

# MCKINLAY SHIRE COUNCIL

# **CONFIRMED MINUTES**

**OF THE** 

# ORDINARY MEETING OF COUNCIL

HELD AT THE

BOARD ROOM, CIVIC CENTRE JULIA CREEK

16th October 2015

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#### 1. OPENING BUSINESS

All Councillors having signed the Attendance Book, the Mayor declared the meeting open 9.05 am

#### 2. ATTENDANCE

Mayor: Cr. B Murphy

Members: Cr. E Hick, Cr. P. Curr, Cr. N. Walker, Cr. A. Batt

Staff:

Acting CEO & Director of Corporate and Community Services: Mrs Tenneil Cody

Director of Engineering: Mr. Brian Wood

Minute Taker: Mrs Marlene Ryan

Apologies: Nil

Other people in attendance: Nil

#### 3. CONFIRMATION OF MINUTES

Confirmation of minutes from the Ordinary Meeting held on 15<sup>th</sup> September 2015 as previously circulated to Councilors.

Moved Cr. A Batt Seconded Cr. E Hick

That the minutes of the Ordinary meeting held on 15<sup>th</sup> September be confirmed.

CARRIED 5/0

Resolution No.65/1516

#### 4. BUSINESS ARISING FROM PREVIOUS MINUTES

Cr Murphy raised the release of unallocated water from the Great Artesian Basin.

#### 5. ENGINEERING SERVICES REPORT

# **5.1 Engineering Works Report**

Moved Cr. P Curr Seconded Cr. E Hick

That Council receive the Engineering Services Works Report

CARRIED 5/0

Resolution No.66/1516

Moved Cr. N Walker Seconded Cr. A Batt

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

CARRIED 5/0

Resolution No.67/1516

#### CONFIRMED MINUTES

Moved Cr. N Walker Seconded Cr. A Batt

That Council resolve to reopen the meeting to the public.

CARRIED 5/0

Resolution No.68/1516

#### 5.2 2015 Event Flood Damage Restoration Management

AECOM has submitted a fee proposal totalling for the management of the 2015 event flood damage restoration works. Based upon an estimated total value of construction works of \$8,889,000, this fee compares favourably with AECOM management costs for the 2013 and 2014 events.

Moved Cr. N Walker

Seconded Cr. P Curr

That the AECOM fee proposal for the 2015 Event NDRRA program services be accepted and the engineer prepare KPI's and targets on behalf of Council for the identified components of the proposal.

Resolution No.69/1516 CARRIED 5/0

#### 5.3 TIDS and R2R Program 2015/16

The 2015/16 MSC TIDS program needs to be incorporated in the North West Queensland Regional Roads TIDS program. In addition, both R2R and TIDS capital works need to be revisited.

Moved Cr. P Curr

Seconded Cr. E Hick

That Council defer the item to a special meeting of Council to be held in November 2015.

CARRIED 5/0

Resolution No.70/1516

#### **5.4 Traffic Counts**

Further traffic count data has been collected for the 2 month period from 01 August to 30 September 2015 and this is presented for Councils information.

Moved Cr. A Batt

Seconded Cr. N Walker

That Council receive this report.

CARRIED 5/0

Resolution No.71/1516

Attendance – Director of Engineering Brian Wood left the meeting at 10.15am

**RECESS: 10:15 – 10:30am** The Mayor adjourned the meeting for morning tea.

#### 6. ENVIRONMENT AND REGULATORY SERVICES REPORT

#### 6.1 Environment and Regulatory Works Report - September 2015

This report outlines the general activities, revenue and expenditure for the department for the period September 2015 and generally up to date of writing this report.

#### CONFIRMED MINUTES

Moved Cr. N Walker Seconded Cr. P Curr

That Council receive the September 2015 Environment and Regulatory Services Works Report.

CARRIED 5/0

Resolution No.72/1516

#### 6.2 Amendment of 2015/16 Fees and Charges Schedule

Propose an amendment to Sections 6.1, 7.1 and 9 of the 2015/16 Fees and Charges Schedule, to adjust fees for the cattle yards in accordance with DNRM fees and charges; Scanning Only, Weighing and Scanning, Agistment (Small Stock) and to add in additional fees for Wild Dog Baits.

Moved Cr. A Batt Seconded Cr. N Walker

That Council adopts the amended Fees and Charges Schedule 2015/16 Version 3 as presented.

CARRIED 5/0

Resolution No.73/1516

#### 7. COMMUNITY SERVICES REPORT

Moved Cr. P Curr Seconded Cr. A Batt

That Council receive the Community Services Report.

CARRIED 5/0

Resolution No.74/1516

#### 7.1 Julia Creek Caravan Park Manager Contract [CONFIDENTIAL]

Presenting Council with contract negotiations in regards to the Julia Creek Caravan Park Managers remuneration.

Moved Cr. E Hick Seconded Cr. N Walker

That Council resolve that the meeting be closed to the public under section 2751(e) of the Local Government Regulation 2012.

CARRIED 5/0

Resolution No.75/1516

Moved Cr. N Walker Seconded Cr. P Curr

That Council resolve to open the meeting to the public.

CARRIED 5/0

Resolution No.76/1516

#### CONFIRMED MINUTES

Moved Cr. N Walker

Seconded Cr. A Batt

That Council approve the proposed contract inclusive of remuneration with modification of the budget at midyear review.

CARRIED 5/0

Resolution No.77/1516

#### 7.2 Report - Middle School

Council has committed to the operations of the Middle School in 2016 with two prospective students. Council at its Ordinary meeting of Council held in July made a resolution for the financial commitment of the project.

Moved Cr. A Batt

Seconded Cr. N Walker

That Council repeal the resolution 24/1516 made at the Ordinary meeting of Council held on 22<sup>nd</sup> July 2015; and further

That Council commit to the middle school initiative in 2016 with current registration of two students with the program fee to be set at \$15,000 per student. The fee will be reviewed should the enrolment numbers increase.

CARRIED 5/0

Resolution No.78/1516

#### 8. CORPORATE SERVICES REPORT

Moved Cr. E Hick

Seconded Cr. N Walker

That Council receive the Corporate Services Report.

CARRIED 5/0

Resolution No. 79/1516

### 8.1 Report – Sale of Land for Overdue Rates Charges

In accordance with Section 140 (1) (c) (i) of the Local Government Regulation 2012 Council has the authority to issue a notice of intention to sell land for overdue rates or charges as some or all of the overdue rates and charges have been overdue for at least three (3) years.

Moved Cr. E Hick

Seconded Cr. N Walker

That Council writes off the interest of \$6,116.82 on assessment 111-1 and reissues the rates notices with a period of 30 days to pay. Should no payment be received, Council authorise the commencement of procedures to sell the land described as Lot 7 on Plan JC55713 Parish of Hilton Julia Creek and Lot 2 on Plan SP250561 Parish of Hilton Julia Creek as per Section 140 (2) of the Local Government Regulation 2012, as the overdue rates and charges have been overdue for three (3) years.

CARRIED 5/0

Resolution No. 80/1516

#### 8.2 Report - Sale of Land for Overdue Rates Charges

In accordance with Section 140 (1) (c) (i) of the Local Government Regulation 2012 Council has the authority to issue a notice of intention to sell land for overdue rates or charges as some or all of the overdue rates and charges have been overdue for at least three (3) years.

Moved Cr. N Walker

Seconded Cr. A Batt

That Council writes off the interest of \$631.57 on assessment 50 and reissues the rates notices with a period of 30 days to pay. Should no payment be received, Council authorise to commence procedures to sell the land described as assessment 50, Lot 8 on Plan JC55710 Parish of Hilton Julia Creek as per Section 140 (2) of the Local Government Regulation 2012, as the overdue rates and charges have been overdue for three (3) years.

CARRIED 5/0

Resolution No. 81/1516

#### 8.3 Report - Partnership Agreement for Rural Support Worker

Council was approached by Richmond Shire Council to support their application for funding of a Drought Liaison Officer supporting the Shires of Flinders, Richmond and McKinlay. Richmond Shire has been successful in obtaining the funding and now seek Councils agreement to the terms of the arrangement by Memorandum of Understanding including a financial commitment.

Moved Cr. P Curr

Seconded Cr. N Walker

That Council commit \$10,000 plus in-kind fuel to the Rural Support Worker partnership project. Council authorise Director of Corporate and Community Services to negotiate the terms and conditions of associated Memorandum Of Understanding.

CARRIED 5/0

Resolution No. 82/1516

#### 8.4 Report - Community Engagement Policy

The Community Engagement Policy Version 1.0 adopted by Council on 9<sup>th</sup> March 2010 is no longer a Statutory requirement of the *Local Government Act* 2009. It is proposed that Council repeal this policy.

Moved Cr. P Curr

Seconded Cr. A Batt

That Council adopts to repeal the Community Engagement Policy Version 1.0 as it is no longer Statutory.

CARRIED 5/0

Resolution No. 83/1516

#### 8.5 Report - Code of Conduct for Councilors Policy

A Code of Conduct policy sets out the standards of behavior expected of councilors of McKinlay Shire Council. The requirements of this code are in addition to the roles, responsibilities and obligations of councilors as set out in the Local Government Act 2009.

The Code of Conduct for Councillors Policy has been reviewed and version 2.0 has been prepared in accordance with relevant legislation and is presented for Councils consideration.

#### CONFIRMED MINUTES

Moved Cr. N Walker

Seconded Cr. P Curr

That Council adopt the Code of Conduct for Councilors Policy version 2.0 as presented. This version supersedes all other versions of the Code of Conduct for Councillors Policy.

CARRIED 5/0

Resolution No. 84/1516

#### 8.6 Report - Conduct and Performance of Councillors and Guidelines Policy

Sections 176 to 182 of the Local Government Act 2009 (the Act), details the requirements for dealing with complaints about the conduct and performance of councillors to ensure that appropriate standard s of conduct and performance are maintained and a councillor who engages in misconduct is disciplined.

The Conduct and Performance of Councillors Policy and associated Guideline has been prepared in accordance with relevant legislation and are presented for Councils consideration.

Moved Cr. E Hick

Seconded Cr. N Walker

That Council adopt the Conduct and Performance of Councillors Policy Version 1.0 and Conduct and Performance of Councillors - Guideline version 1.0 as presented.

CARRIED 5/0

Resolution No. 85/1516

#### 8.7 Report - Acceptable Request Guidelines by Councilors for Assistance or Information

In accordance with Section 170A(6) of the Local Government Act 2009, Council is required to adopt acceptable request guidelines.

The drafted Acceptable Request Guidelines-Request by Councillors for Assistance or Information version 1.0 has been prepared in accordance with relevant legislation and is presented for Councils consideration.

Moved Cr. E Hick

Seconded Cr. P Curr

That Council adopts the Acceptable Request Guidelines-Request by Councillors for Assistance or Information Version 1 as presented. This policy will repeal the Communications Policy Version 1.0

CARRIED 5/0

Resolution No. 86/1516

#### 9. CHIEF EXECUTIVE OFFICERS REPORT

#### 9.1 Report - Northern Queensland Economic Summit

Council is presented with a request for Cr. Murphy to attend the Northern Queensland Economic Summit to be held in Cairns from 4-6 November 2015.

The Summit is an invitation-only event for which Cr Murphy has been privy to receive and will showcase the growth potential of the North Queensland region to foreign and domestic investors, and provide delegates with an opportunity to identify investment opportunities in the areas of infrastructure, tourism, resources, agriculture, education, science and innovation.

#### CONFIRMED MINUTES

Moved Cr. P Curr

Seconded Cr. N Walker

That Council nominates Cr. Belinda Murphy to attend the Northern Queensland Economic Summit in Cairns from 4-6 November 2015.

CARRIED 5/0

Resolution No.87/1516

#### 9.2 Report - First Quarter Review of the 2015/16 Operational Plan

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

Moved Cr. A Batt

Seconded Cr. N Walker

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

CARRIED 5/0

Resolution No.88/1516

#### 9.3 Credit Cards - Signatories for Credit Card Bank Account

To improve credit card operations time and risk management, other providers have been investigated that can provide the services required to operate corporate credit cards.

Moved Cr. E Hick

Seconded Cr. P Curr

That Council resolve to accept the recommendation to open a new account with the National Australia Bank and that signatories for that account be the Chief Executive Officer, the Director of Corporate and Community Services, the Senior Finance Officer and the Community Services Team Leader, and apply for a credit facility with a limit of \$30,000.00

CARRIED 5/0

Resolution No.89/1516

#### 10. WORK PLACE HEALTH AND SAFETY

Nil

#### 11. MEMBERS BUSINESS

Discussions held around the current lease agreement with Suncorp.

Discussions held regarding Dirt and Dust.

Water tenders for Flinders River – Minister Lynham

Discussions held regarding Abattoir project.

Discussions held regarding Drought Strategy initiatives

#### 12. CLOSURE OF MEETING

The Chair of the meeting, Cr. Belinda Murphy declared the meeting closed at 1:00 p.m.

Cr Belinda Murphy Mayor