

POST ELECTION MEETING

To be held at McKinlay Shire Council, Boardroom
29 Burke Street, Julia Creek, Queensland 4823

Tuesday 2nd April 2024, 8:30am

Notice is hereby given that a Post Election Meeting will be held at the Council Chambers,
Civic Centre, Julia Creek on 2nd April 2024 at 8:30am.

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1. DECLARATION OF OFFICE

In accordance with Section 169 of the Local Government Act 2009, a councillor must not act in office until the councillor makes the declaration of office.

The Declaration of Office as prescribed in the Local Government Regulation 2012 Section 254 *Declaration of office—Act, s 169*

I, (*insert name of councillor*), having been elected/appointed as a councillor of the McKinlay Shire Council, declare that I will faithfully and impartially fulfil the duties of the office, in accordance with the local government principles and code of conduct under the *Local Government Act 2012*, to the best of my judgment and ability.

2. OPENING BUSINESS

All Councillors having signed the Attendance Book, the Mayor declared the meeting open.

3. ATTENDANCE

Mayor: Cr. J Fegan
Members: Cr. L Spreadborough, Cr. S Royes, Cr. J Lynch, Cr. F Malone

Staff:

Chief Executive Officer, Trevor Williams
Director of Corporate and Community Services, Ms. Tenneil Cody
Director of Engineering, Environment and Regulatory Services, Mr. Cameron Scott
Team Leader, Environmental and Regulatory Services, Mr. Jason Brady
Executive Assistant, Mr. Daniel Sumpton

Other people in attendance:

Apologies:

4. REPORTS FOR CONSIDERATION

The following reports are up for Council consideration.



Post-Election Meeting of Council Tuesday, 2nd of April 2024

4.1 Subject: Appointment of Deputy Mayor

Attachments: Nil

Author: Chief Executive Officer

Date: 26th March 2024

The purpose of this report is to fulfil the requirements of *Section 175 of the Local Government Act 2012* and appoint a Deputy Mayor.

Recommendation:

That Council appoint Cr. _____ to the position of Deputy Mayor of McKinlay Shire Council.

Background:

Under the *Local Government Act 2009, Chapter 6 Administration, Part 2 Councillors, Section 175 – A* Council must hold a post election meeting and perform certain tasks.

LOCAL GOVERNMENT ACT 2009, Chapter 6, Part 2

175 – Post-election meetings

- (1) A local government must hold a meeting within 14 days after –
 - (a) the conclusion of each quadrennial election; and
 - (b) the conclusion of a fresh election of its councillors.
- (2) The local government must, by resolution, appoint a deputy mayor from its councillors (other than the mayor) –
 - (a) at the meeting; and
 - (b) at the first meeting after the office of the councillor who is the deputy mayor becomes vacant.

Legislative:

Section 175 – Local Government Act 2009

Policy Implications:

Nil

Financial and Resource Implications:

Councilor remuneration is set down by the Local Government Remuneration Commission, an independent body, made up of a Chair and Casual Commissioners, appointed by the Governor in Council.

The Commission has a range of roles including the setting of the maximum remuneration for Councillors. The Commissioners are Mr. Reimen Hii, Ms. Andrea Ranson and Mr. Robert (Bob) Abbot. They are overseen by the Housing, Local Government, and Planning and Minister for Public Works Meaghan Scanlon.

The Deputy Mayor is remunerated at \$66,231 per annum in accordance with the (2023) rate set down by the Commission. These rates are reviewed annually, set to rise to \$68,880 per annum in 1 July 2024.



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Post Election Meeting of Council Tuesday, 2nd April 2024

4.2 Subject: Council Meetings Frequency and Timing

Attachments: Nil

Author: Chief Executive Officer

Date: 26th March 2024

The purpose of this report is to fulfil the requirements of *Section 175 (1) of the Local Government Act 2009* and *Section 256 of the Local Government Regulation 2012* to set a day and time for Ordinary Meetings of Council.

Recommendation:

That Council resolves that the date of the April Ordinary Meeting of Council be held Monday, 15th April 2024 commencing at 8:30am and that subsequent meetings be held on the third Tuesday of each month at the Council Chambers, Julia Creek commencing at 8:30am, unless otherwise notified by meeting notice issued pursuant to Section 257 (3) of the Local Government Regulation 2012.

Background:

Section 256 (1) of the Local Government Regulation 2012 requires Council to consider the day and time for holding future meetings. *Section 257* provides that a Local Government for a Shire must meet at least once in each month.

Previously the Ordinary Meetings of Council have been monthly. The recommendation is for Council to hold an Ordinary Meeting of Council on the third Tuesday of each month.

On occasions, the monthly meeting date may be varied to suit the availability of Councilors and the Mayor. In such circumstances prior communication is held with all Councilors and a written notice will be issued.

Our proposed ordinary Council meeting dates for the rest of the calendar year are as follows:

Monday	15 th April 2024
Tuesday	21 st May 2024
Tuesday	18 th June 2024
Tuesday	16 th July 2024
Tuesday	20 th August 2024
Tuesday	17 th September 2024
Tuesday	15 th October 2024
Tuesday	19 th November 2024
Tuesday	3 rd December 2024

Legislative:

Section 175 (1) – Local Government Act 2009

Section 257 (2) – Local Government Regulation 2020



Post Election Meeting of Council Tuesday, 2nd April 2024

Policy Implications:

Councils Code of Meeting Practice Policy

Financial and Resource Implications:

Nil

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Post Election Meeting of Council Tuesday, 2nd April 2024

4.3 Subject: Appointment of Chair and Deputy Chair to McKinlay Shire LDMG 2024-2028

Attachments: Nil

Author: Chief Executive Officer

Date: 26th March 2024

The purpose of this report is to appoint a Chair and a Deputy Chair to the McKinlay Shire Local Disaster Management Group (LDMG)

Recommendation:

That Council;

- (a) Appoint Mayor J Fegan as Chair of the McKinlay Shire Local Disaster Management Group,*
- (b) Appoint Cr. _____ as Deputy Chair of the McKinlay Shire Local Disaster Management Group.*

Background:

The McKinlay Shire Local Disaster Management Group (LDMG) was established to support and coordinate disaster management activities for our Local Government Area.

The Chairperson of each LDMG must be a Mayor or Councillor appointed by Council. Councils practice is also to appoint a Deputy Chair to the Chair, to support succession planning and relief, if necessary.

Disaster Management Act 2003:

Part 5 – Functions of local governments

80 Functions of local government

- (1) The functions of a local government under this Act are as follows –
 - (a) to ensure it has a disaster response capability;
 - (b) to approve its local disaster management plan prepared under part 3;
 - (c) to ensure information about an event or a disaster in its area is promptly given to the district disaster coordinator for the disaster district in which its area is situated;
 - (d) to perform other functions given to the local government under this Act.
- (2) In this section – disaster response capability, for a local government, means the ability to provide equipment and a suitable number of persons, using the resources available to the local government, to effectively deal with, or help another entity to deal with, an emergency situation or a disaster in the local government’s area.

Legislative:

Disaster Management Act 2003



Post Election Meeting of Council Tuesday, 2nd April 2024

- Persons are appointed to the LDMG under Section 33 of the Act.
- Business and meetings are conducted in accordance with Section 38 of the Act.
- Part 5, Section 80 outlines the functions of Local Government in Disaster Management.

Policy Implications:

Nil

Financial and Resource Implications:

Nil

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Ordinary Meeting of Council Tuesday 2nd April 2024

4.4 Subject: Appointment of NWQROC Representatives 2024-2028

Attachments: Nil

Author: Chief Executive Officer

Date: 26th March 2024

The purpose of this report is to appoint a Council representative to the North West Queensland Regional Organisation of Councils (NWQROC).

Recommendation:

That Council;

- (a) Appoint Mayor J Fegan as McKinlay Shire's representative on the NWQROC Committee; and*
- (b) Appoint Cr. _____ as second delegate.*

Background:

The North West Queensland Regional Organisation of Councils (NWQROC) was established in 2013 to represent Councils of the North West Queensland region. Their vision is to make the North West Queensland a region that is attractive for people and businesses to live, work and invest.

The LGAQ representative is often the same representative of regional groups such as this, as well as Regional Roads Groups. The member Councils are Burke, Mornington, Croydon, Etheridge, Carpentaria, Cloncurry, Doomadgee, Flinders, McKinlay, Mount Isa and Richmond

Legislative:

Nil

Policy Implications:

Nil

Financial and Resource Implications:

McKinlay Shire Council pays an annual contribution to this member group.

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5. CLOSE