



MCKINLAY SHIRE COUNCIL

CONFIRMED MINUTES

OF THE

ORDINARY MEETING OF COUNCIL

HELD AT THE

BOARDROOM, CIVIC CENTRE
JULIA CREEK

18 July 2023

ORDER OF BUSINESS

1. Opening
2. Attendance
3. Declaration of Conflict of Interest
- 4.0 Confirmation of minutes
- 4.1 Confirmed Ordinary Council Meeting Minutes 16 May 2023
- 4.2 Business Arising out of minutes of previous Meeting

5. ENGINEERING REPORT

- 5.1 Engineering Works Monthly Report

6. ENVIRONMENTAL & REGULATORY SERVICES REPORT

- 6.1 Environmental and Regulatory Services Monthly Report
- 6.2 Amendment to Julia Creek Paddock Agistment Procedure
- 6.3 This report is CONFIDENTIAL
- 6.4 T2324001 – Register of Pre-qualified suppliers for Goods
- 6.5 T2324002 – Register of Pre-qualified suppliers for Services

7. COMMUNITY SERVICES REPORT

- 7.1 Community Services Monthly Report

8. CORPORATE SERVICES REPORT

- 8.1 Corporate Services Monthly Report
- 8.2 Debt Policy Review 2023/2024
- 8.3 Investment Policy Review 2023/2024
- 8.4 Procurement Policy Review 2023-2024
- 8.5 Fees and Charges Schedule 2023-2024
- 8.6 Revenue Statement Review 2023/2024
- 8.7 2023/2024 Budget and Rating
- 8.8 Operational Plan 2023/2024

9. CHIEF EXECUTIVE OFFICERS REPORT

- 9.1 CEO Monthly Report

10. WORKPLACE HEALTH AND SAFETY

- 10.1 Workplace Health and Safety

1. OPENING BUSINESS

All Councillors having signed the Attendance Book, Mayor Philip Curr declared the meeting open at 09:00am.

2. ATTENDANCE

Mayor: Cr. P Curr

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

Staff:

Chief Executive Officer, Mr. Trevor Williams

Director of Corporate & Community Services, Ms. Tenneil Cody

Environmental Regulatory Services, Team Leader, Ms. Megan Pellow

Executive Assistant, Mrs. Melissa Mussig

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

Other people in attendance:

3. DECLARATION OF CONFLICT OF INTEREST

Cr. J Fegan

"I Cr. Janene Fegan declare that I have a conflict of interest with respect to agenda item 6.4 T2324001 – Register of Pre-qualified suppliers for Goods of the July 2023 Ordinary Meeting (as defined the Local Government Act 2009, section 150EI) as follows*:-

(a) the matter is or relates to a contract between the local government and the councillor, or a close associate of the councillor, for—

(b) the supply of goods or services to the local government;

"I will be dealing with this declared conflict of interest by leaving the meeting while this matter is discussed and voted on."

"I Cr. Janene Fegan declare that I have a conflict of interest with respect to agenda item 6.5 T2324002 – Register of Pre-qualified suppliers for Services of the July 2023 Ordinary Meeting (as defined the Local Government Act 2009, section 150EI) as follows*:-

(a) the matter is or relates to a contract between the local government and the councillor, or a close associate of the councillor, for—

(i) the supply of goods or services to the local government;

"I will be dealing with this declared conflict of interest by leaving the meeting while this matter is discussed and voted on."

Cr. S Royes

"I Cr. Shauna Royes declare that I have a conflict of interest with respect to agenda item 6.4 T2324001 – Register of Pre-qualified suppliers for Goods of the July 2023 Ordinary Meeting (as defined the Local Government Act 2009, section 150EI) as follows*:-

(a) the matter is or relates to a contract between the local government and the councillor, or a close associate of the councillor, for—

(i) the supply of goods or services to the local government;

“I will be dealing with this declared conflict of interest by leaving the meeting while this matter is discussed and voted on.”

“I Cr. Shauna Royes declare that I have a conflict of interest with respect to agenda item 6.5 T2324002 – Register of Pre-qualified suppliers for Services of the July 2023 Ordinary Meeting (as defined the Local Government Act 2009, section 150E1) as follows*:-

(a) the matter is or relates to a contract between the local government and the councillor, or a close associate of the councillor, for—

(i) the supply of goods or services to the local government;

“I will be dealing with this declared conflict of interest by leaving the meeting while this matter is discussed and voted on.”

Cr. J Lynch

“I Cr. J Lynch declare that I have a conflict of interest with respect to agenda item 6.4 T2324001 – Register of Pre-qualified suppliers for Goods of the July 2023 Ordinary Meeting (as defined the Local Government Act 2009, section 150E1) as follows*:-

(a) the matter is or relates to a contract between the local government and the Councillor, or a close associate of the Councillor, for—

(i) the supply of goods or services to the local government;

“I will be dealing with this declared conflict of interest by leaving the meeting while this matter is discussed and voted on.”

4. CONFIRMATION OF MINUTES

4.1 Confirmation of Minutes

Confirmation of Minutes of the Ordinary Meeting of Council held on the 20 June 2023 be confirmed.

RECOMMENDATION

That the Minutes of the Ordinary Meeting of Council held on 20 June 2023 be confirmed.

Resolution No. 220/2223

Minutes of the Ordinary Meeting of Council held on 20 June 2023 confirmed.

Moved Cr. J Lynch

Seconded Cr. T Pratt

CARRIED 5/0

4.1 Confirmation of Minutes

Confirmation of Minutes of the Special Meeting held on the 4 July be confirmed 2023.

RECOMMENDATION

That the Minutes of the Special Meeting of Council held on 4 July 2023 be confirmed.

Resolution No. 221/2223

Minutes of the Ordinary Meeting of Council held on 4 July 2023 confirmed.

Moved Cr. P Curr

Seconded Cr. J Fegan

CARRIED 5/0

4.2 BUSINESS ARISING FROM PREVIOUS MINUTES

Nil

5. ENGINEERING SERVICES

5.1 Engineering Works Report

This report outlines the general activities for the Engineering Department for the month of June 2023.

RECOMMENDATION

That Council receives the Engineering Services monthly report for June 2023.

Resolution 222/2223

Council receives the Engineering Services monthly report for June 2023.

Moved Cr. J Fegan

Seconded Cr. T Pratt

CARRIED 5/0

ENVIROMENTAL AND REGULATORY SERVICES

6.1 Environmental and Regulatory Services Report

This report outlines the general activities, revenue and expenditure for the department for the period June 2023.

RECOMMENDATION

That Council receives the June 2023 Environmental and Regulatory Services Report.

Resolution No. 223/2223

Council receives the June 2023 Environmental and Regulatory Services Report.

Moved Cr. S Royes

Seconded Cr. T Pratt

CARRIED 5/0

6.2 Amendment to Julia Creek Paddock Agistment Procedure

Council resolved at its Ordinary Meeting held 20 June 2023 to adopt a procedure for the allocation of horse paddocks around Julia Creek. Staff have further reviewed the procedure and note that a eligibility criteria item was missed.

RECOMMENDATION

That Council resolves to amend the Julia Creek Paddock Agistment Procedure to add the following eligibility criteria item:

- * One (1) only Council paddock allocated per household

Resolution No. 224/2223

That Council resolves to amend the Julia Creek Paddock Agistment Procedure to add the following eligibility criteria item:

- * One (1) only Council paddock allocated per household

Moved Cr. S Royes

Seconded Cr. J Lynch

CARRIED 5/0

PROCEDURAL MOTION

That the meeting be closed to the public in accordance with Section 275 (1) (e) of the Local Government Regulation 2012.

Resolution No. 225/2223

Council resolves to close the meeting to the public in accordance with Section 275 (1) (e) of the Local Government Regulation 2012.

Moved Cr. J Fegan

Seconded Cr. J Lynch

CARRIED 5/0

6.3 This report is CONFIDENTIAL in accordance with *Section 254J (3)(e) and (h) of the Local Government Regulation 2012*, as the report will discuss negotiations relating to the taking of land (native title interest) by the local government under the *Acquisition of Land Act 1967* and consideration of legal advice obtained.

PROCEDURAL MOTION**Resolution No. 226/2223**

Council resolves to re-open the Ordinary Meeting of Council to the public.

Moved Cr. J Fegan

Seconded Cr. S Royes

CARRIED 5/0

RECOMMENDATION

Council resolves to;

(a) compulsorily acquire any and all native title and non-native title rights and interests over land described as Lot 54 on Crown Plan JC55713 (the Land) for "urban planning" purposes; and

(b) Council serves a Notice of Intention to Acquire Native Title Rights and Interests (the NT Notice) and a Background Interpretation Statement (the NT Statement) on

Queensland South Native Title Services as the representative body for the Land to commence the compulsory acquisition process; and

(c) Council serve a Notice of Intention to Acquire Non-Native Title Rights and Interests (the Non NT Notice) and a Background Interpretation Statement (the Non NT Statement) on the authorised holder of the following resource interests: ATP2066, EPG2023 and EPM28323 to commence the compulsory resumption process; and

(d) Council takes 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 compulsory acquisition of any and all native title rights and interests over the Land; and

(e) Council delegate to the Chief Executive Officer the power to:

(i) sign the NT Notice, Non-NT Notice, NT Statement and Non-NT 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. 227/2223

Council resolves to;

(a) compulsorily acquire any and all native title and non-native title rights and interests over land described as Lot 54 on Crown Plan JC55713 (the Land) for “urban planning” purposes; and

(b) Council serves a Notice of Intention to Acquire Native Title Rights and Interests (the NT Notice) and a Background Interpretation Statement (the NT Statement) on Queensland South Native Title Services as the representative body for the Land to commence the compulsory acquisition process; and

(c) Council serve a Notice of Intention to Acquire Non-Native Title Rights and Interests (the Non NT Notice) and a Background Interpretation Statement (the Non NT Statement) on the authorised holder of the following resource interests: ATP2066, EPG2023 and EPM28323 to commence the compulsory resumption process; and

(d) Council takes 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 compulsory acquisition of any and all native title rights and interests over the Land; and

(e) Council delegate to the Chief Executive Officer the power to:

(i) sign the NT Notice, Non-NT Notice, NT Statement and Non-NT 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. P Curr

Seconded Cr. S Royes

CARRIED 5/0

Resolution No. 228/2223

Due to the declarable conflicts of interest no quorum for deciding matter for 6.4 T2324001 – Register of Pre-qualified suppliers for Goods, Council delegates to the CEO the power to act to complete the tender process for the register of pre-qualified supplies for Goods.

Moved: J Fegan

Seconded: S Royes

CARRIED 5/0

6.4 T2324001 – Register of Pre-qualified suppliers for Goods

Council invited tenders from suitably qualified tenderers for appointment to Council’s register of pre-qualified suppliers for Goods (ROPS) for a period of two (2) years commencing July 2023 for the following goods categories: Shade sails/Softfall, Batteries, Oils, Tyres, Pool Chemicals, Cleaning Chemicals/Products, Hardware Supplies. This tender was advertised on the Vendor Panel Platform and had a closing date of 4 July 2023. There were 33 tenders received from both local and regional suppliers.

RECOMMENDATION

That Council resolves to:

Accept all tenderers tabulated in this report onto the register of pre-qualified suppliers for Goods including Shade sails/Softfall, Batteries, Oils, Tyres, Pool Chemicals, Cleaning Chemicals/Products, Hardware Supplies for a period of two (2) years commencing 1 July 2023.

Due to Resolution No 228/2223 – Council delegated the CEO the power to act, this recommendation is not required.

Resolution No. 229/2223

That Council resolves to:

1 Accept all tenderers tabulated in this report onto the register of pre-qualified suppliers for Goods including Shade sails/Softfall, Batteries, Oils, Tyres, Pool Chemicals, Cleaning Chemicals/Products, Hardware Supplies for a period of two (2) years commencing 1 July 2023.

Moved Cr. T Pratt

Seconded Cr. P Curr

CARRIED 3/0

Attendance - Cr. J. Fegan left the meeting room having declared, agenda item 6.4 T2324001 – Register of Pre-qualified suppliers for Goods and 6.5 T2324002 – Register of Pre-qualified suppliers for Services as defined by Section Local Government Act 2009, section 150E and left the meeting room at 9:28am taking no part in the meeting or discussion.

Attendance - Cr. S Royes left the meeting room having declared, agenda item 6.4 T2324001 – Register of Pre-qualified suppliers for Goods and 6.5 T2324002 – Register of Pre-qualified suppliers for Services as defined by Section Local Government Act 2009, section 150E and left the meeting room at 9:28am taking no part in the meeting or discussion.

6.5 T2324002 – Register of Pre-qualified suppliers for Services

Council invited tenders from suitably qualified tenderers for appointment to Council's register of pre-qualified suppliers for Services (ROPS) for a period of two (2) years commencing July 2023 for the following service categories: Building Maintenance, Electrical, Plumbing, Painting, Concrete Works, Catering, Weed Spraying, Yard Maintenance, Air Conditioner Cleaning, Pest Control, Boilermaking/Fabrication and Fencing. This tender No.: T2324002 was advertised on the Vendor Panel Platform and had a closing date of 4 July 2023. There were 36 tenders received.

RECOMMENDATION

That Council resolves to:

1. Accept all tenderers tabulated in this report onto the register of pre-qualified suppliers for Building Maintenance, Electrical, Plumbing, Painting, Concrete Works, Catering, Weed Spraying, Yard Maintenance, Air Conditioner Cleaning, Pest Control, Boilermaking / Fabrication and Fencing Services for a period of two (2) years commencing 1 July 2023; and
2. Delegate to the Chief Executive Officer the power to negotiate, finalise and enter into contracts for services for works funded in both Capital and Operational Budgets.

Resolution No. 230/2223

That Council resolves to:

1. Accept all tenderers tabulated in this report onto the register of pre-qualified suppliers for Building Maintenance, Electrical, Plumbing, Painting, Concrete Works, Catering, Weed Spraying, Yard Maintenance, Air Conditioner Cleaning, Pest Control, Boilermaking / Fabrication and Fencing Services for a period of two (2) years commencing 1 July 2023; and
2. Delegate to the Chief Executive Officer the power to negotiate, finalise and enter into contracts for services for works funded in both Capital and Operational Budgets

Moved Cr. T Pratt

Seconded Cr. J Lynch

CARRIED 3/0

Attendance – Cr. J. Fegan and Cr. S Royes re-entered the meeting room at 9:47am.

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 June 2023.

RECOMMENDATION

That Council receives the Community Services monthly report for June 2023.

Resolution No. 231/2223

Council receives the Community Services monthly report for June 2023.

Moved Cr. J Fegan

Seconded Cr. J Lynch

CARRIED 5/0

8. CORPORATE SERVICES

8.1 The Corporate Services Report

The Corporate Services Report as of June 2023 which summarises the financial performance and position is presented to Council.

RECOMMENDATION

That Council receives the monthly Corporate Services Report for the period ending June 2023.

Resolution No. 232/2223

Council receives the monthly Corporate Services Report for the period ending June 2023.

Moved Cr. T Pratt

Seconded Cr. S Royes

CARRIED 5/0

8.2 Debt Policy Review 2023/2024

In accordance with Section 192 of the Local Government Regulations 2012, Council must prepare a Debt Policy for each financial year.

The 2023/24 Debt Policy Version 1 has been prepared in accordance with relevant legislation and Council's current debt position and is presented for Council's consideration.

RECOMMENDATION

That Council adopt the 2023/24 Debt Policy Version 1 as presented.

Resolution No. 233/2223

That Council adopt the 2023/24 Debt Policy Version 1.

Moved Cr. J Fegan

Seconded Cr. J Lynch

CARRIED 5/0

8.3 Investment Policy Review 2023/2024

In accordance with Section 191 of the Local Government Regulations 2012, Council must prepare and adopt an investment policy.

The 2023/2024 Investment Policy Version 1 has been prepared in accordance with relevant legislation and is presented for Councils consideration.

RECOMMENDATION

That Council adopt the 2023/24 Investment Policy Version 1 as presented.

Resolution No. 234/2223

That Council adopt the 2023/24 Investment Policy Version 1.

Moved Cr. J Fegan

Seconded Cr. J Lynch

CARRIED 5/0

8.4 Procurement Policy Review 2023-2024

In accordance with Section 198 of the Local Government Regulations 2012, Council must prepare and adopt a procurement policy.

The 2023/2024 Procurement Policy Version 1 has been prepared in accordance with relevant legislation and is presented for Councils consideration.

RECOMMENDATION

That Council adopt the 2023/2024 Procurement Policy Version 1 as presented.

Resolution No. 235/2223

That Council adopt the 2023/2024 Procurement Policy Version 1.

Moved Cr. T Pratt

Seconded Cr. S Royes

CARRIED 5/0

8.5 Fees and Charges Schedule 2023-2024

Presenting to Council the proposed Fees and Charges Schedule for the financial year 2023/24.

The schedule contains fees and charges relating to all other services provided by Council.

RECOMMENDATION

That Council adopts the proposed Fees and Charges Schedule 2023/24 Version 1 as presented.

Resolution No. 236/2223

That Council adopts the proposed Fees and Charges Schedule 2023/24 Version 1.

Moved Cr. J Fegan

Seconded Cr. J Lynch

CARRIED 5/0

8.6 Revenue Statement Review 2023/2024

In accordance with *Section 172 of the Local Government Regulations 2012*, Council must prepare a revenue statement for each financial year.

The 2023/24 Revenue Statement Version 1 has been prepared in accordance with relevant legislation and is presented for Councils consideration.

RECOMMENDATION

That Council adopt the 2023/24 Revenue Statement Version 1 as presented.

Resolution No. 237/2223

That Council adopt the 2023/24 Revenue Statement Version 1.

Moved Cr. T Pratt

Seconded Cr. S Royes

CARRIED 5/0

8.7 2023/2024 Budget and Rating

A local government is required to adopt its budget for a financial year after 31 May in the year before the financial year but before 1 August in the financial year. Councillors and Operational staff have met and discussed the budget at budget workshop over the past two months for the purpose of preparing a budget for the 2023/2024 financial year.

8.7.1 Differential General Rates

RECOMMENDATION

- a) Pursuant to section 81 of the *Local Government Regulation 2012*, the categories into which rateable land is categorised, the description of those categories and, pursuant to sections 81(4) and 81(5) of the *Local Government Regulation 2012*, the method by which land is to be identified and included in its appropriate category is as follows:

Differential Rate Category	Description	Identification
1. Residential – Julia Creek < 2 ha	Land, located within the town of Julia Creek, having an area of less than 2 hectares, which is used, or intended to be used, for residential purposes.	As determined by the CEO
2. Residential – Other < 2 ha	Land, located within the towns of McKinlay, Kynuna and Nelia, having an area of less than 2 hectares, which is used, or intended to be used, for residential purposes.	As determined by the CEO
3. Residential – Julia Creek > 2 ha	Land, located within the town of Julia Creek, having an area of 2 hectares or more, which is used, or intended to be used, for residential purposes.	As determined by the CEO
4. Residential – Other > 2 ha	Land, located in the towns of McKinlay, Kynuna and Nelia, having an area of 2 hectares or more, which is used, or intended to be used, for residential purposes.	As determined by the CEO
5. Commercial/Industrial – Julia Creek	Land, located within the town of Julia Creek, which is used, or intended to be used, for commercial and/or industrial purposes.	As determined by the CEO
6. Commercial/Industrial - Other	Land, located within the towns of McKinlay,	As determined by

	Kynuna and Nelia, which is used, or intended to be used, for commercial and/or industrial purposes.	the CEO
7. Rural	Land used, or intended to be used, for rural purposes.	As determined by the CEO
8. Special Uses / Community Purposes	Land which is used for community purposes.	As determined by the CEO
9. Open Space & Recreation	Land which is used for recreation	As determined by the CEO
10. Mine – Not in Production	Land which is a mining lease held under the <i>Mineral Resources Act</i> , which forms part of a mine which is not operational.	As determined by the CEO
11. Mine – In Production	Land which is a mining lease held under the <i>Mineral Resources Act</i> , which forms part of a mine which is operational.	As determined by the CEO
12. Workers Accommodation – 0-50 units	Land used or intended to be used, in whole or in part, for providing intensive accommodation for between 0 and 50 people (other than the ordinary travelling public) in rooms, suites, or caravan sites specifically built or provided for this purpose. Land within this category is commonly known as “workers accommodation”, “single person’s quarters”, “work camps”, “accommodation village”, or “barracks”.	As determined by the CEO
13. Workers Accommodation – 51 - 100 units	Land used or intended to be used, in whole or in part, for providing intensive accommodation for between 51 and 100 people (other than the ordinary travelling public) in rooms, suites, or caravan sites specifically built or provided for this purpose. Land within this category is commonly known as “workers accommodation”, “single person’s quarters”, “work camps”, “accommodation village”, or “barracks”.	As determined by the CEO
14. Workers Accommodation >100 units	Land used or intended to be used, in whole or in part, for providing intensive accommodation for more than 100 people (other than the ordinary travelling public) in rooms, suites, or caravan sites specifically built or provided for this purpose. Land within this category is commonly known as “workers accommodation”, “single person’s quarters”, “work camps”, “accommodation village”, or “barracks”.	As determined by the CEO

- b) Council delegates to the Chief Executive Officer the power, pursuant to sections 81(4) and 81(5) of the *Local Government Regulation 2012*, to identify the rating category to which each parcel of rateable land belongs.
- c) Pursuant to section 94 of the *Local Government Act 2009* and section 80 of the *Local Government Regulation 2012*, the differential general rate to be made and levied for each differential general rate category and, pursuant to section 77 of the *Local Government Regulation 2012*, the minimum general rate to be made and levied for each differential general rate category, is as follows:

Category	Rate in \$ (Cents) per levy	Minimum (\$)
1. Residential – Julia Creek < 2 ha	2.9634¢	189.81
2. Residential – Other < 2 ha	0.443¢	227.80
3. Residential – Julia Creek > 2 ha	1.2468¢	189.81
4. Residential – Other > 2ha	3.525¢	222.44
5. Commercial/Industrial – Julia Creek	1.9132¢	189.81
6. Commercial/Industrial - Other	0.1¢	213.28
7. Rural	0.17766¢	127.00
8. Special Uses / Community Purposes	2.9897¢	189.91
9. Open Space & Recreation	5.676341¢	189.91
10. Mine – Not in Production	3.79175¢	210.11
11. Mine – In Production	6.6049¢	218.05
12. Workers Accommodation 0-50 units	8.236¢	10323.65
13. Workers Accommodation 51-100 units	12.262¢	15370.77
14. Workers Accommodation > 100 units	17.837¢	22358.74

Resolution No. 238/2223

- a) Pursuant to section 81 of the *Local Government Regulation 2012*, the categories in to which rateable land is categorised, the description of those categories and, pursuant to sections 81(4) and 81(5) of the *Local Government Regulation 2012*, the method by which land is to be identified and included in its appropriate category is as follows:

Differential Rate Category	Description	Identification
1. Residential – Julia Creek < 2 ha	Land, located within the town of Julia Creek, having an area of less than 2 hectares, which is used, or intended to be used, for residential purposes.	As determined by the CEO
2. Residential – Other < 2 ha	Land, located within the towns of McKinlay, Kynuna and Nelia, having an area of less than 2 hectares, which is used, or intended to be used, for residential purposes.	As determined by the CEO
3. Residential – Julia Creek > 2 ha	Land, located within the town of Julia Creek, having an area of 2 hectares or more, which is used, or intended to be used, for residential purposes.	As determined by the CEO
4. Residential – Other > 2 ha	Land, located in the towns of McKinlay, Kynuna and Nelia, having an area of 2 hectares or more, which is used, or intended to be used, for residential purposes.	As determined by the CEO
5. Commercial/Industrial – Julia Creek	Land, located within the town of Julia Creek, which is used, or intended to be used, for commercial and/or industrial purposes.	As determined by the CEO
6. Commercial/Industrial - Other	Land, located within the towns of McKinlay, Kynuna and Nelia, which is used, or intended to be used, for commercial and/or industrial purposes.	As determined by the CEO
7. Rural	Land used, or intended to be used, for rural purposes.	As determined by the CEO
8. Special Uses / Community Purposes	Land which is used for community purposes.	As determined by the CEO

Moved Cr. J Lynch

Seconded Cr. S Royes

CARRIED 5/0

8.7.2 Special Charge

RECOMMENDATION

- a) Pursuant to section 94 of the *Local Government Act 2009* and section 94 of the *Local Government Regulation 2012*, Council make and levy a special charge (to be known as the “Pest Animal Control Levy”) of \$0.0166 per hectare per annum or \$0.0083 per hectare per levy, on all rateable land included in differential rate category 7 – rural which exceeds 1,000 hectares in area for the provision of pest control services to certain rural properties in the Shire.
- b) The overall plan for the Pest Animal Control Levy Special Charge is as follows:
 - i. The service, facility or activity is provision of pest control services to certain properties in rural parts of the Shire. These pest control services serve to assist with the control of wild dogs which can reduce the threat to livestock.
 - ii. The rateable land to which the special rate shall apply all rateable land in differential rate category 7 – rural which exceeds 1,000 hectares in area.
 - iii. The estimated cost of carrying out the overall plan is \$65,000.
 - iv. The timeframe for carrying out the overall plan is twelve (12) months ending 30 June 2024.
- c) The rateable land (owner or occupier) subject of the charge specially benefit from the provision of pest control services, because the services assist with the control of wild dogs which can reduce the threat to livestock.

Resolution No. 239/2223

- a) Pursuant to section 94 of the *Local Government Act 2009* and section 94 of the *Local Government Regulation 2012*, Council make and levy a special charge (to be known as the “Pest Animal Control Levy”) of \$0.0166 per hectare per annum or \$0.0083 per hectare per levy, on all rateable land included in differential rate category 7 – rural which exceeds 1,000 hectares in area for the provision of pest control services to certain rural properties in the Shire.
- b) The overall plan for the Pest Animal Control Levy Special Charge is as follows:
 - i. The service, facility or activity is provision of pest control services to certain properties in rural parts of the Shire. These pest control services serve to assist with the control of wild dogs which can reduce the threat to livestock.
 - ii. The rateable land to which the special rate shall apply all rateable land in differential rate category 7 – rural which exceeds 1,000 hectares in area.
 - iii. The estimated cost of carrying out the overall plan is \$65,000.
 - iv. The timeframe for carrying out the overall plan is twelve (12) months ending 30 June 2024.
- c) The rateable land (owner or occupier) subject of the charge specially benefit from the provision of pest control services, because the services assist with the control of wild dogs which can reduce the threat to livestock.

Moved Cr. P Curr

Seconded Cr. J Fegan

CARRIED 5/0

8.7.3 Sewerage Utility Charges

RECOMMENDATION

- (a) Pursuant to section 94 of the *Local Government Act 2009* and section 99 of the *Local Government Regulation 2012*, Council make and levy sewerage utility charges, for the supply of sewerage services by the Council, as follows:

Sewerage Charges		
	Per Half Yearly Levy Charge (\$)	Annual Charge (\$)
First Pedestal	\$270.30	\$540.60
Additional Pedestal	\$170.15	\$340.30

- (b) The above levied sewerage utility charges be applied as further detailed in section 5.2 of the 2023-2024 Revenue Statement.

Resolution No. 240/2223

- (a) Pursuant to section 94 of the *Local Government Act 2009* and section 99 of the *Local Government Regulation 2012*, Council make and levy sewerage utility charges, for the supply of sewerage services by the Council, as follows:

Sewerage Charges		
	Per Half Yearly Levy Charge (\$)	Annual Charge (\$)
First Pedestal	\$270.30	\$540.60
Additional Pedestal	\$170.15	\$340.30

- (b) The above levied sewerage utility charges be applied as further detailed in section 5.2 of the 2023-2024 Revenue Statement.

Moved Cr. J Fegan

Seconded Cr. S Royes

CARRIED 5/0

8.7.4 Water Utility Charges

RECOMMENDATION

- (a) Pursuant to section 94 of the *Local Government Act 2009* and sections 99 and 101 of the *Local Government Regulation 2012*, Council make and levy water utility charges, for the supply of water services by the Council, as follows:

Access Charge		
	Per Half Yearly Levy Charge (\$)	Annual Charge (\$)
Julia Creek	\$131.88	\$263.76
Kynuna and McKinlay	\$45.57	\$91.14
Nelia	\$23.86	\$47.72

Gilliat	\$24.65	\$49.30
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Consumption Charge		
	Per Half Yearly Levy Charge per Unit (\$)	Annual Charge per Unit (\$)
Julia Creek	\$18.71	\$37.42
Kynuna and McKinlay	\$22.79	\$45.58
Nelia	\$11.93	\$23.86
Gilliat	\$12.33	\$24.66
Extra Water (for specifically identified assessments)	\$1.73	\$3.46

Resolution No. 241/2223

(a) Pursuant to section 94 of the *Local Government Act 2009* and sections 99 and 101 of the *Local Government Regulation 2012*, Council make and levy water utility charges, for the supply of water services by the Council, as follows:

Access Charge		
	Per Half Yearly Levy Charge (\$)	Annual Charge (\$)
Julia Creek	\$131.88	\$263.76
Kynuna and McKinlay	\$45.57	\$91.14
Nelia	\$23.86	\$47.72
Gilliat	\$24.65	\$49.30

Consumption Charge		
	Per Half Yearly Levy Charge per Unit (\$)	Annual Charge per Unit (\$)
Julia Creek	\$18.71	\$37.42
Kynuna and McKinlay	\$22.79	\$45.58
Nelia	\$11.93	\$23.86
Gilliat	\$12.33	\$24.66
Extra Water (for specifically identified assessments)	\$1.73	\$3.46

Moved Cr. P Curr

Seconded Cr. T Pratt

CARRIED 5/0

8.7.5 Waste Management Utility Charges

RECOMMENDATION

Pursuant to section 94 of the *Local Government Act 2009* and section 99 of the *Local Government Regulation 2012*, Council make and levy waste management utility charges, for the supply of waste management services by the Council, as follows:

Council provides waste management services to properties in the towns of Julia Creek, Kynuna, McKinlay and Nelia. For properties in Julia Creek, the Council provides landfill services and a kerbside refuse collection service. For properties in the other towns a landfill service is provided only.

For the financial year, Council resolves to levy:-

- a utility charge for the provision of landfill facilities on all assessments within Julia Creek, Kynuna, McKinlay and Nelia ("**the Waste Facilities Charge**"); and
- a utility charge for the provision of a kerbside refuse collection service on all assessments in Julia Creek, irrespective of whether the service is actually used by the ratepayer ("**the Waste Collection Charge**").

For the financial year, Council resolves that the charges shall be as follows:

Waste Facilities Charge		
	Per Half Yearly Levy Charge (\$)	Annual Charge (\$)
Julia Creek	\$77.77	\$155.54
Kynuna, McKinlay and Nelia	\$19.92	\$39.84

Waste Collection Charge		
	Per Half Yearly Levy Charge (\$)	Annual Charge (\$)
First 240-litre wheelie bin service	\$97.50	\$195.00
Each additional 240-litre wheelie bin service	\$117.53	\$235.06

Resolution No. 242/2223

Pursuant to section 94 of the *Local Government Act 2009* and section 99 of the *Local Government Regulation 2012*, Council make and levy waste management utility charges, for the supply of waste management services by the Council, as follows:

Council provides waste management services to properties in the towns of Julia Creek, Kynuna, McKinlay and Nelia. For properties in Julia Creek, the Council provides landfill services and a kerbside refuse collection service. For properties in the other towns a landfill service is provided only.

For the financial year, Council resolves to levy:-

- a utility charge for the provision of landfill facilities on all assessments within Julia Creek, Kynuna, McKinlay and Nelia ("**the Waste Facilities Charge**"); and
- a utility charge for the provision of a kerbside refuse collection service on all assessments in Julia Creek, irrespective of whether the service is actually used by the ratepayer ("**the Waste Collection Charge**").

For the financial year, Council resolves that the charges shall be as follows:

Waste Facilities Charge		
	Per Half Yearly Levy Charge (\$)	Annual Charge (\$)
Julia Creek	\$77.77	\$155.54
Kynuna, McKinlay and Nelia	\$19.92	\$39.84

Waste Collection Charge		
	Per Half Yearly Levy Charge (\$)	Annual Charge (\$)
First 240-litre wheelie bin service	\$97.50	\$195.00
Each additional 240-litre wheelie bin service	\$117.53	\$235.06

Moved Cr. S Royes

Seconded Cr. J Lynch

CARRIED 5/0

8.7.6 DISCOUNT**RECOMMENDATION**

Pursuant to section 130 of the *Local Government Regulation 2012*, the differential general rates/sewerage utility charges/water utility charges/waste management utility charges made and levied shall be subject to a discount of 10% if paid within the discount period of 30 clear days of the date of issue of the rate notice provided that:

- a) all of the aforementioned rates and charges are paid within 30 clear days of the date of issue of the rate notice;
- b) all other rates and charges appearing on the rate notice (that are not subject to a discount) are paid within 30 clear days after the date of issue of the rate notice; and
- c) all other overdue rates and charges relating to the rateable assessment are paid within 30 clear days of the date of issue of the rate notice.

Resolution No. 243/2223

Pursuant to section 130 of the Local Government Regulation 2012, the differential general rates/sewerage utility charges/water utility charges/waste management utility charges made and levied shall be subject to a discount of 10% if paid within the discount period of 30 clear days of the date of issue of the rate notice provided that:

- a) all of the aforementioned rates and charges are paid within 30 clear days of the date of issue of the rate notice;
- b) all other rates and charges appearing on the rate notice (that are not subject to a discount) are paid within 30 clear days after the date of issue of the rate notice; and
- c) all other overdue rates and charges relating to the rateable assessment are paid within 30 clear days of the date of issue of the rate notice.

Moved Cr. J Lynch

Seconded Cr. S Royes

CARRIED 5/0

8.7.7 INTEREST**RECOMMENDATION**

Pursuant to section 133 of the Local Government Regulation 2012, compound interest on daily rests at the rate of eleven percent (11.0%) per annum is to be charged on all overdue rates or charges.

Resolution No. 244/2223

Pursuant to section 133 of the Local Government Regulation 2012, compound interest on daily rests at the rate of eleven percent (11.0%) per annum is to be charged on all overdue rates or charges.

Moved Cr. J Lynch

Seconded Cr. J Fegan

CARRIED 5/0

8.7.8 LEVY AND PAYMENT**RECOMMENDATION**

a) Pursuant to section 107 of the Local Government Regulation 2012 and section 114 of the Fire and Emergency Services Act 1990, Council's rates and charges, and the State Government's Emergency Management, Fire and Rescue Levy be levied:

- for half year 1 July 2023 to 31 December 2023 – in August/September 2023; and
- for the half year 1 January 2024 to 30 June 2024 – in February/March 2024.

b) Pursuant to section 118 of the Local Government Regulation 2012, that Council's rates and charges, and the State Government's Emergency Management, Fire and Rescue Levy, be paid within 30 clear days of the date of the issue of the rate notice.

Resolution No. 245/2223

a) Pursuant to section 107 of the Local Government Regulation 2012 and section 114 of the Fire and Emergency Services Act 1990, Council's rates and charges, and the State Government's Emergency Management, Fire and Rescue Levy be levied:

- for half year 1 July 2023 to 31 December 2023 – in August/September 2023; and
- for the half year 1 January 2024 to 30 June 2024 – in February/March 2024.

b) Pursuant to section 118 of the Local Government Regulation 2012, that Council's rates and charges, and the State Government's Emergency Management, Fire and Rescue Levy, be paid within 30 clear days of the date of the issue of the rate notice.

Moved Cr. T Pratt

Seconded Cr. P Curr

CARRIED 5/0

8.7.9**PAYING RATES OR CHARGES BY INSTALMENTS****RECOMMENDATION**

Pursuant to section 129 of the Local Government Regulation 2012, all rates and charges are payable by four equal instalments on 1 August 2023, 1 November 2023, 1 February 2024 and 1 May 2024. Interest will not be charged on the overdue rates or charges if the instalments are paid when due.

Resolution No. 246/2223

Pursuant to section 129 of the Local Government Regulation 2012, all rates and charges are payable by four equal instalments on 1 August 2023, 1 November 2023, 1 February 2024 and 1 May 2024. Interest will not be charged on the overdue rates or charges if the instalments are paid when due.

Moved Cr. J Lynch

Seconded Cr. J Fegan

CARRIED 5/0

8.7.10 RATES CONCESSIONS**RECOMMENDATION**

Pursuant to sections 120, 121 and 122 of the *Local Government Regulation 2012*, a rebate of the differential general rate categories 1, 2 and 3 where the owner of land qualifies for the State Government Pensioner Rate Remission Scheme be granted a concession equal to 55% of the total rates and charges payable.

Resolution No. 247/2223

Pursuant to sections 120, 121 and 122 of the Local Government Regulation 2012, a rebate of the differential general rate categories 1, 2 and 3 where the owner of land qualifies for the State Government Pensioner Rate Remission Scheme be granted a concession equal to 55% of the total rates and charges payable.

Moved Cr. J Fegan

Seconded Cr. S Royes

CARRIED 5/0

8.7.11 STATEMENT OF ESTIMATED FINANCIAL POSITION***RECOMMENDATION***

Pursuant to section 205 of the *Local Government Regulation 2012*, the statement of the financial operations and financial position of the Council in respect of the previous financial year ("the Statement of Estimated Financial Position") be received and its contents noted.

Resolution No. 248/2223

Pursuant to section 205 of the Local Government Regulation 2012, the statement of the financial operations and financial position of the Council in respect of the previous financial year ("the Statement of Estimated Financial Position") be received and its contents noted.

Moved Cr. P Curr

Seconded Cr. T Pratt

CARRIED 5/0

8.7.12 ADOPTION OF BUDGET**RECOMMENDATION**

Pursuant to section 94 of the *Local Government Act 2009* and sections 169 and 170 of the *Local Government Regulation 2012*, Council's Budget for the 2023/2024 financial year, incorporating:

- i. The statements of financial position;

- ii. The statements of cash flow;
 - iii. The statements of income and expenditure;
 - iv. The statements of changes in equity;
 - v. The long-term financial forecast;
 - vi. The revenue statement
 - vii. The revenue policy (adopted by Council resolution on 20 June 2023);
 - viii. The relevant measures of financial sustainability; and
 - ix. The total value of the change, expressed as a percentage, in the rates and utility charges levied for the financial year compared with the rates and utility charges levied in the previous budget
 - x. Capital Works Program for 2023/2024 financial year.
- as tabled, be adopted.

Resolution No. 249/2223

Pursuant to section 94 of the Local Government Act 2009 and sections 169 and 170 of the Local Government Regulation 2012, Council's Budget for the 2023/2024 financial year, incorporating:

- i. The statements of financial position;
- ii. The statements of cash flow;
- iii. The statements of income and expenditure;
- iv. The statements of changes in equity;
- v. The long-term financial forecast;
- vi. The revenue statement
- vii. The revenue policy (adopted by Council resolution on 20 June 2023);
- viii. The relevant measures of financial sustainability; and
- ix. The total value of the change, expressed as a percentage, in the rates and utility charges levied for the financial year compared with the rates and utility charges levied in the previous budget
- x. Capital Works Program for 2023/2024 financial year.

as tabled, be adopted.

Moved Cr. P Curr

Seconded Cr. J Fegan

CARRIED 5/0

8.8 Operational Plan 2023/2024

In accordance with Section 174 of the Local Government Regulations 2012, Council must prepare and adopt an annual operational plan for each financial year.

The annual Operational Plan 2023/2024 is reflective of the proposed budget and associated programs.

RECOMMENDATION

That Council adopts the 2023/2024 Operational Plan version 1 as presented.

Resolution No. 250/2223

That Council adopts the 2023/2024 Operational Plan version 1 as presented.

Moved Cr. T Pratt

Seconded Cr. S Royes

CARRIED 5/0

9. CHIEF EXECUTIVE OFFICER

In addition to the information provided below, a verbal update will be given on current matters headlined in the body of the report which have arisen from the Office of the Chief Executive Officer.

RECOMMENDATION

That Council receive and note the report from the Chief Executive Officer for the period ending 14th July 2023 except where amended or varied by separate resolution of Council.

Resolution No. 251/2223

That Council receive and note the report from the Chief Executive Officer for the period ending 14th July 2023 except where amended or varied by separate resolution of Council.

Moved Cr. J Fegan

Seconded Cr. P Curr

CARRIED 5/0

1. August and September Council Briefings

The August and September Council Briefing dates are clashing with external meetings. The August Meeting clashes with the Elected Member Update in Richmond, and the September Meeting clashes with the NWQROC being held in Mount Isa on the 5th and 6th (Tuesday and Wednesday) of September. It is recommended the Briefings for August and September be moved forward to the Monday prior to the scheduled meeting, i.e. Monday 31 July and Monday 4 September.

RECOMMENDATION:

The August Council Briefing be held on Monday 31 July and the September Council Briefing be held on Monday 4 September.

Resolution No. 252/2223

The August Council Briefing be held on Monday 31 July and the September Council Briefing be held on Monday 4 September.

Moved Cr. J Lynch

Seconded Cr. J Fegan

CARRIED 5/0

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 June 2023.

RECOMMENDATION

That Council receives the June 2023 WHS Report.

Resolution No. 253/2223

That Council receives the June 2023 WHS Report.

Moved Cr. J Fegan

Seconded Cr. P Curr

CARRIED 5/0

General Business – Councillor Requests

11. CLOSURE OF MEETING

The Chair of the meeting Mayor Philip Curr declared the meeting closed at 11:00am.