



# MCKINLAY SHIRE COUNCIL

## ***CONFIRMED MINUTES***

OF THE

***ORDINARY MEETING OF COUNCIL***

HELD AT THE

BOARD ROOM, CIVIC CENTRE  
JULIA CREEK

18<sup>th</sup> February 2014

CONFIRMED MINUTES

**TABLE OF CONTENTS**

1. Opening	3
2. Attendance	3
3. Confirmation of Minutes: Ordinary Meeting 21 <sup>st</sup> January 2014	3
4. Business Arising out of minutes of previous Meetings	3
<b><u>5. ENGINEERING REPORT</u></b>	<b>3</b>
5.1 Report - Engineering Works Report	3
<b><u>6. ENVIRONMENT AND REGULATORY SERVICES REPORT</u></b>	<b>4</b>
6.1 Report – Environment and Regulatory Services Report	4
6.2 Report – Fees and Charges – Wastes generated from outside McKinlay Shire LGA	4
<b><u>7. COMMUNITY SERVICES REPORT</u></b>	<b>4</b>
7.1 Report – Community Services Report	4
7.2 Report – Anyone Can Get Active – Healthy Community Initiative	5
7.3 Report - Animal Loan Agreement – Julia Creek Dunnart	5
7.4 Report – Regional Arts Development Fund Round 2 Approvals	5
7.5 Report - Amendment of Fees and Charges Schedule 2013/2014	5
7.6 Report – Sponsorship Request – McKinlay Race Club	6
7.7 Report – Independent Living Units Policy and Rental Fees	6
<b><u>8. CORPORATE SERVICES REPORT</u></b>	<b>6</b>
8.1 Report – Corporate Services Report	6
8.2 Report - Economic Development Solar Initiative	7
<b><u>9. CHIEF EXECUTIVE OFFICER REPORT</u></b>	<b>7</b>
9.1 Report – Chief Executive Officer’s Report	7
9.1 Report – LGAQ 2014 Financial and Civic Leaders Summits	7
9.2 Report – Proposal to Amendment Lease Agreement – Julia Creek Dirt N Dust Festival.	7
10. Members business	8
11. Closure of Meeting	8

CONFIRMED MINUTES

**1. OPENING BUSINESS**

All Councillors having signed the Attendance Book, the Mayor declared the meeting open at 9:10am

**2. ATTENDANCE**

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

Staff:  
Acting Chief Executive Officer and Director of Corporate and Community Services: Mrs Tenneil Cody  
Director of Environment and Regulatory Services: Mr. Geoff Rintoul (9:28am)  
Acting Works Manager: Mr. Kerry Krogh  
Executive Assistant: Mrs Linda McNab

APOLOGIES:

Director of Engineering Services Matt Fanning

**3. CONFIRMATION OF MINUTES**

Confirmation of minutes from the Ordinary Meeting on 21<sup>st</sup> January 2014 as previously circulated to Councillors.

Moved Cr. Batt                      Seconded Cr. Walker

That the minutes of the Ordinary meeting held on 21<sup>st</sup> January 2014 be confirmed.

CARRIED

Resolution No.143/1314

**4. BUSINESS ARISING FROM PREVIOUS MINUTES**

**5. ENGINEERING SERVICE REPORT**

**5.1 Engineering Works Report**

Moved Cr. Curr                      Seconded Cr. Hick

That Council receive the Engineering Services Works Report

CARRIED

Resolution No. 144/1314

**Attendance** – Acting Works Manager Kerry Krogh left the meeting at 9:23am

**Attendance** – Director of Environment and Regulatory Services Geoff Rintoul entered the meeting at 9:28am

CONFIRMED MINUTES

**6. ENVIRONMENT AND REGULATORY SERVICES REPORT**

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

Moved Cr. Walker                      Seconded Cr. Curr

That Council receive the Environment and Regulatory Services Works Report

CARRIED

Resolution No.145/1314

**6.2 Fees and Charges – Wastes generated from outside McKinlay Shire LGA**

This report considers a review of fees and charges for waste products being dumped at the various land fill facilities operated by McKinlay Shire Council. The intent is to place controls that will allow Council to recover costs from businesses/operators originating from outside the Local Government Area (LGA). Council currently makes and levies a refuse disposal and management charge to ratepayers in Julia Creek. Therefore others using the facilities do not make a contribution to the maintenance or management of these facilities.

On or about Sunday the 2<sup>nd</sup> February 2014, over 200 truck tyres were dumped at the Julia Creek Recycling and Waste Management Facility. Whilst investigations are ongoing into the matter, it is apparent that these tyres originated from outside of the Shire and likely originating from a trucking company. Further, from information received, this was not an isolated incident and it is apparent that the dumping of tyres in McKinlay Shire area and specifically Julia Creek is/was a routine practice. Council should note that there are well over 12,000 tyres at the Julia Creek facility at the moment.

It is expected that the dumping of tyres is driven by the costs of utilising other local government facilities, where charges or other controls are in place from such usage. In addition to tyres, Council has also seen other wastes being dumped at the facility, often including a combination of materials that is generally not suitable for clean fill and therefore difficult for Council to manage and use on site. It is not the intention to charge McKinlay Shire ratepayers for the usage at the facilities.

Moved Cr. Hick                      Seconded Cr. Curr

That Council amend the 2013/14 Fees and Charges to include:

1. Not to accept any regulated wastes including batteries, hydrocarbon and tyres from businesses and or operators from outside the McKinlay Shire Local Government Area;
2. A waste disposal fee of \$120.00 per cubic metre or tonne (whichever is greater) for any waste generated from businesses and or operators outside the McKinlay Shire Local Government Area;
3. Clean fill (No contaminated products including steel, timber and concrete or the like) will be accepted subject to negotiation and written approval from Council at no charge; and
4. These fees are applicable to all waste management facilities operated within the Shire.

CARRIED

Resolution No.146/1314

**Attendance** – Director of Environment and Regulatory Services Geoff Rintoul left the meeting at 10:05am

**7. COMMUNITY SERVICES REPORT**

**7.1 Community Service Report**

Moved Cr. Hick                      Seconded Cr. Walker

That Council receive the Community Services Report.

CARRIED

Resolution No 147/1314





CONFIRMED MINUTES

**8.2 Economic Development Solar Initiative**

Council is committed to supporting the Shires Local Businesses and to do this has an allocated Economic Development budget for initiatives which will help sustain and improve the Shires economy. A major operational cost to local business is electricity, this report is a proposal on how Council may be able to assist local business reduce this cost.

Moved Cr. Hick                      Seconded Cr. Walker

That Council receives the report for information purposes.

CARRIED

Resolution No 155/1314

**9. CHIEF EXECUTIVE OFFICERS REPORT**

**9.1 Chief Executive Officers Report**

Moved Cr. Curr                      Seconded Cr. Hick

That Council receive the Chief Executive Officers Report.

CARRIED

Resolution No. 156/1314

**9.2 LGAQ 2014 Financial and Civic Leaders Summits**

Council is presented with a request to attend the LGAQ 2014 Financial and Civic Leaders Summits being held in Twin Waters 7-9 May 2014.

Moved Cr. Walker                      Seconded Cr. Hick

That Council nominates Cr. Belinda Murphy and Cr. Anthony Batt to attend the LGAQ 2014 Financial and Civic Leaders Summits 7-9 May 2014.

CARRIED

Resolution No.157/1314

**9.3 Proposal to Amendment Lease Agreement – Julia Creek Dirt & Dust Festival**

The Council currently leases land to the Julia Creek Dirt & Dust Festival. The land is described as: Lot2 on CP EN 148, Lot6 on JC55713, Lot17 on CP EN 154 and Lot1 on SP250561.

The lease term is for 3 years from 1 July 2012 to 30 June 2015 with an option for an extension for 3 years. In July last year the Council approved an extension of the lease for a further 10 years which will, amongst other things, provide the Festival Committee with the ability to hopefully secure more permanent funding/sponsorship for this annual event, given the Festival has a more secure long-term lease over the venue.

In pursuing the new lease documentation required to implement the Councils decision, it was discovered the area of the current lease excluded part of Lot 6 and Lot 1, which in practical terms, is that part of those lots which is fenced and formed part of the former bowling green.

In liaising with the President of the Festival and council officers, it has been determined there is no knowledge of why this area was excluded under the current lease and indeed the area is used by the Festival during the Dirt n Dust weekend. In addition, the extension of the lease by a further 10 years also raises issues in regard to requirements under the Sustainable Planning Act (SPA) which, if there is no 'parts' of land included in the new lease, will not invoke SPA requirements to obtain a development approval to reconfigure those parcels which are leased in part.

CONFIRMED MINUTES

Moved Cr. Curr                      Seconded Cr. Walker

That Council proceed to formalise a new lease over the whole of Lots 2 ON CP EN 148, Lot 6 ON JC55713, Lot 17 ON CP EN154 and Lot1 ON SP250561 to the Julia Creek Dirt & Dust Festival for an extension of 10 years up to 30 June 2025 with associated costs ,i.e. legal costs and /or stamp duty costs, to be borne by the Festival.

CARRIED

Resolution No.158/1314

**10. MEMBERS BUSINESS**

Education Ministers letter of response in relation to middle school education proposal for years 7 and 8 in Julia Creek.

**11. CLOSURE OF MEETING**

The Chair of the meeting, Cr. Belinda Murphy, Mayor, declared the meeting closed at 1:22pm

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