



# MCKINLAY SHIRE COUNCIL

## ***CONFIRMED MINUTES***

OF THE

### **ORDINARY MEETING OF COUNCIL**

HELD AT THE

BOARDROOM, CIVIC CENTRE  
JULIA CREEK

Tuesday 21<sup>st</sup> November 2017

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## 1. OPENING BUSINESS

All Councillors having signed the Attendance Book, Mayor Belinda Murphy declared the meeting open at 8:20am.

## 2. ATTENDANCE

**Mayor:** Cr. B Murphy

**Members:** Cr. N Walker, Cr. P Curr, Cr. S Royes, Cr. J Fegan

**Staff:**

Chief Executive Officer Mr Peter Fitchat

Director of Engineering, Environmental & Regulatory Services Mr Andrew Boardman

Executive Assistant, Mrs Amy Tinning

**Apologies:**

Nil

**Other people in attendance:**

Nil

## 3. CONFIRMATION OF MINUTES

Confirmation of Minutes of the Ordinary Meeting of Council held on 13<sup>th</sup> October 2017.

**RECOMMENDATION**

That the Minutes of the Ordinary Meeting of Council on 13<sup>th</sup> October 2017 be confirmed.

**Resolution No. 092/1718**

The Minutes of Ordinary Meeting of Council on 13<sup>th</sup> October 2017 are confirmed, with the following amendments:

-formatting and grammar changes as discussed by Council.

Moved Cr. P Curr

Seconded Cr. N Walker

CARRIED 5/0

## 4. BUSINESS ARISING FROM PREVIOUS MINUTES

## 5. ENGINEERING SERVICES

### 5.1 Engineering Works Report

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

#### **RECOMMENDATION**

That Council receives the October 2017 Engineering Works Report.

#### **Resolution No. 093/1718**

Council receives the October 2017 Engineering Works Report.

Moved Cr. P Curr

Seconded Cr. N Walker

CARRIED 5/0

### 5.2 Dirt N Dust Road Closures and In-Kind Request

Council have received a letter from Dirt N Dust (attachment 5.2.1) requesting Council support with road closures, traffic management plans and in-kind support for the 2018 Dirt N Dust Festival Event.

#### **RECOMMENDATION**

That Council resolves to;

- a) send a letter of support for the 2018 Julia Creek Dirt N Dust Festival event road closures;
- b) submit a Traffic Management Plan for the road closures, and;
- c) provide in-kind support for provision of, a lead vehicle (with flashing lights) for the Triathlon, setup of road barriers/signage for closure and a street sweep.

#### **Resolution No. 094/1718**

Council resolves to;

- a) send a letter of support for the 2018 Julia Creek Dirt N Dust Festival event road closures;
- b) submit a Traffic Management Plan for the road closures, and;

Moved Cr. J Fegan

Seconded Cr. N Walker

CARRIED 5/0

### 5.3 Jim Conroy – Letter of Complaint Regarding Fencing of Road

Council has received a letter of complaint from Jim Conroy regarding access through Lot 8/T038 to his land. Lot 11/T038 has been cut and requests that Council become involved, as this is an access road.

#### **RECOMMENDATION**

That Council resolves to inform Mr Conroy that the Access to Lot 11/T038 isn't identified as an Access Road under Council's Road Access Policy and that it currently isn't a road on Council's Asset register.

#### **Resolution No. 095/1718**

Council resolves to inform Mr Conroy that the Access to Lot 11/T038 isn't identified as an Access Road under Council's Road Access Policy and that it currently isn't a road on Council's Asset register.

Moved Cr. J Fegan

Seconded Cr. P Curr

CARRIED 5/0

## 6. ENVIRONMENT AND REGULATORY SERVICE REPORT

### 6.1 Environmental and Regulatory Services Report - October 2017

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

#### **RECOMMENDATION**

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

#### **Resolution No. 096/1718**

Council receives the October 2017 Environment and Regulatory Services Report.

Moved Cr. N Walker

Seconded Cr. P Curr

CARRIED 5/0

### 6.2 Application to Purchase Part Lot57 SP284275

Council's view is sought by the Department of Natural Resources and Mines regarding the part purchase of Lot 57 SP284275.

#### **RECOMMENDATION**

That Council advises the Department of Natural Resources and Mines that it supports the part purchase of Lot 57 SP284275 with the following conditions;

- that all lots/land (34 EN92, 38 EN99, 1 CP909887, Part 57 SP284275 and Road Reserve) are amalgamated by the applicant/landholder to form one (1) lot;
- the applicant should note that due to the amalgamation of lots and increase in land size current Council rates and charges for this property may increase from the amount currently paid for Lot 34 on EN92;
- the applicant should note that Lot 34 on EN92 is currently zoned Industry – Light & Service Industry Sub-Area, and Lot 57 SP284275 currently zoned Community Purposes so a planning process must be undertaken by the applicant as part of the amalgamation;
- the site is connected to services and access/crossovers are provided as required at the cost of the landholder;
- any development of the site to be consistent with the McKinlay Shire's planning scheme;
- the applicant should note that Council will require appropriate treatment along the Julia Creek/Kynuna Road frontage in order to screen business activities; and
- all costs related to the application are borne by the applicant.

#### **Resolution No. 097/1718**

Council advises the Department of Natural Resources and Mines that it supports the part purchase of Lot 57 SP284275 with the following conditions;

-that all lots/land (34 EN92, 38 EN99, 1 CP909887, Part 57 SP284275 and Road Reserve) are amalgamated by the applicant/landholder to form one (1) lot;

-the applicant should note that due to the amalgamation of lots and increase in land size current Council rates and charges for this property may increase from the amount currently paid for Lot 34 on EN92;

-the applicant should note that Lot 34 on EN92 is currently zoned Industry – Light & Service Industry Sub-Area, and Lot 57 SP284275 currently zoned Community Purposes so a planning process must be undertaken by the applicant as part of the amalgamation;

- the site is connected to services and access/crossovers are provided as required at the cost of the landholder;
- any development of the site to be consistent with the McKinlay Shire's planning scheme;
- the applicant should note that Council will require appropriate treatment along the Julia Creek/Kynuna Road frontage in order to screen business activities; and
- all costs related to the application are borne by the applicant.

Moved Cr. N Walker

Seconded Cr. S Royes  
CARRIED 5/0

**PROCEDURAL MOTION**

That Council resolve that the meeting be closed to the public under section 217 11(h) of the Local Government Regulation 2012, which provides for a local government to resolve that a meeting be closed to the public if its Councilor's consider it necessary to discuss (h) other business for which public discussion would be likely to prejudice the interests of the local government or someone else, or enable a person to gain a financial advantage

**Resolution No. 098/1718**

Council resolve that the meeting be closed to the public under section 217 11(h) of the Local Government Regulation 2012, which provides for a local government to resolve that a meeting be closed to the public if its Councilor's consider it necessary to discuss (h) other business for which public discussion would be likely to prejudice the interests of the local government or someone else, or enable a person to gain a financial advantage

Moved Cr. S Royes

Seconded Cr. J Fegan  
CARRIED 5/0

Closure of the Ordinary Meeting of Council occurred at 9:06am.

**6.3 CONFIDENTIAL - Permit To Occupy Landsbrough Hwy Stock Route Paddock McKinlay**

Council's view is sought by the Department of Natural Resources and Mines regarding a Permit To Occupy (PTO) over Landsborough Hwy Stock Route Paddock McKinlay. Council have received two (2) requests of no objection to PTOs one from Walter Countryman and Scott Zadow.

**RECOMMENDATION**

That Council advises the Department of Natural Resources and Mines that;

- a) it has not objection to the renewal of the Permit To Occupy over the area to Walter Countryman; and
- b) it has no objections to a Permit To Occupy being granted to Scott Zadow providing that Walter Countryman does not complete the application process.

**PROCEDURAL MOTION**

**Resolution No. 099/1718**

Council resolve to re-open the meeting to the public.

Moved Cr. N Walker

Seconded Cr. J Fegan  
CARRIED 5/0

The meeting re-opened to the public at 9:10am

**Resolution No. 100/1718**

Council advises the Department of Natural Resources and Mines that;

- a) it has not objection to the renewal of the Permit To Occupy over the area to Walter Countryman; and
- b) it has no objections to a Permit To Occupy being granted to Scott Zadow providing that Walter Countryman does not complete the application process.

Moved Cr. P Curr

Seconded Cr. J Fegan

CARRIED 5/0

**6.4 DPI Horse Paddock Agistment**

Council in its June 2017 Ordinary meeting resolved to make the 448 ha paddock at the DPI Reserve into a dedicated Horse paddock. Council staff have included the proposed agistment agreement as attachment 6.4.1. Council's endorsement of the agreement is sought so agistment of this paddock can commence.

**RECOMMENDATION**

That Council resolves to endorse the proposed horse paddock agistment rules attached (6.4.1 Proposed DPI Horse Paddock Agistment Agreement) and commence agistment at this paddock.

**Resolution No. 101/1718**

Council resolves to endorse the proposed horse paddock agistment rules attached (6.4.1 Proposed DPI Horse Paddock Agistment Agreement) with the following amendments:

- 1. Council move to amend the wording of No. 6 from "un-broken" to "un-handled".
- 2. Council move to amend No. 11 by removing the word "and" from the second sentence.
- 3. Council move to amend by including that the person or persons at time of application and during the term of the agistment must reside in the McKinlay Shire.

Council commence the agistment of this paddock under the 2017/18 Fees and Charges schedule with a review at the December Ordinary Meeting of Council.

Moved Cr. P Curr

Seconded Cr. N Walker

CARRIED 5/0

**6.5 Freehold Conversion for Grazing 12 T037 and 2 T09**

Council's view is sought by the Department of Natural Resources and Mines regarding the conversion of Lot 12 on TO37 and Lot 2 on TO9 to Freehold for the purpose of Grazing.

**RECOMMENDATION**

That Council resolves to advise the Department of Natural Resources and Mines that it has no objections to the conversion of Lot 12 on TO37 and Lot 2 on TO9 to Freehold for the purpose of Grazing.

**Resolution No. 102/1718**

Council resolves to advise the Department of Natural Resources and Mines that it has no objections to the conversion of Lot 12 on TO37 and Lot 2 on TO9 to Freehold for the purpose of Grazing.

Moved Cr. N Walker

Seconded Cr. J Fegan

CARRIED 5/0

### **6.6 Eastern Creek Reserve Lot 7 on TO29**

Council's view is sought by the Department of Natural Resources and Mines regarding becoming Trustees for Reserve 1324 Eastern Creek Reserve Lot 7 TO29.

#### **RECOMMENDATION**

That Council resolves to either;

- a) Advise the Department of Mines and Natural Resources that Council wished to accept trusteeship of this reserve; or
- b) Advise the Department of Mines and Natural Resources that Council does not wish to accept trusteeship of this reserve.

#### **Resolution No. 103/1718**

Council resolve to seek an extension of time from Department of Mines and Natural Resources in relation to becoming Trustees for Reserve 1324 Eastern Creek Reserve Lot 7 TO29. The extension is requested until the Ordinary Meeting of Council, on the 19<sup>th</sup> of December 2017. During this time further clarification will be sort on the current status of this reserve.

Moved Cr. N Walker

Seconded Cr. S Royes

CARRIED 5/0

#### **PROCEDURAL MOTION**

That Council resolve that the meeting be closed to the public under section 217 11(h) of the Local Government Regulation 2012, which provides for a local government to resolve that a meeting be closed to the public if its Councilor's consider it necessary to discuss (h) other business for which public discussion would be likely to prejudice the interests of the local government or someone else, or enable a person to gain a financial advantage.

#### **Resolution No. 104/1718**

Council resolve that the meeting be closed to the public under section 217 11(h) of the Local Government Regulation 2012, which provides for a local government to resolve that a meeting be closed to the public if its Councilor's consider it necessary to discuss (h) other business for which public discussion would be likely to prejudice the interests of the local government or someone else, or enable a person to gain a financial advantage.

Moved Cr. P Curr

Seconded Cr. J Fegan

CARRIED 5/0

Closure of the Ordinary Meeting of Council occurred at 9:30am.

### **6.7 CONFIDENTIAL - Expression of Interest to Purchase Vacant Land from Council**

Mr Daniell Alexander has written to Council Expressing interest in purchasing vacant land (lots 27-30 on Crown Plan JC5574) from Council.

#### **RECOMMENDATION:**

That Council resolves advise Mr Alexander that either;

- a) the land is currently not for sale; or
- b) that Council is currently assessing its land needs and will inform Mr Alexander of any public auction/tender for vacant land sales; or
- c) that Council wishes to dispose of the land and a public auction/tender will be carried out.



## **PROCEDURAL MOTION**

### **Resolution No. 105/1718**

Council resolve to re-open the meeting to the public.

Moved Cr. N Walker

Seconded Cr. J Fegan  
CARRIED 5/0

The meeting re-opened to the public at 9:33am

### **Resolution No. 106/1718**

Council resolves advise Mr Alexander;

c) that Council wishes to dispose of the land and a public auction/tender will be carried out.

Moved Cr. S Royes

Seconded Cr. N Walker  
CARRIED 5/0

**Attendance** - Director of Engineering, Environmental & Regulatory Services, Mr. Andrew Boardman left the meeting room at 9:33am.

**Attendance** - Director of Corporate & Community Services, Mrs Tenneil Cody entered the meeting room at 9:35am.

**Adjournment** - The November Ordinary Meeting of Council adjourned for morning-tea from 9:34am until 9:39am.

## **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 of October 2017.

#### **RECOMMENDATION**

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

### **Resolution No. 107/1718**

Council receives the Community Services monthly report for October 2017.

Moved Cr. P Curr

Seconded Cr. N Walker

CARRIED 5/0

### **7.2 Sponsorship Request – Australian Junior Rodeo Association**

Council is presented with a request for sponsorship from the Australian Junior Rodeo Association for consideration.

#### **RECOMMENDATION**

That Council considers declining the application based on the policy requirement of group being a local based not for profit organisation.

**Resolution No. 108/1718**

Council considers declining the application based on the policy requirement of group being a local based not for profit organization.

Moved Cr. J Fegan

Seconded Cr. S Royes

CARRIED 5/0

**PROCEDURAL MOTION**

Council resolve to accept three (3) late agenda items; 7.3, 7.4 and 7.5 from Mrs Tenneil Cody, Director of Corporate and Community Services

Moved Cr. S Royes

Seconded Cr. J Fegan

CARRIED 5/0

**7.3 Sponsorship Request – Hughenden Country Music Festival**

Council has received a request from the Hughenden Country Music Festival under the Community Grants Policy. The group has requested \$330 to go towards the cost of bringing music workshop presenters to their event.

**RECOMMENDATION**

That Council decline the sponsorship request of the Hughenden Country Music Festival 2018 event for \$300.

**Resolution No. 109/1718**

Council decline the sponsorship request of the Hughenden Country Music Festival 2018 event for \$300.

Moved Cr. P Curr

Seconded Cr. N Walker

CARRIED 5/0

**7.4 Community Benefit Assistance Scheme**

Council is presented with an application through the Community Benefit Assistance Scheme for ratification.

**RECOMMENDATION**

That Council fund the following Community Benefit Assistance Scheme application:

- 1. Julia Creek Historical Society – \$1,000.

**Resolution No. 110/1718**

Council fund the following Community Benefit Assistance Scheme application:

- 1. Julia Creek Historical Society – \$1,000.

Moved Cr. J Fegan

Seconded Cr. S Royes

CARRIED 5/0

**7.5 Building Better Regions Fund – Community Plan Project**

The purpose of this report is to seek Council's support and financial commitment for the Building Better Regions Fund (BBRF) submission for the Community Plan project.

### **RECOMMENDATION**

That Council commit 25% of the total project cost to a maximum of \$25,000 for the Building Better Regions Fund – Community Investments stream funding application being for the development of a Community Plan.

#### **Resolution No. 111/1718**

Council commit 25% of the total project cost to a maximum of \$25,000 for the Building Better Regions Fund – Community Investments stream funding application being for the development of a Community Plan.

Moved Cr. J Fegan

Seconded Cr. P Curr

CARRIED 5/0

## **8. CORPORATE SERVICES REPORT**

### **8.1 Corporate Services Report**

The Corporate Services Report as of 31<sup>st</sup> October 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 31<sup>st</sup> October 2017.

#### **Resolution No. 112/1718**

Council receives the monthly Corporate Services Report for the period ending 31<sup>st</sup> October 2017.

Moved Cr. N Walker

Seconded Cr. S Royes

CARRIED 5/0

### **8.2 McKinlay Shire Council Logo**

A new logo has been developed to be used in conjunction with the existing logo. The community has voted on two options with the attached option being the decisive preference.

### **RECOMMENDATION**

That Council adopts the attached logo to be used in conjunction with the traditional shield logo design.

#### **Resolution No. 113/1718**

Council adopts the attached logo to be used in conjunction with the traditional shield logo design.

Moved Cr. J Fegan

Seconded Cr. S Royes

CARRIED 5/0

**Attendance** - Director of Corporate and Community Services, Mrs Tenneil Cody left the meeting at 10:08am.

## **9. CHIEF EXECUTIVE OFFICER REPORT**

### **9.1 Great Artesian Basin Coordinating Committee Meeting No. 39**

Scott Mason attended a meeting and represented Mr Roderick Gilmour, Chairman, Queensland Great Artesian Basin Advisory Council at the Great Artesian Basin Coordinating Committee Meeting which was held in Brisbane on the 2 November 2017.

The primary role of the 14-member Committee is to provide advice to Australian, State and Territory Ministers on efficient, effective and sustainable whole-of-resources management of the Great Artesian Basin (GAB) and to coordinate activity between stakeholders.

The GABCC has been preoccupied with the development of the Draft Strategic Management Plan (SMP) and the last meeting is a return to the Committee's broader objectives, and a Draft 15-year SMP was considered.

The next meeting will be around March/April, 2018.

**RECOMMENDATION**

That Council receives this report.

**Resolution No. 114/1718**

Council receives this report.

Moved Cr. N Walker

Seconded Cr. S Royes

CARRIED 5/0

**9.2 First Quarter Review of the 2017-2018 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 July to September 2017 is presented to Council.

**RECOMMENDATION**

That Council accepts the first quarter review of the 2017-2018 Operational Plan.

**Resolution No. 115/1718**

Council accepts the first quarter review of the 2017-2018 Operational Plan.

Moved Cr. J Fegan

Seconded Cr. S Royes

CARRIED 5/0

**9.3 Waltzing Matilda Centre Grand Opening**

The opening of the rebuilt Waltzing Matilda Centre will take place on the 20<sup>th</sup> of April, 2018 in Winton, Queensland.

The celebration will involve the official opening followed by an official luncheon at 1.00pm and a full line-up of concerts featuring national and international stars of the industry on Friday and Saturday nights.

An RSVP has been attached to this email to be marked and returned at your earliest convenience and would be very much appreciated.

Please put these dates in your diary.

A formal invitation will be forwarded in December outlining all the necessary details.

**RECOMMENDATION**

That Council receives this report, and decides who will attend.

**Resolution No. 116/1718**

Council receives this report.

Moved Cr. J Fegan

Seconded Cr. S Royes

CARRIED 5/0

## 10.WHS REPORT

For Councils' information.

## 11. MEMBERS BUSINESS

**Cr. S Royes** - Speaker system at McIntyre Park – replacement.

**Cr. N Walker** – Teleconference with Bio-security update compliance for land holders.

**Cr. J Fegan** – Dirt n Dust Shed - discussion.

**Cr. S Royes** – McIntyre Park Amenities maintenance.

**Cr. S Royes** – Nip pourers for the bar at McIntyre Park.


**Cr. S Royes** – Footpath in front of the Hospital – design.

**Mayor B. Murphy** – Update from North West Hospital and Health Services (NWHHS) on New Hospital Build.

**Mayor B. Murphy** – Technology Hub meeting with ARIP Update.

## 12. CLOSURE OF MEETING

The Chair of the meeting, Mayor Belinda Murphy declared the meeting closed at 11:03am.



Mayor, Belinda Murphy