



# MCKINLAY SHIRE COUNCIL

## ***CONFIRMED MINUTES***

OF THE

**ORDINARY MEETING OF COUNCIL**

HELD AT THE

BOARD ROOM, CIVIC CENTRE  
JULIA CREEK

**18<sup>th</sup> November 2014**

CONFIRMED MINUTES

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**1. OPENING BUSINESS**

All Councillors having signed the Attendance Book, the Mayor declared the meeting open at 9:15am

**2. ATTENDANCE**

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

**Staff:**

Chief Executive Officer: Mr Aaron Childs

Director of Corporate and Community Services: Mrs Tenneil Cody

Director of Engineering: Mr. Brian Wood

Director of Environment and Regulatory Services: Mr. Geoff Rintoul

Executive Assistant: Mrs Linda McNab

**Other people in attendance:**

**APOLOGIES:**

**3. CONFIRMATION OF MINUTES**

Confirmation of minutes from the Ordinary Meeting on 23<sup>rd</sup> October 2014 as previously circulated to Councillors.

Moved Cr. Walker

Seconded Cr. Hick

That the minutes of the Ordinary meeting held on 23<sup>rd</sup> October be confirmed.

CARRIED

Resolution No.104/1415

**4. BUSINESS ARISING FROM PREVIOUS MINUTES**

CEO and Mayor had meeting with Ian Goode in relation to Eloise Mine.

**5. ENGINEERING SERVICE REPORT**

**5.1 Engineering Works Report**

Moved Cr. Walker

Seconded Cr. Hick

That Council receive the Engineering Services Works Report

CARRIED

Resolution No.105/1415

**5.2 Punchbowl Bridge**

AECOM has undertaken further investigation and planning for the Punchbowl Bridge regarding the foundations and geometry. Updated cost estimates have been prepared for two sub-options 3.5m. high and 3.0m high. The 3.5m option is recommended as the estimates for the 2 options are comparable and this option provides greater flood immunity. The 3.5m high option cost estimate at \$2,754,400 is \$653,200 higher than

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the original concept estimate in July 2014 of \$2,101,200 including increased project management and design fees of \$19,500.

Moved Cr. Batt                                  Seconded Cr. Curr

That Council agree with AECOM's request to proceed with the detailed design for the 3.5m high bridge option.

CARRIED

Resolution No.106/1415

**Attendance** – Director of Engineering Brian Wood left the meeting at 10:13am

**ADJOURNMENT:** 10:13am – 10:33am The Mayor adjourned the meeting for morning tea

**Attendance** – Director of Environment and Regulatory Services Geoff Rintoul entered the meeting at 10:33am

**6. ENVIRONMENT AND REGULATORY SERVICES REPORT**

**6.1 Environment and Regulatory Works Report – October 2014**

Moved Cr. Walker                                  Seconded Cr. Batt

That Council receive the Environment and Regulatory Services Works Report

CARRIED

Resolution No.107/1415

**6.2 Proposed Conversion to Freehold of Pastoral Lease Lot 4119 PH885**

This report makes recommendation to Council regarding the proposed conversion to free hold of the existing pastoral Lease 4119 PH 885.

Council has received a request from the Department of Natural Resources and Mines (DNRM) to provide views and/or requirements regarding the application to freehold an existing pastoral lease PPH 13/4119 being Lot 4119 on PH 885. This property is about 7120 Ha in area and located on the McKinlay/Toolebuc Road about 20 Km north of the Cannington Mine site.

Following a review of the request, there are four (4) identified key interest areas for Council, these being:

1. The McKinlay/Toolebuc Road. This road is constructed generally on the on the eastern boundary of the property and within the existing lease. The existing fenced road corridor is about 70 meters wide.
2. Location of the Toolebuc stock route 106MLAY. The stock route is classed as a secondary route and provided the original road corridor/reserve through the property. Noting that any stock travelling on the north/south stock route use the existing McKinlay/Toolebuc Road corridor as noted in 1 above.
3. Existing Stock Route Water Facility ID no. W2514. This facility is located on Lot 1 AL 65 under the management of a water agreement between the state and the current lease holders.
4. Costs associated with conversion to free hold.

Moved Cr. Hick                                  Seconded Cr. Walker

That Council advises the Department of Natural Resources and Mines that in regards to application to freehold Lot 4119 PH885 that it has no objections for the conversion to freehold title over the lot subject to;

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1. The formalisation of the road corridor over the existing McKinlay/Toolebuc Road located on the lot;
2. Formal access is maintained to the existing Stock Route Water W2514;
3. There is no objection to formalising the McKinlay/Toolebuc Road as a Stock route;
4. There is no objection to the closure of the existing stock route, subject to 3 above; and
5. All costs associated with the conversion to free hold are by the applicant.

CARRIED

Resolution No.108/1415

**6.3 Proposed Conversion to Freehold of pastoral and grazing leases 13/5157 and 0/207602 on lots 6 BD55, 5 BD153 and 1 BD 85.**

This report makes recommendation to Council regarding the proposed conversion to free hold of the existing pastoral and grazing leases 13/5157 and 0/207602 respectively.

Council has received a request from the Department of Natural Resources and Mines (DNRM) to provide views and/or requirements regarding the application to free hold an existing pastoral and grazing leases 13/5157 and 0/207602 respectively. These being located on lots 6 BD55, 5 BD153 and 1 BD 85. This property has a combined areas of about 18,000 Ha in area and located on the flinders Highway about 70 Km west of Julia Creek and on the McKinlay/Cloncurry Shire Council boundary. This request to free hold is part of a larger holding adjoining McKinlay Shire.

The site is currently zoned Rural under the McKinlay Shire Councils planning Scheme and the intended use is consistent with the zoning. Following a review of the request, there is two (2) identified key interest area for Council, being:

1. The Greenwood gravel quarry located on Lot 6 BD55 and accessed from the Flinders Highway. The Greenwood quarry used by Council to provide road construction material to the western area of the shire including Oorindi and the Gilliat/McKinlay Roads.

The current quarry site is centered on coordinates Latitude -20.652041° and Longitude 141.012205°. There is no formalized boundary for the site. The quarry site is routinely used by Council in with agreement by the current lease holder, however the conversion to free hold could result to restricted access. The area surrounding the current site has been extensively used over the years. Its current use is controlled under license from DAFF and Council pays royalties for materials removed from site.

In discussions with DNRM staff, there are provisions to excise the site from the existing lease and create a reserve or similar with Council as Trustee. This does appear to be the most suitable option. The intent would be to identify a reserve area based on access from the Flinders Highway of a suitable area to provide Council with access to suitable quarry materials in the long term. The extent of the area would require additional investigation.

2. Costs associated with conversion to free hold. Costs associated with the application for free hold are generally borne by the applicant.

Moved Cr. Curr

Seconded Cr. Batt

That Council advises the Department of Natural Resources and Mines that in regards to application to freehold lots 6 BD55, 5 BD153 and 1 BD 85 that it has no objections for the conversion to freehold title over the lot subject to;

1. The area centered on coordinates Latitude -20.652041° and Longitude 141.012205° and currently used by McKinlay Shire Council as a quarry not be subject to free hold title;
2. The consideration be given by the department to be converted to reserve of quarry purposes with McKinlay Shire Council as Trustee;

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3. The actual area as noted in 1 above be determined on site in by McKinlay Shire Council in conjunction with the current lease holder; and
4. All costs associated with the conversion to free hold are by the applicant.

CARRIED

Resolution No.109/1415

**6.4 Request for Assistance Provision of Irrigation to the Rodeo/ Camp Draft Arena located at McIntyre Park**

This report makes recommendation to Council regarding the proposed provision of an irrigation system to the Rodeo/Camp Draft Arena located at McIntyre Park on behalf of the Western Riding Club.

The Western Riding Club (WRC) has requested Council consider allowing the club the use of an old traveling irrigator to be used for the preparation and dust suppression at the arena prior to and during events. The club uses water trucks provided by Council generally by in-kind or financial support. The writer understands that this costs directly and indirectly about \$5K per annum for all the arena users.

The club has acknowledged there will also be additional requirements to support the operation of the irrigator.

Following an investigation and assessment of the request there are a number of key considerations that do need to be taken into account, these include:

1. The ongoing in-kind and direct costs to Council for the provision of a water truck to various events at the complex – The use of a water truck is considered a more than adequate and appropriate method of delivering water for the preparation and dust suppression of the arena and surrounding areas ;
2. Adverse impacts on water supply to the complex and surrounding area – The McIntyre Park area has been subject to a long and ongoing water supply issues. The use of a traveling irrigator will require the installation of appropriately sized storage tanks and pumping systems to provide an adequate level of supply and not adversely impact on other water users. Initial cost estimates to install this system is about \$25K subject to a more accurate scope ;
3. Set up and ongoing operational and maintenance costs of the irrigation system. This matter hasn't been investigated in detail, however there would be an expected cost in electricity and maintenance of requirement including repairs/ replacement and the like ;
4. The use of the irrigator by the various user groups – this would require agreement of the various user groups and ensuring that the various users are adequately trained in the use and operation of the system and that responsibility for supervision is managed by the relevant council staff;
5. The number of actual events that the system would be used for – It is understood that the number of scheduled events at the arena is no more than five per annum. However, there is also a number of preparation, training and ad-hoc type activities that may see a system used on a more regular basis; and
6. There is no budget allocation or funds that are immediately available. Should Council wish to progress with the proposal it may look at allocating funds at its mid year budget review.

In conclusion, there is considered merit in the use of the irrigator for the preparation and suppression of dust at the arena. However the initial costs in setting up the storage and pumping system and ongoing operation and maintenance make this proposal difficult to support at this stage.

Moved Cr. Curr

Seconded Cr. Walker

That Council advises the Western Riding Club that;

1. it does not consider the use of the traveling irrigator as a viable option for the preparation and dust suppression of the arena;
2. it will continue to provide support to the various users of the facility for the preparation and safe use of the facility.

CARRIED

Resolution No.110/1415

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**Attendance** – Director of Community and Corporate Services Tenneil Cody entered the meeting at 11:02am

**Attendance** – Director of Environment and Regulatory Services Geoff Rintoul left the meeting at 11:21am

**7. COMMUNITY SERVICES REPORT**

**7.1 Community Service Report**

Moved Cr. Batt Seconded Cr. Walker

That Council receive the Community Services Report.

CARRIED

Resolution No.111/1415

**7.2 Regional Arts Development Fund Round 1 Approvals**

Council's Round One of RADF recently closed on 31<sup>st</sup> October. The RADF Committee assessed the applications on Thursday 13<sup>th</sup> November and present the following recommendation for Council's ratification

Moved Cr. Curr Seconded Cr. Hick

That Council ratify the recommendations made by the Regional Arts Development Fund Committee:

- McKinlay Shire Council: approve guitar and recorder lessons \$4176;
- Crafty Old School House: approve glass fusing and slumping workshop \$3542.

CARRIED

Resolution No.112/1415

**8. CORPORATE SERVICES REPORT**

**8.1 Corporate Services Report**

Moved Cr. Walker Seconded Cr. Batt

That Council receive the Corporate Services Report

CARRIED

Resolution No.113/1415

**8.2 Request to Write Off Debtor Accounts**

Request to Council to write off outstanding debtor accounts of \$3,522.39 as per requirement of debtor policy.

Moved Cr. Curr Seconded Cr. Batt

That Council write off the outstanding debts totaling \$3,522.39 for invoice numbers 15550, 15836, 16495, 16587, 16607, 16792, 12425, 12489, 12552 and 16642 and that the debtors associated with the outstanding debts not receive any future credit with Council.

CARRIED

Resolution No.114/1415

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**8.3 Amendment to the 2014-15 Fees and Charges**

An amendment to Section 18 (Tourism Sales) in the 2014-15 Fees and Charges Schedule is presented to Council for approval.

The amendment being to remove itemized tourism merchandise and replace with "Tourism Merchandise" with a mark up only on the cost price and to delegate to the CEO the authority to approve any sales/discounts.

Moved Cr. Hick

Seconded Cr. Walker

That Council approves the amendment to Section 18 in the 2014-15 Fees and Charges Schedule.

CARRIED

Resolution No.115/1415

**Attendance** – Director of Corporate and Community Services Tenneil Cody left the meeting at 12:49pm

**9. CHIEF EXECUTIVE OFFICERS REPORT**

**9.1 Chief Executive Officers Report**

Moved Cr. Batt

Seconded Cr. Walker

That Council receive the Chief Executive Officers Report.

CARRIED

Resolution No.116/1415

**9.2 2013/14 Annual Report Adoption**

In accordance with section 182 of the *Local Government Regulation 2012* Council is presented with the 2013/14 Annual Report which includes the audited financial statements for the 2013/14 financial year.

Moved Cr. Walker

Seconded Cr. Hick

That Council adopt the 2013/14 Annual Report including the Audited Financial Statements 2013/14.

CARRIED

Resolution No.117/1415

**Attendance** – Cr. Batt left the meeting at 1:03pm

**9.3 Hybrid Toilet at Sedan Dip**

Correspondence has been received from Sedan Dip Committee requesting Council consider installing a hybrid toilet, similar to ones utilized at rest stop areas for use by the public.

Moved Cr. Hick

Seconded Cr. Walker

That Council enquire as to the possibility of DTMR and Council utilising a joint partnership to install a hybrid toilet along the Wills Development Road in the DTMR road reserve and determine to advise the Sedan Dip Committee that the installation of a hybrid toilet will be considered as part of the 2014-15 half year budget review.

CARRIED

Resolution No.118/1415



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Cr. Murphy declared a real conflict of interest (as per section 173 of the Local Government Act 2009) in relation to agenda item 9.4 *Water Main Servicing South East of Railway Station*. Cr. Murphy left the meeting room at 1:07pm taking no part in the debate or decision of the meeting.

**9.4 Water Main Servicing South East of Railway Station**

There have been complaints from residents and Ergon south of the Ergon Depot with regards to the lack of water being produced at their points of use. This is due to having a 100mm main reduced down to 50mm, with this 50mm service servicing several properties being insufficient for the amount of water needed.

Moved Cr. Walker

Seconded Cr. Curr

That Council determine to redirect appropriate funding at half year review so as to undertake the upgrade this financial year.

CARRIED

Resolution No.119/1415

**Attendance** – Cr. Murphy re-entered the meeting at 1:20pm

**Procedural Motion**

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

(e) *“contracts proposed to be made by it”*

Moved Cr. Curr

Seconded Cr. Walker

That Council close the meeting to the public under the Local Government Regulation 2012, Section 275 (1) (e)

CARRIED

Resolution No.120/1415

- The meeting was closed to the public at 1:24pm

**Attendance** – Cr. Batt re-entered the meeting at 1:27pm

**Procedural Motion**

Moved Cr. Curr

Seconded Cr. Walker

That Council re-open the meeting to the public.

CARRIED

Resolution No.121/1415

- The meeting was re-opened to the public at 1:37pm

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**9.5 Tender Assessment T 1415010 – Participation Space**

This report makes recommendation to Council to engage a contractor for the design, construction and installation of the Participation Space at Lot 6 Shaw Street Julia Creek.

Moved Cr. Hick

Seconded Cr. Batt

That Council awards Tender T14/15010 - Julia Creek Participation Space to MR Construction subject to successful negotiation of scope and commercial matters to a maximum value of \$196,000.00 GST Inclusive

CARRIED

Resolution No.122/1415

**10. WORK PLACE HEALTH AND SAFETY**

CEO advised councillors of the NSCA (National Safety Council of Australia) Queensland Health and Safety Representatives Course currently being held this week from the 17<sup>th</sup> -21<sup>st</sup> November for Council employees.

LGAQ will be attending on the 26<sup>th</sup> November to deliver Workplace Safety for Supervisors training. This will include surrounding participants from other councils.

**11. MEMBERS BUSINESS**

Cr. Murphy presented the Queensland Audit's Office auditor-general's observation report. This reports on the audit of the local government's financial statements.

Cr. Murphy updated council on the Solar initiative and business participants.

**12. CLOSURE OF MEETING**

The Chair of the meeting, Cr. Belinda Murphy declared the meeting closed at 2:00pm

\_\_\_\_\_  
Cr Belinda Murphy  
Mayor