



MCKINLAY SHIRE COUNCIL

CONFIRMED MINUTES

OF THE

ORDINARY MEETING OF COUNCIL

HELD AT THE

BOARDROOM, CIVIC CENTRE
JULIA CREEK

Tuesday 23rd January 2018

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ORDER OF BUSINESS

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1. OPENING BUSINESS

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

2. ATTENDANCE

Mayor: Cr. B Murphy

Members: Cr. S Royes, Cr. J Fegan, Cr. N Walker, Cr. P Curr (attended via teleconference)

Staff:

Chief Executive Officer, Mr Peter Fitchat

Acting Director of Engineering, Environmental & Regulatory Services Ms Megan Pellow

Executive Assistant, Mrs Amy Tinning

Apologies:

Nil

Other people in attendance:

Nil

3. CONFIRMATION OF MINUTES

Confirmation of Minutes of the December Ordinary Meeting of Council 2017

RECOMMENDATION

That the Minutes of the December Ordinary Meeting of Council 2017.

Resolution No. 141/1718

The Minutes of December Ordinary Meeting of Council 2017.

Moved Cr. J Fegan

Seconded Cr. S Royes

CARRIED 5/0

Confirmation of Minutes of June Special Meeting of Council 2017.

RECOMMENDATION

That the Minutes of the June Special Meeting of Council 2017.

Resolution No. 142/1718

The Minutes of the June Special Meeting of Council 2017.

Moved Cr. P Curr

Seconded Cr. N Walker

CARRIED 5/0

4. BUSINESS ARISING FROM PREVIOUS MINUTES

Nil

5. ENGINEERING SERVICES

5.1 Engineering Works Report

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

RECOMMENDATION

That Council receives the December 2017 Engineering Works Report.

Resolution No. 143/1718

Council receives the December 2017 Engineering Works Report.

Moved Cr. P Curr

Seconded Cr. J Fegan

CARRIED 5/0

5.2 Establishment of Local Speed Management Committee

The Department of Transport and Main Roads (TMR) is seeking to establish a local Speed Management Committee (SMC) to assess speed limit reviews in TMR North West District. TMR have requested an engineer from a representing Local Government.

RECOMMENDATION:

That Council resolves to endorse Director of Engineering and Regulatory Services Andrew Boardman to represent McKinlay Shire Council as Council's Engineer on the local Speed Management Committee (SMC) for the North West Districts.

Resolution No. 144/1718

Council resolves to endorse Director of Engineering and Regulatory Services Andrew Boardman to represent McKinlay Shire Council as Council's Engineer on the local Speed Management Committee (SMC) for the North West Districts.

Moved Cr. S Royes

Seconded Cr. J Fegan

CARRIED 5/0

Attendance – Cr. J Fegan declared a material personal interest (as per section 172 of the Local Government Act 2009) in relation to report 5.3 - Julia Creek Airport Lighting Upgrade Tender. Cr. J Fegan left the meeting room at 9:22am taking no part in the discussion or decision.

5.3 Julia Creek Airport Lighting Upgrade Tender

Council received funding to upgrade the lighting at the Julia Creek Airport. All works documentation, tender documentation, tendering and tender evaluation have been completed by Built Environment Collective Pty Ltd. BE Collective have provided a tender evaluation report with the following recommendation.

RECOMMENDATION:

That Council;

- 1) accepts BE Collective's tender report and recommendations; and

- 2) Council award the Julia Creek Airport Lighting Upgrade Contract to Marwill Pty Ltd (Marwill) for the tender price of three hundred and forty four thousand dollars (\$344,000.00) excluding GST.

Resolution No. 145/1718

Council;

- 1) accepts BE Collective's tender report and recommendations; and
- 2) Council award the Julia Creek Airport Lighting Upgrade Contract to Marwill Pty Ltd (Marwill) for the tender price of three hundred and forty four thousand dollars (\$344,000.00) excluding GST

Moved Cr. N Walker

Seconded Cr. S Royes

CARRIED 4/0

Attendance – Cr. J Fegan re-entered the meeting room at 9:26am.

6. ENVIRONMENT AND REGULATORY SERVICE REPORT

6.1 Environmental and Regulatory Services Report – December 2017

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

RECOMMENDATION

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

Resolution No. 146/1718

Council receives the December 2017 Environment and Regulatory Services Report.

Moved Cr. N Walker

Seconded Cr. J Fegan

CARRIED 5/0

6.2 Transfer of Trusteeship from Queensland Rail to McKinlay Shire Council for Lot 8 BD107 (Oorindi Cattle Yards)

In 2006 Council signed a license with Queensland Rail for the Oorindi Cattle Yards. This license expired in 2010.

In November 2016, Council responded to Queensland Rail that they wished to utilize the yards and requested a license be issued to Council.

A copy of the license was received from Queensland Rail early December 2017 however it was noted by them that the yards are located on Crown Reserve Land with which QR is Trustee that would have limitations with regard to providing a long term license to Council.

They have requested if Council would consider transferring the trusteeship of the yards from Queensland Rail to McKinlay Shire Council.

RECOMMENDATION

That Council resolves to either;

- a) Advise Queensland Rail that Council wished to accept trusteeship of the Oorindi Cattle yards, or;
- b) Advise Queensland Rail that Council does not wish to accept trusteeship of the Oorindi Cattle Yards.

Resolution No. 147/1718

Council resolves to;

- a) Advise Queensland Rail that Council is interested in accepting trusteeship of the Oorindi Cattle yards, pending advice on financial implication fro Council, as this was not presented in the report.

Moved Cr. S Royes

Seconded Cr. N Walker

CARRIED 5/0

6.3 Conversion of Grazing Homestead Perpetual Lease 23/16441 - Lot 5 on EN18 and Lot 6 on EN49

Council's view is sought by the Department of Natural Resources and Mines regarding the conversion of Lot 5 on EN18 and Lot 6 on EN49 to Freehold for the purpose of Grazing.

RECOMMENDATION

That Council resolves to advise the Department of Natural Resources and Mines that;

- 1) It has no objection to the conversion of Lot 5 on EN18 and Lot 6 on EN49 to Freehold for the purpose of Grazing, and;

It has no current or future planned requirements for the road reservation located within Lot 6 on EN49.

Resolution No. 148/1718

Council resolves to advise the Department of Natural Resources and Mines that;

- 1) It has no objection to the conversion of Lot 5 on EN18 and Lot 6 on EN49 to Freehold for the purpose of Grazing, and;
It has no current or future planned requirements for the road reservation located within Lot 6 on EN49.

Moved Cr. N Walker

Seconded Cr. P Curr

CARRIED 5/0

6.4 Per and Poly-Fluoroalkyl Substances

Council has received correspondence from the Federal Department of the Prime Minister and Cabinet's PFAS Taskforce regarding potential health issues associated with Per- and Poly- Fluoroalkyl Substances.

RECOMMENDATION

That Council receives the correspondence from the Federal Department of the Prime Minister and Cabinet's PFAS Taskforce and will seek further information/advice if Council become aware of any issues arising from Per- and Poly- Fluoroalkyl substances within the community.

Resolution No. 149/1718

Council receives the correspondence from the Federal Department of the Prime Minister and Cabinet's PFAS Taskforce and will seek further information/advice if Council become aware of any issues arising from Per- and Poly- Fluoroalkyl substances within the community.

Moved Cr. J Fegan

Seconded Cr. S Royes

CARRIED 5/0

6.5 Grant Housing - Resolution 128-1718 Amendment

Council at its December 2017 Ordinary Meeting resolved in resolution 128/1718 to, a) Purchase vacant land

described as Lot 41/JC55713 to build 1 X 4 bedroom house; b) demolish 4 Shaw St (9/JC55711) and build 2 x 2 bedroom units on site, and; c) Build 1 x 4 bedroom house in the subdivision on Lot 4/SP278219. Councillor's went to 41/JC55713 to review the site and deemed it not economical to build on the Lot. Councillor's looked at other Council owned vacant blocks and found Lot 3 on SP278219 to be suitable for the future requirements.

RECOMMENDATION

That Council resolves to amend resolution 128/1718 as follows;

- a) build 1 x 4 bedroom house in the subdivision on lot 3 on SP278219;
- b) demolish 4 Shaw St (9/JC55711) and build 2 x 2 bedroom units on site, and;
- c) Build 1 x 4 bedroom house in the subdivision on lot 4 on SP278219.

Resolution No. 150/1718

Council resolves to amend resolution 128/1718 as follows;

- a) build 1 x 4 bedroom house in the subdivision on lot 3 on SP278219;
- b) demolish 4 Shaw St (9/JC55711) and build 2 x 2 bedroom units on site, and;
- c) Build 1 x 4 bedroom house in the subdivision on lot 4 on SP278219.

Moved Cr. N Walker

Seconded Cr. J Fegan

CARRIED 5/0

6.6 Proposed Local Law No. 17 (Waste Management) 2017 Public Interest Test Delegation

It is proposed to delegate to Chief Executive Officer the power to undertake public interest testing in relation to possible anti-competitive provisions within Local Law No. 17 (Waste Management) 2017.

RECOMMENDATION

That Council resolves, pursuant to section 257 of the *Local Government Act 2009* ("the Act"), to delegate to the Chief Executive Officer of Council its powers under section 38 of the Act and section 15 of the *Local Government Regulation 2012* to decide—

- (a) how the public interest test of the local law particularised in the schedule is to be conducted; and
- (b) the matters with which the public interest test report in relation to the local law particularised in the schedule must deal; and
- (c) the consultation process for the public interest test and how the process is to be used in the public interest test.

SCHEDULE

Local Law No. 17 (Waste Management) 2017.

Resolution No. 151/1718

Council resolves, pursuant to section 257 of the *Local Government Act 2009* ("the Act"), to delegate to the Chief Executive Officer of Council its powers under section 38 of the Act and section 15 of the *Local Government Regulation 2012* to decide—

- (a) how the public interest test of the local law particularised in the schedule is to be conducted; and
- (b) the matters with which the public interest test report in relation to the local law particularised in the schedule must deal; and
- (c) the consultation process for the public interest test and how the process is to be used in the public interest test.

SCHEDULE

Local Law No. 17 (Waste Management) 2017.

Moved Cr. N Walker

Seconded Cr. S Royes

CARRIED 5/0

Attendance – Acting Director of Engineering, Environmental & Regulatory Services Ms Megan Pellow left the meeting room at 9:49am

7. COMMUNITY SERVICES

Attendance – Director of Corporate & Community Services Mrs Tenneil Cody entered the meeting room at 9:51am.

7.1 Community Services Monthly Report

Council is presented with the monthly Community Services report, which provides an overview of the operations for the month of December 2017.

RECOMMENDATION

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

Resolution No. 152/1718

Council receives the Community Services monthly report for December 2017.

Moved Cr. J Fegan

Seconded Cr. N Walker

CARRIED 5/0

7.2 Amendment of Fees and Charges Schedule 2017/2018

Proposal to Council to amend the Fees and Charges Schedule 2017/18, to increase fees for the Julia Creek Caravan Park.

RECOMMENDATION

That Council adopts the amendments to the 2017/18 Fees and Charges as presented to Council.

Resolution No. 153/1718

That Council adopts the amendments to the 2017/18 Fees and Charges as presented:

	Description	Current 2017/18 Fee Incl GST	Proposed fee for 2018 year	Unit/Details
3. JULIA CREEK CARAVAN PARK FEES				
3.1	POWERED SITES			
	Site Fee (1 person)	\$21.00	\$23.00	per night
	Site Fee (up to 2 persons)	\$24.00	\$28.00	per night
	Site Fee (up to 2 persons) 3 Night Special	\$60.00	\$67.00	per 3 nights
	Extra person	\$8.00	\$9.00	per night
	Extra Child 10 & under	\$5.00	\$5.00	per night
	Child 2 and under	FREE	FREE	
	Site Fee (up to 2 persons)	\$144.00	\$168.00	per week
	Extra Adult	\$48.00	\$54.00	per week
	Extra Child	\$30.00	\$30.00	per week
	Dirt n Dust weekend (Thurs-Mon up to 2 persons)	\$30.00	\$30.00	per night
	Dirt n Dust weekend - Extra person	\$15.00	\$15.00	per night
	Dirt n Dust weekend - Extra child 10 & under	\$10.00	\$10.00	per night
	Dirt n Dust weekend - Child 2 and under	FREE	FREE	per night

	Description	Current 2017/18 Fee	Proposed fee for 2018 year	Unit/Details
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		Incl GST		
3.2	UNPOWERED SITES			
	Site Fee (1 person)	\$16.00	\$16.00	per night
	Site Fee (up to 2 persons)	\$20.00	\$20.00	per night
	Site Fee (up to 2 persons) 3 Night Special	\$47.00	\$48.00	per 3 nights
	Extra person	\$8.00	\$8.00	per night
	Extra child 10 & under	\$5.00	\$4.00	per night
	Child 2 and under	FREE	FREE	
	Site Fee (up to 2 persons)	\$120.00	\$120.00	per week
	Extra Adult	\$48.00	\$48.00	per week
	Extra Child	\$30.00	\$24.00	per week
	Dirt n Dust weekend (Thurs-Mon up to 2 persons)	\$24.00	\$24.00	per night
	Dirt n Dust weekend - Extra person	\$12.00	\$12.00	per night
	Dirt n Dust weekend - Extra child 10 & under	\$8.00	\$8.00	per night
	Dirt n Dust weekend - Child 2 and under	FREE	FREE	per night
3.3	PERMANENT			
	Permanent Caravan Site Rental	\$250.00	\$260.00	per fortnight
3.4	BUS (schools, tours and universities - Powered site)			
	Plus Passenger Charged excluding staff/crew	\$15.00	\$15.00	per person
3.5	DONGA UNITS			
	Two Beds	\$65.00	\$65.00	Per Night
	Two Beds	\$390.00	\$390.00	Per Week
	For Staff Permanent Rental rates refer to Section 2.2			
3.6	SELF CONTAINED CABINS			
	Cabin (6 Bed)	\$130.00	\$130.00	Per Night
	Cabin (6 Bed)	\$780.00	\$845.00	Per Week
	Cabin (4 Bed)	\$105.00	\$105.00	Per Night
	Cabin (4 Bed)	\$630.00	\$680.00	Per Week
3.7	LAUNDRY			
	Washing Machine	\$3.00	\$3.00	Per Load
3.8	STORAGE			
	Storage for powered & unpowered sites	\$50.00	\$65.00	Per Week

1.6 McINTYRE PARK HIRE
Camp/caravan overnight \$ **23.00** **\$24.00** Per night

Moved Cr. J Fegan

Seconded Cr. S Royes

CARRIED 5/0

8. CORPORATE SERVICES REPORT

8.1 Corporate Services Report

The Corporate Services Report as of December 2017 which summarises the financial performance and position is presented to Council.

RECOMMENDATION

That Council receives the monthly Corporate Services Report for the period ending 31st December 2017.

Resolution No. 154/1718

Council receives the monthly Corporate Services Report for the period ending 31st December 2017.

Moved Cr. S Royes

Seconded Cr. P Curr

CARRIED 5/0

8.2 2018/19 Budget Program

Propose to Council dates and timelines for the preparation and adoption of the 2018-2019 financial year budget.

RECOMMENDATION

That Council accepts the 2018/19 Budget Program as presented.

Resolution No. 155/1718

Council accepts the 2018/19 Budget Program as presented.

Moved Cr. N Walker

Seconded Cr. S Royes

CARRIED 5/0

Attendance – Director of Corporate & Community Services Mrs Tenneil Cody left the meeting room at 10:11am

9. CHIEF EXECUTIVE OFFICER REPORT

9.1 Strong and Sustainable Resource Communities Act 2017 (SSRC Act)

On the 20 December 2017 the Coordinator-General wrote to inform Council that on the 30th March 2018 the new *Strong and Sustainable Resource Communities Act 2017* (SSRC Act) will take effect.

This will give Council an opportunity to have its views and future direction on how a new mine or a mine expansion could play an important part in McKinlay Shire sustainability.

Items to consider:

- (a) community and stakeholder engagement
- (b) workforce management
- (c) housing and accommodation
- (d) local business and industry procurement

(e) health and community well-being.

We have to provide response by 8th February 2018 to be included in future discussion that could impact the sustainability of McKinlay Shire Council, and make the response back to the Coordinator –General that McKinlay Shire wants to be included in all discussions regarding the use of 100 per cent fly-in, fly-out (FIFO) workforce arrangements on operational large resource projects in McKinlay Shire Council now and in the future.

RECOMMENDATION

That Council note the information provided by the Coordinator-General and Council delegate the Mayor and the CEO, the Director C&CS and Director E&RS to write a response to the Coordinator – General and submit by the 8th February 2018.

Resolution No. 156/1718

Council note the information provided by the Coordinator-General and Council delegate the Mayor and the CEO, the Director C&CS and Director E&RS to write a response to the Coordinator – General and submit by the 8th February 2018

Moved Cr. P Curr

Seconded Cr. N Walker

CARRIED 5/0

9.2 Queensland Reconstruction Authority Reform of NDRRA

The Commonwealth Government's reform of the Natural Disaster Relief and Recovery Arrangements (NDRRA) has seen many changes, and the newly named “Disaster Recovery Funding Arrangements” (DRFA) is due for implementation from 1st July 2018.

Key elements of the Commonwealth Government's DRFA proposal include:

- a shift to an estimates based funding model for reconstruction of essential public assets.
- retain a reimbursement model for consolidated eligible community relief and recovery expenditure (including personal hardship and distress grants, counter disaster operations, support for business and primary producers, and community recovery packages) when relevant thresholds are met.

This means eligible works will still be evaluated as before by a Value for money team but approval will be on what we estimate the value would be this means that accurate records of road construction costs would be vital as any overruns will have to be funded by Council.

QRA is still committed to work with councils, and the LGAQ relevant state departments, as well as other states and territories through inter-jurisdictional meetings to prepare for the new arrangements.

RECOMMENDATION:

That Council note the new changes under the Disaster Recovery Funding Arrangements due to be implemented on 1st July 2018.

Resolution No. 157/1718

Council note the new changes under the Disaster Recovery Funding Arrangements due to be implemented on 1st July 2018.

Moved Cr. P Curr

Seconded Cr. N Walker

CARRIED 5/0

9.3 Statement of Expectations for the Roads to Recovery Program

The Statement of Expectation has provided a commitment to the Roads to Recovery Program and Minister Darren Chester mentioned that, the Government also ensured that the R2R Program did not contain a sunset clause under the National Land Transport Act 2024, safeguarding the continuation of this important program. However there will be changes to the Program, all projects will be linked to Councils Asset Management Plans, and that all future projects Council must provide information how the project selected will reduce fatalities and injuries in crashes. It is unclear at this stage if these assessments to determine this information

on how crashes will be reduced will be able to be funded out of the Roads to Recovery Program. In the statement the Minister acknowledge the continuation of sealing roads of significance will have stronger safety outcomes than simply maintaining the quality through routine road maintenance. He also note that pedestrian and cycling facilities associated with a road can be funded under R2R, and do not propose to change the eligibility criteria, but ask that such projects are only prioritised if their specific aim is to improve safety for vulnerable road users, this means additional assessments and the templates to do these assessments has not been published. We could consider pooling R2R funding or Financial Assistance Grants to prioritise and jointly improve the quality of roads in a region with a known crash record. Councils will need their asset management plans to reflect these prioritised roads, and councils could draw up road safety plans on a network basis in conjunction with neighbouring councils. The Roads to Recovery Department is going reform the reporting of safety and other outcomes from the R2R Program and the Minister would like councils to provide additional information on the benefits and outcomes of each project. We will also have to evaluate the projects completed and how they have benefitted the local network and community (for example, crash reductions or travel efficiencies), to assist us to better monitor and evaluate the program. This information will be provided as part of the annual reporting from councils. We will be informed soon of the new reporting templates that will need to be completed as a condition of funding release for future years.

RECOMMENDATION:

That Council notes the new changes to the Roads to Recovery Program in the Statement of Expectations release by Minister of Infrastructure and Transport Darren Chester, this letter was also forwarded to NWQROC RRTG for comment on the impact of the new requirement placed on the Roads to Recovery Program.

Resolution No. 158/1718

Council notes the new changes to the Roads to Recovery Program in the Statement of Expectations release by Minister of Infrastructure and Transport Darren Chester, this letter was also forwarded to NWQROC RRTG for comment on the impact of the new requirement placed on the Roads to Recovery Program.

Moved Cr. N Walker

Seconded Cr. J Fegan

CARRIED 5/0

9.4 Regulation and funding of air route service delivery to rural, regional and remote communities

McKinlay Shire Council has the opportunity to respond back the Rural and Regional Affairs and Transport References Committee highlighting our concerns.

On the 15th January while writing this report only 6 private submissions was uploaded to the Senate website, and one from WALGA.

Submissions should be received by 5th February 2018.

RECOMMENDATION:

That Council ask LGAQ to assist with a Regional Response on behave of all Regional and Remote Local Governments and their communities.

Resolution No. 159/1718

Council provide a submission to the Senate Standing Committees on Rural & Regional Affairs and Transport by 5th February 2018.

Moved Cr. P Curr

Seconded Cr. J Fegan

CARRIED 5/0

10.WHS REPORT

The Work Place Health and safety report has been supplied to Council for information purposes.

11. MEMBERS BUSINESS

Cr. N Walker – Reported that Council has received general positive feedback.

Cr. J Fegan – Public Notice advertising needs to be improved upon by contacting the community via e-mail, postal drop, phones and social media.

Cr. J Fegan - Spring cleaning on Council venues.

Cr. J Fegan – Town maintenance.

Cr. S Royes – Proa access road, low road section.

Cr. S Royes – Julia Creek back lanes.

Mr. P Fitchat - Avgas access through IOR.

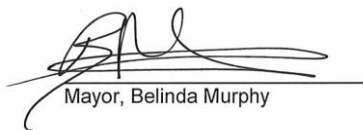
Cr. J Fegan – Queried the progress of the generator at Fr. Bill Busuttin Community Centre.

Cr. J Fegan – Current Council houses require information on report.

Mr. P Fitchat – Royal Flying Doctor 100 year Anniversary.

12. CLOSURE OF MEETING

The Chair of the meeting Mayor Belinda Murphy declared the meeting closed at 10:55am.



Mayor, Belinda Murphy