



MCKINLAY SHIRE COUNCIL

CONFIRMED MINUTES

OF THE

ORDINARY MEETING OF COUNCIL

HELD AT THE

BOARDROOM, CIVIC CENTRE
JULIA CREEK

5 December 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 21 November 2023
- 4.2 Business Arising out of minutes of previous Meeting

5. ENGINEERING REPORT

- 5.1 Engineering Works Monthly Report
- 5.2 Construction 3 Bedroom Home 77 Coyne St
- 5.3 Roads Asset Register Update 2023
- 5.4 VP 382240 Register of Pre-qualified Suppliers Slashing Services

6. ENVIRONMENTAL & REGULATORY SERVICES REPORT

- 6.1 Environmental and Regulatory Services Monthly Report
- 6.2 Request for McKinlay Shire Council to become Trustee over Lot 606 on AL75 Reserve 16 Divisional Board Reserve

7. COMMUNITY SERVICES REPORT

- 7.1 Community Services Monthly Report
- 7.2 2024 Julia Creek Dirt & Dust Festival Support
- 7.3 Council Contribution – Accessible Tourism Elevate Fund – Access Project Grants
- 7.4 Julia Creek Early Learning Centre Fees
- 7.5 Julia Creek Early Learning Centre Management Support

8. CORPORATE SERVICES REPORT

- 8.1 Corporate Services Monthly Report

9. CHIEF EXECUTIVE OFFICERS REPORT

- 9.1 CEO Monthly Report
- 9.2 Acquisition of Native Title and Non-Native Title (Resource Interests) Rights and Interests – Lot 10 on SP 337955
- 9.3 Purchase of Work Camp Accommodation Container

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 08:31am.

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 Engineering, Environment and Regulatory Services, Mr. Cameron Scott

Director of Corporate & Community Services, Ms. Tenneil Cody

Environmental Regulatory Services, Team Leader, Ms. Megan Pellow

Executive Assistant, Mrs. Melissa Mussig

Apologies:

Other people in attendance:

3. DECLARATION OF CONFLICT OF INTEREST

- I. "I Cr. Tim Pratt declare that I have a conflict of interest with respect to agenda item 7.2 2024 Julia Creek Dirt & Dust Festival Support of the December 2023 Ordinary Meeting (as defined the *Local Government Act 2009*, section 150EN) as follows: -

- (i) Name of related party: Sheree Pratt
- (ii) The nature of my relationship with this related party is Sheree is my spouse.
- (iii) The nature of the related party's interests in this matter is Sheree is the President of the Dirt and Dust Committee.

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 21 November 2023 be confirmed.

RECOMMENDATION

That the Minutes of the Ordinary Meeting of Council held on 21 November 2023 be confirmed.

Resolution No. 069/2324

Minutes of the Ordinary Meeting of Council held on 21 November 2023 confirmed.

Moved Cr. J Lynch

Seconded Cr. J Fegan

CARRIED 5/0

4.2 BUSINESS ARISING FROM PREVIOUS MINUTES

5. ENGINEERING SERVICES

5.1 Engineering Works Report

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

RECOMMENDATION

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

Resolution 070/2324

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

Moved Cr. T Pratt

Seconded Cr. J Fegan

CARRIED 5/0

5.2 Construction 3 Bedroom Home 77 Coyne St

Quotations were sought to build a 3 Bedroom Home in Coyne St, similar to the 3 Bedroom home built by Council in 2021 at 71 Coyne St. 2 quotations were received.

RECOMMENDATION

That Council resolve to;

- a) Engage Asset Cabins and Homes to provide a 3 bedroom house at 77 Coyne St for \$514,500 Ex GST and authorize the Chief Executive Officer to*
- b) and execute the contract and;*
- c) Reallocated \$260,000 from Budget Item "Purchase Government House Shaw St" and reallocate \$5,000 from Budget Item "72 Burke St" to the Budget item "Coyne St Subdivision" to allow for the purchase.*

Resolution 071/2324

That Council resolve to;

- a) Engage Asset Cabins and Homes to provide a 3 bedroom house at 77 Coyne St for \$514,500 Ex GST and authorize the Chief Executive Officer to
- b) and execute the contract and;
- c) Reallocated \$260,000 from Budget Item "Purchase Government House Shaw St" and reallocate \$5,000 from Budget Item "72 Burke St" to the Budget item "Coyne St Subdivision" to allow for the purchase.

Moved Cr. J Fegan

Seconded Cr. J Lynch

CARRIED 5/0

5.3 Roads Asset Register Update 2023

The purpose of this report is for Council to consider an updated December 2023 Roads Asset Register for the shire's road network in accordance with the Local Government Act 2009.

The recovery of essential public assets from the activated flood event in 2022, has delivered renewed road segments enabling the asset data to be updated to reflect locations of gravel, drop sections and other asset information.

Summary of Road Asset Data includes:

- 1,274,749 m of Unsealed Road
- 386,424 m of Sealed Road
- 537,289 m of Private Road
- 10,520 m of Drop sections

Endorsement of the Road Asset Register ensures:

- Compliance with the Local Government Act 2009;
- Readiness for the coming wet season in relation to eligibility disaster relief funding arrangements;
- up to date data and information for maintenance and operations management purposes.

RECOMMENDATION

That Council resolve to;

- a) Adopt the December 2023 updated version of the Road Asset Register and;*
- b) Request Officers to update the Asset Register in the Queensland Reconstruction Authority MARS Portal in preparation for future events.*

Resolution 072/2324

That Council resolve to;

- a) Adopt the December 2023 updated version of the Road Asset Register and;
- b) Request Officers to update the Asset Register in the Queensland Reconstruction Authority MARS Portal in preparation for future events.

Moved Cr. T Pratt

Seconded Cr. J Lynch

CARRIED 5/0

5.4 VP 382240 Register of Pre-qualified Suppliers Slashing Services

Council sought tenders, via VendorPanel to establish a Register of Pre-qualified Suppliers for Slashing Services to commence 15th December 2023 for an initial period of 2 years with an option for a 1 year extension, at Council's discretion.

RECOMMENDATION

That Council resolves to:

- a) *Accept tenders from:*
- *Alexander's Plant Hire Pty Ltd*
 - *L.J & K.J. Davidson*

Onto the Local Panel of Pre-Qualified Suppliers Slashing Services effective 15th December 2023 for an initial period of 2 years with an option for a 1 year extension, at Council's discretion and;

- b) *Accept tenders from:*
- *C & R Contractors Pty Ltd*
 - *Macview Pty Ltd*
 - *Roadcare Australia*
 - *Tree ACQ Pty Ltd*

Onto the Non-Local Panel of Pre-Qualified Suppliers Slashing Services effective 15th December 2023 for an initial period of 2 years with an option of a 1 year extension, at Council's discretion and;

- c) *Notify the successful tenderers and;*
d) *Notify the unsuccessful tenderers.*

Resolution 073/2324

That Council resolves to:

- a) *Accept tenders from:*
- *Alexander's Plant Hire Pty Ltd*
 - *L.J & K.J. Davidson*

Onto the Local Panel of Pre-Qualified Suppliers Slashing Services effective 15th December 2023 for an initial period of 2 years with an option for a 1 year extension, at Council's discretion and;

- b) *Accept tenders from:*
- *C & R Contractors Pty Ltd*
 - *Macview Pty Ltd*
 - *Roadcare Australia*
 - *Tree ACQ Pty Ltd*

Onto the Non-Local Panel of Pre-Qualified Suppliers Slashing Services effective 15th December 2023 for an initial period of 2 years with an option of a 1 year extension, at Council's discretion and;

- c) *Notify the successful tenderers and;*
d) *Notify the unsuccessful tenderers.*

Moved Cr. T Pratt

Seconded Cr. S Royes

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 November 2023.

RECOMMENDATION

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

Resolution No. 074/2324

Council receives the November 2023 Environmental and Regulatory Services Report.

Moved Cr. J Fegan

Seconded Cr. J Lynch

CARRIED 5/0

6.2 Request for McKinlay Shire Council to become Trustee over Lot 606 on AL75

Reserve 16 Divisional Board Reserve

Email correspondence has been received from the Department of Resources (DoR) requesting consent to appoint McKinlay Shire Council as trustee of Lot 606 on AL75 also known as 32 Wylde Street, McKinlay. It is also recommended that the Council enter a trustee lease/permit arrangement with the State Emergency Service (SES) to authorise the use of the reserve land.

RECOMMENDATION

That Council resolves to:

- a) Advise the Department of Resources (DoR) that it agrees that McKinlay Shire Council will be appointed as Trustee of Lot 606 on AL75 also known as 32 Wylde Street, McKinlay QLD 4823; and*
- b) Council will enter into a trustee lease/permit arrangement with the State Emergency Service (SES) to authorise the use of the reserve land.*

Resolution No. 075/2324

That Council resolves to:

- a) Advise the Department of Resources (DoR) that it agrees that McKinlay Shire Council will be appointed as Trustee of Lot 606 on AL75 also known as 32 Wylde Street, McKinlay QLD 4823; and
- b) Council will enter into a trustee lease/permit arrangement with the State Emergency Service (SES) to authorise the use of the reserve land.

Moved Cr. T Pratt

Seconded Cr. S Royes

CARRIED 5/0

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 November 2023.

RECOMMENDATION

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

Resolution No. 076/2324

Council receives the Community Services monthly report for November 2023.

Moved Cr. J Fegan

Seconded Cr. J Lynch

CARRIED 5/0

Attendance – Cr. Tim Pratt requested to leave the meeting, has an interest in item 7.2 2024 Julia Creek Dirt & Dust Festival Support. Cr. Tim Pratt left the meeting at 09:30am.

7.2 2024 Julia Creek Dirt & Dust Festival Support

Following a meeting with Executive Committee Members from the Julia Creek Dirt and Dust Festival in August, Council has received a formal request from the organisation for \$15,000 cash and \$15,000 in-kind support for the 2024 event. Council is presented with the request for consideration and review.

RECOMMENDATION:

For Council consideration and review.

Resolution No. 077/2324

Council agrees to a contribution of \$10,000 cash and \$15,000 in kind. Council will consider additional financial support upon the production and review of the current financial statement and budget for the 2024 Dirt and Dust Festival.

Moved Cr. P Curr

Seconded Cr. J Lynch

CARRIED 4/0

Attendance - Cr Tim Pratt re-joined the meeting at 9:50am

7.3 Council contribution – Accessible Tourism Elevate Fund – Access Project Grants

Council has been notified of the Accessible Tourism Elevate Fund available through the Department of Tourism, Innovation and Sport. This funding program aims to recognize the importance of accessible experiences for all and create opportunities for Queensland Tourism Operators. Grants up to \$250,000 are available through the funding, and council staff have identified the opportunity to apply for funding to install a purpose-built fully self-contained cabin at Julia Creek Caravan Park that is able to accommodate persons with disability or accessibility issues. To assist the application, it is recommended Council contribute \$25,000 towards the project.

RECOMMENDATION:

Council contributes \$25,000 towards the Accessible Tourism Elevate Fund – Access Project Grant Application to install a purpose-built fully self-contained cabin at Julia Creek Caravan Park to provide accommodation options for persons with disability or accessibility issues.

Resolution No. 078/2324

Council contributes \$25,000 towards the Accessible Tourism Elevate Fund – Access Project Grant Application to install a purpose-built fully self-contained cabin at Julia Creek Caravan Park to provide accommodation options for persons with disability or accessibility issues.

Moved Cr. J Fegan

Seconded Cr. J Lynch

CARRIED 5/0

7.4 Julia Creek Early Learning Centre Fees

Council is presented with a review of the fees for the Julia Creek Early Learning Centre, with a proposal to increase the fees effective from 1 January 2024.

RECOMMENDATION:

That Council increase the daily attendance fee of the Julia Creek Early Learning Centre from \$85.00 per day per child to \$110.00 per day per child, and the half day fee increase from \$60.00 per day per child to \$85.00 per day per child, the sessional kinder fee increase from \$65.00 per session (5 hours) to \$90.00, the Temporary Reduced Operating Hours (i.e. when Centre only open from 8.30am to 2.30pm) increase from \$65.00 per day per child to \$90.00 per day per child, Holiday Half Gap for Full Day fee to be increased from \$42.50 per day per child to \$55.00 per day per child and the Holiday Half Gap for Half Day fee be increased from \$30.00 per day per child to \$42.50 per day per child effective from 1st January 2024.

Further, that the Holiday Half Gap be eligible for a maximum of 4 weeks per annum (calendar year) per child.

Resolution No. 079/2324

That Council increase the daily attendance fee of the Julia Creek Early Learning Centre from \$85.00 per day per child to \$110.00 per day per child, and the half day fee increase from \$60.00 per day per child to \$85.00 per day per child, the sessional kinder fee increase from \$65.00 per session (5 hours) to \$90.00, the Temporary Reduced Operating Hours (i.e. when Centre only open from 8.30am to 2.30pm) increase from \$65.00 per day per child to \$90.00 per day per child, Holiday Half Gap for Full Day fee to be increased from \$42.50 per day per child to \$55.00 per day per child and the Holiday Half Gap for Half Day fee be increased from \$30.00 per day per child to \$42.50 per day per child effective from 1st January 2024.

Further, that the Holiday Half Gap be eligible for a maximum of 4 weeks per annum (calendar year) per child.

Moved Cr. P Curr

Seconded Cr. T Pratt

CARRIED 5/0

7.5 Julia Creek Early Learning Centre Management Support

South 32 provided funding to engage an Early Year specialist to undertake a review of the Julia Creek Early Learning Centre operations and as a result provided a three year business and improvement plan. This report is prepared for Councils consideration to financially commit to the engagement of Astute Early Years to implement the business and improvement plan.

RECOMMENDATION:

That Council engage Astute Early Years Specialists to implement the Business Plan over a 3 year period and commit to the financial costs associated.

Resolution No. 080/2324

That Council engage Astute Early Years Specialists to implement the Business Plan over a 3 year period and commit to the financial costs associated.

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 November 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 November 2023.

Resolution No. 081/2324

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

Moved Cr. J Lynch

Seconded Cr. S Royes

CARRIED 5/0

9. CHIEF EXECUTIVE OFFICER**9.1 Chief Executive Officer's Report**

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 1st December 2023 except where amended or varied by separate resolution of Council.

Resolution No. 082/2324

That Council receive and note the report from the Chief Executive Officer for the period ending 1st December 2023 except where amended or varied by separate resolution of Council.

Moved Cr. S Royes

Seconded Cr. P Curr

CARRIED 5/0

1. Appointment of Acting CEO During CEO Leave from 8th January – 12th January 2024

In the absence of the CEO on Leave commencing 8th January – 12th January 2024 it is desired that Council appoints an Acting CEO.

RECOMMENDATION:

Council appoints Mr. Cameron Scott as Acting CEO from 8th January – 12th January 2024.

Resolution No. 083/2324

Council appoints Mr. Cameron Scott as Acting CEO from 8th January – 12th January 2024.

Moved Cr. S Royes

Seconded Cr. J Fegan

CARRIED 5/0

2. NWQROC Meeting Cloncurry 8 & 9 February 2024

The next NWQROC meeting will be held on 7th and 8th February in Cloncurry.

It is recommended Council approve the attendance of Councillors Fegan and Lynch to the next NWQROC meeting in Cloncurry on the 7th and 8th February 2024.

RECOMMENDATION:

Council approves the attendance of Councillors Fegan and Lynch to the next NWQROC Meeting in Cloncurry on 7th and 8th February 2024.

Resolution No. 084/2324

Council approves the attendance of Councillors Fegan and Lynch to the next NWQROC Meeting in Cloncurry on 7th and 8th February 2024.

Moved Cr. P Curr

Seconded Cr. T Pratt

CARRIED 5/0

9.2 Acquisition of Native Title and Non-Native Title (Resource Interests) Rights and Interests – Lot 10 on SP 337955

The purpose of this Report is to provide an update to Council about the proposed purchase of Lot 10 on SP 337955 (“the Land”) from the State, and specifically about the acquisition of Native Title and non-Native Title rights and interests (resource interests) in order to proceed with the purchase.

RECOMMENDATION:

COUNCIL RESOLVES, having considered the objections received in response to Council’s Notice of Intention to Acquire Native Title Rights and Interests and Notice of Intention to Acquire Non-Native Title Rights and Interests issued on 4 September 2023 (“the Notices”) in respect of Lot 10 on SP 337955 (“the Land”) pursuant to the Acquisition of Land Act 1967 (“the Act”):

- (a) to note the objections received by the objecting parties and considered in this Report;*
- (b) to note the contents of this Report, including each of its attachments, generally;*
- (c) to note Council’s obligations pursuant to the Act and the Human Rights Act 2019 (“HR Act”) in relation to its decision to resume the rights and interests described in the Notices, and to adopt the observations and conclusions with respect to the HR Act as set out in the objection reports that were attached to this Report;*
- (d) to proceed with the acquisition of Native Title rights and interests and non-Native Title rights and interests (resource interests) in respect of the Land, as described in the Notices;*
- (e) to delegate to the Chief Executive Officer the power to progress and finalise the acquisition referred to in paragraph (d) of this resolution, including but not limited to by preparing, executing and issuing*

on behalf of Council all relevant documents to give effect to the acquisition referred to in paragraph (d) of this resolution.

Resolution No. 085/2324

COUNCIL RESOLVES, having considered the objections received in response to Council’s Notice of Intention to Acquire Native Title Rights and Interests and Notice of Intention to Acquire Non-Native Title Rights and Interests issued on 4 September 2023 (“the Notices”) in respect of Lot 10 on SP 337955 (“the Land”) pursuant to the Acquisition of Land Act 1967 (“the Act”):

- (a) to note the objections received by the objecting parties and considered in this Report;
- (b) to note the contents of this Report, including each of its attachments, generally;
- (c) to note Council’s obligations pursuant to the Act and the Human Rights Act 2019 (“HR Act”) in relation to its decision to resume the rights and interests described in the Notices, and to adopt the observations and conclusions with respect to the HR Act as set out in the objection reports that were attached to this Report;
- (d) to proceed with the acquisition of Native Title rights and interests and non-Native Title rights and interests (resource interests) in respect of the Land, as described in the Notices;
- (e) to delegate to the Chief Executive Officer the power to progress and finalise the acquisition referred to in paragraph (d) of this resolution, including but not limited to by preparing, executing and issuing on behalf of Council all relevant documents to give effect to the acquisition referred to in paragraph (d) of this resolution.

Moved Cr. S Royes

Seconded Cr. J Fegan

CARRIED 5/0

9.3 Purchase of Work Camp Accommodation Container

Council called for request for quotes from three (3) suppliers for a 1 bed, 1 bath Container House for the purpose of work camp accommodation. Express Portables were the only supplier to provide an estimate quote by the closing date.

RECOMMENDATION:

That Council resolves to:

- 1. Proceed with the purchase from Express Portables of the 1 bed, 1 bath container house for the purpose of work camp accommodation; and*
- 2. Reallocate budget amount of \$35,000.00 from Capital Works Budget, 0410-2000-0002, WIP Purchase Land 72 Burke Street and create a capital works number for Work Camp Accommodation Container House.*

Resolution No. 086/2324

That Council resolves to:

1. Proceed with the purchase from Express Portables of the 1 bed, 1 bath container house for the purpose of work camp accommodation; and
2. Reallocate budget amount of \$35,000.00 from Capital Works Budget, 0410-2000-0002, WIP Purchase Land 72 Burke Street and create a capital works number for Work Camp Accommodation Container House.

Moved Cr. J Lynch

Seconded Cr. S Royes

CARRIED 5/0

10. WORKPLACE HEALTH AND SAFETY



General Business – Councillor Requests

Trevor Williams – As requested at the Kynuna Community Consultation held on 9 November 2023, email correspondence was sent on Monday 4 December to Jackie Elderfield regarding an update about the water at Kynuna and a report on the Bore from 2018.

11. CLOSURE OF MEETING

The Chair of the meeting Mayor Philip Curr declared the meeting closed at 10:27am.