



MCKINLAY SHIRE COUNCIL

UNCONFIRMED MINUTES

OF THE

ORDINARY MEETING OF COUNCIL

HELD AT THE

BOARDROOM, CIVIC CENTRE
JULIA CREEK

16th February 2021

ORDER OF BUSINESS

1. Opening
2. Attendance

2.1 APPOINTMENT – 9:00am

Mr Joe Russell, Vice President of Operations South 32
Ms Leah Morgan, Specialist of Corporate Affairs South 32

2.2 APPOINTMENT – 10:00am

Mr Paul Woodhouse, Chair of NWHHS Board
Dr Karen Murphy, Executive Director NWHHS
Di Phillips, NWHHS
Tamsyn Cullingford, Director of Workforce, NWHHS

3. Declaration of Conflict of Interest
4. Confirmation of minutes of Ordinary Meeting on 19th January 2021
- 4.1 Business Arising out of minutes of previous Meeting

5. ENGINEERING REPORT

- 5.1 Engineering Work Monthly Report
- 5.2 Structural assessment Dirt and Dust building
- 5.3 TIDS and Roads to Recovery Funding Allocation

6. ENVIRONMENTAL & REGULATORY SERVICES REPORT

- 6.1 Environmental & Regulatory Services Monthly Report
- 6.2 Application for Conversion of Lot 1 on SX4 and Lot 6 on SX12 to Freehold
- 6.3 Renewal of Term Lease 0/239918 being Lot 5 on TD6
- 6.4 Compulsory Acquisition of Native Title Rights and Interests on land currently described as Lot 37 EN116, part Lot 6 SP229811 and part Lot 57 SP299144 (Sewerage Treatment Infrastructure)

7. COMMUNITY SERVICES REPORT

- 7.1 Community Services Monthly Report
- 7.2 Outback Futures – Funding Support
- 7.3 North Queensland Recovery & Resilience Grants
- 7.4 Local Roads & Community Infrastructure Program – Phase Two

8. CORPORATE SERVICES REPORT

- 8.1 Corporate Services Report
- 8.2 Mid Year Review of the 2020-2021 Operational Plan

9. CHIEF EXECUTIVE OFFICERS REPORT

- 9.1 CEO Report

10. WORKPLACE HEALTH AND SAFETY

- 10.1 Workplace Health and Safety Report

11. CLOSE

1. OPENING BUSINESS ▲

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

2. ATTENDANCE ▲

Mayor: Cr. P Curr

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

Staff:

Chief Executive Officer, Mr. John Kelly

Executive Assistant, Mrs. Grace Armstrong

Director of Corporate & Community Services, Ms. Tenneil Cody

Director of Engineering, Environment and Regulatory Services, Mr. Cameron Scott

Other people in attendance:

Mr Paul Woodhouse, Chair of NWHHS Board

Dr Karen Murphy, Executive Director NWHHS

Di Phillips, NWHHS

Tamsyn Cullingford, Director of Workforce, NWHHS

Mr Joe Russell, Vice President of Operations at South 32 (teleconference)

Ms Leah Morgan, Specialist in Corporate Affairs at South 32 (teleconference)

Apologies: Cr. J Fegan

Resolution No. 201/2021

Council resolves to accept leave of absence for Cr Janene Fegan.

Moved Cr. J Lynch

Seconded Cr. S Royes

CARRIED 4/0

3. DECLARATION OF CONFLICT OF INTEREST ▲**4. CONFIRMATION OF MINUTES** ▲

Confirmation of Minutes of the Ordinary Meeting of Council held on 19th January 2021.

RECOMMENDATION

That the Minutes of the Ordinary Meeting of Council held on 19th January 2021 be confirmed.

Resolution No. 202/2021

The Minutes of the Ordinary Meeting of Council held on 19th January 2021 are confirmed.

Moved Cr. T Pratt

Seconded Cr. S Royes

CARRIED 4/0

4.2 BUSINESS ARISING FROM PREVIOUS MINUTES ▲

Nil

Attendance – Community member Luke Spreadborough entered the meeting room at 8:55am.

Attendance – Mr Joe Russell, Vice President of Operations at South 32, and Ms Leah Morgan, Specialist in Corporate Affairs at South 32 dialled in via teleconference at 9:00am.

South 32 representatives presented a PowerPoint update on the activities of the mine and community involvement by the Company. The Company will arrange a presentation to the McKinlay Shire community in Julia Creek in May 2021 for the purposes of updating the community and to inform local businesses of South 32 procurement procedures and their desire to support local businesses. Following questions, the Mayor thanked Mr Russell and Ms Morgan for their participation in the meeting.

Attendance – Mr Joe Russell, Vice President of Operations at South 32, and Ms Leah Morgan, Specialist in Corporate Affairs at South 32 ended the teleconference at 9:32am.

5. ENGINEERING SERVICES ▲

5.1 Engineering Works Report

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

RECOMMENDATION

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

Resolution No. 203/2021

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

Moved Cr. J Lynch

Seconded Cr. T Pratt

CARRIED 4/0

5.2 Structural Assessment Dirt and Dust building

MAL Engineers Pty Ltd were engaged to provide definitive advice on the load limit of the mezzanine floor at the Dirt and Dust building. The certification and assessment are presented for Council's consideration.

RECOMMENDATION

That Council resolves to accept the letter of certification by MAL Engineers Pty Ltd dated 24 January 2021 stating "the load limit of the mezzanine floor was found to be 100 people."

Resolution No. 204/2021

That Council resolves to accept the letter of certification by MAL Engineers Pty Ltd dated 24 January 2021 stating "the load limit of the mezzanine floor was found to be 100 people."

Moved Cr. S Royes

Seconded Cr. J Lynch

CARRIED 4/0

5.3 TIDS and Roads to Recovery Funding Allocation

Council is presented with this report to consider the allocation of Transport Infrastructure Development Scheme (TIDS) and Roads to Recovery (R2R) Funding in the current year and a proposed 4 year program from 2021/2022 onwards.

RECOMMENDATION

That Council resolves to:

Allocate the unspent TIDS and Roads to Recovery funding from the 2020/2021 financial year to the Burke St upgrade Kerb and Channel and Pavement project and;

Endorse the proposed TIDS program for 2021/2022 through 2024/2025 as detailed below:

2021/22				
Project	TIDS	R2R	LRCIP	Total
Gilliat/McKinlay Roads Reseal	\$ 85,000	\$ 85,000		\$ 170,000
Dalgonally Millungera Road Floodways x2	\$ -	\$ 100,000		\$ 100,000
Taldora Road gravel and seal	\$ -	\$ 515,484		\$ 515,484
Burke Street	\$ 245,000		\$ 244,246	\$ 489,246
Byrimine Road	\$ 245,000		\$ 244,246	\$ 489,246
	\$ 575,000	\$ 700,484	\$ 488,492	\$ 1,763,976
2022/23				
Project	TIDS	R2R		Total
Oorindi Road - gravel and Seal 5km	\$ 50,000	\$ 250,000		\$ 300,000
Byrimine Road - gravel and Seal	\$ 250,000	\$ 250,000		\$ 500,000
Nelia/Bunda Road - gravel	\$ 130,000	\$ 200,484		\$ 330,484
	\$ 430,000	\$ 700,484		\$ 1,130,484
2023/24				
Project	TIDS	R2R		Total
Byrimine Road - gravel and seal	\$ 230,000	\$ 250,000		\$ 480,000
Punchbowl Roads - gravel and seal	\$ 210,000	\$ 210,000		\$ 420,000
Taldora Road - gravel and seal	\$ 200,000	\$ 240,484		\$ 440,484
	\$ 640,000	\$ 700,484		\$ 1,340,484
2024/2025				
Project	TIDS	R2R		Total
Punchbowl Road - Alick Creek Floodway	\$ 60,000	\$ 60,000		\$ 120,000
Punchbowl Road gravel and seal	\$ 240,000	\$ 260,000		\$ 500,000
Byramine gravel and seal	\$ 200,000	\$ 200,000		\$ 400,000
Yorkshire Rd	\$ -	\$ 180,000		\$ 180,000
	\$ 500,000	\$ 700,000		\$ 1,200,000

With the TIDS funding allocations to be presented for consideration by the NWQRRG, at the March 2021 meeting.

Resolution No. 205/2021

Council resolves to:

Allocate the unspent TIDS and Roads to Recovery funding from the 2020/2021 financial year to the Burke St upgrade Kerb and Channel and Pavement project and;

Endorse the proposed TIDS program for 2021/2022 through 2024/2025 as detailed below:

Project	2021/22			
	TIDS	R2R	LRCIP	Total
Gilliat/McKinlay Roads Reseal	\$ 85,000	\$ 85,000		\$ 170,000
Dalgonally Millungera Road Floodways x2	\$ -	\$ 100,000		\$ 100,000
Taldora Road gravel and seal	\$ -	\$ 515,484		\$ 515,484
Burke Street	\$ 245,000		\$ 244,246	\$ 489,246
Byrimine Road	\$ 245,000		\$ 244,246	\$ 489,246
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	\$ 430,000	\$ 700,484	\$ 1,130,484

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	TIDS	R2R	Total
Byrimine Road - gravel and seal	\$ 230,000	\$ 250,000	\$ 480,000
Punchbowl Roads - gravel and seal	\$ 210,000	\$ 210,000	\$ 420,000
Taldora Road - gravel and seal	\$ 200,000	\$ 240,484	\$ 440,484
	\$ 640,000	\$ 700,484	\$ 1,340,484

Project	2024/2025		
	TIDS	R2R	Total
Punchbowl Road - Alick Creek Floodway	\$ 60,000	\$ 60,000	\$ 120,000
Punchbowl Road gravel and seal	\$ 240,000	\$ 260,000	\$ 500,000
Byramine gravel and seal	\$ 200,000	\$ 200,000	\$ 400,000
Yorkshire Rd	\$ -	\$ 180,000	\$ 180,000
	\$ 500,000	\$ 700,000	\$ 1,200,000

With the TIDS funding allocations to be presented for consideration by the NWQRRG, at the March 2021 meeting.

Moved Cr. J Lynch

Seconded Cr. T Pratt

CARRIED 4/0

6. ENVIRONMENTAL AND REGULATORY SERVICES ▲

Attendance – Community member Anna Hick entered the meeting room at 9:41am.
CAN Chair Gina Harrington entered the meeting room at 9:42am.

6.1 Environmental and Regulatory Services Report

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

RECOMMENDATION

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

Resolution No. 206/2021

Council receives the January 2021 Environmental and Regulatory Services Report.

Moved Cr. P Curr

Seconded Cr. J Lynch

CARRIED 4/0

6.2 Application for Conversion of Lot 1 on SX4 and Lot 6 on SX12 to Freehold

Council's views and / or requirements are sought by the Department of Natural Resources Mines and Energy (DNRME) regarding the conversion of Lot 1 on SX4 and Lot 6 on SX12 to Freehold.

RECOMMENDATION

That Council resolves to advise the Department of Natural Resources Mines and Energy (DNRME) that it has no objections and/or requirements for the conversion of Lot 1 on SX4 and Lot 6 on SX12 to Freehold.

Resolution No. 207/2021

That Council resolves to advise the Department of Natural Resources Mines and Energy (DNRME) that it has no objections and/or requirements for the conversion of Lot 1 on SX4 and Lot 6 on SX12 to Freehold.

Moved Cr. T Pratt

Seconded Cr. S Royes

CARRIED 4/0

6.3 Renewal of Term Lease 0/239918 being Lot 5 on TD6

Council's views and/or requirements are sought on the application for renewal of Term Lease 0/239918 on land described as Lot 5 on TD6.

RECOMMENDATION

Council resolves to advise the Department of Natural Resources, Mines and Energy (DNRME) that;

1. Council are not prepared to enter into a Trustee Lease or Trustee Permit with the current leasee over the subject area; and
2. It has no views and/or requirements that the Minister needs to consider in respect to the renewal of the Term Lease 0/239918

Resolution No. 208/2021

Council resolves to advise the Department of Natural Resources, Mines and Energy (DNRME) that;

1. Council are not prepared to enter into a Trustee Lease or Trustee Permit with the current leasee over the subject area; and
2. It has no views and/or requirements that the Minister needs to consider in respect to the renewal of the Term Lease 0/239918

Moved Cr. P Curr

Seconded Cr. J Lynch

CARRIED 4/0

6.4 Compulsory Acquisition of Native Title Rights and Interests on land currently described as Lot 37 EN116, part Lot 6 SP229811 and part Lot 57 SP299144 (Sewerage Treatment Infrastructure)

A condition of Council's application to the Department Natural Resources, Mines and Energy for the inclusion of unallocated state land into reserve R66 for local government (sewerage) purposes described as Lot 37 on plan EN116 is to address any native title rights and interests on the land.

Advice obtained from Council's solicitor recommends Council to compulsorily acquire any native title rights and interests that may exist over the land.

RECOMMENDATION

Council resolves to;

- (a) Council proposes to compulsorily acquire any and all native title rights and interests over land described as:
 - (A) Parts of Lot 57 on SP299144 K37111 for "works, construction and facilities" purposes (marked as Lot C and D on Drawing CNS20/077 dated 30/09/2020)
 - (B) Part of Lot 6 on SP229811 for "works, construction and facilities" purposes (marked as Lot B on Drawing CNS20/077 dated 30/09/2020)
"the Land".
- (b) Council serve a Notice of Intention to Acquire Native Title Rights and Interests (**the Notice**) and a Background Interpretation Statement (**the Statement**) on Queensland South Native Title Services as the representative body for the Land to commence the compulsory acquisition process;
- (c) Council take reasonable steps to identify any person who may have cultural rights in or on the Land as recognised under s28 of the Human Rights Act 2019 (Qld) and who is not otherwise notified by service of the Notice and the Statement; and provide that person(s) with notice of the proposed compulsorily acquisition of any and all native title rights and interests over the Land; and
- (d) Council delegate to the Chief Executive Officer the power to:
 - (i) sign the Notice and Statement on Council's behalf; and
 - (ii) attend any objection meeting to be held in relation to the proposed compulsory acquisition of native title and over the Land on Council's behalf; and
 - (iii) consult with any person holding distinct cultural rights in the Land pursuant to the Human Rights Act 2019 (Qld) ."

Resolution No. 209/2021

Council resolves to;

- (a) Council proposes to compulsorily acquire any and all native title rights and interests over land described as:
 - (A) Parts of Lot 57 on SP299144 K37111 for "works, construction and facilities" purposes (marked as Lot C and D on Drawing CNS20/077 dated 30/09/2020)
 - (B) Part of Lot 6 on SP229811 for "works, construction and facilities" purposes (marked as Lot B on Drawing CNS20/077 dated 30/09/2020)
"the Land".
- (b) Council serve a Notice of Intention to Acquire Native Title Rights and Interests (the Notice) and a Background Interpretation Statement (the Statement) on Queensland South Native Title Services as the representative body for the Land to commence the compulsory acquisition process;
- (c) Council take reasonable steps to identify any person who may have cultural rights in or on the Land as recognised under s28 of the Human Rights Act 2019 (Qld) and who is not otherwise notified by service of the Notice and the Statement; and provide that person(s) with notice of the proposed compulsorily acquisition of any and all native title rights and interests over the Land; and
- (d) Council delegate to the Chief Executive Officer the power to:
 - (i) sign the Notice and Statement on Council's behalf; and
 - (ii) attend any objection meeting to be held in relation to the proposed compulsory acquisition of native title and over the Land on Council's behalf; and
 - (iii) consult with any person holding distinct cultural rights in the Land pursuant to the Human Rights Act 2019 (Qld) ."

Moved Cr. J Lynch

Seconded Cr. S Royes

CARRIED 4/0

Attendance - Mr Paul Woodhouse, Chair of NWHHS Board, entered the meeting room at 10:06am
Dr Karen Murphy, Executive Director of NWHHS, Di Philips, NWHHS and Tamsyn Cullingford, Director of Workforce NWHHS entered the meeting room at 10:09am.

Points arising from the Appointment:

1. The McKinlay Bush Nurse Clinic will not be closed. There maybe some difficulty around backing up the Bush Nurse when he takes leave but there is definitely no intention to close it.
2. There is no intention to close the Julia Creek Multi-Purpose Health Facility. The current reduction from level two facilities to level 1 is as a consequence of not being able to recruit nurses and a Doctor. It is not a budgetary issue.
3. The NWHHS HR Recruitment section has been continually advertising for nurses both before Christmas and since. A number of avenues and strategies have been used (in addition to Fbk) including:
 - a. Advertising the vacancies internally within the Hospital system
 - b. Advertising the positions generally across the north west
 - c. Advertising specific locations including Julia Creek
 - d. Constant approaches to Nursing Agencies for suitable staff.
4. There has been no uptake for these positions.
5. The decision by the State mandating Covid-19 vaccinations to be administered by Drs & nurses commencing in March 2021 exacerbates the pressure on availability of Drs & nurses.
6. NWHHS pays nearly twice as much for nursing staff as the south east, so it's not a matter of money.
7. Nursing ratios for aged care is legislated by the Qld Government and it differs from private aged care facilities.
8. There needs to be a change in legislation to better enable the return of aged care patients.
9. The way forward:
 - a. Council and the CAN will make contact with the Office of the Chief Nurse Shelley Nolan to discuss changing requirements around nurses as opposed to AIN's to enable aged care to re-commence at the Julia Creek MPHS and how it can be achieved.
 - b. The Mayor supported by the Deputy Mayor and Chairperson of the CAN will then seek an appointment with the Minister for Health to initially seek the resumption of aged care services at the Julia Creek MPHS and ultimately to restore the service to level 2.
 - c. The main objective remains unchanged which is to secure the return of the health services at the Julia Creek MPHS to level 2. NWHHS will continue their efforts to achieve this.

Attendance - Dr Karen Murphy, Executive Director of NWHHS, Di Philips, NWHHS and Tamsyn Cullingford, Director of Workforce NWHHS left the meeting room at 11:25am.
Community member Anna Hick left the meeting room at 11:25am.
Mr Paul Woodhouse, Chair of NWHHS Board, left the meeting room at 11:28am.
CAN Chair Gina Harrington left the meeting room at 11:30am

7. COMMUNITY SERVICES ▲

7.1 Community Services Monthly Report

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

RECOMMENDATION

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

Resolution No. 210/2021

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

Moved Cr. J Lynch

Seconded Cr. S Royes

CARRIED 4/0

7.2 Outback Futures – Funding Support

Council has received a proposal from Outback Futures for Council to consider partnering with them in an application for upcoming funding through the State's Health Department.

RECOMMENDATION

That Council delegate the decision of partnering with Outback Futures for the funding proposal to the Chief Executive Officer in consultation with Health Portfolio Councillor Janene Fegan following a review of the guidelines of the funding program once released and Council agree to provide a letter of support letter to Outback Futures for their application to WQPHN under the Resilient Kids Grant program.

Resolution No. 211/2021

That Council delegate the decision of partnering with Outback Futures for the funding proposal to the Chief Executive Officer in consultation with Health Portfolio Councillor Janene Fegan following a review of the guidelines of the funding program once released and Council agree to provide a letter of support letter to Outback Futures for their application to WQPHN under the Resilient Kids Grant program.

Moved Cr. T Pratt

Seconded Cr. S Royes

CARRIED 4/0

7.3 North Queensland Recovery & Resilience Grants

\$12 million dollars has been made available to eligible local governments under the 'Recovery and Resilience Grants' for funding towards projects and activities essential for the recovery and resilience of their communities. Each local government can receive up to \$857,000, following the submission of a program of works. Council is requested to consider the proposed program of works to be submitted to the Department for funding.

RECOMMENDATION

That Council endorse the following projects to be submitted in the 'Program of Works' for funding under the North Queensland Recovery and Resilience Program.

- New Bore and Headworks at Kynuna \$450,000
- Replacement of AC Mains Julia Creek \$100,000

Resolution No. 212/2021

That Council endorses the following projects to be submitted in the 'Program of Works' for funding under the North Queensland Recovery and Resilience Program.

- New Bore and Headworks at Kynuna \$450,000
- Replacement of AC Mains Julia Creek \$100,000

Moved Cr. J Lynch

Seconded Cr. P Curr

CARRIED 4/0

7.4 Local Roads & Community Infrastructure Program – Phase Two

Phase Two of the Local Roads and Community Infrastructure (LRCI) program has been released, which sees a further \$488,492 available to Council for infrastructure projects. Council is presented with a list of projects for approval to submit for funding under the LRCI program.

RECOMMENDATION

That Council endorses the following projects to be submitted for funding under the Local Roads and Community Infrastructure Program – Phase Two

- Byrimine Road Sealing Project \$244,246
- Burke Street Enhancements \$244,246

Resolution No. 213/2021

Council endorses the following projects to be submitted for funding under the Local Roads and Community Infrastructure Program – Phase Two

- Byrimine Road Sealing Project \$244,246
- Burke Street Enhancements \$244,246

Moved Cr. T Pratt

Seconded Cr. J Lynch

CARRIED 4/0

8. CORPORATE SERVICES



8.1 Corporate Services Report

The Corporate Services Report as of January 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 January 2021.

Resolution No. 214/2021

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

Moved Cr. T Pratt

Seconded Cr. P Curr

CARRIED 4/0

8.2 Mid Year Review of the 2020-2021 Operational Plan

In accordance with section 174 (3) of the Local Government Regulation 2012, a written assessment of Council's progress towards implementing the annual operational plan for the quarter October to December 2020 is presented to Council.

RECOMMENDATION

That Council accepts the mid year review of the 2020-2021 Operational Plan and Capital Works Program.

Resolution No. 215/2021

That Council accepts the mid year review of the 2020-2021 Operational Plan and Capital Works Program.

Moved Cr. T Pratt

Seconded Cr. J Lynch

CARRIED 4/0

9. CHIEF EXECUTIVE OFFICER ▲**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 19th January to 12th February 2021 except where amended or varied by separate resolution of Council.

Resolution No. 216/2021

That Council receives and note the report from the Chief Executive Officer for the period 19th January to 12th February 2021 except where amended or varied by separate resolution of Council.

Moved Cr. S Royes

Seconded Cr. T Pratt

CARRIED 4/0

9.1.1 Consent to Assignment of Lease - RODGER GRANT JEFFERIS to SWISS AUSTRALIA FARM HOLDING PTY LTD ACN 083 257 381 Trustee Lease (LOT 3 ON CP AL66)

Council has been requested by Solicitors acting on behalf of the above to consent to the assignment of trustee lease (7 years) as the proposed new lessee has acquired the adjoining property from R G Jefferis. Council's solicitor has made inquiries on our behalf as to the bona fides of the purchaser and relevant Foreign Investment Board requirements.

As responses have been positive, the CEO agreed to the assignment given time was of the essence.

RECOMMENDATION

Council endorse the action of the Chief Executive Officer in agreeing to the assignment of the Trustee lease over Lot 3 on CPAL66 from Jefferis to Swiss Australia Farm Holdings Pty Ltd.

Resolution No. 217/2021

Council endorse the action of the Chief Executive Officer in agreeing to the assignment of the Trustee lease over Lot 3 on CPAL66 from Jefferis to Swiss Australia Farm Holdings Pty Ltd.

Moved Cr. P Curr

Seconded Cr. J Lynch

CARRIED 4/0

9.1.2 Land for Possible Cotton Gin – Request from MITEZ

By email dated 28 January 2021 the A/CEO MITEZ invited Council to nominate a site/s for consideration for a possible Cotton gin in the future, if irrigated agriculture is successful.

Andrew Leith of PVW Partners and Dougal Miller are undertaking the Cotton Gin Feasibility Study on behalf of MITEZ.

Site pre-requisites include:

- 80 to 100 hectares, with supported zoning on a flat and elevated, hard formed base (ideally 10km to 20km outside of town due to noise and dust)
- Fully flood protected and stormwater mitigations in place

- Ease of site access to main transport infrastructure to allow road train and B-double access
- Close proximity to main transport arterials from growing regions
- Access to water (town water only), gas, power & sewage services

As the information was required by 10th February 2021 the CEO has already responded..

RECOMMENDATION

Council endorse the action of the Chief Executive Officer in nominating to MITEZ a parcel of approximately 100 ha, being part of Lot 8 on EN126 situated on the north east corner of the Flinders highway and the Wills Development road for consideration as a possible site for a future Cotton Gin and authorise the CEO to continue discussions with relevant State Government Departments and MITEZ on their requirements.

Resolution No. 218/2021

Council endorse the action of the Chief Executive Officer in nominating to MITEZ a parcel of approximately 100 ha, being part of Lot 8 on EN126 situated on the north east corner of the Flinders highway and the Wills Development road for consideration as a possible site for a future Cotton Gin and authorise the CEO to continue discussions with relevant State Government Departments and MITEZ on their requirements.

Moved Cr. J Lynch

Seconded Cr. T Pratt

CARRIED 4/0

9.1.3 Dirt n Dust Festival

The Dirt & Dust Festival will not proceed in 2021 and the DnD Festival Committee now proposes to place the Association in to abeyance until September 2021 when an assessment will be made as to the future of the Festival for 2022 and beyond.

Council wishes to have finalised the following matters before the Committee closes down;

- Draft Licence To Occupy (LTO) to DnD in lieu of the current lease over the Festival site
- Surrender of the existing lease which effectively gives DnD exclusive control over the site and precludes Council from access without prior permission. The exclusive lease runs from 1st Jul 2012 – 30th June 2025
- Proposed Council purchase from DnD of lots 18 & 19 on CP JC55713

Staff may be in a position to present a final draft of the LTO to the Ordinary Meeting on 16th February 2021 for consideration.

RECOMMENDATION

Council receive and adopt the draft License To Occupy (LTO) to the Dirt and Dust Festival Committee over the DnD Festival site and authorises staff to finalise the document on condition of simultaneous surrender of the Lease to DnD Festival Committee.

Resolution No. 219/2021

Council delegate to the Chief Executive Officer the authority to finalise and sign the License To Occupy (LTO) for the Dirt and Dust Festival Committee over the DnD Festival site on condition that the existing Lease to DnD Festival Committee is surrendered at the same time.

Moved Cr. P Curr

Seconded Cr. J Lynch

CARRIED 4/0

9.1.4 Western Queensland Alliance of Councils Bi-Annual Meeting

WQAC was created at an Assembly in Longreach in July 2020, comprising 21 local governments in the south west, central west and north west of Qld – the three ROC's. A verbal update will be provided to Council at the ordinary meeting on the activities of WQAC Leadership Group since formation.

The Western Qld Local Government Association (WQLGA) is proposing a meeting in Richmond on 17/18/19 May 2021 to wind up the WQLGA and to host the 2021 annual Assembly of the WQAC which in effect replaces the need for the WQLGA. The Leadership Group has issued invitations to a number of Federal and State Ministers to attend the meeting at Richmond.

Council's May meeting is scheduled for Tuesday 18th May 2021 which will clash with the Assembly.

RECOMMENDATION

That Council agree to change the date for the May Ordinary Meeting to Monday 17th May 2021 and the web site be amended accordingly.

Resolution No. 220/2021

That Council agrees to change the date for the May Ordinary Meeting to Monday 17th May 2021 and the web site be amended accordingly.

Moved Cr. T Pratt

Seconded Cr. S Royes

CARRIED 4/0

9.1.5 NWQROC & RRTG – Next Meeting

The next meeting is set down for 4/5 March 2021 in Julia Creek with McKinlay Shire Council as the host venue. The Regional Roads and Transport Group meeting will be held on Thursday 4th March immediately prior to the NWQROC. A number of State Government Ministers have also been invited to attend. Proceedings will be held in the Civic Centre commencing at 12.30 on Thursday 4th March resuming at 8.30a.m. on Friday 5th March, concluding at 12.30. Councillors are invited and encouraged to attend the proceedings and the social function as both will be good opportunities to network with the delegates, particularly with any Ministers and D/G's who might attend.

Action: Councillors to note

9.1.6 Julia Creek CWA Building – Relocation of Historical Walk Plaque

Thirty five (approx.) new Historical Walk Plaques were recently erected by Council staff on the street frontages outside buildings of interest throughout the town of Julia Creek.

A complaint was subsequently received from the Julia Creek CWA advising that the plaque had been erected on the front wall of their building without prior permission. The CWA was concerned about potential liability for any member of the public entering the site who may wish to read the inscription on the plaques and in so doing might sustain an injury. As requested the sign was removed and the holes in the building wall be repaired.

The sign has been put on display in the Julia Creek Museum.

Action: For Noting.

9.1.7 Julia Creek Aerodrome Rectification Works – Negotiations

Dispute Resolution discussions have been rescheduled again for the third time, now set down for Wednesday 31st March 2021. A report will be presented to the April meeting of any outcome from the discussions.

Action: For Noting.

9.1.8 Discussions with District Director (North West) TMR

On returning from the recent Forum conducted by Hon Di Farmer Minister for Employment, Small Business and Training in Mt Isa on Wednesday, 10th February 2021, Deputy Mayor Janene Fegan, EDO Maggie Rudolph and CEO met with the District Director TMR in Cloncurry to discuss a range of matters. A positive meeting was held.

RECOMMENDATION

Council notes the verbal report from the CEO regarding discussions with TMR on 10th February 2021.

Resolution No. 221/2021

Council notes the verbal report from the CEO regarding discussions with TMR on 10th February 2021.

Moved Cr. J Lynch

Seconded Cr. P Curr

CARRIED 4/0

9.1.9 Register of Delegations

At the Ordinary Meeting of Council held on 19th January 2021 the Director Corporate and Community Services presented a report proposing to update the Register of Delegations from Council to the Chief Executive Officer. The report was held over to allow the CEO to review the proposed delegations. Provisions of the Local Government Act 2009 allow Council to delegate a power under the Act or another Act to the Chief Executive Officer. Further to this, the Act requires the Chief Executive Officer to keep a Register of those Delegations. Due to recent legislative changes, amendments to the Delegations Register – Council to CEO have been required and Council is presented with a revised Register of Delegations – Council to CEO for consideration.

The CEO has reviewed the proposed delegations and recommends as follows:

RECOMMENDATION

That all powers referred to in the document titled “Register of Delegations December 2020 – Council to CEO” attached to the staff report to the 19th January Ordinary Meeting reference item 8.4 and the emailed attachment thereto are hereby delegated by Council to the Chief Executive Officer of Council pursuant to section 257 of the Local Government Act 2009. All prior delegations of powers from Council to CEO are repealed.

Resolution No. 222/2021

That all powers referred to in the document titled “Register of Delegations December 2020 – Council to CEO” attached to the staff report to the 19th January Ordinary Meeting reference item 8.4 and the emailed attachment thereto are hereby delegated by Council to the Chief Executive Officer of Council pursuant to section 257 of the Local Government Act 2009. All prior delegations of powers from Council to CEO are repealed.

Moved Cr. T Pratt

Seconded Cr. J Lynch

CARRIED 4/0

9.1.10 LATE Letter from Trevor Fegan – Julia Creek Turf Club**Resolution No. 223/2021**

Council agrees to accept the late Agenda item 9.1.10

Moved Cr. P Curr

Seconded Cr. J Lynch

CARRIED 4/0

RECOMMENDATION

Council agrees to funds being provided to Julia Creek Turf Club for the purpose of adding the Bull Ride, entertainment and other activities to the Artesian Express Race Day and the Director of Corporate and Community Services be authorised to finalise the amount and budget item.

Resolution No. 224/2021

Council agrees to funds being provided to Julia Creek Turf Club for the purpose of adding the Bull Ride, entertainment and other activities to the Artesian Express Race Day and the Director of Corporate and Community Services be authorised to finalise the amount and budget item.

Moved Cr. J Lynch

Seconded Cr. P Curr

CARRIED 4/0

10. WORKPLACE HEALTH AND SAFETY ▲

10.1 Workplace Health and Safety

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

RECOMMENDATION

That Council receives the January 2021 Work Health and Safety Report.

Resolution No. 225/2021

That Council receives the January 2021 Work Health and Safety Report.

Moved Cr. P Curr

Seconded Cr. T Pratt

CARRIED 5/0

General Business – Councillor Requests

Shauna Royes – What is being done with the Town and Country Club and what became of the inquiry from the Vet for possible use of the site? – CEO to look into this and report back.

11. CLOSURE OF MEETING ▲

The Chair of the meeting Mayor Philip Curr declared the meeting closed at 1:06pm.

