



MCKINLAY SHIRE COUNCIL

CONFIRMED MINUTES

OF THE

ORDINARY MEETING OF COUNCIL

HELD AT THE

BOARDROOM, CIVIC CENTRE
JULIA CREEK

21st April 2020

ORDER OF BUSINESS

1. Opening
2. Attendance
3. Declaration of Conflict of Interest
4. Confirmation of Minutes
- 4.2 Business Arising out of minutes of previous Meeting

5. ENGINEERING SERVICES

- 5.1 Engineering Works Monthly Report

6. ENVIRONMENTAL & REGULATORY SERVICES REPORT

- 6.1 Environmental & Regulatory Services Monthly Report

7. COMMUNITY SERVICES REPORT

- 7.1 Community Services Monthly Report

8. CORPORATE SERVICES REPORT

- 8.1 Corporate Services Monthly Report
- 8.2 2019-2020 3rd Quarter Review

9. CHIEF EXECUTIVE OFFICERS REPORT

- 9.1 CEO Status Report
- 9.2 Councillor Portfolios
- 9.3 Councillor Committee Representation 2020-2024
- 9.4 Delegations to the CEO
- 9.5 LGAQ Policy Executive Nominations
- 9.6 Sale of Council Land – Lots 14 & 15 SP247177
- 9.7 CONFIDENTIAL – AECOM Project Management Fee 2020
- 9.8 CONFIDENTIAL – Recruitment of CEO 2020-2025

10. WORKPLACE HEALTH AND SAFETY

- 10.1 Workplace Health and Safety Monthly Report

11. MEMBERS BUSINESS

12. CLOSE

1. OPENING BUSINESS ▲

All Councillors having signed the Attendance Book, Mayor Philip Curr declared the meeting open at 9:04am.

2. ATTENDANCE ▲

Mayor: Cr. P Curr

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

Staff:

Chief Executive Officer, Dr. Edwina Marks
 Director of Corporate & Community Services, Ms. Tenneil Cody
 Works Manager, Mr. Michael McConnell
 Project & Asset Manager, Mr. David Sechtig
 Executive Assistant, Mrs. Katie Woods

Other people in attendance:

Nil

Apologies:

Nil

3. DECLARATION OF CONFLICT OF INTEREST ▲

Nil

4. CONFIRMATION OF MINUTES ▲

Confirmation of Minutes of the Ordinary Meeting of Council held on 18th March 2020.

RECOMMENDATION

That the Minutes of the Ordinary Meeting of Council held on 18th March 2020 be confirmed.

Resolution No. 234/1920

The Minutes of the Ordinary Meeting of Council held on 18th March 2020 are confirmed.

Moved Cr. J Fegan

Seconded Cr. S Royes

CARRIED 5/0

Confirmation of Minutes of the Post-Election Meeting of Council held on 15th April 2020.

RECOMMENDATION

That the Minutes of the Post-Election Meeting of Council held on 15th April 2020 be confirmed.

Resolution No. 235/1920

The Minutes of the Post-Election Meeting of Council held on 15th April 2020 are confirmed.

Moved Cr. J Lynch

Seconded Cr. T Pratt

CARRIED 5/0

4.2 BUSINESS ARISING FROM PREVIOUS MINUTES ▲

Nil

5. ENGINEERING SERVICES ▲**5.1 Engineering Works Report**

Council is presented with the Engineering Works Report, which outlines the general activities, revenue and expenditure for the department for the period of March 2020.

RECOMMENDATION

That Council receives the March 2020 Engineering Works Report.

Resolution No. 236/1920

Council receives the March 2020 Engineering Works Report.

Moved Cr. S Royes

Seconded Cr. J Lynch

CARRIED 5/0

Attendance: Projects & Asset Manager, David Sechtig and Work Manager Mick McConnell entered the room at 9:12am

6. ENVIRONMENTAL AND REGULATORY SERVICES ▲**6.1 Environmental and Regulatory Services Report**

Council is presented with the monthly Environmental and Regulatory Services Report, which outlines the general activities, revenue and expenditure for the department for the period of March 2020.

RECOMMENDATION

That Council receives the March 2020 Environmental and Regulatory Services Report.

Resolution No. 237/1920

Council receives the March 2020 Environmental and Regulatory Services Report.

Moved Cr. S Royes

Seconded Cr. T Pratt

CARRIED 5/0

Attendance: Projects & Asset Manager, David Sechtig and Work Manager Mick McConnell left the room at 10:01am

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 March 2020.

RECOMMENDATION

That Council receives the Community Services monthly report for March 2020.

Resolution No. 238/1920

Council receives the Community Services monthly report for March 2020.

Moved Cr. J Lynch

Seconded Cr. J Fegan

CARRIED 5/0

Cr. P Curr adjourned the meeting at 10:11am

The Meeting recommenced at 10:17am

8. CORPORATE SERVICES ▲**8.1 Corporate Services Report**

The Corporate Services Report as of 31st March 2020, which summarizes the financial performance and position is presented to Council.

RECOMMENDATION

That Council receives the monthly Corporate Services Report for the period ending 31st March 2020.

Resolution No. 239/1920

Council receives the monthly Corporate Services Report for the period ending 31st March 2020

Moved Cr. S Royes

Seconded Cr. T Pratt

CARRIED 5/0

8.2 2019-2020 3rd Quarter Review

In accordance with *Section 14 (3) of the Local Government Regulation 2012*, a written assessment of Council's progress towards implementing the annual operational plan for the quarter January to March 2020 is presented to Council.

RECOMMENDATION

That Council accepts the third quarter review of the 2019-2020 Operational Plan.

Resolution No. 240/1920

Council accepts the third quarter review of the 2019-2020 Operational Plan.

Moved Cr. J Lynch

Seconded Cr. T Pratt

CARRIED 5/0

9. CHIEF EXECUTIVE OFFICER ▲**9.1 CEO Status Report**

Council is presented with a Status Report from the Chief Executive Officer, which provides an overview of ongoing items of Council business.

RECOMMENDATION

That Council receives the CEO's Status Report.

Resolution No. 241/1920

Council receives the CEO's Status Report.

Moved Cr. S Royes

Seconded Cr. J Lynch

CARRIED 5/0

9.2 Councillor Portfolios

Council is presented with the list of Councillor Portfolios, for endorsement.

RECOMMENDATION

That Council endorse the following nominations for Councillor Portfolios for the new term as follows;

- Governance – (insert Cr. name)
- Tourism – Cr. Fegan and Cr. Royes
- Economic Development – Cr. Fegan and Cr. Royes
- Environmental Management & Regulatory Services – Cr. Lynch
- Roads – Cr. Curr and Cr. Pratt
- Community Services – Cr. Royes
- Health – Cr. Fegan

Resolution No. 242/1920

Council endorses the following nominations for Councillor Portfolios for the new term as follows;

- Governance – Cr. P Curr
- Tourism – Cr. Fegan and Cr. Royes
- Economic Development – Cr. Fegan and Cr. Royes
- Environmental Management & Regulatory Services – Cr. Lynch
- Roads – Cr. Curr and Cr. Pratt
- Community Services – Cr. Royes
- Health – Cr. Fegan

Moved Cr. S Royes

Seconded Cr. J Fegan

CARRIED 5/0

9.3 Councillor Committee Representation 2020-2024

The purpose of this report is to appoint Councillor representation to a range of internal and external Committees.

RECOMMENDATION

That Council;

- a) Endorse the following nominations for Councillor Representation for the new term as follows;
 - Audit Committee – Cr. Curr and Cr. Lynch
 - MITEZ – (insert Cr. name)
 - NWRRTG – Cr. Curr

Resolution No. 243/1920

Council endorses the following nominations for Councillor Representation for the new term as follows;

- Audit Committee – Cr. Fegan and Cr. Lynch
- MITEZ – Cr. J Fegan
- NWRRTG – Cr. Curr

Moved Cr. T Pratt

Seconded Cr. S Royes

CARRIED 5/0

9.4 Delegations to the CEO

The purpose of this report is to endorse the delegations to the CEO in accordance with *Section 194 of the Local Government Act 2009*.

RECOMMENDATION

That Council;

- a) Endorse the delegations of Local Government powers to the Chief Executive Officer as per *Section 257 of the Local Government Act 2009*.
- b) Acknowledge that this delegation review forms part of the annual review process by the Local Government as part of *Section 257, Part 5 (1)*.

Resolution No. 244/1920

That Council;

- a) Endorse the delegations of Local Government powers to the Chief Executive Officer as per Section 257 of the Local Government Act 2009.
- b) Acknowledge that this delegation review forms part of the annual review process by the Local Government as part of Section 257, Part 5 (1).

Moved Cr. S Royes

Seconded Cr. T Pratt

CARRIED 5/0

9.5 LGAQ Policy Executive Nominations

The Local Government Association Queensland (LGAQ) is calling for nominations to the state-wide Policy Executive board.

RECOMMENDATION

That Council does not put forward a nomination for this position.

Resolution No. 245/1920

Council does not put forward a nomination for this position.

Moved Cr. S Royes

Seconded Cr. J Fegan

CARRIED 5/0

9.6 Sale of Council Land – Lots 14 & 15 SP247177

Council, in the previous term delegated the sale of two blocks of land to the CEO after they had been passed in at tender in 2019. This report is to advise Council that we have received 3 genuine offers all above the previous reserve amount. The highest offer has been accepted and unsuccessful applicants notified.

RECOMMENDATION

That Council acknowledge the purchase of Lot 14 and Lot 15 SP247177 for the total price of \$32,400.

Resolution No. 246/1920

Council acknowledges the purchase of Lot 14 and Lot 15 SP247177 for the total price of \$32,400.

Moved Cr. J Fegan

Seconded Cr. T Pratt

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. 247/1920

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

Moved Cr. S Royes

Seconded Cr. J Lynch

CARRIED 5/0

9.7 CONFIDENTIAL – AECOM Project Management Fee 2020

This report is CONFIDENTIAL in accordance with *Section 275 (1) (e)* of the *Local Government Regulation 2012*, which provides for a local government to resolve that a meeting be closed to the public if its councillors consider it necessary to discuss *(e) contracts proposed to be made by it*.

Attendance: Cr. S Royes left the meeting at 12:03pm

Attendance: Cr. S Royes entered the meeting at 12:05pm

Attendance: Director of Corporate & Community Services T Cody, CEO Edwina Marks, Executive Assistant Katie Woods left the meeting at 12:27pm

Attendance: Director of Corporate & Community Services T Cody, CEO Edwina Marks, Executive Assistant Katie Woods entered the meeting at 12:53pm

9.8 CONFIDENTIAL – Recruitment of CEO 2020-2025

This report is CONFIDENTIAL in accordance with *Section 275 (1) (a) and (e)* of the *Local Government Regulation 2012*, which provides for a local government to resolve that a meeting be closed to the public if its councillors consider it necessary to discuss:

- (a) the appointment, dismissal or discipline of employees; or*
- (e) contracts proposed to be made by it.*

PROCEDURAL MOTION**Resolution No. 248/1920**

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

Moved Cr. S Royes

Seconded Cr. T Pratt

CARRIED 5/0

9.7 CONFIDENTIAL – AECOM Project Management Fee 2020**RECOMMENDATION**

That Council;

- a) acknowledge Council's previous resolution on 18 March 2020 in relation to the project management fee subject to Ministerial approval
- b) note the advice from the Minister denying that approval as being too close to the commencement of the new term
- c) endorse the AECOM proposal of revised fees for Project Management (PMCM) for up to \$3,120,310 (linked to Approved values and actual expenditure) for the DRFA submissions McSC.0003.1819, McSC.0004.1819E, McSC0005.1819, McSC.009.1819E, McSC.0011.1819E, McSC.0014.1819E noting withdrawal of 2 submissions McSC.0010.1819 and McSC.0010.1819 since March 2020.

Resolution No. 249/1920

Council;

a) acknowledges Council's previous resolution on 18 March 2020 in relation to the project management fee subject to Ministerial approval

b) notes the advice from the Minister denying that approval as being too close to the commencement of the new term

c) endorses the AECOM proposal of revised fees for Project Management (PMCM) for up to \$2,805,842 (linked to Approved values and actual expenditure) for the DRFA submissions McSC.0003.1819E, McSC.0004.1819E, McSC0005.1819E, McSC.0011.1819E, noting withdrawal of 4 submissions since March 2020.

Moved Cr. J Fegan

Seconded Cr. J Lynch

CARRIED 5/0

9.8 CONFIDENTIAL – Recruitment of CEO 2020-2025**RECOMMENDATION**

That Council;

- a) endorse the commencement of recruitment for a new Chief Executive Officer for the McKinlay Shire in accordance with *Section 194 of the Local Government Act 2009*.
- b) endorse a recruitment sub committee including the Mayor Philip Curr and two Councillors to support the recruitment shortlisting process.
- c) conduct the recruitment process in-house to minimize costs.
- d) endorse the additional budget allocation of \$12,000 for advertising, recruitment costs, accommodation and flights if necessary.
- e) consider contract contingencies for the Interim Chief Executive Officer position should that process not find a suitable replacement by end of July 2020.

Resolution No. 250/1920

That Council defer item 9.8 to May 2020 Ordinary Meeting

Moved Cr. T Pratt

Seconded Cr. S Royes

CARRIED 5/0

10. WORKPLACE HEALTH AND SAFETY ▲**10.1 Workplace Health and Safety Monthly Report**

Council is presented with the monthly Workplace Health and Safety report, which provides an overview of the operations for the month of February 2020.

Resolution No. 251/1920

That Council received the Workplace Health & Safety report for the period ending 31st March 2020

Moved Cr. S Royes

Seconded Cr. J Lynch

CARRIED 5/0

11. MEMBERS BUSINESS ▲

Cr. J Fegan	LDMG meeting update and planned messaging to the community Opening of Artesian Baths/Community shed
Cr. S Royes	Grease trap requirements for small businesses
Cr. J Lynch	Flood event damage on Taldora Road
Cr. T Pratt	Nelia roads

12. CLOSURE OF MEETING ▲

The Chair of the meeting Mayor Philip Curr declared the meeting closed at 1:20pm.



Mayor Philip Curr