all matters pertaining to WHS
- 6. Reporting of all accidents / incidents & mishaps & / or systems that may be related to WHS risks at workplace
- 7. Effective rehabilitation programs with early intervention to assist injured workers back into the workplace
- 8. The provision & maintenance of workplaces and equipment where risk to people is eliminated or minimised;
- 9. Provision of personal protective clothing & equipment, where appropriate, for control of workplace hazards

Note all of the above KPI's are mandatory and MUST be reported on as directed Reference;

MSC WHS Safety Management System Plan 2021-2023



Procedure, Performance Measures, April 2015 and

Procedure, WH&S Incentives and Awards, March 2014

Compliance Training

As per MSC WHS Safety Management System Plan 2019-2021

Below shows the percentage of completion for each area. Contractor's percentages are based upon having 5 contractor crews consistently working, this is based on that crew being a crew of 10.

Month	Corporate & Community	Works/Depot/P&G	Contractors
February	76%	73%	25% (due to rain stopping and starting works)
March	75%	34%	70%
April	31%	47%	60%
May	0%	65%	60%
June	0	24%	62.5%
July			
August			

Key Performance Indicators

As per 'Schedule, Hazard Management Inspection Register', and MSC WHS Safety Management System Plan 2019-2021 Including Quarterly Action Plans (QAP's)

	Quarterly Action Plans (MAP's)						Audits / Hazard Inspections			Consultation				Risk Management		Comments / Information
MONTH	#	Close Out	Comp %	Target		ferred to	Sched	Complete	Not Comp	P/Start TOTAL	P/Start MSC	P/Start DRFA	T/box	JSEA's & SWMS's		
Mar - Jun 21	18	16	89%	80%	2	11%	49	5	44	613	213	400	7	27		
Jul - Sep 21	17	5	29%	80%	0		51	51	0	156	121	35	28	4		
Oct - Dec 21	18		0%	80%			41		41							
Jan-Mar 22	11		0%	80%			49		49							
Apr-Jun 22	14		0%	80%			30		30							
Jul-Sep 22	13		0%	80%			52		52							
Oct-Dec 22	17		0%	80%			59		59							
Jan-Feb 23	6		0%	80%			52		41							
Total 2018	114	21	15%	80%	2	11%	383	56	316	53%	334	435	35	31	0	



Quarterly KPI's	Measurement / Score	Detail / Information
80% of completed items indicated in QAP's	89%	Figure is ongoing.
20% of carry over items indicated in QAP's	Added to RAP	See QAP's, Per Quarter and accumulative tally
Quarterly KPI's	Measurement / Score	Detail / Information
Progressive Statistics as above	✓	See QAP's Table following on P3 of this Report, Per month and accumulative tally
Progressive incidents, LTI's and days lost over the year;	✓	Incident and Event Statistical information collated on P4 of this Report, Per month and
Progressive lost time frequency and duration rates compared to the scheme	✓	accumulative tally LGMS Dashboard Information, P4 of Report
Progressive costs of claims over the year;	√	LGMS Dashboard Information, P4 of Report
Hazard inspections completed as per the Hazard Inspection Matrix	√	See Hazard Inspection Table on P3
Yearly KPI's	Measurement / Score	Detail / Information
Progressive monthly statistics as above	✓	See QAP's Table following on P3 of this Report, Per month and accumulative tally
Progressive incidents, LTI's and days lost over the year;	✓	Incident and Event Statistical information collated on P4 of this Report, Per month and
Progressive lost time frequency and duration rates compared to the scheme	✓	accumulative tally LGMS Dashboard Information, P8 of Report
Progressive costs of claims over the year;	√	LGMS Dashboard Information, P8 of Report
Hazard inspections completed as per the Hazard Inspection Matrix	√	See Hazard Inspection Table on P6
Results of Internal WH&S Management System Audit or the WHSA Annual Assessment Report	Still ongoing	To Schedule 2021, now likely to occur August 2021
Two (2) Yearly	Measurement / Score	Detail / Information



Progressive Monthly and 3 monthly statistics as above	✓	See the following tables for statistical outcomes.
Results of an external WHS Management Systems	50%	
Audit or the WHSA's Annual Assessment Report		
Results of the overall, two yearly injury trend	N/a	Ongoing statistical information following
analysis		
Additional Objectives	Measurement	Detail / Information
(WH&S Management System Plan 2019 / 2021)	/ Score	
Sufficient resources trained to conduct SafePlan's	79%	Completed March 2021
Internal WHS Management Systems Auditing.		
The audit report will be accompanied by a	√	
Rectification Action Plan (RAP) that will be		
forwarded to the CEO, Senior Management and		
then to the WHS Committee for discussion.		
Actions Register; number of actions outstanding	✓	See the Actions Register Table at P6
Training / Information completed as per 'Matrix	✓	See Compliance training table at P6
for T5		
Prestarts and Toolbox Meetings completed	✓	See Table at P6 for Consultation completions
Vov Outcomes		

Key Outcomes

- 10. Management and workers display commitment and involvement in achieving a safe and health workplace
- 11. Appropriate consultative mechanisms are implemented
- 12. Safe systems of work are implemented and maintained
- 13. Plant and equipment is maintained in a safe condition
- 14. All workers receive supervision, instruction, information & induction training in all matters pertaining to WHS
- 15. Reporting of all accidents / incidents & mishaps & / or systems that may be related to WHS risks at workplace
- 16. Effective rehabilitation programs with early intervention to assist injured workers back into the workplace
- 17. The provision & maintenance of workplaces and equipment where risk to people is eliminated or minimised;
- 18. Provision of personal protective clothing & equipment, where appropriate, for control of workplace hazards

Note all of the above KPI's are mandatory and MUST be reported on as directed

Reference;

MSC WHS Safety Management System Plan 2021-2023



Procedure, Performance Measures, April 2015 and

Procedure, WH&S Incentives and Awards, March 2014

Compliance Training

As per MSC WHS Safety Management System Plan 2019-2021

Below shows the percentage of completion for each area. Contractor's percentages are based upon having 5 contractor crews consistently working, this is based on that crew being a crew of 10.

Month	Corporate & Community	Works/Depot/P&G	Contractors
February	76%	73%	25% (due to rain stopping and starting works)
March	75%	34%	70%
April	31%	47%	60%
May	0%	65%	60%
June	0%	24%	62.5%
July	0% Due to staff Change over	0% Due to staff Change over	0% Due to staff Change over
August	0% Due to staff Change over	0% Due to staff Change over	0% Due to staff Change over

Key Performance Indicators

As per 'Schedule, Hazard Management Inspection Register', and MSC WHS Safety Management System Plan 2019-2021 Including Quarterly Action Plans (QAP's)

MONTH	Quarterly Action Plans (MAP's)						Audits / Hazard Inspections			Consultation			Risk Management		Comments / Information	
MONTH	#	Close	Comp	Target		ferred to	Sched	Complete	Not			P/Start	T/box	JSEA's &		
		Out	%		(CAR			Comp	TOTAL	MSC	DRFA		SWMS's	Equip	
Mar - Jun 21	18	16	89%	80%	2	11%	49	5	44	613	213	400	7	27		
Jul - Sep 21	17	5	29%	80%	0		51	51	0	156	121	35	28	4		
Oct - Dec 21	18		0%	80%			41		41							
Jan-Mar 22	11		0%	80%			49		49							
Apr-Jun 22	14		0%	80%			30		30							
Jul-Sep 22	13		0%	80%			52		52							
Oct-Dec 22	17		0%	80%			59		59							
Jan-Feb 23	6		0%	80%			52		41							
Total 2018	114	21	15%	80%	2	11%	383	56	316	53%	334	435	35	31	0	



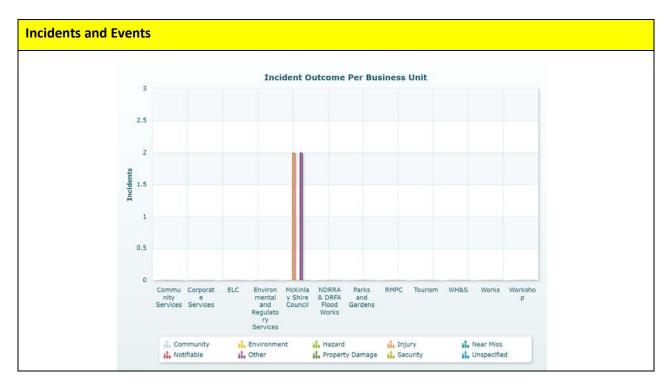
OUTSTANDING ACTIONS	Extreme Risk	High Risk	Moderate Risk	Low Risk	Details / Comments	
Total 58 (in Rectification Actio Plan)	1	8	33	16	At 15/09/2021	
Total 8 (In SkyTrust)	0	3	3	2	At 15/09/2021	

Extreme Risk; Identified issue with access to Kynuna Bore, EWP Access only – remove platform and ladder (dangerous). Access has been restricted (and notified to all parties) however the ladder is still present.

Actions are identified via Inspections, Audits, Incidents etc. and their risk assessed, with preventative or corrective actions identified to control the risk – this process improves the Health, Safety and compliance of the business.







Consultation: (internal/External)

Nil

Legal Implications:

Nil

Policy Implications:

Nil

Financial and Resource Implications:

As provided in the report.

InfoXpert Document ID:



11. CLOSE