



www.mckinlay.qld.gov.au | P (07) 47467166 | E reception@mckinlay.qld.gov.au | 29 Burke Street, Julia Creek QLD

Ordinary Meeting Agenda

PUBLIC

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

Tuesday 18th August 2020, 9:00am

Notice is hereby given that an Ordinary Meeting will be held at the Council Chambers,
Civic Centre, Julia Creek on 18th August 2020 at 9:00am.

ORDER OF BUSINESS

1. Opening	3
2. Attendance	3
3. Declaration of Conflict of Interest	3
4. Confirmation of Minutes	4
4.2 Business Arising out of minutes of previous Meeting	35
<u>5. ENGINEERING REPORT</u>	
5.1 Engineering Work Monthly Report	37
5.2 CONFIDENTIAL Report – Hickman Street Tender	47
<u>6. ENVIRONMENTAL & REGULATORY SERVICES REPORT</u>	
6.1 Environmental & Regulatory Services Monthly Report	52
6.2 Conversion of Grazing Homestead Perpetual Lease – Lot 2 SX4	62
6.3 Conversion to Freehold Lot 11 AL40 and Lot 4 on TO36	68
6.4 Views Request – Lease Renewal Lot 8 on SX19	74
6.5 Application for Conversion of Lot 5 SX10 and Lot 5 SX4	78
6.6 CONFIDENTIAL - Native Title Claim – Koa People	84
<u>7. COMMUNITY SERVICES REPORT</u>	
7.1 Community Services Monthly Report	86
7.2 Donation Request – Chaplaincy	101
7.3 NQSF Contribution	102
<u>8. CORPORATE SERVICES REPORT</u>	
8.1 Corporate Services Report	105
<u>9. CHIEF EXECUTIVE OFFICERS REPORT</u>	
9.1 LGAQ Conference 2020 Report	110
9.2 Application to Purchase part of Pasturage Reserve – J M Heslin	118
9.3 Assignment of Trustee Lease Lot 8 on CP EN125 – known as former DIP Paddock – Keough to Zadow	126
9.4 Dirt and Dust Report	132
<u>10. WORKPLACE HEALTH AND SAFETY</u>	
10.1 Workplace Health and Safety Report	140
<u>11. CLOSE</u>	

1. OPENING BUSINESS

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

2. ATTENDANCE

Mayor: Cr. P Curr

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

Staff:

Chief Executive Officer, John Kelly

Executive Assistant, Mrs. Katie Woods

Director of Engineering, Environment and Regulatory Services, Mr. Mursaleen Shah

Community Services Team Leader, Kalan Lococo

Other people in attendance:

Director of Corporate and Community Services, Ms. Tenneil Cody

Apologies:

Nil

3. DECLARATION OF CONFLICT OF INTEREST

Cr. P Curr

1. I declare that I have material personal interest in the matter of confidential agenda item 9.2 as defined by section 175D of the Local Government Act 2009 as follows:

- a) J Heslin, stands to gain a benefit or suffer a loss depending on the outcome of Council's consideration of this matter.
- b) The gain or loss is due to Council's decision on the matter regarding item 9.2
- c) My relationship with J Heslin is she is my sister.

I will be dealing with the material personal interest by leaving the meeting while the matter is discussed and voted on.

2. I declare that I have material personal interest in the matter of confidential agenda item 9.3 as defined by section 175D of the Local Government Act 2009 as follows:

- a) My sister-in-law, Jodi Keough stands to gain a benefit or suffer a loss depending on the outcome of Council's consideration of this matter.
- b) The gain or loss is due to Council's decision on the matter regarding item 9.3
- c) My relationship with Jodi Keough is she is my sister-in-law.

I will be dealing with the material personal interest by leaving the meeting while the matter is discussed and voted on.

4. CONFIRMATION OF MINUTES

That the Minutes of the July Ordinary Meeting on 21st July 2020 be confirmed.



MCKINLAY SHIRE COUNCIL

UNCONFIRMED MINUTES

OF THE

ORDINARY MEETING OF COUNCIL

HELD AT THE

BOARDROOM, CIVIC CENTRE
JULIA CREEK

21st July 2020

ORDER OF BUSINESS

1. Opening
2. Attendance
3. Declaration of Conflict of Interest
4. Confirmation of Minutes – Ordinary Meeting June
- 4.1 Confirmation of Minutes – Special Meeting July
- 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
- 6.2 Kynuna Landfill and Cemetery Site
- 6.3 Kynuna Rodeo and Sporting Association Report
- 6.4 Kynuna SES-Fire Station

7. COMMUNITY SERVICES REPORT

- 7.1 Community Services Monthly Report

8. CORPORATE SERVICES REPORT

- 8.1 Corporate Services Report
- 8.2 Interim Audit Report
- 8.3 Debt Policy Review 2020-2021
- 8.4 Investment Policy Review 2020-2021
- 8.5 Procurement Policy Review 2020-2021
- 8.6 Fees and Charges Schedule 2020-2021
- 8.7 Revenue Statement Review 2020/2021
- 8.8 Budget and Rating 2020/2021
- 8.9 Operational Plan 2020/2021

9. CHIEF EXECUTIVE OFFICERS REPORT

- 9.1 CEO Report

10. WORKPLACE HEALTH AND SAFETY

- 10.1 Workplace Health and Safety Report

11. CLOSE

1. OPENING BUSINESS ▲

All Councillors having signed the Attendance Book, Mayor Philip Curr declared the meeting open at 9:12am.

2. ATTENDANCE ▲

Mayor: Cr. P Curr

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

Staff:

Chief Executive Officer, Mr. John Kelly

Director of Corporate & Community Services, Ms. Tenneil Cody

Executive Assistant, Mrs. Katie Woods

Director Engineering, Environment & Regulatory Services, Mr. Mursaleen Shah

Other people in attendance:

Nil

Apologies:

Cr. T Pratt

PROCEDURAL MOTION

Cr Tim Pratt requests the acceptance of a leave of absence from the July 21st 2020 Ordinary Meeting of Council.

Resolution No. 003/2021

Cr. Tim Pratt is granted a leave of absence from the July 21st 2020 Ordinary Meeting of Council.

Moved Cr. J Lynch

Seconded Cr. S Royes

CARRIED 4/0

3. DECLARATION OF CONFLICT OF INTEREST ▲

Nil

4. CONFIRMATION OF MINUTES ▲

Confirmation of Minutes of the Ordinary Meeting of Council held on 23rd June 2020.

RECOMMENDATION

That the Minutes of the Ordinary Meeting of Council held on 23rd June 2020 be confirmed.

Resolution No. 004/2021

The Minutes of the Ordinary Meeting of Council held on 23rd June 2020 are confirmed with the correction of the typing error 6.2.4

Moved Cr. J Fegan

Seconded Cr. J Lynch

CARRIED 4/0

Attendance: Director of Corporate & Community Services, T. Cody entered the room at 9:20am

Attendance: Director of Corporate & Community Services, T. Cody left the room at 9:29am

Confirmation of Minutes of the Special Meeting of Council held on 7th July 2020.

RECOMMENDATION

That the Minutes of the Special Meeting of Council held on 7th July 2020 be confirmed.

Resolution No. 005/2021

The Minutes of the Special Meeting of Council held on 7th July 2020 are confirmed.

Moved Cr. S Royes

Seconded Cr. J Fegan

CARRIED 4/0

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 2020.

RECOMMENDATION

That Council receives the Engineering Services monthly report for June 2020.

Resolution No. 006/2021

That Council receives the Engineering Services monthly report for June 2020.

Moved Cr. J Lynch

Seconded Cr. P Curr

CARRIED 4/0

Attendance – Director of Corporate and Community Services, T. Cody entered the room at 10:03am

Resolution No. 007/2021

That the Director of Engineering, Environment & Regulatory Services be instructed that the Kynuna high water tank is to remain as part of the Kynuna water supply.

Moved Cr. S Royes

Seconded Cr. J Fegan

CARRIED 4/0

Actions Arising:

DERS to provide further information regarding the Oorindi rest area ownership, maintenance and cost sharing arrangements including the bore/s.

DERS to arrange for tender assessment for the Hickman St pump station refurbishment to be brought to a meeting of Council to be held prior to the 4 Aug Briefing, if possible.

DERS to provide further information regarding flood damage repairs included in the Sunny Plains, Euraba & Shaw St item.

DERS to arrange discussions with contractor Koppens on Q.A. as a matter of priority.

CEO & CSTL to inspect D & D facility for any outstanding works.

CEO & DRS to consider the adequacy of J.C. water supply infrastructure arrangements south east of the rail line.

6. ENVIRONMENTAL 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 2020.

RECOMMENDATION

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

Resolution No. 008/2021

Council receives the June 2020 Environmental and Regulatory Services Report.

Moved Cr. J Lynch

Seconded Cr. S Royes

CARRIED 4/0

Actions:

Staff to consider options for cost effective fencing around the new houses.

CEO to provide an update on any available surplus generators.

6.2 Kynuna Landfill and Cemetery Site

The Kynuna landfill is located within Lot 18 G24965 which is a Reserve for Township purposes. To authorise the current use for a landfill site and the associated access, Council is required to apply for a deed of grant to the Department of Natural Resources Mines and Energy (DNRME) over the area of the landfill site.

It is recommended Council also apply for a road opening to the landfill site as well as to the nearby Cemetery Reserve described as Lot 1 on KN1 along the current formed access road.

RECOMMENDATION

That Council resolves to;

- Apply to Department of Natural Resources Mines and Energy for a Deed of Grant over the area of the landfill site; and
- Apply for a road opening to the landfill site and nearby Cemetery Reserve

Resolution No. 009/2021

That Council resolves to;

- Apply to Department of Natural Resources Mines and Energy for a Deed of Grant over the area of the landfill site contained within Lot 18 G24965; and
- Apply for a road opening to the landfill site and nearby Cemetery Reserve

Moved Cr. J Fegan

Seconded Cr. J Lynch

CARRIED 4/0

6.3 Kynuna Rodeo and Sporting Association Lease Land

The Kynuna Rodeo Ground infrastructure is currently located over both the town reserve known as Lot 18 G24965 and Unallocated State Land (USL) known as Lot 20 KN3. Council has received correspondence from the Department requesting Council's views on an application received from the Kynuna Rodeo and Sporting Association for a new lease of USL Lot 20 on KN3.

The reserve for township cannot be leased for recreational purposes therefore it is suggested to excise the whole area that the rodeo association require and dedicate it as a community purpose reserve, namely recreation and then a trustee lease or term lease can be granted to the Rodeo Association.

RECOMMENDATION

That Council resolves to;

- Apply to Department of Natural Resources Mines and Energy to excise the whole area that the Kynuna Rodeo Association utilise the whole of Lot 20 on KN3 and part of Lot 18 on G24965 and dedicate the land as a community (recreation) reserve; and
- Advise Department of Natural Resources Mines and Energy that Council will be applying to excise the whole of Lot 20 on KN3 and part of Lot 18 on G24965 and dedicate the land as a community (recreation) reserve and will subsequently issue a Trustee Lease to the Kynuna Rodeo and Sporting Association.

Resolution No. 010/2021

That Council resolves to;

- Apply to DNRME to excise the whole area that the Kynuna Rodeo Association utilise the whole of Lot 20 on KN3 and part of Lot 18 on G24965 and dedicate the land as a community (recreation) reserve; and
- Advise DNRME that Council will be applying to excise the whole of Lot 20 on KN3 and part of Lot 18 on G24965 and dedicate the land as a community (recreation) reserve and will subsequently issue a Trustee Lease to the Kynuna Rodeo and Sporting Association.

Moved Cr. J Lynch

Seconded Cr. P Curr

CARRIED 4/0

Action:

Staff to bring forward a plan of the proposed stand alone reserve to be created for the rodeo grounds.

6.4 Kynuna SES / Fire Station Shed

The Kynuna SES/Fire Station shed is located on part of unallocated state land known as Lot 1 on K3711. To authorise the use required Council will need to apply for a deed of grant over the site.

Council would be required to pay full market value for the purchase of the site, however if Council addresses native title by negotiation and registration of an ILUA with the KOA people the purchase price may be determined at an amount equivalent to no less than 50% market value.

RECOMMENDATION

That Council resolves to apply to DNRME for a Deed of Grant over the site known as Lot 1 on K3711.

Resolution No. 011/2021

That Council resolves to apply to DNRME for a Deed of Grant over the site known as Lot 1 on K3711.

Moved Cr. J Fegan

Seconded Cr. S Royes

CARRIED 4/0

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 June 2020.

RECOMMENDATION

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

Resolution No. 012/2021

Council receives the Community Services monthly report for June 2020.

Moved Cr. J Fegan

Seconded Cr. P Curr

CARRIED 4/0

Resolution No. 013/2021

Council staff to liaise with appropriate Minister for the opening of the Smart Hub, preferably in September/October 2020.

Moved Cr. J Fegan

Seconded Cr. J Lynch

CARRIED 4/0

Actions:

CEO to pass on to staff Council's appreciation for their bringing the Smart Hub and the Gym extensions in on time and below budget.

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

The Corporate Services Report as of 30 June 2020 which summarises the financial performance and position is presented to Council.

RECOMMENDATION

That Council receives the monthly Corporate Services Report for the period ending 30th June 2020.

Resolution No. 014/2021

Council receives the monthly Corporate Services Report for the period ending 30th June 2020

Moved Cr. J Lynch

Seconded Cr. P Curr

CARRIED 4/0

Attendance: Cr. S Royes left the room at 11:54am

8.2 Interim Audit Report

An interim audit of Councils financial statements was undertaken in May 2020 by Pitcher Partners under the appointment of the Queensland Audit Office (QAO). QAO has provided an Interim Report to the Mayor for the financial year ending 30 June 2020. At the Mayors direction this report has been prepared in order to present the Audit Report to Council.

RECOMMENDATION

That Council note the Interim Audit Report provided by the Queensland Audit Office for the year ending 30 June 2020.

Resolution No. 015/2021

That Council note the Interim Audit Report provided by the Queensland Audit Office for the year ending 30 June 2020.

Moved Cr. J Fegan

Seconded Cr. J Lynch

CARRIED 3/0

Attendance: Director Engineering, Environment & Regulatory Services, M Shah left the room at 11:58am

Attendance: Director Engineering, Environment & Regulatory Services, M Shah re-entered the room at 12:00pm

8.3 Debt Policy 2020-2021 Review

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

The 2020/21 Debt Policy Version 1 has been prepared in accordance with relevant legislation and Council's current debt position and is presented for Councils consideration.

RECOMMENDATION

That Council adopt the 2020/21 Debt Policy Version 1 as presented.

Resolution No. 016/2021

That Council adopt the 2020/21 Debt Policy Version 1 as presented.

Moved Cr. J Fegan

Seconded Cr. P Curr

CARRIED 3/0

8.4 Investment Policy Review 2020/2021

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

RECOMMENDATION

That Council adopt the 2020/21 Investment Policy Version 1 as presented.

Resolution No. 017/2021

That Council adopt the 2020/21 Investment Policy Version 1 as presented.

Moved Cr. J Lynch

Seconded Cr. J Fegan

CARRIED 3/0

8.5 Procurement Policy Review 2020-2021

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

The 2020/2021 Procurement Policy Version 1 has been prepared in accordance with relevant legislation and is presented for Councils consideration.

RECOMMENDATION

That Council adopt the 2020/2021 Procurement Policy Version 1 as presented.

Resolution No. 018/2021

That Council adopt the 2020/2021 Procurement Policy Version 1 as presented.

Moved Cr. J Lynch

Seconded Cr. P Curr

CARRIED 3/0

Attendance: Cr. S Royes re-entered the room at 12:15pm

Attendance: Director Engineering, Environment & Regulatory Services M Shah left the room at 12:46pm

Attendance: Director Engineering, Environment & Regulatory Services M Shah re-entered the room at 12:51pm

8.6 Fees and Charges Schedule 2020-2021

Presenting to Council the proposed Fees and Charges Schedule for the financial year 2020/21.

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

RECOMMENDATION

That Council adopts the proposed Fees and Charges Schedule 2020/21 Version 1 as presented.

Resolution No. 019/2021

That Council adopts the proposed Fees and Charges Schedule 2020/21 Version 1 as presented.

Moved Cr. J Fegan

Seconded Cr. J Lynch

CARRIED 4/0

Attendance: Daniel Power and Gavin Starr from Xylem entered the meeting at 12:53pm

Presentation – Sewage Treatment Plant

Mr Daniel Power and Mr Gavin Starr from Xylem provided a presentation to Council outlining the operations of the Julia Creek Sewage Treatment Plant and responded to questions from Councillors on the capacity and capability of the Plant and additions that might be required in the event of expansion of the town population due to new mining operations.

Resolution No. 020/2021

Council notes the presentation provided by Daniel Power and Gavin Starr from Xylem on council's sewage treatment plant and they be thanked for their input.

Moved Cr. P Curr

Seconded Cr. S Royes

CARRIED 4/0

Attendance: Daniel Power and Gavin Starr from Xylem left the room at 1:36pm

Attendance: Director Engineering, Environment & Regulatory Services M Shah left the meeting at 1:48pm

Resolution No. 021/2021

Further consideration and adoption of the budget be deferred to later in the meeting.

Moved Cr. J Fegan

Seconded Cr. P Curr

CARRIED 4/0

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

This report from the Chief Executive Officer contains observations made in the first two weeks of employment and an update on Council matters that have come to his attention.

RECOMMENDATION

That Council receive and note the report from the Chief Executive Officer for the period 1 – 16 July 2020.

Resolution No. 022/2021

That Council receive and note the report from the Chief Executive Officer for the period 1 – 16 July 2020.

Moved Cr. P Curr

Seconded Cr. J Fegan

CARRIED 4/0

9.1.1 Western Alliance of Councils (WQAC)

At a virtual meeting on 5 June 2020 advice was tabled about plans to formalize the existence of the WQAC which will be made up of all 21 Councils of the three western ROCs – North West, Central West and South West. An inaugural Assembly will be held in Longreach on 27-28 July 2020 invitations have been sent to Federal & State Ministers, Senators, local MPs and Agency Heads and Directors. Several Ministers, Senators and MPs have already accepted as have Mayor Cr Mark Jamieson President of LGAQ and CEO Greg Hallam.

Council will be represented by the Mayor, Deputy Mayor and CEO.

RECOMMENDATION

The Mayor and Deputy Mayor be authorised to vote on behalf of Council on the proposed establishment of the Western Queensland Alliance of Councils at the Assembly to be held in Longreach on 27/28 July 2020 after they hear details of the proposal.

Resolution No. 023/2021

The Mayor and Deputy Mayor be authorised to vote on behalf of Council on the proposed establishment of the Western Queensland Alliance of Councils at the Assembly to be held in Longreach on 27/28 July 2020 after they hear details of the proposal.

Moved Cr. J Lynch

Seconded Cr. S Royes

CARRIED 4/0

9.1.2 Review of Flood Warning Infrastructure Network Project

Advice has been received from QRA dated 29 June 2020 which was elaborated on by Greg Scroope from QRA at the recent NWQROC that Council has been allocated \$185,000 (increasing to \$270,000) to improve the flood warning infrastructure network throughout the Shire. This involves the installation of flood cameras (2) and rain gauges (3). QRA is aiming to secure money to fund a project manager to oversee implementation and would like a Council to auspice the project across the six beneficiary L.G. areas. We have already declined the auspice role.

A map of the proposed locations for the cameras and gauges will be tabled at the meeting.

RECOMMENDATION

The Chief Executive Officer be authorised to sign the funding agreement for the proposed installation of additional flood cameras and gauges by QRA throughout the shire.

Resolution No. 024/2021

The Chief Executive Officer be authorised to sign the funding agreement for the proposed installation of additional flood cameras and gauges by QRA throughout the shire.

Moved Cr. P Curr

Seconded Cr. S Royes

CARRIED 4/0

9.1.3 Electoral & Other Legislation Amendment Act 2020 – (Accountability, Integrity & Other Matters)

As part of the State Government's rolling reform agenda, this Act of State Parliament received royal assent on 30 June 2020.

Details of the changes are:

- new register of interest provisions (in effect 12 October 2020)
- new and clarified conflict of interest requirements (in effect 12 October 2020)
- a system for regulating political advisors (in effect 12 October 2020)
- the requirement for councils to develop guidelines about councillor administration support staff (in effect 12 October 2020)
- provisions relating to the dissolution of a local government and administrators (now in effect)
- changes for filling councillor and mayor vacancies (in effect 12 October 2020).

The Local Government Department (Northern) from Townsville is proposing to conduct a briefing session for Council when they conduct a road trip in the next couple of months, subject to Covid-19.

A copy of a summary of the changes has been circulated for the information of Councillors and I will provide further advice in due course.

RECOMMENDATION

Council note the passing of the Electoral & Other Legislation Amendment Act 2020 – (Accountability, Integrity & Other Matters) on 30 June 2020 and that further explanation will be provided prior to the implementation of the main sections of the Act on 12 October 2020.

Council noted the report.

9.1.4 Etta Plains

Advice has been received from consultants Epic Environmental who are preparing the DA for the Etta Plains Agriculture Irrigation Project that there is an issue with the stock route section in DNRME. DNRME want ETTA Plains to run the pipes from the point where water is pumped out of the Flinders River across the road reserve for 300m before re-surfacing into the open channel. At the moment this distance is 70m which was considered sufficient for cattle to move through the stock route. The cost of a 300m piping system could render the project unviable.

Council's Ranger will be inspecting the site and will provide the Council meeting with advice. A resolution maybe required to express Council's view on the proposal's impact on the stock route.

Attendance: Ranger, Colin Malone entered the room at 2:16pm

RECOMMENDATION

Council advise the Department of Natural Resources, Mines and Environment that Council has no objection (OR objects) to the proposal by Etta Plains to run water from the Flinders river at part of their irrigation licence along and across the adjoining stock route through an open channel and 70 metres of underground piping to enable continued movement of stock along the stock route on the few occasions that this occurs.

Resolution No. 025/2021

Council advise the Department of Natural Resources, Mines and Environment that Council has no objection to the application by Etta Plains for a permit to occupy to install irrigation pumps to run water from the Flinders river at part of their irrigation licence along and across the adjoining stock route through an open channel and 70 metres of underground piping to enable continued movement of stock along the stock route on the chance of stock passing through.

Moved Cr. P Curr

Seconded Cr. J Lynch

CARRIED 4/0

9.1.5 Multicom Vanadium Project

A call has been received from the Co-ordinator Generals Department seeking comment on any condition the Department may impose on the approval relating to the use of local labour in the construction phase. A written enquiry will be forthcoming which will be tabled for Council comment and which may require a resolution.

RECOMMENDATION

Council advise the Department of the Co-ordinator General that with respect to the requirement to use local labour in the construction phase of the Multicom Vanadium project Council would expect that preference would be given to local employment where possible.

Resolution No. 026/2021

Council advise the Department of the Co-ordinator General that with respect to the requirement to use local labour in the construction phase of the Multicom Vanadium project Council would expect that preference would be given to local employment where possible.

Moved Cr. S Royes

Seconded Cr. J Fegan

CARRIED 4/0

Attendance: Ranger, Colin Malone left the room at 2:27pm

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

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

RECOMMENDATION

This report outlines the general status of Work Health and Safety at McKinlay Shire Council for the period of June 2020.

Resolution No. 027/2021

That Council receives the June 2020 Work Health and Safety Report.

Moved Cr. S Royes

Seconded Cr. J Lynch

CARRIED 4/0

Adjournment**Resolution No. 028/2021**

That the meeting be adjourned at 2:32pm and reconvene at 9:00am Friday 24th July 2020

Moved Cr. P Curr

Seconded Cr. S Royes

CARRIED 4/0

ORDINARY MEETING OF COUNCIL RECONVENED 9:00am 24TH JULY 2020**1. OPENING BUSINESS** ▲

All Councillors having signed the Attendance Book, Mayor Philip Curr declared the meeting reconvene at 9:15am.

2. ATTENDANCE ▲

Mayor: Cr. P Curr

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

Staff:

Chief Executive Officer, Mr. John Kelly

Director of Corporate & Community Services, Ms. Tenneil Cody

Executive Assistant, Mrs. Katie Woods

Director Engineering, Environment & Regulatory Services, Mr. Mursaleen Shah

Corporate Services Team Leader, Miss. Aimie Athorn

Other people in attendance:

Nil

Apologies:

Nil

Resolution No. 030/2021

That council returns to Corporate Services Agenda Items 8.7 through to 8.9

Moved Cr. J Fegan

Seconded Cr. T Pratt

CARRIED 5/0

8.7 Revenue Statement Review 2020/2021

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

The 2020/21 Revenue Statement Version 1 has been prepared in accordance with relevant legislation and is presented for Councils consideration.

RECOMMENDATION

That Council adopt the 2020/21 Revenue Statement Version 1 as presented.

Resolution No. 031/2021

That Council adopt the 2020/21 Revenue Statement Version 1 as presented.

Moved Cr. P Curr

Seconded Cr. J Lynch

CARRIED 5/0

8.8 Budget and Rating 2020/2021

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 at a series of budget workshops over the past two months for the purpose of preparing a budget for the 2020/2021 financial year.

8.8.1 Differential General Rates**RECOMMENDATION**

- 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
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. Residential – Other – 0-50 units	Land located within an urban area and set aside for residential development irrespective of size, configured to accommodate workers (a workers village) off site of specific projects which would otherwise impact the liveability of workers.	As determined by the CEO
13. Residential – Other – 51 -100 units	Land located within an urban area and set aside for residential development irrespective of size, configured to accommodate workers (a workers village) off site of specific projects which would otherwise impact the liveability of workers.	As determined by the CEO
14. Residential – Other	Land located within an urban area and set aside for residential development irrespective of size, configured to accommodate workers (a workers village) off site of specific projects which would otherwise impact the liveability of workers.	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	3.10¢	169.52
2. Residential – Other < 2 ha	3.40¢	198.67
3. Residential – Julia Creek > 2 ha	1.84¢	169.52
4. Residential – Other > 2ha	6.30¢	198.67
5. Commercial/Industrial – Julia Creek	2.41¢	169.52
6. Commercial/Industrial - Other	0.47¢	190.59
7. Rural	0.44¢	169.52
8. Special Uses / Community Purposes	2.67¢	169.52
9. Open Space & Recreation	5.07¢	169.52
10. Mine – Not in Production	10.10¢	187.66
11. Mine – In Production	26.80¢	194.75
12. Residential – Other – Workers Accommodation 0-50 units	7.360¢	9225.00
13. Residential – Other – Workers Accommodation 51-100 units	10.957¢	13735.00
14. Residential – Other – Workers Accommodation > 100 units	15.939¢	19979.30

Resolution No. 032/2021

- 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 Nella, 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 Nella, 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 Nella, 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
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. Residential – Other – 0-50 units	Land located within an urban area and set aside for residential development irrespective of size, configured to accommodate workers (a workers village) off site of specific projects which would otherwise impact the liveability of workers.	As determined by the CEO
13. Residential – Other – 51-100 units	Land located within an urban area and set aside for residential development irrespective of size, configured to accommodate workers (a workers village) off site of specific projects which would otherwise impact the liveability of workers.	As determined by the CEO
14. Residential – Other	Land located within an urban area and set aside for residential development irrespective of size, configured to accommodate workers (a workers village) off site of specific projects which would otherwise impact the liveability of workers.	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	3.10C	169.52
2. Residential – Other < 2 ha	3.40C	198.67
3. Residential – Julia Creek > 2 ha	1.84C	169.52
4. Residential – Other > 2ha	6.30C	198.67
5. Commercial/Industrial – Julia Creek	2.41C	169.52
6. Commercial/Industrial - Other	0.47C	190.59
7. Rural	0.44C	169.52
8. Special Uses / Community Purposes	2.67C	169.52
9. Open Space & Recreation	5.07C	169.52
10. Mine – Not in Production	10.10C	187.66
11. Mine – In Production	26.80C	194.75
12. Residential – Other – Workers Accommodation 0-50 units	7.360C	9225.00
13. Residential – Other – Workers Accommodation 51-100 units	10.957C	13735.00
14. Residential – Other – Workers Accommodation > 100 units	15.939C	19979.30

Moved Cr. J Fegan

Seconded Cr. S Royes

CARRIED 5/0

8.8.2 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 “PV Solar Levy Special Charge”) for the cost of installing and maintaining infrastructure which provides solar electricity to certain commercial properties in Julia Creek, McKinlay and Kynuna. The amount of the special charge shall differ according to the level of benefit that the property receives from the provision and maintenance of the equipment.
- b) The overall plan for the PV Solar Levy Special Charge is as follows:
- i. The service, facility or activity is the installation and maintenance of equipment/infrastructure that provides solar generated electricity to certain commercial properties in Julia Creek.
 - ii. The rateable land to which the special charge shall apply is set out in the following table.

For the current financial year and subsequent years, the amount of the special charge shall be as follows:-

Assessment No	Repayment Period (years)	Amount to repay over each half yearly levy	Total to repay in 2020/21 (issued over 2 levies)
301	(commenced 16/17) 10	\$1,404.50	\$2,291.08
88	(commenced 16/17) 9.5	\$1,236.30	\$1,324.88
115	(commenced 16/17) 6.5	\$325.76	\$325.76*
135	(commenced 17/18) 5	\$1,914.78	\$1,914.78*

* Issued over 1 levy

- iii. The estimated cost of carrying out the overall plan is \$411,000. This figure includes all of the costs associated with the installation and maintenance of the solar equipment which the special rate shall fund.
- iv. The estimated time for carrying out the overall plan is five (5) years, concluding 30 June 2021.
- c) The certain commercial properties in Julia Creek, McKinlay and Kynuna (owner or occupier) specially benefit from the provision of solar equipment and its subsequent maintenance because they are provided with solar generated electricity which, in turn, reduces their electricity costs.
- d) The annual implementation plan for the PV Solar Levy Special Charge for the 2020/2021 financial year is that Council will carry out the following activities and processes:
 - i. Levy a special charge for the set repayment plan of the installed PV Solar

UNCONFIRMED

Resolution No. 033/2021

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 “PV Solar Levy Special Charge”) for the cost of installing and maintaining infrastructure which provides solar electricity to certain commercial properties in Julia Creek, McKinlay and Kynuna. The amount of the special charge shall differ according to the level of benefit that the property receives from the provision and maintenance of the equipment.

b) The overall plan for the PV Solar Levy Special Charge is as follows:

i. The service, facility or activity is the installation and maintenance of equipment/infrastructure that provides solar generated electricity to certain commercial properties in Julia Creek.

ii. The rateable land to which the special charge shall apply is set out in the following table.

For the current financial year and subsequent years, the amount of the special charge shall be as follows:-

Assessment No	Repayment Period (years)	Amount to repay over each half yearly levy	Total to repay in 2020/21 (issued over 2 levies)
301	(commenced 16/17) 10	\$1,404.50	\$2,291.08
88	(commenced 16/17) 9.5	\$1,236.30	\$1,324.88
115	(commenced 16/17) 6.5	\$325.76	\$325.76*
135	(commenced 17/18) 5	\$1,914.78	\$1,914.78*

* Issued over 1 levy

iii. The estimated cost of carrying out the overall plan is \$411,000. This figure includes all of the costs associated with the installation and maintenance of the solar equipment which the special rate shall fund.

iv. The estimated time for carrying out the overall plan is five (5) years, concluding 30 June 2021.

c) The certain commercial properties in Julia Creek, McKinlay and Kynuna (owner or occupier) specially benefit from the provision of solar equipment and its subsequent maintenance because they are provided with solar generated electricity which, in turn, reduces their electricity costs.

d) The annual implementation plan for the PV Solar Levy Special Charge for the 2020/2021 financial year is that Council will carry out the following activities and processes:

i. Levy a special charge for the set repayment plan of the installed PV Solar.

Moved Cr. J Fegan

Seconded Cr. S Royes

CARRIED 5/0

8.8.3 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	\$241.53	\$483.06
Additional Pedestal	\$152.04	\$304.08

- (b) The above levied sewerage utility charges be applied as further detailed in section 5.2 of the 2020-2021 Revenue Statement.

Resolution No. 034/2021

- 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	\$241.53	\$483.06
Additional Pedestal	\$152.04	\$304.08

- (b) The above levied sewerage utility charges be applied as further detailed in section 5.2 of the 2020-2021 Revenue Statement.

Moved Cr. P Curr

Seconded Cr. T Pratt

CARRIED 5/0

Attendance: Corporate Services Team Leader, Aimie Athorn left the room at 9:53am

Attendance: Corporate Services Team Leader, Aimie Athorn re-entered the room at 9:55am

8.8.4 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:
- (b)

Access Charge		
	Per Half Yearly Levy Charge (\$)	Annual Charge (\$)
Julia Creek	\$117.84	\$235.69
Kynuna and McKinlay	\$40.72	\$81.45
Nelia	\$21.32	\$42.64
Gilliat	\$22.03	\$44.05

Consumption Charge		
	Per Half Yearly Levy Charge per Unit (\$)	Annual Charge per Unit (\$)
Julia Creek	\$16.72	\$33.44
Kynuna and McKinlay	\$20.37	\$40.73
Nelia	\$10.66	\$21.32
Gilliat	\$11.02	\$22.04
Extra Water (for specifically identified assessments)	\$1.55	\$3.10

- (b) The above levied water utility charges be applied as further detailed in section 5.1 of the 2020-2022 Revenue Statement.

Resolution No. 035/2021

- (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	\$117.84	\$235.69
Kynuna and McKinlay	\$40.72	\$81.45
Nelia	\$21.32	\$42.64
Gilliat	\$22.03	\$44.05

Consumption Charge		
	Per Half Yearly Levy Charge per Unit (\$)	Annual Charge per Unit (\$)
Julia Creek	\$16.72	\$33.44
Kynuna and McKinlay	\$20.37	\$40.73
Nelia	\$10.66	\$21.32
Gilliat	\$11.02	\$22.04
Extra Water (for specifically identified assessments)	\$1.55	\$3.10

- (b) The above levied water utility charges be applied as further detailed in section 5.1 of the 2020-2021 Revenue Statement.

Moved Cr. J Lynch

Seconded Cr. J Fegan

CARRIED 5/0

8.8.5 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	\$69.50	\$138.99
Kynuna, McKinlay and Nelia	\$17.80	\$35.61

Waste Collection Charge		
	Per Half Yearly Levy Charge (\$)	Annual Charge (\$)
First 240-litre wheelie bin service	\$87.13	\$174.25
Each additional 240-litre wheelie bin service	\$105.02	\$210.04

UNCONFIRMED

Resolution No. 036/2021

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	\$69.50	\$138.99
Kynuna, McKinlay and Nelia	\$17.80	\$35.61

Waste Collection Charge		
	Per Half Yearly Levy Charge (\$)	Annual Charge (\$)
First 240-litre wheelie bin service	\$87.13	\$174.25
Each additional 240-litre wheelie bin service	\$105.02	\$210.04

Moved Cr. P Curr

Seconded Cr. J Fegan

CARRIED 5/0

8.8.6 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:

- All of the aforementioned rates and charges are paid within 30 clear days of the date of issue of the rate notice;
- 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. 037/2021

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. P Curr

CARRIED 5/0

8.8.7 Interest

RECOMMENDATION

Pursuant to section 133 of the *Local Government Regulation 2012*, compound interest on daily rests at the rate of eight and a half percent (8.5%) per annum is to be charged on all overdue rates or charges excluding the PV Solar Levy Special Charge.

Resolution No. 038/2021

Pursuant to section 133 of the *Local Government Regulation 2012*, compound interest on daily rests at the rate of eight and a half percent (8.5%) per annum is to be charged on all overdue rates or charges excluding the PV Solar Levy Special Charge.

Moved Cr. J Fegan

Seconded Cr. T Pratt

CARRIED 5/0

8.8.8 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 2020 to 31 December 2020 – in August/September 2020; and
 - for the half year 1 January 2021 to 30 June 2021 – in February/March 2021.
- 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. 039/2021

- 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 2020 to 31 December 2020 – in August/September 2020; and
 - for the half year 1 January 2021 to 30 June 2021 – in February/March 2021.
- 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. P Curr

Seconded Cr. J Fegan

CARRIED 5/0

8.8.9 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 2020, 1 November 2020, 1 February 2021 and 1 May 2021. Interest will not be charged on the overdue rates or charges if the instalments are paid when due.

Resolution No. 040/2021

Pursuant to section 129 of the Local Government Regulation 2012, all rates and charges are payable by four equal instalments on 1 August 2020, 1 November 2020, 1 February 2021 and 1 May 2021. Interest will not be charged on the overdue rates or charges if the instalments are paid when due.

Moved Cr. S Royes

Seconded Cr. T Pratt

CARRIED 5/0

8.8.10 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. 041/2021

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. S Royes

Seconded Cr. J Lynch

CARRIED 5/0

8.8.11 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. 042/2021

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. J Fegan

CARRIED 5/0

8.8.12 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 2020/2021 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 23 June 2020);
- 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 2020/2021 financial year.
as tabled, be adopted.

Resolution No. 043/2020

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 2020/2021 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 23 June 2020);
- 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 2020/2021 financial year.

as tabled, be adopted.

Moved Cr. P Curr

Seconded Cr. J Fegan

CARRIED 5/0

8.9 Operational Plan 2020/2021

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 2020/2021 is reflective of the proposed budget and associated programs.

RECOMMENDATION

That Council adopts the 2020/2021 Operational Plan version 1 as presented.

Resolution No. 044/2021

That Council adopts the 2020/2021 Operational Plan version 1 as presented.

Moved Cr. T Pratt

Seconded Cr. J Lynch

CARRIED 5/0

Attendance: Director Engineering, Environment & Regulatory Services Mursaleen Shah left the room at 10:35am

Action:

The Mayor extended appreciation on behalf of Council to the Director of Corporate Services and Corporate Services Team Leader on their good work in producing the budget in difficult circumstances brought on by the revaluation.

General Business – Late Items:**Annual Valuation – Request from Valuer General****Resolution No. 045/2021**

Council write to the Valuer General for Department of Natural Resources Mining & Energy advising that:

1. Council does not seek to have a new valuation of rateable land in McKinlay Shire during the 2020/2021 financial year and
2. Council invite the Valuer General Mr. Neil Bray or his representative to attend a future meeting of council to discuss the land valuation process.

Moved Cr. J Fegan

Seconded Cr. T Pratt

CARRIED 5/0

TMR Roads Program 2020/21**Resolution No. 046/2021**

The CEO invite the Regional Director for Transport and Main Roads to attend the August Council meeting or September briefing to discuss the declared roads program in McKinlay Shire for 2020/2021.

Moved Cr. S Royes

Seconded Cr. P Curr

CARRIED 5/0

10. CLOSURE OF MEETING

The Chair of the meeting Mayor Philip Curr declared the meeting closed at 10:51am.

4.2 BUSINESS ARISING OUT OF MINUTES FROM PREVIOUS MEETING



5.0 ENGINEERING SERVICES



Ordinary Meeting of Council Tuesday 18th August 2020

5.1 Subject: Engineering Services Monthly Report May 2020
Attachments: Nil
Author: Engineering Services Department
Date: 13 August 2020

Executive Summary:

This report outlines the general activities for the Engineering Department for the month of July 2020.

Recommendation:

That Council receives the Engineering Services monthly report for July 2020.

Background:

This report outlines the general activities of the department for the month of July 2020 and also provides an update on the current activities of the department.

RMPC

	Actual		Budget
1610 RMPC Works	\$113,838	#	\$1,420,878

- Culvert cleaning on all four TMR roads.
- Minor sealing works on Wills Developmental Road (Beef Road).
- Light shoulder grading on Kynuna Rd at about 50km from Julia Creek.

Cannington Road

	Actual	Budget YTD	Budget
1630 Cannington Road Works	\$26,073	#	\$420,000

- General maintenance including patching, removal of dead animals and guidepost.
- Road sign replacement.

Roads Maintenance

	Actual	Budget YTD	Budget
1100 Repairs & Maintenance Shire Roads	\$54,321	#	\$1,200,000

- Pothole patching on several roads including Taldora Road.
- Maintenance grading (Nelia Bund Rd, Mckinlay Nulgara Road)



Ordinary Meeting of Council Tuesday 18th August 2020

Water and Sewerage

	Actual	Budget YTD	Budget
1800 Operational Costs – Julia Creek Water	\$10,853	#	\$190,000

- Water Quality Sampling as a part of the monthly routine
- Burke Street gutters and Storm pits cleaned
- Insolation valve and hydrant installed at Water Tower as emergency response
- Repairs and maintenance at Caravan Park repairing leaking toilets
- Emergency repairs in Goldering Street (near the Top Pub)
- Preparation for the material required to undertake connections at Lions Park new bore
- Portaloo for roads crew vacuumed cleaned before transported.
- Temporary repairs for water feature at bath houses
- Repaired broken water main at water tower
- Drain water tower ready for capital works

McIntyre Park:

- Pumps have been replaced at McIntyre Park as of 3rd & 4th of August. It is hoped this fix the alarm issue.
- Repaired broken water pipe in culvert on Kynuna road (on way to McIntyre Park)

3 Coyne Street Residence:

- Installed plumbing and drainage fixtures for new bathroom and replaced existing plumbing at the Coyne street residence house for both water and sewer.

	Actual	Budget YTD	Budget
1810 Operational Costs – McKinlay Water	\$989	#	\$15,000

- Routine monitoring
- Water Quality Sampling

	Actual	Budget YTD	Budget
1820 Operational Costs – Kynuna Water	\$8,227	#	\$74,000

- Water Quality Sampling
- The water tank is to be dismantled and reinstalled on a level pad as discussed under projects below. As signed agreement has been reached with the supplier. This repair is scheduled to start on 13 August 2020 with the dismantling of the tank at no cost to the Council.

	Actual	Budget YTD	Budget
1830 Operational costs – Nelia Water	\$1,340	#	\$6,000

- General operations
- Water testing



Ordinary Meeting of Council Tuesday 18th August 2020

	Actual	Budget YTD	Budget
1900 Operational Costs – Julia Creek Sewerage	\$2,935	#	\$160,000

- Day to day running of the sewerage treatment plant are not happening for the last week of the month of July. Council is considering resourcing of this work, however, yet to work out a solution.
- The work include responding to the alarms, including after hours alarms, data recording for the regulator, repairing electrical faults, supply of electricity, and repair to the pumps.
- Repaired broken sewerage pump main from Hickman Street sewerage pump station to imhoff tank.

Workshop

	Actual	Budget
1510 Repairs and Maintenance - Plant & Vehicles	\$113,940	\$1,245,000

- Looking to obtain quotes for semi water tank with full hydraulic fit out.
- Plant number 255 Cat 962h have just completed front axel over haul due to wheel bearing failure.
- Ongoing repairs and maintenance to Council vehicles plant equipment.
- Julia creek Work camp has provided the workshop with 1 staff member for 2 weeks of each month, helping to fabricate weather proof shades for the generators within the shire.

Parks and Gardens

	Actual	Budget
2700 Parks & Gardens and Amenities – Operations	\$52,286	\$790,000

- Mowing and whipper snipping parks and town streets.
- Cleaning of public toilets.
- Collection of rubbish.
- Maintenance to garden beds Burke St.
- Road sweeping in Julia Creek

Airport

	Actual	Budget YTD	Budget
1300 Airport Operational Costs	\$11,396	#	\$155,000



Ordinary Meeting of Council Tuesday 18th August 2020

- Serviceability Inspections of the facility are undertaken 3 days per week
- The Depot Administration Officer has completed online ARO training and will continue to go with the qualified ARO's until she is fully confident to undertake the duties by herself.
- In terms of advice on condition of the runway, the ATI report is not have been analysed. A further briefing is organised for the consideration of Council.

Projects

Sewerage Treatment Plant – Stage 2

- Council received a presentation from Xylem explaining the design and operation of Julia Creek STP.
- Xylem has completed operator training and the STP operations have been fully handed over to Council. Fully Wired is expected to undertake repairs to the electrical systems and help retain the warranty of works from Xylem.
- The additional walkway has been delivered to site and Council is arranging for its installation.
- Council will be issuing a PC Certificate to Xylem and the STP will be entering in to the Defects and liability Period shortly.

T-1920035- Refurbishment of the Hickman Street pump station –

Council received 6 Tender submissions for the Hickman St Pump Station and the Tender is currently under submission.

A separate report from the tender panel is provided to Council for consideration.

T-1920021- Water Tower Refurbishment –

Budget

The allocated budget of this project is \$1,041,600. This project is on target and expected to be completed within the allocated budget.

Schedule

This project is scheduled to complete by 16 October 2020. The project is on time. This date does not have allowance for unforeseen weather events.

Updates on delivery of scope of works

Some of the recent development on these projects is as follows:

- Staffs particularly the Water and Sewer Officer, Building Maintenance Officer and Project Manager are commended for the timely response to the water incident at the water tower.
- Council is in the process of recovering the cost for the works undertaken for the installation of the new water tower isolation valve and drain on behalf of the contractor. Council has undertaken repairs to the new installation after a Pensar controlled vehicle drove over the new vale and depress the riser breaking.



Ordinary Meeting of Council Tuesday 18th August 2020

- The water tower works are currently underway with the external defects and internal wall defects identified on site.
- The superintendent has undertaken the inspection of the defects onsite and is compiling a report outlining the works to be undertaken.
- The internal walls have been blasted and taken back to concrete.
- There is a possibility of a variation due to an existing coating being present to the internal surface. It is likely that sand blasting will be required to ensure an adequate coating system can be placed onto the concrete. This could be a variation to the contract. This variation can be paid through the savings achieved by undertaking the water reticulation works in house. There is also a likely extension of time associated with the sand blasting.
- The contractor is mobilising off site on the 12/8/2020 and will return to site on the 17/8/2020, where they will begin the remediation works on the tower.
- The contractor is to provide a revised program on the 15/8/2020, however from preliminary discussions the project is on track and in line with the current program.

T- 1920022 Town Bore Replacement Project –

Budget

The estimated revised cost is \$552,000 which more than the allocated budget of \$525,000. Council is considering to undertake part of the connection between the bore and town water supply and help bring down the costs.

Schedule

The project is expected to finish by 6 October 2020. There are risks of delay, due to the revised power supply to the relocated position of the bore and changes to the connection point for the main.

Updates on the delivery of scopes of works

Below is the progress on the water bore:

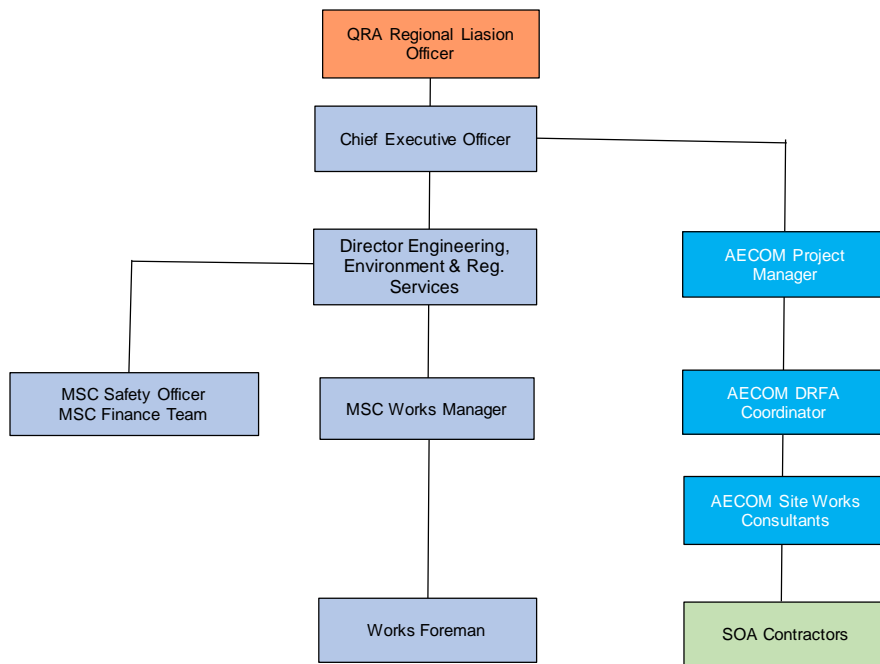
- The water bore is progressing, with currently 75% of the bore constructed.
- The production casing (284m depth) has been drilled and installed the casing will commence drilling after cementing of the production casing is completed (cementing completed 12/08/2020)
- The relocation of the bore has resulted in additional work for the electrician and water reticulation.
- Possible savings are identified in this project. Council is currently looking to undertake the water reticulation in house and Daly Bros are in the process of providing a variation for the electrical works. Further advice will be provided once the savings are realised.
- Council has sent a request to Telstra for the repair of communication pit in front of the cabins near the entry to the Lions Park Julia Creek as noted during the site visit. As a safety Council has sign posted the pit (case number #172 918 053).



Report on the Natural Disaster Recovery Works -Summary of program

Council has approved a revised Project Management Plan that provides for a revised reporting structure as outlined below

Governance Structure: Day to day operations and communication
Functional



- NOTES
1. All correspondence, must include DERS, Works Manager and Works Foreman including request for additional resources
 2. All WHS incidents must be reported to WHS Officer in addition to DERS, Works Manager, and Works Foreman
 3. WHS Officer will notify CEO of reportable incidents and notify WorkSafe QLD.

Council is updating WHS and other documentation in line with this approval.

2018 – Works are completed. Council is finalising plant unit rates before finalising acquittals. There is a risk that Council may not get approximately 11% of the plant rates charged to the DRFA works based on the information received by QRA. Council is investigating to provide updated information to help reduce this impact.

2019 – Works are scheduled to complete by May 2021 unless extension is requested to enable the delivery of these works using internal workforce. Council has started fortnightly meeting amongst the operational staff of the Council and AECOM to help facilitate the delivery of this program in line with the Project Management Plan (PMP). Council has reviewed the PMP and approved by the CEO that provides that all formal communication between AECOM and Council were to occur through the CEO.

2020 – The data is entered into the web portal of the state government by the end of the month (July 2020). QRA is reviewing this information. The anticipated costs are estimated between \$3M and \$5M. Council is yet to work out how these works are going to be delivered within two years as per the requirements. The following additional actions are planned:



Ordinary Meeting of Council Tuesday 18th August 2020

- In Field Assessment (IFA) has been scheduled with QRA – anticipated to occur early September
- Anticipated value of \$3-5 M (Dependant on QRA IFA outcomes) could have been higher however significant grading operations occurred due to the urgent need to provide access for carting animals. In the future, Council may need to consider this risk closely.
- Defects identified on the following assets:

Location	NW	NE	SW	SE
Asset	Dalgonally - Millungara	Bunda - Maxwellton	Oontoo	Ardbrin
	Old Normanton 1	Malpas - Trenton	Oorindi	Isabel
	Old Normanton 2	Nelia - Bunda	Penola Downs	Julia Creek - Yorkshire
		Pelham - Woodstock		Kelloshiel
		Punchbowl		Minamere
				Nelia - Yorkshire
				Proa
				Quambetook

The above information is preliminary in nature and should not be relied upon as it is yet to go through triage and approval.

Details of the 2019 Projects currently underway

The details for the major submissions are provided below:

Submission	Location and scope	\$	Project Management responsibilities
McSC.0003.1819E.REC	Taldora Road – Unsealed Section	\$18.2m	AECOM
McSC.0004.1819E.REC	North West – Unsealed	\$10.8m	AECOM
McSC.0005.1819E.REC	North East – Unsealed	\$5.8m	AECOM
McSC.0008.1819E.REC	Betterment	\$8.6m	MSC
McSC.0009.1819E.REC	South West – Unsealed	\$2.4m	MSC
McSC.0010.1819E.REC	Sealed Roads	\$6.0m	MSC
McSC.0011.1819E.REC	South East – Unsealed	\$8.2m	AECOM



Ordinary Meeting of Council Tuesday 18th August 2020

McSC.0014.1819E.REC	Sealed Roads – Nelia	\$256k	MSC
McSC.0015.1819E.REC	Sunny Plains, Euraba, Shaw Street	\$242k	AECOM

The above works are being delivered between AECOM (as the Project Manager using local contractors) and Council as Project Manager with responsibilities as outlined above. Both AECOM and Council use external contractors to deliver these works.

Council has decided to allocate the works contained within submission 15 to AECOM to undertake. Council will attend to the small sealed section of this submission in May 21.

Please find attached Scope Summary detailing works completed and upcoming works (completed up to 10 August 2020) for the works AECOM is the Project Manager on behalf of the Council.

Current major activity completion as per below Table as it was on 10 August 2020.

Submission	Road	% Complete – Critical Tasks (07 August)	% Complete – Critical Tasks (31 July)	% Complete – Critical Tasks (24 July)	% Complete – Critical Tasks (17 July)	% Complete – Critical Tasks (10 July)
North West	Old Normanton 2	71%	67%	61%	53%	50%
	Old Normanton 1	31%	21%	Established to Site		
North East	Phelam Woodstock	100%	100%	89%	Established to Site	
	Malpas Trenton	57%	19%	Established to Site		
South East	Coolreagh	100%	73%	59%	38%	29%
	Kelloshiel	43%	17%	Established to Site		

In accordance with the direction from Council, maintenance issues identified during the DRFA works by AECOM are being referred to the works area for execution.

In accordance with the Council direction of the 4 August 2020, Council has advised AECOM that contractors will not get establishment and de-establishment costs. AECOM during its fortnightly meeting has suggested to Council that a written notification is provided to the affected contractors. A draft response is being prepared for the consideration of the CEO as per the recommendations arising from the AECOM/Council fortnightly meeting dated 12 August 2020.



Ordinary Meeting of Council Tuesday 18th August 2020

Work Health and Safety issues

In accordance with the advice from Council, local businesses are being included into the invitation list when organising relevant training.

The payroll area is asked to invite local businesses when organising relevant training. The WHS officer is asked to include local businesses when organising the WHS White Card.

MSC 10.1819E Koppens Stabilising Contract

The project was completed on 31/07/2020.

Work related issues on Taldora and Nelia Bunda roads.

- Taldora Road issues were completed.
- Nelia Bunda Road issues were discussed internally and however Council could not pursue the condition of the road based on the inspection on site. The CEO has provided a response to Koppens accordingly.

Gilliat McKinlay Betterment

16km of seal works is complete with the remaining 10km to be complete by September 20.

Transport Infrastructure Development Scheme (TIDS) funded projects are not started as yet.

Water supply to Heslin Park Property known as Hilton Park

A report is being prepared for the consideration of Council. This report is yet to be finalized.

McIntyre Park shed and other updates

Council has approved a budget of \$30,000 for this project. In accordance with the direction from Council, staff has investigated into the revised design for the shed similar to the one at the hospital. The anticipated costs are \$42,180.87 Ex GST which is more than the allocated budget. If the revised cost of \$42,180.87 Ex GST is approved then Council can construct the fencing similar to the one installed at the hospital.

While a decision is being made, Council staff have investigated an alternative in order to make savings. It is suggested that the existing Netterfield housing fencing is used for the same purpose. Should Council resolves to accept this style of fencing, then the estimated costs for the supply of material will reduce by \$25,000. In order to stop flimsy looking fence, it is recommended that posts are installed more frequently than 7.2m. It is recommended that posts are driven into the ground as a part of the installation.

Council is requested to consider this alternative style of fencing as this fencing has no use for the time being and foreseeable future and can only deteriorate as the time passes. This option also helps make the required savings and bring the cost of the project to a level under the existing allocated funds.



Ordinary Meeting of Council Tuesday 18th August 2020

In relation, to the suspect leak at the park, Council staff inspected the site, however, did not find any evidence of water on the ground.

The pumps at the toilets are replaced and it is hoped that these repairs will reduce the alarms at that location.

Legal Implications:

Nil

Policy Implications:

Nil.

Financial and Resource Implications:

As provided in the report.

InfoXpert Document ID: 112972



CONFIDENTIAL

5.2 Subject: Confidential Report Assessment of Tenders for the Hickman Street Pump Station Refurbishment

Attachments: NIL

Author: Director Engineering and Regulatory Services

Date: 12 August 2020

Confidentiality:

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 Councilor's consider it necessary to discuss *(e) contracts proposed to be made by it*.

Executive Summary

This report seeks to bring to the attention of Council the major risks associated with the proposed procurement process and resourcing for the Hickman St Pump station.

The main objective of this report is to highlight to Council the procurement process to date, preliminary evaluation process, the commercial risks that have been identified for the project to date and funding shortfall.

Recommendation

With respect to the consideration of the tenders for the refurbishment of the Hickman Street Pump Station, having regard to the tight timelines associated with the Drought Communities funding deadline for this project, Council:

- a. Approve the process as outlined below to the Council Meeting for the procurement of the refurbishment of the Hickman Street sewer pump station located in Julia Creek.*
- b. Authorise the Chief Executive Officer to undertake commercial negotiations with tenderers Pensar, Fewster and Re-Pump on behalf of the Council and subject to satisfactory negotiations to accept the preferred tenderer;*
- c. Consider options for funding the currently required additional cost of \$389,642.81 to fund the entire project which may include representations to Government by the Mayor Philip Curr for additional funding of \$389,642.81 or alternatively defer stand alone components of the project to meet current available funding;*
- d. Request the CEO and Director Corporate and Community Services to re-examine the 2020/21 budget for possible adjustments to achieve a balanced budget whilst funding the Pumping Station construction.*
- e. Appoint the Chief Executive Officer as the Principal;*
- f. Appoint the Director Engineering Environment & Regulatory Services as the Principal's representative;*
- g. Request the funding agency for extension until March 2021;*



h. Advise all stakeholders of the above action.

Background

The refurbishment of the Hickman Street Pump Station was identified in the Council report of November 2019 addressing the poor operational state. There were several failures and Council was required to install a bypass in order to continue sewer services to the town of Julia Creek. In response to this report, Council resolved (Resolution No. 116/1920)

“Council assesses the attached proposal and plans for future works at the Hickman St Pump Station.”

In accordance with the Council resolution, staff undertook the assessment of the proposal for the refurbishment of the existing sewer pump station. Drought Communities Programme was identified as a funding source to help procure the proposed refurbishment as recommended by Council. On the 19 May 2020, Council accepted the funding “agreement” from the identified source of funds.

In accordance with this allocation and associated funding “deed” the entire project was required to be delivered under the contract by 22 December 2020. As such, tender documentations were prepared in late May and were advertised on the 4 June 2020.

Tender Timeline

The tendering process was undertaken as follows:

- Tender Called – 4th June 2020
- Tender submissions Received – 9th July 2020
- Cardno engaged to assist with the tender assessment and provide superintendency works – 5th August 2020
- Preliminary Tender Assessments Completed – 11th August 2020
- Preliminary Tender Assessment Workshop – 12th August 2020

The tender panel consists of Michael Lancini (Cardno), David Sechtig (MSC) and Mursaleen Shah (MSC). On the 12 August the panel convened at 9 Coyne Street Julia Creek 4823 and agreed to calculate scores and compile clarifications.

From the preliminary tender evaluation based on the averaged scores, three (3) shortlisted tenderers have been identified for further consideration as follows:

- Pensar Water Pty Ltd - \$1,210,972
- Fewster Brothers Contracting Pty Ltd - \$1,197,014
- Re-Pump Australia Pty Ltd - \$1,126,113

The tenders have been reviewed independently by the tender panel and evaluated based on the criteria nominate in the Tender Documents. As a part of this review, the panel has identified several risks that need to be understood before progressing with the approval of the tender(s).



Identified Risks

From the initial evaluation, the tender panel have identified several commercial risks. These risks are significant and required to be brought to the attention of the Council. These risks include:

a) Project timeframe

- The funding has a deadline of the 31st December 2020. Based on the received tenders, the likely practical completion date is March 2021. It is recommended that Council request the funding agency to extend the end date for the completion of the funded works.
- It is noted that the tender evaluation panel recommends that Council request expedited programs from the shortlisted tenderers as a part of the Post Tender Closing Clarifications.

b) Principals Representative

- As the project is technical in nature, it will require close Council supervision/decision making from competent persons who have an understanding of the sewerage system in Julia Creek and make timely decisions about the approval of funds.
- Manage project risk on behalf of the Council;
- The Principal's representative is considered a critical role for this project as the decision making will need to be timely and considered to ensure that there are no delays to the program or the contract as this will result in additional costs to the project.
- Council may consider the new Director Engineering, Environment and Regulatory Services to undertake the role of Principal's representative and make day to day financial decisions about the project within the allocated approved budget. This also means, the CEO is proposed to act as Principal and may be required to be hands on when needed, to deliver this project on time and within the available funds.

c) Financial Risk

- The median tender submission price is \$1,179,920. The allocated budget for the project is \$1,002,540. The tender amount is more than the allocated budget by \$177,380.
- Council requires an additional \$85,700 to pay for the superintendent's works associated with this project. It is recommended that Council provides for a 10% contingency. Council may choose to allocate lower or no contingency accepting the risks of cost over runs.
- Council requires an estimated \$ \$1,392,182 to complete this project. This means an additional \$389,642 is required to complete this project.

It is noted that upon completion of the Post Tender Closing Clarifications, there may be more risks identified which the tender panel could highlight to Council in future reports.

Due to the technical nature of the tender submissions, there are various aspects of each tender submission which are recommended to be confirmed, prior to determining the recommended



Ordinary Meeting of Council Tuesday 18th August 2020

tenderer. The evaluation panel is currently preparing the Post Tender Closing Clarifications and will provide these to the tenderers in due course.

Due to the risks associated with timeframes, it is recommended that Council authorise the CEO to help speed up the process.

Policy/Legislative:

Council can authorise the CEO to undertake commercial negotiations on behalf of the Council.

Operational Financial and Resource Implications:

All financial information is rounded to the nearest dollar.

Consultation and engagement:

This report is prepared by the tender panel outlined in the report. The CEO and Director Corporate Services are consulted as a part of the development of the report.

InfoXpert Document ID: 112953



6.0 ENVIRONMENTAL & REGULATORY SERVICES



6.1 Subject: Environmental and Regulatory Services Report – July 2020
Attachments: None
Author: Director of Engineering, Environment and Regulatory Services
Date: 6 August 2020

Executive Summary:

This report outlines the general activities, revenue and expenditure for the department for the period July 2020.

Recommendation:

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

Background:

This report outlines the general activities of the department for the month of July 2020.

Detailed below are the general matters of interest that relate to the day to day activities of the department throughout the month.

Consultation: (internal/External)

Environmental & Regulatory Services Team Leader, Local Laws Officer, Asset Maintenance Officer, Water and Sewerage Officer, Ranger and Finance Officer.

Legal Implications:

Nil

Policy Implications:

Nil

Financial and Resource Implications:

As provided in the report.

InfoXpert Document ID: 112940



1 – Refuse Collection and Disposal

1.1 - Budget

		Actual	Budget
ENVIRO1.1	3100 - Refuse Collection Revenue	\$0	\$84,715

		Actual	Budget
ENVIRO1.2	3100 - Kerbside Rubbish Collection Expenditure	\$2,330	\$42,000

		Actual	Budget
ENVIRO1.3	3110 - Refuse Disposal Revenue	\$0	\$42,310

		Actual	Budget
ENVIRO1.4	3110 - Refuse Disposal Operational Costs	\$6,364	\$77,000

1.2 - Report

Julia Creek Waste Facility

The facility continued to be pushed up during the month.

Staff has responded to Ergon Energy in relation to receiving power poles within the Julia Creek Landfill. A cost of \$50 per pole is to be charged for disposal and this fee is included in the fees and charges.

The new cameras are now fully operational to help monitor compliance such as fires and placement of waste in the correct area for disposal.

Two (2) warnings were issued regarding dumping in the incorrect area within the landfill for the month of July.

2 – Environmental Health Services

2.1 – Budget

		Actual	Budget
ENVIRO2.1	3000 - Environmental Licence Fees (Revenue)	\$0	\$1,600

		Actual	Budget
ENVIRO2.2	3000 - Environmental Health Services	\$4,163	\$198,000



2.2 – Report

Water and Sewage Monitoring

Water sampling is carried out in accordance with our Drinking Water Quality Management Plan (DWQMP) across our four (4) water supplies. Key parameter to monitor under the DWQMP is the presence of *Escherichia coli* or e-coli in the water. The presence of e-coli has potential health impacts.

Sampling undertaken in July showed no sign of E.coli contamination in all four (4) townships.

Staff held a Risk Assessment Workshop for the DWQMP review on the 21st July 2020, Alison Crombie from the Townsville Public Health Unit was in attendance and provided valuable insight into the risks within our water supply schemes. Amendments will be made to the current Risk Assessment Tables and Risk Improvement Plan within the DWQMP and will be submitted to the Regulator for review. This is expected to be completed by the end of August.

Meeting the DWQMP is a major undertaking for McKinlay Shire Council. It is important that Council adequately resource and fund compliance of these guidelines to ensure public health within the 4 water supply schemes.

Sewerage sampling continues on a 6 monthly basis on the Julia Creek Sewerage Treatment Plant in accordance with the requirements of the licence issued by the Department of Environment and Science (DES).

Fogging

One property was fogged during the month.

Food Recalls

One (1) Food Recall was received during the month with no impact to local businesses.

3 – Local Law Administration

3.1 – Budget

		Actual	Budget
ENVIRO3.1	3210 - Animal Registration Fees	\$3,851	\$4,500
ENVIRO3.2	3210 - Fines & Penalties – Animal Control	\$0	\$1,300
ENVIRO3.3	3210 - Animal Boarding	\$593	\$3,000
ENVIRO3.4	3210 - Local Law Administration	\$10,761	\$110,000



3.2 - Report

General information of activities for Local Law/Animal Control matters is outlined the table below.

Table 1 - Local Law & Animal Control Summary

Activity	Number/Details
Impoundings and infringement notices	Nil
Euthanized/Destroyed/Rehomed	One (1) Dog due to old age
Verbal/Written/Official warning	One (1) Verbal Warning – Burning of rubbish within the township of Julia Creek
Complaints	One
Dog Boarding	Seven (7) Dogs
Removal of Dead Animals	Four (4)
Trapping Locations & Results	Nil
Compliance Notices issued	Nil

4 – Noxious Weeds and Pest Control

4.1 – Budget

		Actual	Budget
ENVIRO4.1	3220 - Pest Plant & Animal Control Funding	\$0	\$25,000
		Actual	Budget
ENVIRO4.2	3220 - Truck Washdown Bay Revenue	\$1,410	\$20,000
		Actual	Budget
ENVIRO4.3	3220 - Dingo Baits (Revenue)	\$1,915	\$1,500
		Actual	Budget
ENVIRO4.4	3220 - Feral Pig Baits (Revenue)	\$0	\$0
		Actual	Budget
ENVIRO4.5	3220 - Pest Animal Rural Land Owners Fees	\$0	\$0
		Actual	Budget
ENVIRO4.5	3220 - Pest Plant Control Program	\$24,730	\$115,000
		Actual	Budget
ENVIRO4.6	3230 - Pest Animal Control Program	\$0	\$78,000

It appears that Council has received more revenue under Dingo Baits as indicated in Enviro4.3 above.



4.2 – Report

Washdown Bay

Staff cleaned grease off hose. A sign will be purchased regarding cleaning of site after use.

Pest Animal Control

There were three (3) dingo scalps presented in July.

There were no Factory Baits issued in July.

Pest Plant Control

Local Laws Officer sprayed trees around Julia Creek

5 – Livestock Operations

5.1 – Budget

		Actual	Budget
ENVIRO5.1	3235 - Livestock Weighing Revenue	\$5,807	\$60,000
ENVIRO5.2	3235 - Livestock Cattle Train Loading Revenue	\$7,846	\$36,000
ENVIRO5.3	3235 - Livestock Operational Costs	\$11,390	\$87,000

5.2 - Report

Julia Creek Livestock Facility

There was 3,501 head of cattle weighed at the facility during July.

Livestock Weighing Month and Year Totals

MONTH	2014	2015	2016	2017	2018	2019	2020
JANUARY	359	0	0	0	183	0	1401
FEBRUARY	1322	1872	525	467	3241	0	125
MARCH	617	3446	1497	1333	388	0	2788
APRIL	406	5315	951	2487	2217	1034	10073
MAY	1891	8107	615	2062	3065	1768	10022
JUNE	2,109	3,442	1456	1522	742	894	4507
JULY	0	2,170	2809	2003	1143	1569	3501
AUGUST	374	1183	2582	2311	6291	3023	
SEPTEMBER	3274	488	2665	1478	765	1280	
OCTOBER	790	1252	4613	1127	4708	5492	



Ordinary Meeting of Council Tuesday 18th August 2020

NOVEMBER	508	36	1011	2673	4788	3534	
DECEMBER	240	0	234	340		2776	
TOTAL FOR YEAR	11,890	27,311	18,958	17,803	27,531	21,370	32,417

Livestock Operations (Cattle Loading)

A total of 3,141 head of cattle were loaded on five (5) trains during the month.

Livestock Loading Month and Year Totals

MONTH	2014	2015	2016	2017	2018	2019	2020
JANUARY	0	0	0	0	0	0	0
FEBRUARY	680	0	0	132	0	0	0
MARCH	851	0	572	920	0	0	0
APRIL	1811	7653	1737	580	0	0	4100
MAY	7414	7204	2933	6126	603	3199	5716
JUNE	5912	6605	3486	2658	674	3322	3446
JULY	5246	6998	3565	3654	2084	4564	3141
AUGUST	6843	3936	4963	2898	674	1654	
SEPTEMBER	4508	315	2233	1804	2454	2098	
OCTOBER	3122	0	1070	0	3424	1328	
NOVEMBER	3439	0	1641	0	1458	1668	
DECEMBER	0	0	144	0	0	TBA	
TOTAL FOR YEAR	38826	32711	22344	18772	11371	17833	16403

6 – Stock Routes and Reserves

6.1 – Budget

		Actual	Budget
ENVIRO6.3	3300 - Stock Route – Permit/Water Fees	\$0	\$10,000
		Actual	Budget
ENVIRO6.2	3300 - Stock Route Recoverable Works (Revenue)	\$0	\$0
		Actual	Budget
ENVIRO6.4	3300 - Trustee Lease Fees	\$5,087	\$175,000
		Actual	Budget
ENVIRO6.5	3300 - Reserves Agistment Fees	\$1,787	\$17,000
		Actual	Budget
ENVIRO6.6	3300 - Precept Expenses	\$0	\$18,100
		Actual	Budget



ENVIRO6.7	3300 - Stock Route Maintenance	\$7,519	\$100,000
		Actual	Budget
ENVIRO6.8	3300 - Reserves Expenses	\$340	\$31,500

6.2 - Report

Stock Routes

New pump installed at 40 Mile Bore to replace the defective one.

Capital Works Projects for new headworks at Bullock Hole, 49 Mile and Cremona may get approved through DNRME for the 2020 - 2021 Financial Year

McIntyre Park

MLA conducted an audit on McIntyre Park.

6.3 – Cemeteries

6.3.1 – Budget

		Actual	Budget
ENVIRO6.9	3400 - Cemeteries	\$2,020	\$14,000

6.3.2 - Report

There were no funerals or enquiries in relation to the cemetery during the month.

7 – Work Program (Workcamp)

7.1 - Budget

		Actual	Budget
ENVIRO7.1	3600 - Work Program	\$1,516	\$42,000

7.2 - Report

The work camp is back on site once every 2 weeks. A list of projects that are being completed will be presented at the next meeting.

8 – Housing, FRB and Community Centre

8.1 – Budget

		Actual	Budget
ENVIRO9.1	3810 - Council Property / Staff Housing Program Rev	\$11,118	\$95,000

		Actual	Budget
ENVIRO9.3	3810 - Council Property / Staff Housing Program Exp	\$40,497	\$155,000



8.2 - Report

Council Property / Staff Housing

Council Property / Staff Housing activities for the month are detailed in Table below.

Activity	Number
Properties Available for use	4 Amberley Drive 4 Netterfield Street
New Tenancies	Nil
Finalised Tenancies	One (1) – Unit A, 4 Shaw Street
Remedy Breach	Nil
Notice to Leave	Nil
Notes/Repairs	Minor repairs performed when required. CAPITAL WORKS Bathroom Upgrades at 3 Coyne St and Airport Residence is now completed

Old Senior/Aged Care Housing

Old Senior/Aged Care Housing activities for the month are detailed in Table Below:

Activity	Number
Properties Available	Two (2)
New Tenancies	One (1)
Finalised Tenancies	Nil
Remedy Breach	Nil
Notice to Leave	Nil
Notes/Repairs	Minor repairs performed when required. <ul style="list-style-type: none"> • Switchboard upgraded in Unit 1 & 2 due to properties not being wired up correctly



Fr Bill Bussutin Community Centre and Seniors Living Units

Budget

		Actual	Budget
ENVIRO10.4	3820 - Community Centre Hire Fees	\$0	\$8,500

		Actual	Budget
ENVIRO10.4	3820 - FRB Centre RENT	\$2,922	\$31,000

		Actual	Budget
ENVIRO10.5	3820 - FRB Units & Community Ctre Operational Costs	\$3,570	\$75,000

Report

Seniors Living Units

Seniors Living Unit activities for the month are detailed in Table Below:

Activity	Number
Properties Available	Two (2) - Unit 3 & Unit 7
New Tenancies	Nil
Finalised Tenancies	Nil
Remedy Breach	Nil
Notice to Leave	Nil
Notes	General Maintenance performed when required.

9 – Land and Building Development

9.1 – Budget

		Actual	Budget
ENVIRO11.1	3900 - Revenue	\$134	\$1,500

		Actual	Budget
ENVIRO11.2	3900 - Town Planning Program	\$3,806	\$30,500

9.2 - Report

Regulatory Services, Land and Building Development

One (1) house relocation application was received during the month.

One (1) Operational works application for water barrier works was received during the month.



Ordinary Meeting of Council Tuesday 18th August 2020

10 – Local Disaster Management

10.1 – Budget

		Actual	Budget
ENVIRO12.1	2760 - SES Grants	\$0	\$20,567

		Actual	Budget
ENVIRO12.2	2760 - Natural Disaster Grants	\$0	\$6,780

		Actual	Budget
ENVIRO12.3	2760 - Disaster Management Operational Costs	\$134,202	\$168,000

10.2 - Report

SES

Julia Creek SES have continued Zoom training sessions.



Ordinary Meeting of Council Tuesday 18th August 2020

6.2 Subject: Application for Conversion to Freehold Grazing Homestead Perpetual Lease 23/16346 - Land described as Lot 2 on Crown Plan SX4

Attachments: 6.2.1 – Correspondence from DNRME
6.2.2 – Location Maps

Author: Environmental & Regulatory Services Team Leader

Date: 5th August 2020

Executive Summary:

Council's views and/or requirements are sought by the Department of Natural Resources Mines and Energy (DNRME) regarding the conversion to Freehold Grazing Homestead Perpetual Lease 23/16346 on land currently described as Lot 2 on Crown Plan SX4 for the purpose of grazing.

Recommendation:

That Council resolves to advise the Department of Natural Resources Mines and Energy (DNRME) that it has no objections to the conversion of Lot 2 on Crown Plan SX4 to Freehold for the purpose of grazing.

Background:

Council has received correspondence from the Department of Natural Resources Mines and Energy (DNRME) seeking Council views regarding the conversion of lease 23/16346 on land currently described as Lot 2 on Crown Plan SX4 to Freehold for the purpose of grazing.

The land is currently leased by Brett and Vanda Hick.

Comments:

Gravel pits are not located within the parcel of land. The Lindfield Pits are located within Lot 1 and Lot 2 on MF3. Attachment 6.2.2 show location of pits.

Consultation: (internal/External) - NA

Legal Implications: - NA

Policy Implications: - NA

Financial and Resource Implications: - NA

Risk Management - NA

Options for Council to Consider - NA

InfoXpert Document ID: 112941

Author: Graeme Geisler
File number: 2020/011540
Directorate / Unit: State Land Asset Management
Phone: 4741 1657



Department of
Natural Resources,
Mines and Energy

15 June 2020

McKinlay Shire Council
PO Box 177
JULIA CREEK QLD 4823

Dear Sir

APPLICATION FOR CONVERSION TO FREEHOLD GRAZING HOMESTEAD PERPETUAL LEASE 23/16346 LAND CURRENTLY DESCRIBED AS LOT 2 ON CROWN PLAN SX4

The department has received the above application. The proposed use of the land is grazing.

The attached extract from Queensland Globe shows the subject land and the surrounding locality.

When a property is converted to freehold the survey plan must show the correct boundaries as well as define roads on their correct alignment. Council may be aware of roads or other issues and its views should address these and give guidance as to any issues a licenced cadastral surveyor would need to address, were they engaged by the lessee to satisfy requirements of an approved conversion.

Please advise the department of your views or requirements including any local non-indigenous cultural heritage values that the department should consider when assessing this application.

Objections to the application, and any views or requirements that may affect the future use of the land should be received by close of business on **17 August 2020**. If you offer an objection to the application, a full explanation stating the reason for the objection should be forwarded to this Office.

If you wish to provide a response but are unable to do so before the due date, please contact the author before the due date to arrange a more suitable timeframe. An extension to this due date will only be granted in exceptional circumstances.

If a response is not received by the due date and no alternative arrangements have been made, it will be assumed you have no objections or requirements in relation to this matter.

This information has been provided to you in confidence for the purpose of seeking your views on this matter. It is not to be used for any other purpose, or distributed further to any person, company, or organisation, without the express written permission of the department unless required.

If you wish to discuss this matter please contact Graeme Geisler on 4741 1657.

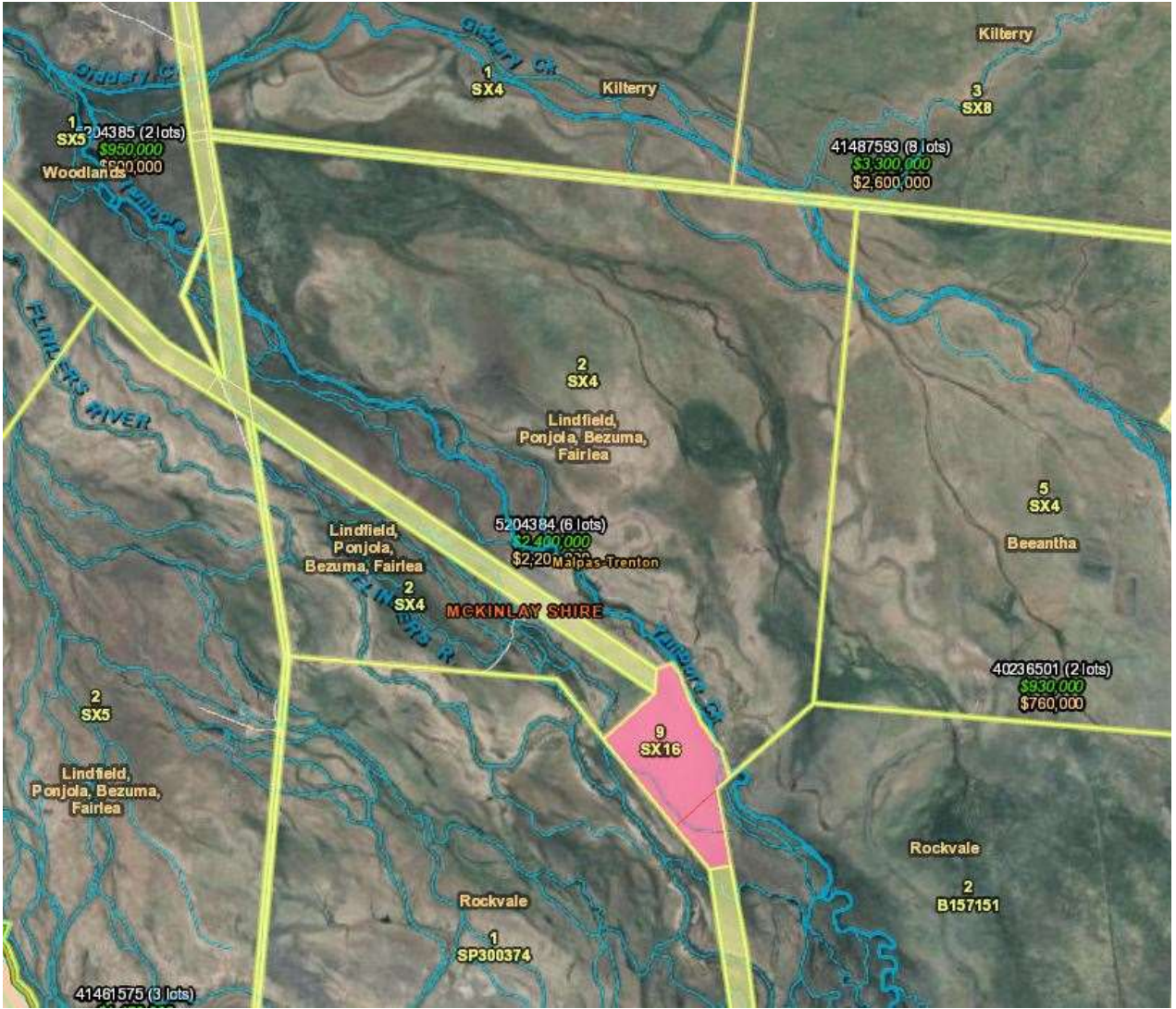
All future correspondence relative to this matter is to be referred to the contact Officer at the address below or by email to Townsville.SLAMS@dnrme.qld.gov.au . Any hard copy correspondence received will be electronically scanned and filed. For this reason, it is recommended that any attached plans, sketches or maps be no larger than A3-sized.

Please quote reference number 2020/011540 in any future correspondence.

Yours sincerely

A handwritten signature in black ink, appearing to read 'Graeme Geisler', enclosed within a hand-drawn oval border.

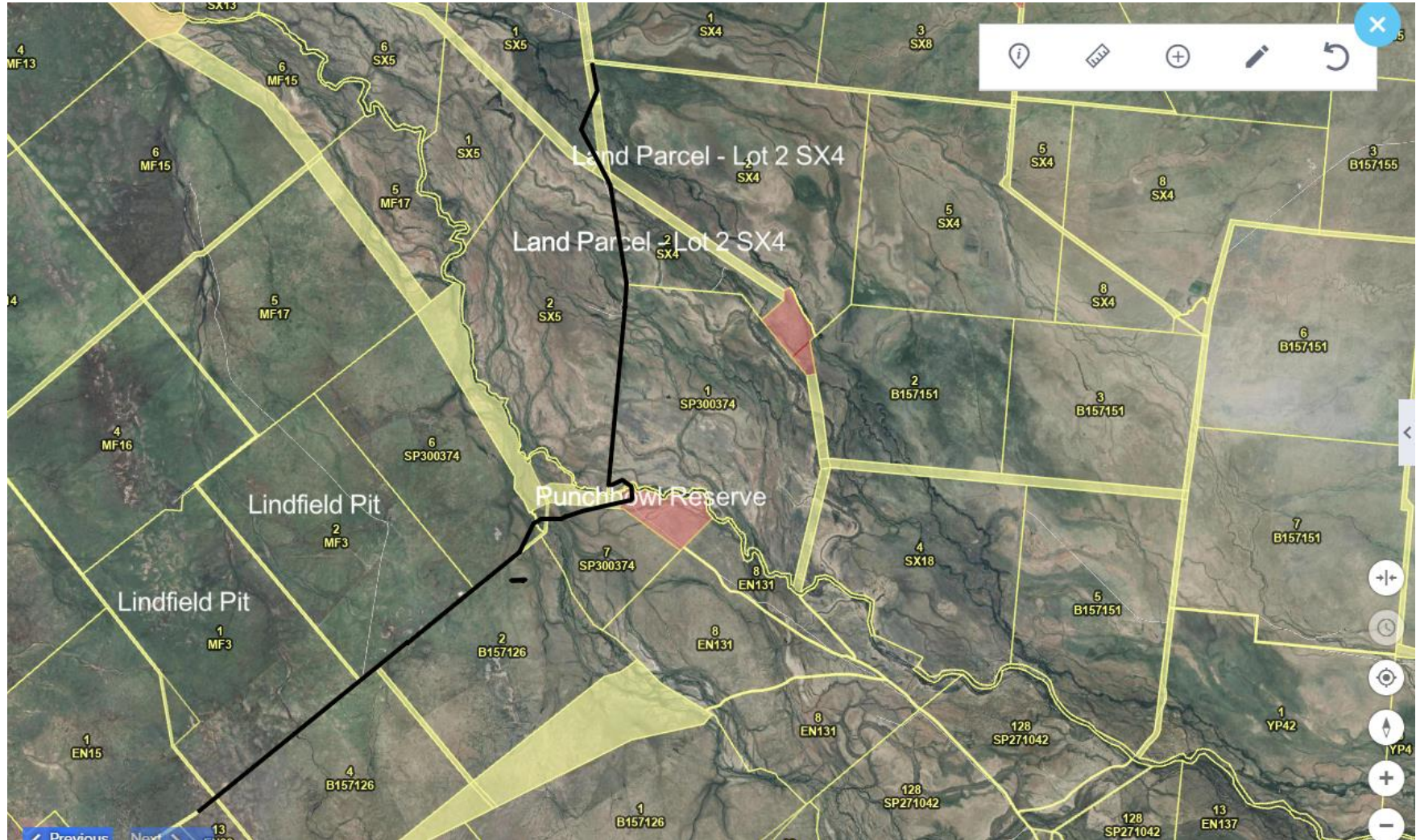
Graeme Geisler
Land Administration Officer
State Land Asset Management
Department of Natural Resources, Mines and Energy





Lot 2 SX4

Note: Punchbowl Road is defined by the black line



Map showing locations of Punchbowl Reserve and Lindfield Pits

Note: Punchbowl Road is defined by the black line



Ordinary Meeting of Council Tuesday 18th August 2020

6.3 Subject: Views Request - Conversion to Freehold - Land described as Lot 11 on Crown Plan AL40 and Lot 4 on Crown Plan TO36
Attachments: 6.3.1 – Correspondence from DNRME
6.3.2 – Location Maps
Author: Environmental & Regulatory Services Team Leader
Date: 5 August 2020

Executive Summary:

Council's views and/or requirements are sought by the Department of Natural Resources Mines and Energy (DNRME) regarding the conversion to Freehold on land currently described as Lot 11 on Crown Plan AL40 and Lot 4 on Crown Plan TO36 for the purpose of grazing.

Recommendation:

That Council resolves to advise the Department of Natural Resources Mines and Energy (DNRME) that;

- 1) It has no objections to the conversion of Lot 11 on Crown Plan AL40 and Lot 4 on Crown Plan TO36 to Freehold for the purpose of Grazing, and;*
 - 2) Part of Percol Road currently runs through Lot 11 on Crown Plan AL40. The applicant will need to engage a cadastral surveyor to re-align the road to its correct alignment at their own cost.*
-

Background:

Council has received correspondence from the Department of Natural Resources Mines and Energy (DNRME) seeking Council views regarding the conversion to Freehold on land currently described as Lot 11 on Crown Plan AL40 and Lot 4 on Crown Plan TO36 for the purpose of grazing.

Comments:

Percol Road currently runs through the parcel of land therefore the applicant will need to undertake a survey to have the road clearly defined within the road reserve.

Consultation: (Internal/External) - NA

Legal Implications: - NA

Policy Implications: - NA

Financial and Resource Implications: - NA

Risk Management - NA

Options for Council to Consider - NA

InfoXpert Document ID: 112944

The department has received the above application. The proposed use of the land is grazing.

The attached **ANNOTATED** extracts from Queensland Globe show the subject lands and the surrounding locality.

You will note on the 11AL40 annotated extract a number of issues in relation to local roads. When a property is converted to freehold the survey plan must show the correct boundaries as well as define roads on their correct alignment. A number of issues have been identified on initial perusal and are indicated on the extract. Council may be aware of further issues and its views should address these and give guidance as to any issues a licenced cadastral surveyor would need to address, were they engaged by the lessee to satisfy requirements of an approved conversion.

Please advise the department of your views or requirements including any local non-indigenous cultural heritage values that the department should consider when assessing this application.

Objections to the application, and any views or requirements that may affect the future use of the land should be received by close of business on **31 August 2020**. If you offer an objection to the application, a full explanation stating the reason for the objection should be forwarded to this Office.

If you wish to provide a response but are unable to do so before the due date, please contact the author before the due date to arrange a more suitable timeframe. An extension to this due date will only be granted in exceptional circumstances.

If a response is not received by the due date and no alternative arrangements have been made, it will be assumed you have no objections or requirements in relation to this matter.

This information has been provided to you in confidence for the purpose of seeking your views on this matter. It is not to be used for any other purpose, or distributed further to any person, company, or organisation, without the express written permission of the department unless required.

If you wish to discuss this matter please contact Graeme Geisler on 4741 1657.

All future correspondence relative to this matter is to be referred to the contact Officer at the address below or by email to Townsville.SLAMS@dnrme.qld.gov.au . Any hard copy correspondence received will be electronically scanned and filed. For this reason, it is recommended that any attached plans, sketches or maps be no larger than A3-sized.

Please quote reference number 2020/011687 in any future correspondence.

Regards



Graeme Geisler

Land Administration Officer

State Land Asset Management | North Region

Department of Natural Resources, Mines and Energy

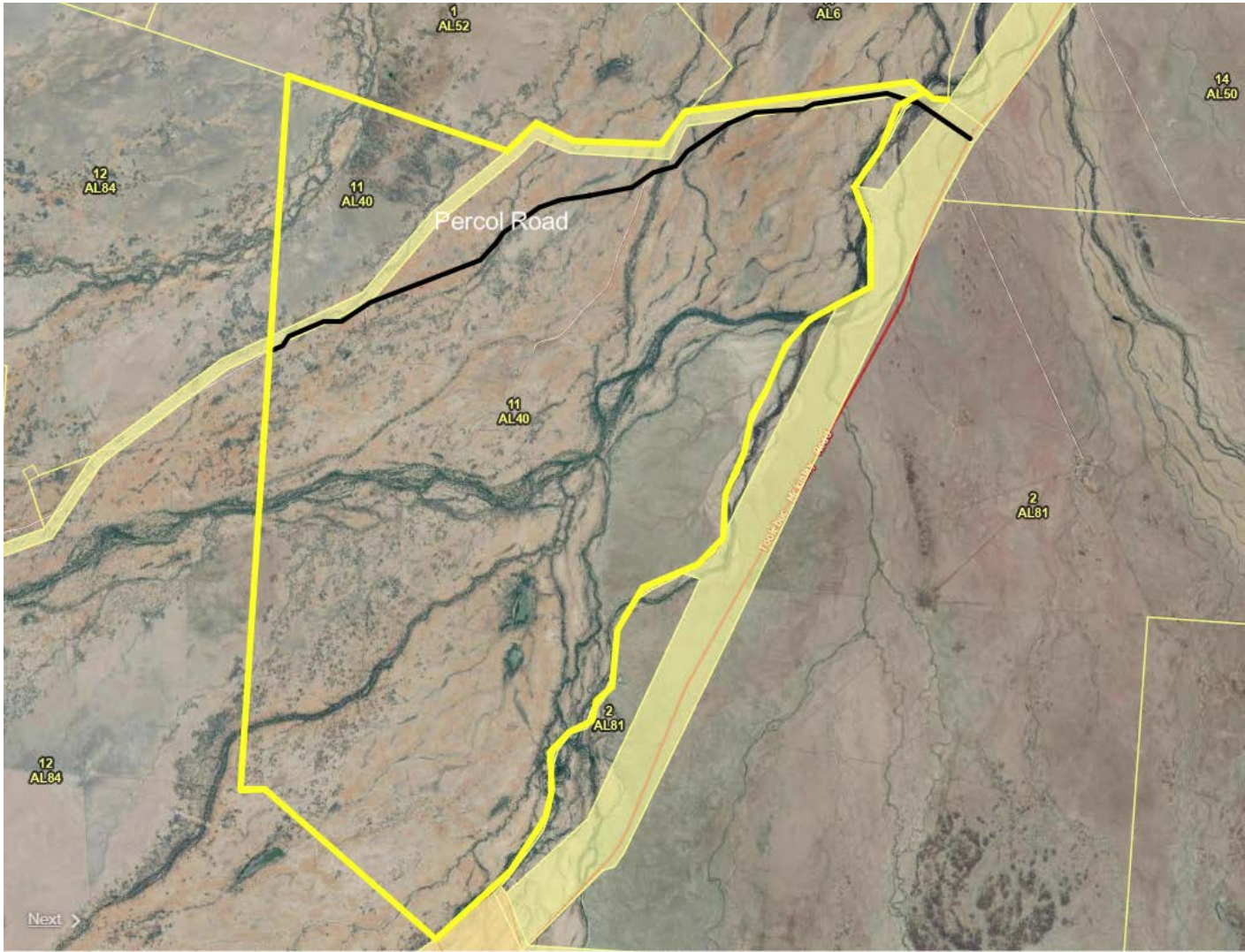
P: (07) 4741 1657

E: graeme.geisler@dnrme.qld.gov.au

A: 65 Brodie St, Hughenden QLD 4821 | PO Box 5318 Townsville QLD 4810

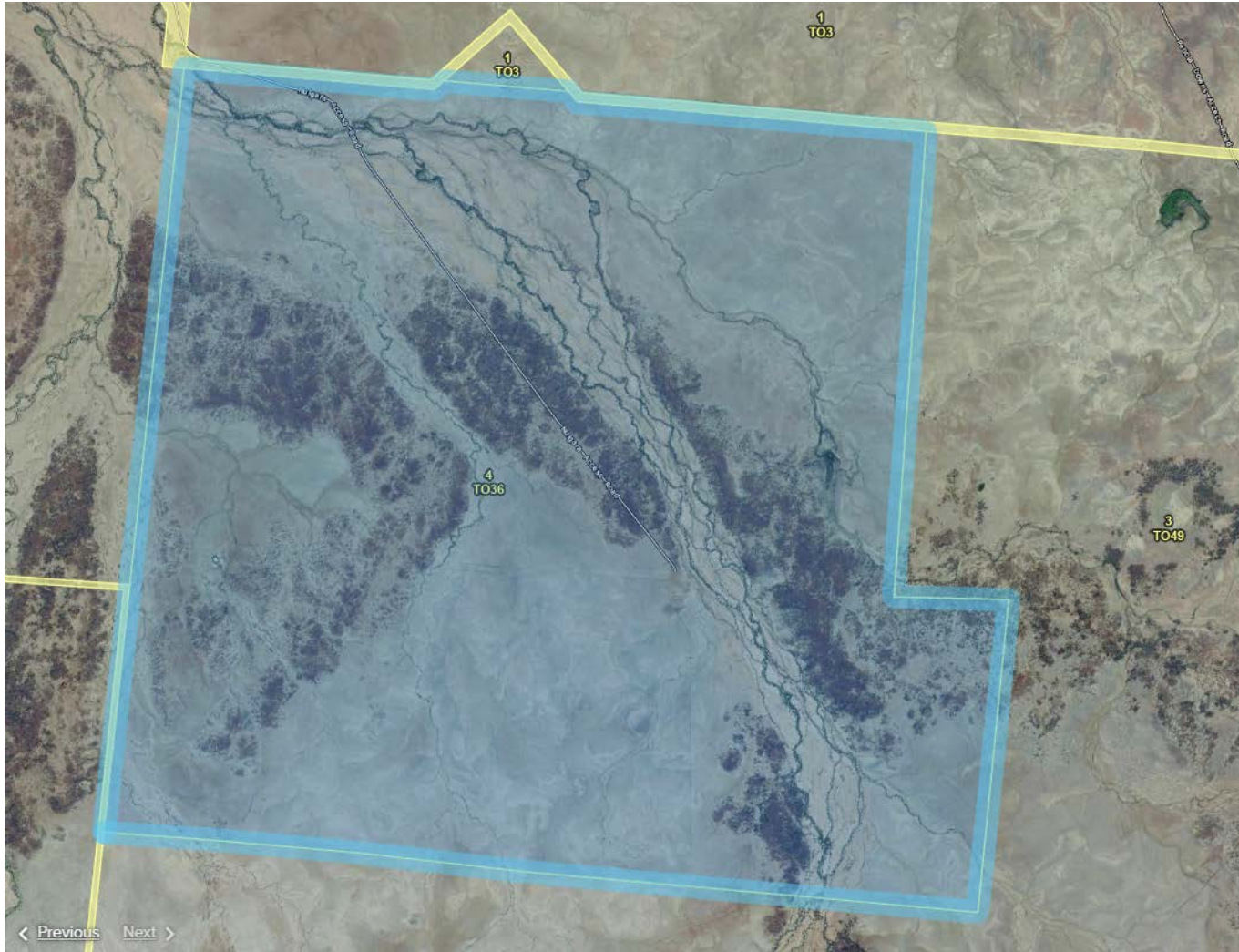
W: www.dnrme.qld.gov.au

The information in this email together with any attachments is intended only for the person or entity to which it is addressed and may contain confidential and/or privileged material. There is no waiver of any confidentiality/privilege by your inadvertent receipt of this material. Any form of review, disclosure, modification, distribution and/or publication of this email message is prohibited, unless as a necessary part of Departmental business. If you have received this message in error, you are asked to inform the sender as quickly as possible and delete this message and any copies of this message from your computer and/or your computer system network.

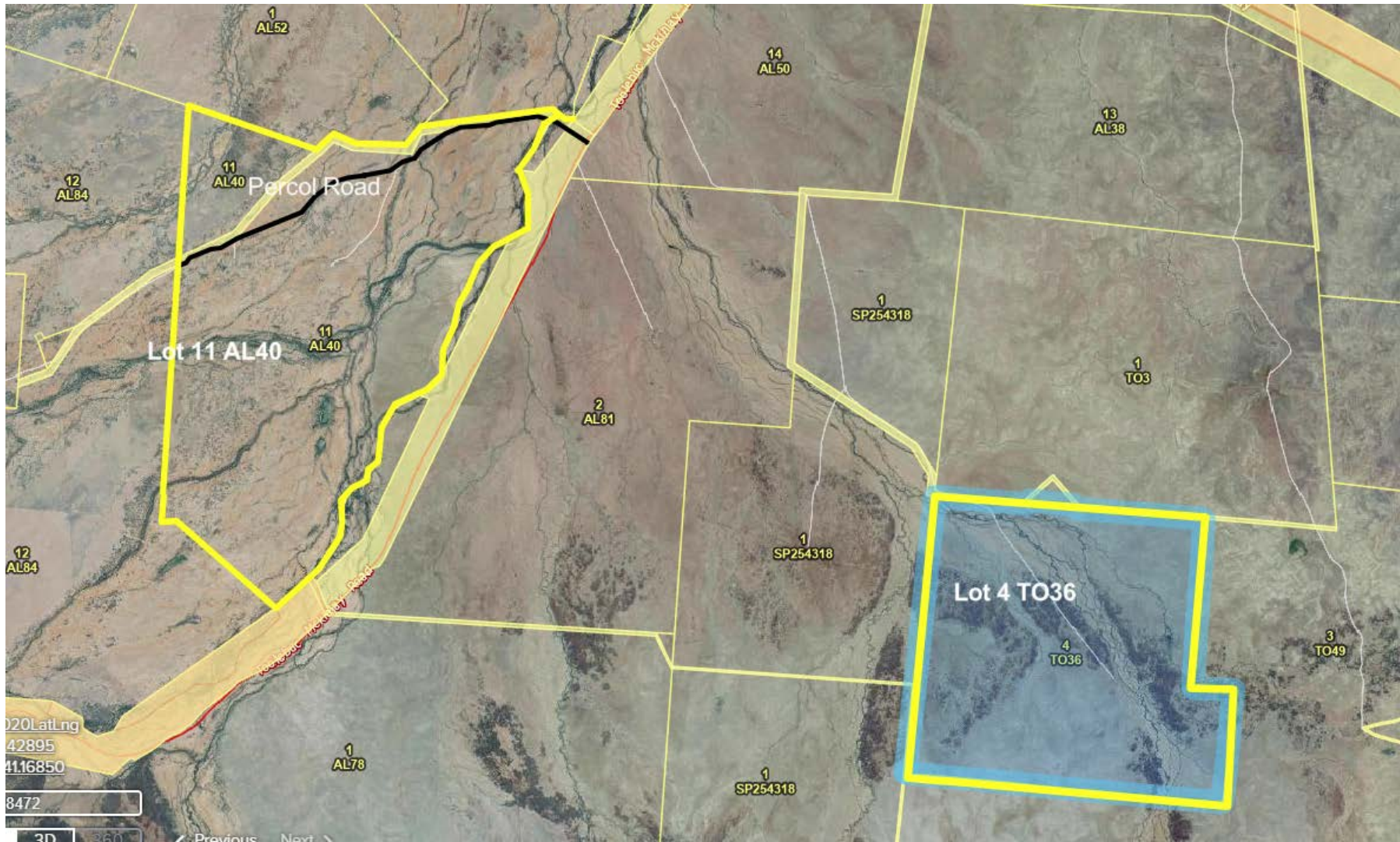


Lot 11 on AL40

Note: Percol Road is defined by the black line



Lot 4 on TO36



Map of both lots



Ordinary Meeting of Council Tuesday 18th August 2020

6.4 Subject: Views Request – Lease Renewal – Land described as Lot 8 on Crown Plan SX19
Attachments: 6.4.1- Correspondence from DNRME
Author: Environmental & Regulatory Services Team Leader
Date: 5th August 2020

Executive Summary:

Council's views and / or requirements are sought by the Department of Natural Resources Mines and Energy (DNRME) regarding the lease renewal on land described as Lot 8 on Crown Plan SX19.

Recommendation:

That Council resolves to advise the Department of Natural Resources Mines and Energy (DNRME) that it has no objections or requirements for the lease renewal on land described as Lot 8 on Crown Plan SX19.

Background:

Council has received correspondence from the Department of Natural Resources Mines and Energy (DNRME) seeking Council's views / and or requirements regarding the lease renewal on land described as Lot 8 on Crown Plan SX19.

The land is currently leased by Leonie & Edwin Maxwell.

Please note that the applicants are only applying to lease the bottom part of the parcel which is identified on QLDGlobe as Lot 9 on SX16.



Comments:

The parcel of land is a minor and unused stock route.

Consultation: (internal/External) - NA

Legal Implications: - NA

Policy Implications: - NA



Ordinary Meeting of Council Tuesday 18th August 2020

Financial and Resource Implications: - NA

Risk Management - NA

Options for Council to Consider - NA

InfoXpert Document ID: 112947

The department has received the above application. The proposed use of the land is grazing.

The attached extract from Queensland Globe shows the subject land and the surrounding locality.

Please advise the department of your views or requirements including any local non-indigenous cultural heritage values that the department should consider when assessing this application.

Objections to the application, and any views or requirements that may affect the future use of the land should be received by close of business on **31 August 2020**. If you offer an objection to the application, a full explanation stating the reason for the objection should be forwarded to this Office.

If you wish to provide a response but are unable to do so before the due date, please contact the author before the due date to arrange a more suitable timeframe. An extension to this due date will only be granted in exceptional circumstances.

If a response is not received by the due date and no alternative arrangements have been made, it will be assumed you have no objections or requirements in relation to this matter.

This information has been provided to you in confidence for the purpose of seeking your views on this matter. It is not to be used for any other purpose, or distributed further to any person, company, or organisation, without the express written permission of the department unless required.

If you wish to discuss this matter please contact Graeme Geisler on 4741 1657.

All future correspondence relative to this matter is to be referred to the contact Officer at the address below or by email to Townsville.SLAMS@dnrme.qld.gov.au. Any hard copy correspondence received will be electronically scanned and filed. For this reason, it is recommended that any attached plans, sketches or maps be no larger than A3-sized.

Please quote reference number 2020/011242 in any future correspondence.

Regards



Graeme Geisler
Land Administration Officer
State Land Asset Management | North Region
Department of Natural Resources, Mines and Energy

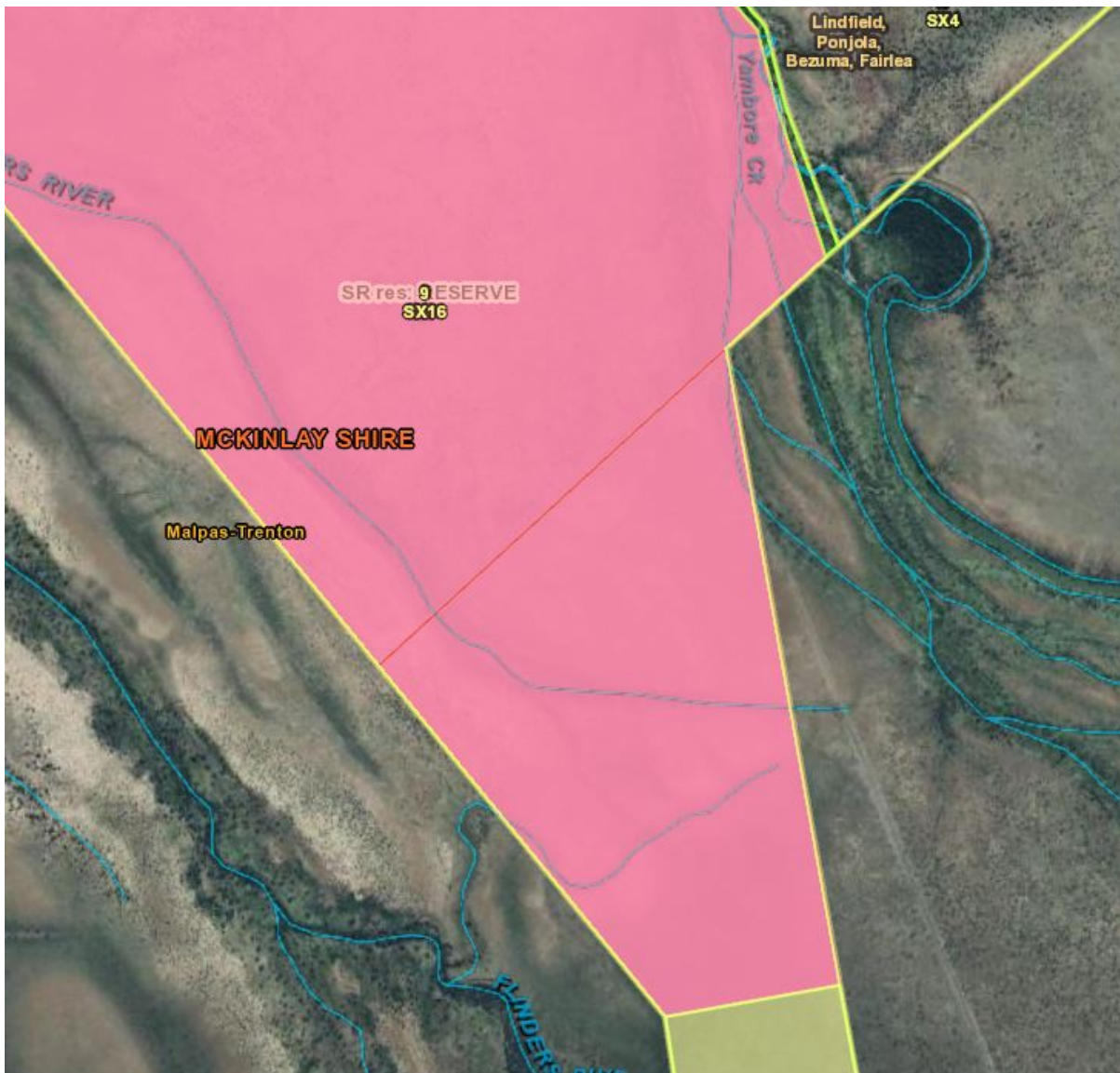
P: (07) 4741 1657

E: graeme.geisler@dnrme.qld.gov.au

A: 65 Brodie St, Hughenden QLD 4821 | PO Box 5318 Townsville QLD 4810

W: www.dnrme.qld.gov.au

The information in this email together with any attachments is intended only for the person or entity to which it is addressed and may contain confidential and/or privileged material. There is no waiver of any confidentiality/privilege by your inadvertent receipt of this material. Any form of review, disclosure, modification, distribution and/or publication of this email message is prohibited, unless as a necessary part of Departmental business. If you have received this message in error, you are asked to inform the sender as quickly as possible and delete this message and any copies of this message from your computer and/or your computer system network.





Ordinary Meeting of Council Tuesday 18th August 2020

6.5 Subject: Application for Conversion of Lot 5 on SX10 and Lot 5 on SX4 to Freehold
Attachments: 6.5.1 – Correspondence from DNRME
6.5.2 – Location Maps
Author: Environmental & Regulatory Services Team Leader
Date: 5th August 2020

Executive Summary:

Council's views and / or requirements are sought by the Department of Natural Resources Mines and Energy (DNRME) regarding the conversion of Lot 5 on SX10 and Lot 5 on SX 4 to Freehold.

Recommendation:

That Council resolves to advise the Department of Natural Resources Mines and Energy (DNRME) that;

- 1) It has no objections for the conversion of Lot 5 on SX10 and Lot 5 on SX4 to Freehold; and*
 - 2) The Applicant will need to engage a Cadastral Surveyor to re-align Nelia Bunda Road to its correct alignment*
-

Background:

Council has received correspondence from the Department of Natural Resources Mines and Energy (DNRME) seeking Council views regarding the conversion of Lot 5 on SX10 and Lot 5 on SX4 to Freehold.

The parcels of land are currently leased by Peter Woodhouse.

Comments:

The Nelia/Bunda Road currently runs through the parcel of land therefore the applicant will need to undertake a survey to have the road clearly defined within the road reserve.

Consultation: (internal/External) - NA

Legal Implications: - NA

Policy Implications: - NA

Financial and Resource Implications: - NA

Risk Management - NA

Options for Council to Consider - NA

InfoXpert Document ID: 112949

Author Bane Byron
Ref number See table

14 July 2020

The Chief Executive Officer
Mckinlay Shire Council
PO Box 177
Mckinlay QLD 4823
Emailed to: reception@mckinlay.qld.gov.au



Department of
Natural Resources,
Mines and Energy

APPLICATION FOR CONVERSION OF (See table below)

Case Number	Lot / Plan	Title Ref	Type Reference	Purpose
2020/011887	5 on SX10	17651043	GHPL 23/16500 A	Grazing
2020/011888	5 on SX4	17651044	GHPL 23/16500 B	Grazing

The department has received the above applications.

The enclosed Smartmap shows the subject land and the surrounding locality.

Please advise the Department of your views or requirements that the department should consider when assessing this application. Objections to the application, and any views or requirements that may affect the future use of the land should be received by close of business on **7th September 2020**. If you offer an objection to the application, a full explanation stating the reason for the objection should be forwarded to this Office.

If you wish to provide a response but are unable to do so before the due date, please contact the author before the due date to arrange a more suitable timeframe. If a response is not received by the due date and no alternative arrangements have been made, it will be assumed you have no objections or requirements in relation to this matter.

This information has been provided to you in confidence for the purpose of seeking your views on this matter. It is not to be used for any other purpose, or distributed further to any person, company, or organisation, without the express written permission of the department unless required.

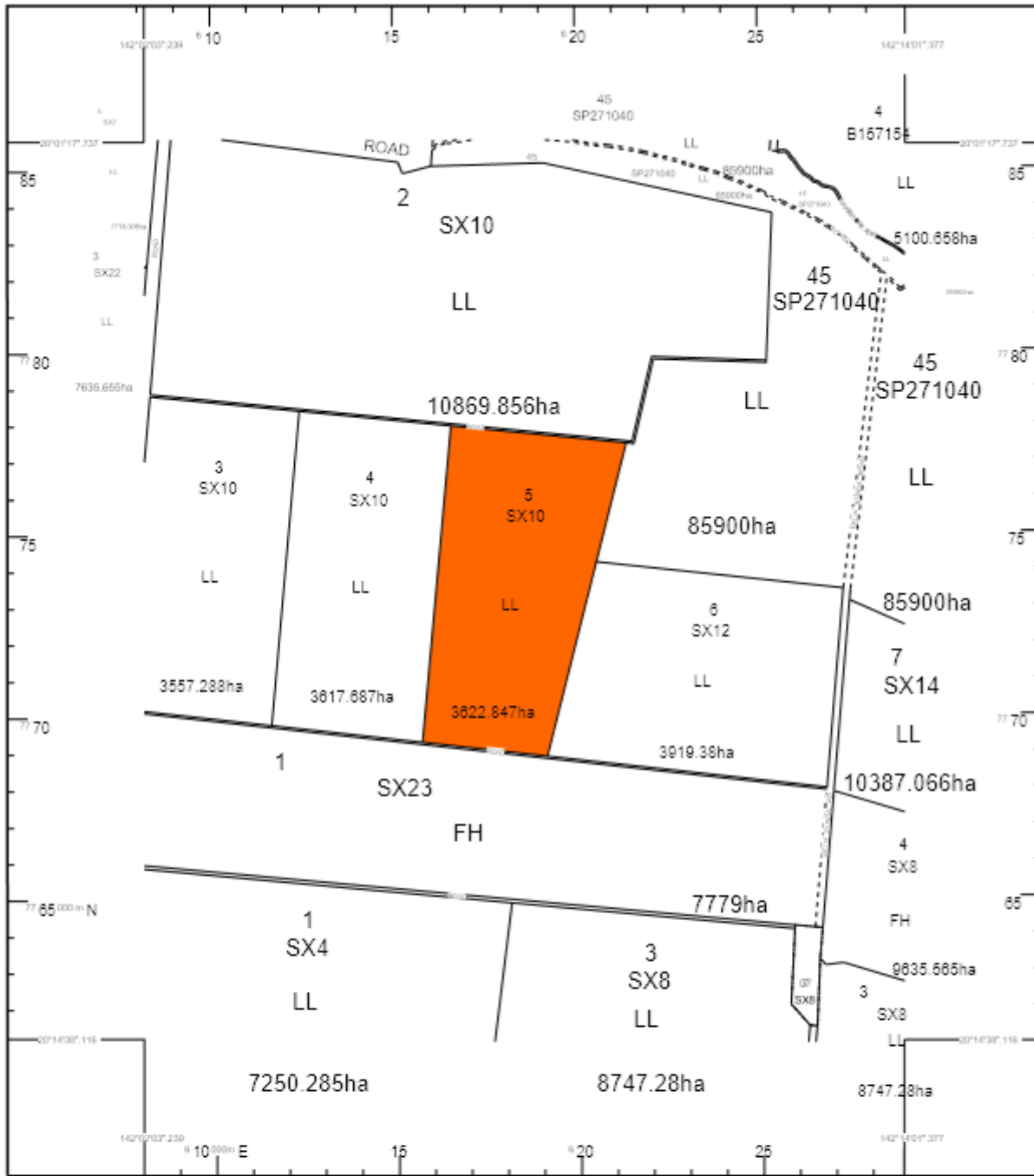
If you wish to discuss this matter please contact Bane Byron on (07) 4447 9174.

All future correspondence relative to this matter is to be referred to the contact Officer at the address below or by email to Townsville.SLAMS@dnrme.qld.gov.au. Any hard copy correspondence received will be electronically scanned and filed. For this reason, it is recommended that any attached plans, sketches or maps be no larger than A3-sized.

Please quote reference number see table above in any future correspondence.

Yours sincerely

Bane Byron
Land Administration Officer



STANDARD MAP NUMBER
7357-42444



SmartMap

An External Product of
SmartMap Information Services
Based upon an extraction from the
Digital Cadastral Data Base

MAP WINDOW POSITION &
NEAREST LOCATION



SUBJECT PARCEL DESCRIPTION

DCDR	
Lot/Plan	5/SX10
Area/Volume	3822.847ha
Tenure	LANDS LEASE
Local Government	MCKINLAY SHIRE
Locality	MALPAS-TRENTON
Segment/Parcel	29321

CLIENT SERVICE STANDARDS

PRINTED (dd/mm/yyyy) 13/07/2020
For additional information regarding this SmartMap see page 2.
Shading Rules have been applied.

DCDR 11/07/2020 (Lots with an area less than 5,000ha are not shown)

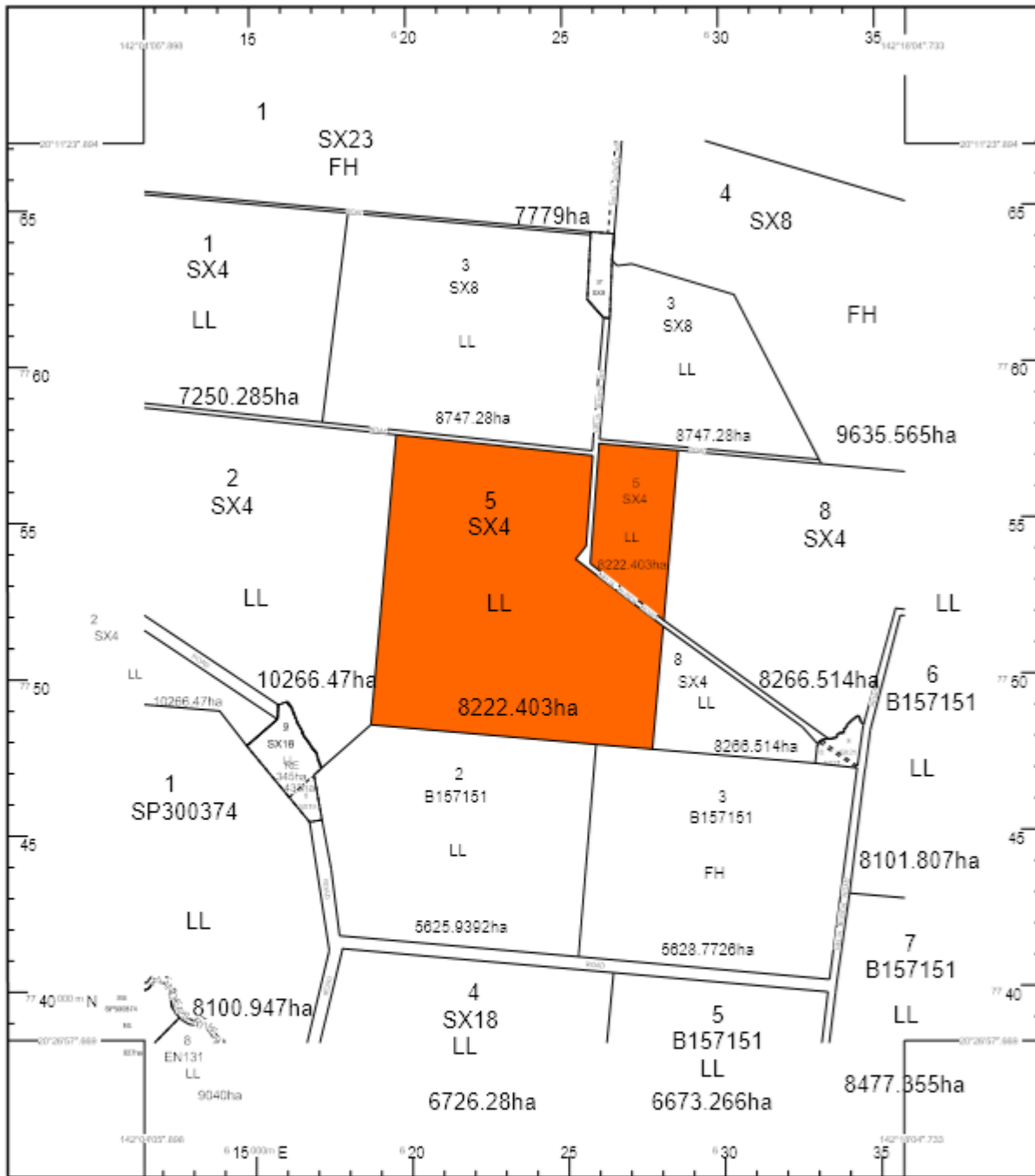
Users of the information recorded in this document (the Information) accept all responsibility and risk associated with the use of the Information and should seek independent professional advice in relation to dealings with property.

Despite Department of Natural Resources, Mines and Energy (DNRM)'s best efforts, DNRM makes no representations or warranties in relation to the Information, and, to the extent permitted by law, excludes or limits all warranties relating to correctness, accuracy, reliability, completeness or currency and all liability for any direct, indirect and consequential costs, losses, damages and expenses incurred in any way (including but not limited to that arising from negligence) in connection with any use of or reliance on the Information.

For further information see SmartMap.com.au/42444



Queensland Government
(c) The State of Queensland,
Department of
Natural Resources



STANDARD MAP NUMBER
7357-31311



SmartMap

An External Product of
SmartMap Information Services
Based upon an extraction from the
Digital Cadastral Data Base

MAP WINDOW POSITION &
NEAREST LOCATION



SUBJECT PARCEL DESCRIPTION

DCDR
Lot/Plan 5/SX4
Area/Volume 8222.403ha
Tenure LANDS LEASE
Local Government MCKINLAY SHIRE
Locality MALPAS-TRENTON
Segment/Parcel 29310

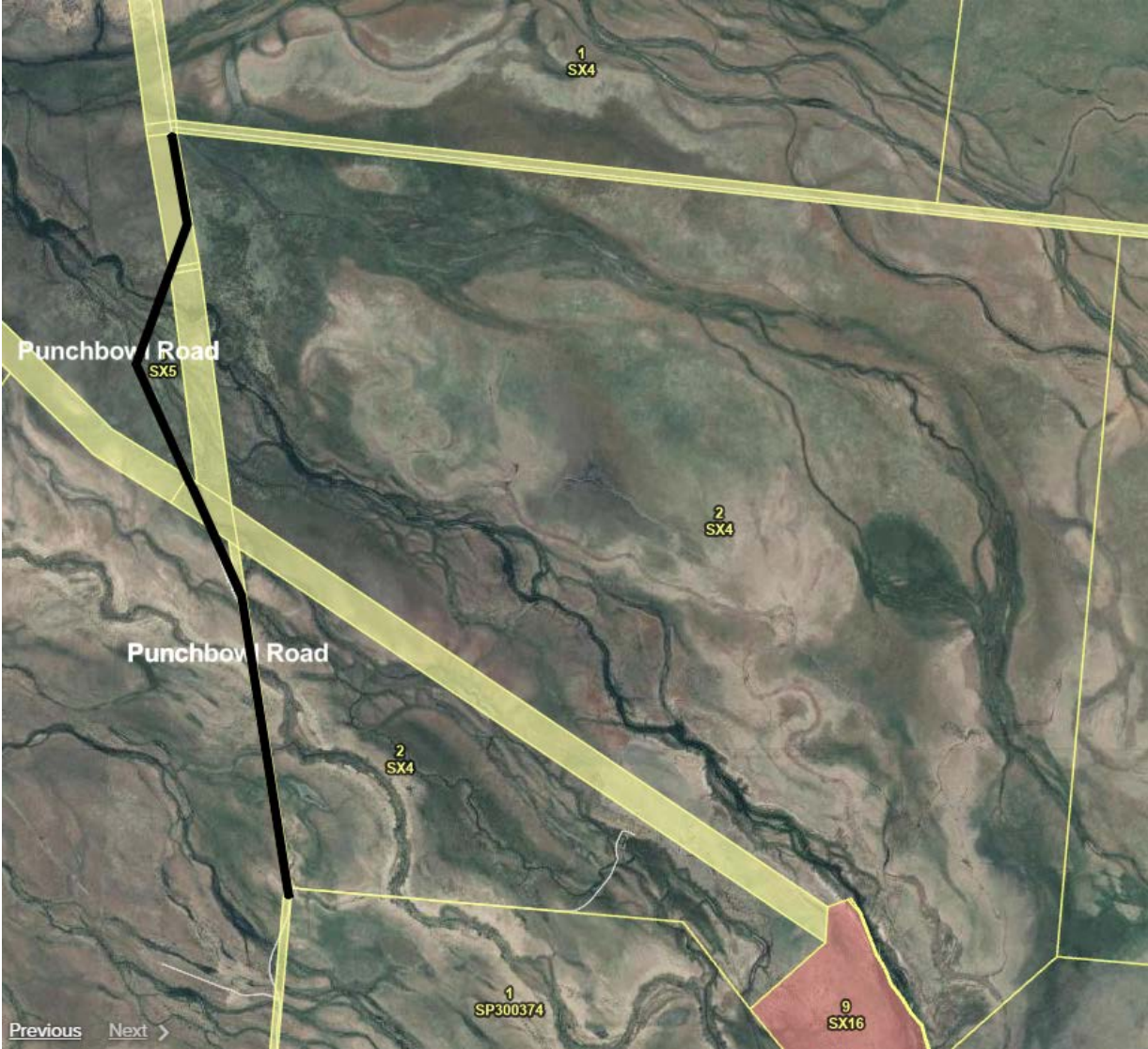
CLIENT SERVICE STANDARDS

PRINTED (dd/mm/yyyy) 11/07/2020
For additional information regarding this SmartMap see page 2.
Shading Rules have been applied.
DCDR 11/07/2020 (Lots with an area less than 5.000ha are not shown)
Users of the information recorded in this document (the Information) accept all responsibility and risk associated with the use of the Information and should seek independent professional advice in relation to dealings with property.
Despite Department of Natural Resources, Mines and Energy (DNRME)'s best efforts, DNRME makes no representations or warranties in relation to the Information, and, to the extent permitted by law, exclude or limit all warranties relating to correctness, accuracy, reliability, completeness or currency and all liability for any direct, indirect and consequential costs, losses, damages and expenses incurred in any way (including but not limited to that arising from negligence) in connection with any use of or reliance on the Information.
For further information see SmartMap user manual.



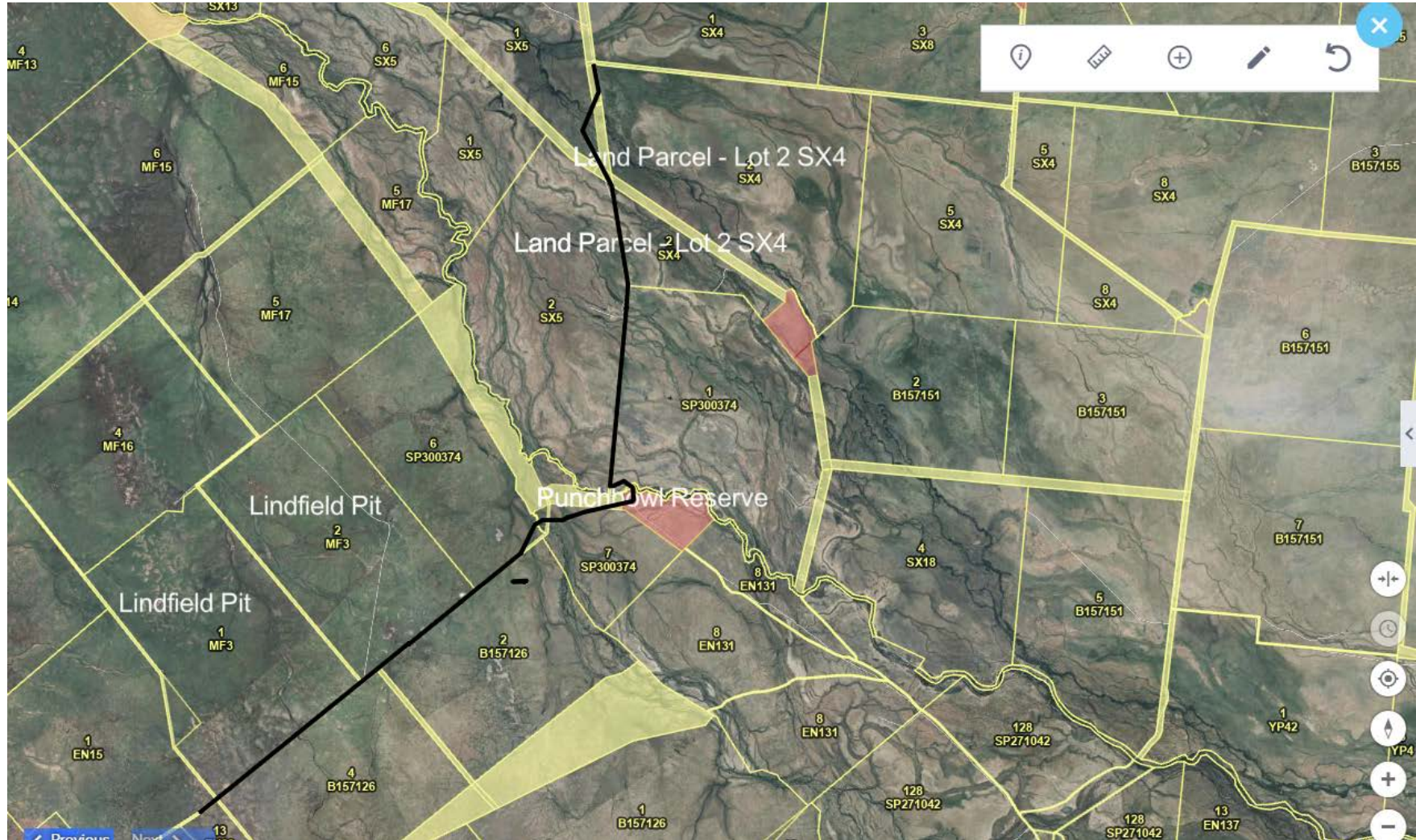
Queensland Government
(c) The State of Queensland,
Department of
Natural Resources





Lot 2 SX4

Note: Punchbowl Road is defined by the black line



Map showing locations of Punchbowl Reserve and Lindfield Pits

Note: Punchbowl Road is defined by the black line



Ordinary Meeting of Council Tuesday 18th August 2020

CONFIDENTIAL

6.6 Subject: Koa People Native Title Claim
Attachments: 6.6.1 – Native Title Update – Emailed Separately
Author: Environmental & Regulatory Services Team Leader
Date: 11 August 2020

Confidentiality:

This report is CONFIDENTIAL in accordance with *Section 275 1(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 *(e) contracts proposed to be made by it*.

Executive Summary:

Council are presented with the draft Local Government Indigenous Land Use Agreement (ILUA) prepared by Marrawah Law Pty Ltd.

Recommendation:

That Council resolves to receive the draft ILUA and proceed with the claim through consultation with Marrawah Law Pty Ltd

Background:

Council are presented with the draft Local Government Indigenous Land Use Agreement (ILUA) prepared by Marrawah Law Pty Ltd.

Comments:

Deanna Cartledge from Marrawah Law Pty Ltd will be holding a teleconference to talk through the current status of the claim.

Legal Implications:

NA

Policy Implications:

NA

Financial and Resource Implications:

NA

Risk Management

NA

Options for Council to Consider

NA

InfoXpert Document ID: 112952



7.0 COMMUNITY SERVICES



7.1 Subject: Community Services Monthly Report

Attachments: Nil

Author: Community Services Team Leader

Date: 4th August 2020

Executive Summary:

Council is presented with the monthly Community Services report, which provides an overview of the operations for the month: **July 2020**.

Recommendation:

That Council receives the Community Services monthly report for July2020

The following report highlights the data for each of the Functional Areas of the Community Services Department.

Grants & Funding

This section aims to provide Council with an update regarding the current grant submissions and applications.

Smart Hub Project

Following the achievement of Practical Completion, Council is progressing through the next process of the project which includes finalizing furniture and equipment as well obtaining a reliable internet connection for the facility. Council has held meetings with Fourier Technologies and Telstra to discuss alternative options that would best suit the facility. Two options have been suggested to Council as a result of these meetings and they include: installation of a new fibre optic cable to the Smart Hub, or, upgrading the existing bandwidth at the Council building and using Wi-Fi technology to provide internet to the Smart Hub. Council are awaiting the results of feasibility studies and quotes for the required equipment before a final decision can be made.

LRCIP Projects

Council has identified a number of projects to be completed through the Local Roads and Community Infrastructure Program. The funding agreement has been finalised and staff are working through the completion of works schedules prior to the commencement of works. The projects to be completed through the program are listed below:

- Bunda – Pelham Road Upgrade: repair of 4km of existing road to improve access and safety
- Julia Creek Cemetery Beautification: Completion of irrigation system and planting of trees and shrubs
- Fr Bill Busuttin Community Centre – Replacement of cracked gyprock ceiling sheets and water damaged wall sheets including repainting
- ELC Soft fall – Replacement of damaged soft fall on western side of ELC play area
- McIntyre Park Shade Sails – Replacement of existing shade sails on eastern side of Robert Lord Shed and western side of betting ring at Julia Creek Turf Club



Ordinary Meeting of Council Tuesday 18th August 2020

- McIntyre Park Walking Path - Rehabilitation and re-seal of the walking path linking town and McIntyre Park
- Oval Grandstand – repairs to footings of existing grandstand
- Refuse Trip Road – Repairs and maintenance to internal road network at refuse facility to allow better access year round
- STP – Dog Pound Road – maintenance to existing road from Sewerage Treatment Plant to Dog Pound
- Swimming Pool Irrigation – Earthworks, installation of new irrigation system and re-turfing of lawn area at Swimming Pool
- Tourism Signage – Replace existing billboards and signage throughout Shire
- Truck Bay – Stabilizing and Re-sealing of Truck Bay
- VIC Shade Structure – Installation of new shade structure between VIC and Beneath the Creek to provide comfort for visitors
- VMS Boards - Purchase of Variable Message Boards to be used on Council roads to advise of any changed traffic conditions, hazards or works on roads.

RADF

Council has been able to carry over remaining funds from the 2019/20 RADF Program due to the cancellation of a number of events planned for early 2020 due to the impact of COVID-19. Council has been liaising with ArTour to investigate the possibilities of hosting 'Flipside Circus' and 'Funny Mummies' and are awaiting confirmation and funding agreements prior to advertising.

MIPP2 Funding – Childcare Hub Design

Council is progressing through the finishing touches of the project in liaising with the architects to finalise the specific details of the room data sheets which include equipment, light fittings, power outlets, tapware and the like.



Community Development Officer

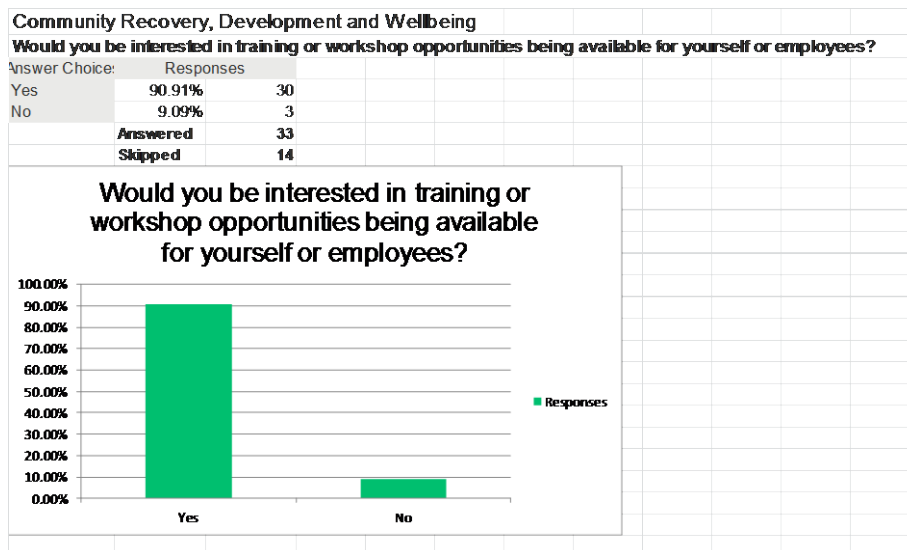
Please see below June and July reports from the Community Development Officer.

June

Community Survey

A Zoom meeting was held with Cloncurry Shire Council CDO, QAWN and DAF regarding the results of a community survey. It was agreed that collaboration on future events and training that will be offered to the communities as a result of the survey will continue to be open as not to double up and reduce possible costs.

Survey Results for General Information

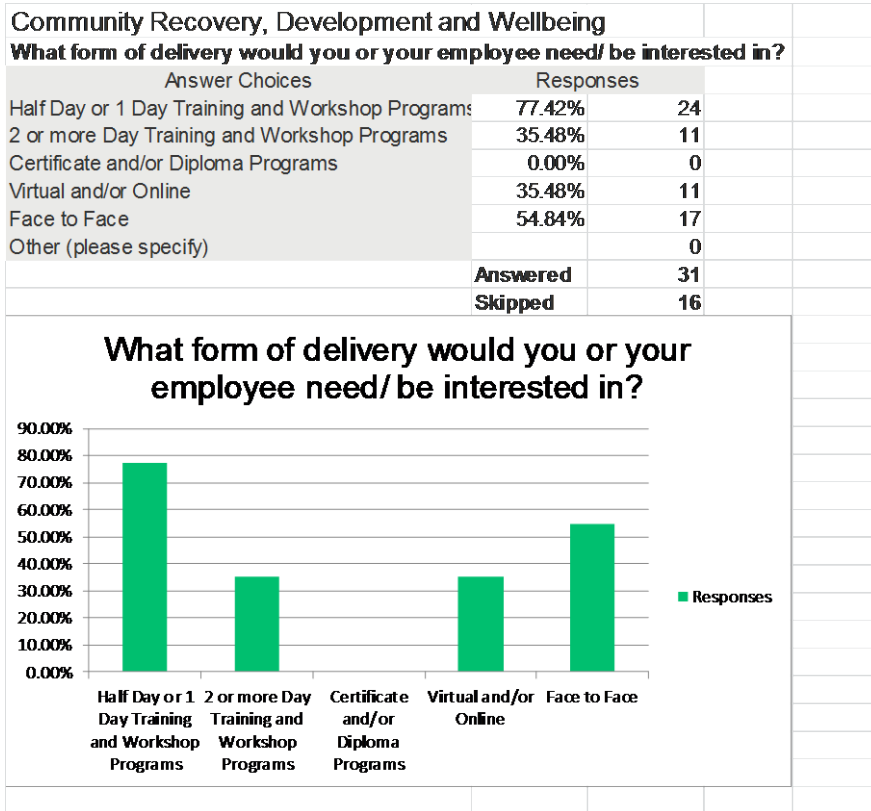


Outlined in the above diagram there is a large interest for training and workshop opportunities from the results.

Community Recovery, Development and Wellbeing	
If so, what industry specific training and/or workshops would be of interest?	
Answer Choices	Responses
Cattle Preg-Testing	58.06% 18
First-Aid Training	58.06% 18
Horsemanship (i.e. colt starting)	51.61% 16
Firearm Safety Course	51.61% 16
Welding	48.39% 15
Chemical Accreditation	48.39% 15
Working Dog Clinic	45.16% 14
Farriering (Horse Shoeing)	35.48% 11
Low Stress Stock Handling	32.26% 10
Weed Identification and Management	29.03% 9
Cooking, Hospitality & Tourism	19.35% 6
Beef and Horse Genetics	16.13% 5
Mental Health First-Aid Training	12.90% 4
Cattle Artificial Insemination (AI)	9.68% 3
Quad Bike Training	9.68% 3
Other (please specify)	5
Answered	31
Skipped	16

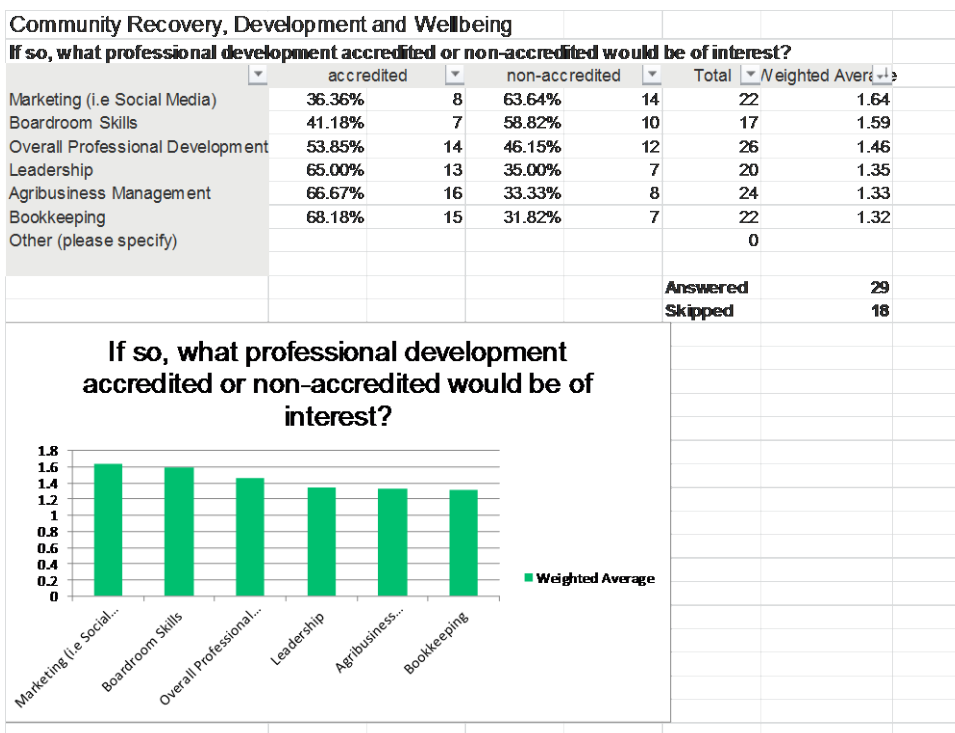


Results of specific workshops and training show a large interest in Cattle Preg Testing, First Aid Training, Horsemanship and Firearm Safety Courses.



It is noted that professional development accreditation and non-accredited course would also be of interest.

In the following table, Half Day or 1 Day Training and Workshop programs will be of most interest for the community.





Ordinary Meeting of Council Tuesday 18th August 2020

Community Gift Cards

With the remaining funds from the CAT D Program, it was agreed to utilise the funds to provide locals with Shire Based gift cards which could only be redeemed at participating local businesses. The program aimed to supply local residents living in Julia Creek during the period of the Monsoonal Trough event with a voucher worth \$250 to help stimulate the local economy and allow residents to purchase items they require.

McKinlay Shire Disaster Dashboard

Council aims to create and deliver a community dashboard which automatically updates with information from Council and the Local Disaster Management Group. This will be developed to fit the style of the Councils Webpage and deliver information sources relevant to the McKinlay Shire Community.

Emergency Contact Information Sheet

Together with QFES, Council has been working on an Emergency Contact Sheet for the McKinlay Community. This form is currently in the approval stage with external emergency departments and once complete will be situated above the phone and contact points for workers and owners to clearly give required information to assist emergency information.

July

With COVID-19 still impacting the ability to provide community connected activities outlined below is an overview of what was offered during July.

AgForce

AgForce and Toyota conducted a multi-topic workshop discussing work on land access conflicts, salt lick supplements, the latest information surrounding drought/flood, soil bio crusts in the north west, the 'Stand with Regional Queensland' campaign, followed by a social BBQ Lunch

Stress Down Day

Local businesses and community members were asked to participate in Stress Down Day. The initiative was designed to encourage workplaces to have some fun and lower stress that can arise during daily operations. Businesses offered staff the opportunity to dress up in costume, have a laugh and encouraged to bake a morning tea to share and make a funky play list or share a joke with the team. Stress Down Day promotes happiness, encourages help seeking and raises awareness of suicide prevention.

Southern Gulf NRM - Erosion Workshop

Sedan Dip was severely impacted by soil erosion during the flood event. This workshop informed graziers on how to protect soil better for future flood events and how to avoid and mitigate erosion on fence lines and access tracks. Additional topics included how to limit soil and silt loss during



extreme weather events and how to treat flood related washouts and erosion associated with gullies and dams.

Julia Creek Caravan Park

The easing of some travel restrictions for inter-state travel has seen a significant increase in visitation to the Caravan Park throughout July. The Park Manager's are strictly adhering to COVID safe work plans, extra cleaning and social distancing throughout the entire facility but are still reporting the facility being close to full capacity most nights during the month. The reopening of the Artesian Bathhouses has been extremely popular among visitors with both the new luxury experience and the existing bathhouses nearing full capacity each day.

Council has also received some wonderful feedback from visitors to the park through web based applications which highlight the tireless efforts of the Manager's in presenting a clean, tidy and visually pleasing facility for guests to enjoy. Below are some of the reviews left by some visitors:

"Very well set up with clean facilities and lovely staff. Highly recommend the spa bath. A breath of fresh air in outback Queensland." Rating 4/5

"We checked in to Julia Creek park for 2 nights. Very welcoming managers and amenities were spotless. Booked the Artesian baths which was a real novelty and very relaxing whilst looking out at the countryside with a glass of red. Jason could not have been more helpful and he seemed to never stop working ensuring that everything was in top condition for the park customers. Would highly recommend this little park." Rating – 5/5

"We stayed only 2 nights. One of the cleanest parks we have stopped at. Owners are lovely and very accommodating. Walk into town. Camp kitchen was well used and had everything needed including a big TV for the boys to watch the footy. The artesian bath experience was amazing. Absolutely recommend." Rating – 5/5

The RMS booking system shows total visitors for May amounted to 909 adults which equalled a gross total of \$52,615.80 for the month, compared to \$32,055 in June. Please find below other visitor statistics obtained through the RMS system.

JC Caravan Park Revenues July 2020

Type of service	JUNE revenues (incl GST)	Total (incl)	JULY revenues (incl GST)	Total (incl)
Donga Units		\$7,000		\$4,410
Powered Sites		\$4,111		\$17,077
Cabins		\$13,960		\$12,080
Storage				
Unpowered Sites		\$1,131		\$3,657



Ordinary Meeting of Council Tuesday 18th August 2020

Sub Total	\$26,2020	\$37,224
Artesian Baths incl. salts		\$8,542.80
McIntyre Park	\$25	\$689
Cheese Platters		\$1,675
Laundry	\$508	\$985
Long Term Stay	\$5,320	\$3,500
Calculated Total	\$32,055	\$52,615.80

JC Caravan Park Guest by Region July 2020

Region	Adults	Children
No region supplied	324	
VIC	22	
SA	16	
NT	4	
QLD	457	
NSW/ACT	86	
WA		
TAS		
Total Guests	909	

JC Caravan Park Guest by Country July 2020

No Data provided due to technical error

Country	Adults	Children
No country supplied		
Australia		
France		
Netherlands		
New Zealand		
Slovakia		
USA		
Total Guests		

JC Caravan Park Occupancy By Category July 2020

Type of Service	% Occupancy for April
Donga Unit	39%
Cabin – 4 berth	94%
Cabin – 6 berth	35%
Unpowered site	13%
Powered site	58%
Powered camp site	13%
Long Term	90%



JC Caravan Park Artesian Bathhouse Usage July 2020

Type of Service	Number of bookings
Boundary Rider Huts	81
Replica Rain Water Tank Bathhouses	168

Library & Funeral Services

The impact of COVID-19 restrictions has resulted in a downturn of the number of visitors attending the library. However, with this being said a slight increase was noticed towards the end of the month with many visitors opting to sit outside and use the WiFi.

Work is continuing to complete a new book exchange and sorting older books to be swapped out and replaced with newer books.

The Friday Library Time Capsule project is nearing completion with all materials obtained from the local students. The planned date for closing the Time Capsule is September 4 2020, with the reopening scheduled for September 4 2040. A small ceremony is planned to commemorate the closing with a few school children in attendance.

JC Library Memberships July 2020

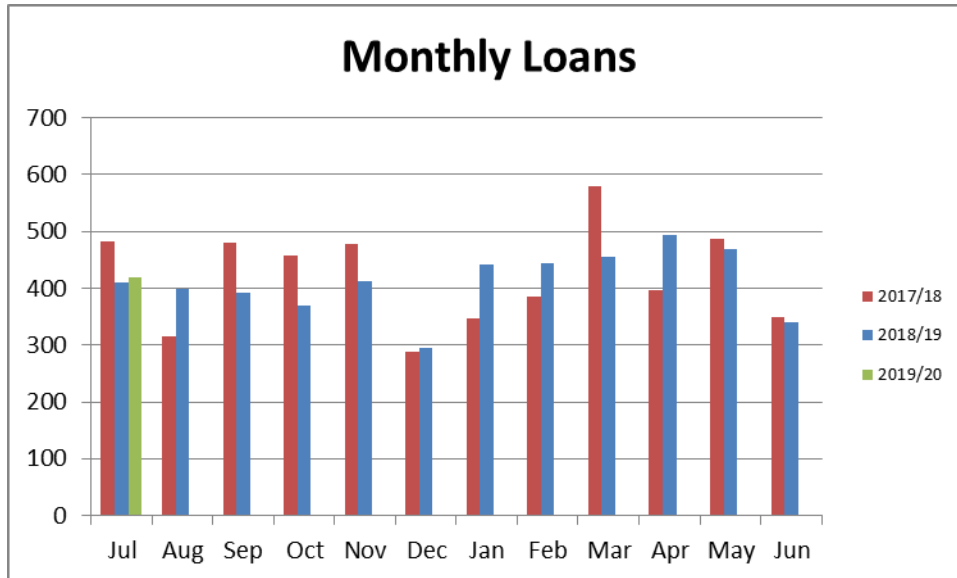
Type of Membership	Total Membership
Adult	294
Junior	66
Institutions	2
Tourists	3

JC Library Services Provided July 2020

Services Provided	Total Amount
Reservations satisfied	74
Requests for books	102
Internet/Computer usage	
IPad usage	
WiFi usage	



JC Library Monthly Loans July 2020



JC Library Monthly Visitors July 2020

Tourism

'At the Creek' has seen a large influx in the number of visitors over the course of the month of July. Similar to the Caravan Park, this has been attributed to the easing of some travel restrictions that have allowed tourists to get back on the road. The VIC has resumed normal operating hours during weekday operations, and is open for 3 hours each day over the weekend. Council's Tourism Coordinator had resigned from their position during July, however Council has extremely fortunate in obtaining the services of a former employee to cover the day-to-day operations at the VIC during this period and for the remainder of the tourist season. Guests to the Centre have been able to enjoy the normal offering of activities (with the exclusion of the VR Mustering Experience) and the daily Dunnart Feedings have been extremely popular.

Total Visitor Numbers for July 2020

There were 645 visitors to the Julia Creek Visitor Information Centre in July 2020. There have been 1006 visitors to the Julia Creek Visitor Information Centre this year to date (YTD).

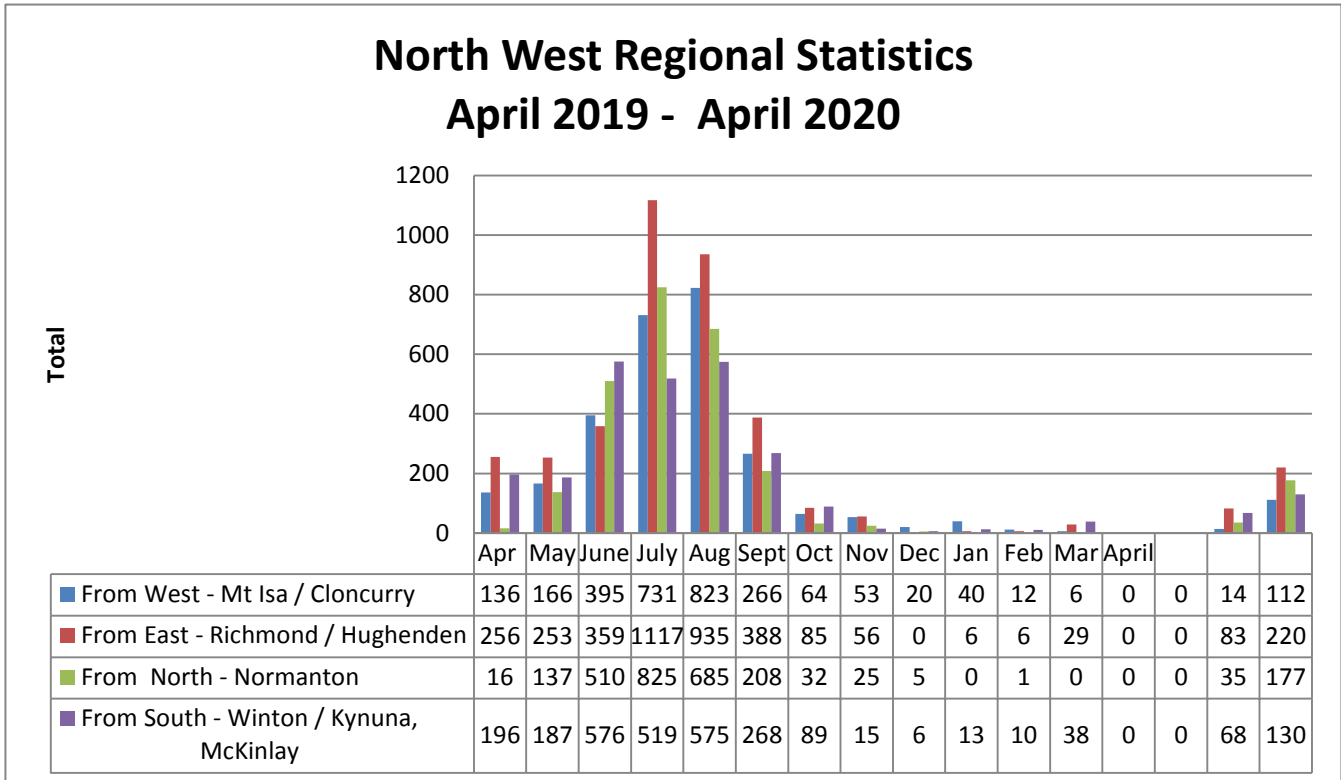
Total Locals for July 2020

There was a total of 7 local visitors to the Julia Creek Visitor Information Centre in June. There have been 43 local visitors to the Julia Creek Visitor Information Centre this year to date (YTD).



Ordinary Meeting of Council Tuesday 18th August 2020

North West Regional Statistics for July 2020



RV Site Permits and Expenditure July 2020

There were 216 RV Site Permits issued in July 2020. There have been 262 RV Site Permits issued in the Year to Date (YTD).

Digital and Social Media Figures

	Facebook Page Likes		Instagram Likes		Websites	
	MSC	JC VIC	MSC	JC VIC	MSC	JC VIC
July 1	6,223	4,148	936	1,636	Sessions	Sessions
July 31	6,226	4,224	944	1,701	2,659	847
					Users	Users
					1,975	736



Julia Creek Early Learning Centre

Current enrolments

There are currently 33 students enrolled at the Centre

Changes to Enrolments

There are currently 8 children on a waiting list.

New Enrolments

there has been 4 new enrolments to the Service

Attendance

The centre had 276 attendances (actual) over the 23 days of care offered during June. This equated to an average of approx. 12 children per day.

Significant events:

- The Centre returned to normal operations on July 13
- Children are settling back in to normal routines of care and staff are focusing on building comfort and trust
- A staff member has resigned and staff have been very helpful in covering extra hours and responsibilities
- Council is advertising for a full-time educator and a casual educator
- Children celebrated 'Christmas in July' during the last week of the month and thoroughly enjoyed being able to dress up and decorate the facility for the event.

Swimming Pool

USAGE

TOTAL NUMBERS FOR THE MONTH

ENTRIES	SWIMMERS
Adult Entry	1
Child Entry	
Season Passes / Family Pass	
Adult	1
Child	4
Swim Lessons/ No Charge	
After School Care/ No Charge	
J/C Swimming Club/ No Charge	
Aged Care/ No Charge	
Triathlon Training/ No Charge	
Adult	
Child	



J/C State School/ No Charge	
Caravan Park Tokens	
Adult	33
Child	44
Free Sunday	
Adult	
Child	
Total Swimmers	83

Council is awaiting an inspection from a plumber to identify a water leak in the splash pad area of the waterpark. Council is hopeful the problem can be resolved prior to the resumption of peak summer season. The Pool is also scheduled for yearly maintenance to its dosing system and pumps which should also be completed prior to the summer season.

Sport & Recreation

Council has successfully filled the permanent Sport and Recreation Position following the recruitment process with Jordan Morris scheduled to being in late August. Subsequently, our temporary employee Eden-Zoe Williamson will be leaving us following a handover with the new recruit. Eden has done a terrific job in her short time with Council in setting up the new gym software and giving the gym a much needed facelift.

Daren Ginns Centre Upgrade:

ELK Security has successfully installed the new security system and the centre is now managed through a software management system called CLUBFIT. This allows staff to track memberships easier with members having the option to sign up online and set up a direct debit payment. This new system will provide Council with the ability to track gym membership numbers, revenue and usage far more accurately which will be of significant benefit in the long run.

The gym extension is complete and the space has been utilised for functional fitness and eventually, group fitness. New equipment has been purchased and at this stage and we are awaiting a some minor finishing touches to finalise the project. These include the installation of mirrors in the new area as well as a leg-press machine.

After School Care:

Term 3 After School Sport has commenced with a focus on Tennis and Athletics. There is a really big interest in after school sport, so to allow for the amount of students, most sessions are conducted on Kev Bannah oval. A weekly Sports Award has been introduced, which is presented at school assembly. This initiative is a great way to recognise and reward the students who are well behaved, trying their best and excelling in the sport.



Ordinary Meeting of Council Tuesday 18th August 2020

School Holiday Program:

Over the July school holidays children were presented with several different activities to help keep them active, entertained and combat boredom. They were able to participate in Fishing, Arts & Crafts, Mini Olympics, Cooking Classes, AFL Clinics and Movie days.

Social Sport:

The community has been very interested in Social Sport and potentially introducing a few different sports. Touch Football is the most popular and is currently played Wednesday nights. Mixed Netball has been introduced on Monday nights this is a great opportunity for the community to socialise and stay active.

Bike Muster:

Our road safety program for school children has commenced again this year with the assistance of our local police officers. The program will run throughout Term 3 and will provide children with the necessary skills and safety information to navigate to and from school in the safest possible manner. Over 25 students participate in this program.

Move It NQ - North Queensland Sports Foundation:

Council is in the process of identifying community needs in regards to physical activity and healthy lifestyle choices. Once this information is gathered, it will be collated in a proposal to the North Queensland Sports Foundation so Council can access funds through the Move It NQ Program. The main focus is surrounding our middle age community members and ensuring they are living a healthy and active lifestyle. The motivating is to find a PT and introduce a variety of group fitness classes, such as Yoga, H.I.I.T, Boxing, Circuit training etc. The NQ Move it Coordinators, are in discussions with WQPHN as they will extend the application close date, to allow them to come out to Mackinlay to discuss the program before we finalise the application. A meeting is scheduled for the 8th of September 2020.

Community Health

Council has liaised with Queensland Health and the North West Hospital Health Service to find a replacement for the Community Nurse in the absence of the regular nurse whilst they are on annual leave. A suitable candidate has been found and is continuing the routine visits to local clients as part of the regular service. Regular phone calls are also being made to clients to ensure their wellbeing is being checked on regularly.

Julia Creek MPHS has also filled the position of Director of Nursing. Council has held some initial conversations with new DON Amanda Hutchins and wants to continue to develop a proactive and healthy working relationship to ensure maximum benefit and positive outcomes for the community.



Ordinary Meeting of Council Tuesday 18th August 2020

Activity Statistics	Number
Commonwealth Home Support Clients	9
Outreach Clinics	7
Health Promotion Activities	0
Nursing Care	11
Personal Care	0
GP Care Coordination	2
Telehealth	6

**Includes - 8 GP visit escort, and 21 appointment transport*

CHSP - Community Home Support Program

Events and Activities

Routine Wednesday gatherings on Wednesday's are still occurring as part of the CHSP program including a morning tea and delivery clients a hot lunch.

Stats July 2020

CHSP currently have a total of **24** clients.

Service Offered	Number of Clients
Transport	40 Two-way trips
Social Support	71 Visits
Personal Care	22 visits 1 client
EXERCISE	
Counselling/Support, Information and advocacy (client)	7 hours
Shopping	4 trips (11 pick-up)
GAMES	attended (0 sessions)
Luncheon	Attended (sessions)
Wednesday Meal	50 meals
Meals on Wheels	106 Meals delivered
Community Nurse Visits	
Home Maintenance	58 lawns mowed 21 clients
Domestic Assistance	10 clients 46 visits
Pub Lunch	Clients SESSION
Craft Morning	
Clients Transported for Doctors Appointments	4 CHSP clients



Ordinary Meeting of Council Tuesday 18th August 2020

Consultation:

Director Corporate & Community Services.

Legal Implications:

Nil

Policy Implications:

Nil

Financial and Resource Implications:

Nil

InfoXpert Document ID: 112937



7.2 Subject: Community Donation Request – Scripture Union Queensland
Attachments: Nil
Author: Community Services Team Leader
Date: 7th August 2020

Executive Summary:

Council has received a Community Donation Request from Scripture Union Queensland – Julia Creek State School Chaplaincy for the value of \$5,000. The School Chaplaincy Program provides a range of supporting programs to families in the community. The donation will assist the continuation of the program by contributing to the purchase of resources, equipment, materials, events and crisis support over the course of the next financial year.

Recommendation:

Council resolves to approve the Community Donation Request for the Julia Creek State School Chaplaincy for \$5,000.

Background:

Council has regularly supported the efforts of the Julia Creek State School Chaplaincy Program in previous years. The Chaplaincy Service has provided social, emotional, and spiritual support to students and their families in the Julia Creek State School community using a range of educational resources and programs.

With the support of donations, fundraising, local volunteers and committee members, the Chaplaincy Service are able to contribute towards a happy school environment. The organisation is able to deliver various programs including a weekly breakfast club, annual gardening, social skill lessons and various lunch time activities. The service also facilitates/ helps to facilitate various events throughout the year such as the "Tea and Tissues" for families of students starting school and the "National Anti-Bullying Day".

Council's donation will enable the service to continue to build its capacity over the course of the financial year through the purchase of resources (books, games, prizes, teaching materials), groceries for the Breakfast Club initiative, nursery and items for the Gardening Club, support for events and crisis support for families.

Consultation:

This report was completed with consultation from Director Corporate & Community Services

Legal Implications:

Nil

Policy Implications:

Community Grants Policy

Financial and Resource Implications:

Council sets aside \$20,000 from its annual budget for community donations and \$15,000 would remain for other organisations to access.

InfoXpert Document ID: 112885



Ordinary Meeting of Council Tuesday 18 August 2020

7.3 Subject: MSC LGA Contribution for NQ Sports Foundation Annual Membership
Attachments: Nil
Author: Community Services Team Leader
Date: 7th August 2020

Executive Summary:

Council has recently received correspondence from the North Queensland Sports Foundation detailing Council's annual membership contribution. NQ Sports Foundation has developed the introduction of a non-compulsory 3 year "Resource and Performance Agreement" to meet requirements of large and some medium Local Government Areas. The fee for 2020/21 FY has remained the same as 2019/20 due to the impact of COVID-19. The Funding agreement is required to be confirmed at an Ordinary Meeting of Council and a breakdown of yearly costing will be detailed below.

Recommendation:

Council resolves to approve the renewal of the Resource and Performance Agreement with North Queensland Sports Foundation for a further three (3) years, expiring 30 June 2023, for a total contribution of approximately \$804.41 (ex GST) for financial assistance.

Background:

The North Queensland Sports Foundation (NQSF) was established in 1983 to develop a sporting event to meet a significant community need. The NQSF now has 25 Local Government Authorities as members and has matured into a unique and dynamic organization that connects North Queensland resources and communities to deliver an impressive portfolio of events and projects to the region. In addition, the NQSF is leading the way providing a community initiative to combat obesity and chronic disease.

Move It NQ is one of the projects of the NQSF, aimed at supporting healthy and active lifestyles. Through partnerships with Northern Queensland PHN and Western Queensland PHN, Move It NQ works with the foundation's LGA members to deliver community physical activity programs across North Queensland. Move It NQ has become a leader in driving health-related outcomes across the region and feedback from LGA's who have implemented programs has been extremely positive.

Council has recently met with the NQSF CEO and Move It NQ Program Co-ordinator to discuss the implementation of a specialised community health and wellbeing program tailored for the needs of McKinlay Shire residents. Staff are in the process of obtaining community feedback and putting together a proposal for the kinds of activities that would be best suited to our community. A further meeting is scheduled to take place in September to finalise program details with input from the NQSF and WQPHN and identify a schedule to roll out the program. The implementation of the Move It NQ program in our community will allow Council to continue promoting active and healthy lifestyle choices for our residents and provide a means to prevent the impact of chronic disease. The reasonably small cost of membership with NQSF will allow Council to be proactive in this area of community health and wellbeing.



Ordinary Meeting of Council Tuesday 18 August 2020

Consultation:

This report was completed with consultation from Director Corporate & Community Services and Cr. Shauna Royes.

Legal Implications:

Nil

Policy Implications:

Nil

Financial and Resource Implications:

- Year 1 (2020/2021) – \$ 260.25 (GST excl)
If available, the cash payment amount payable in years 2 and 3 will be recalculated in accordance with updated Census data of the Member's population (plus 3% indexation). If not provided, the amounts payable in years 2 and 3 are as per the below figures:
- Year 2 (2021/2022) – \$ 268.06 (GST excl)
- Year 3 (2022/2023) – \$ 276.10 (GST excl)

InfoXpert Document ID: 112886



8.0 CORPORATE SERVICES



8.1 Subject: Corporate Services Report
Attachments: Nil
Author: Corporate Services Team Leader
Date: 11th August 2020

Executive Summary:

The Corporate Services Report as of 31 July 2020 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 July 2020.

Report:

The Corporate Services Report compares actual performance to date with the Council's proposed 2019-2020 Budget and provides information, budget variances or any financial risks/concerns.

Financial information provided in this report is:

1. Summary of the Statement of Comprehensive Income (Profit & Loss Sheet) provides the total revenue versus expenditure which gives the operating result.
2. Statement of Financial Position (the Balance Sheet) "bottom line" discloses the Net Community Equity of Council, which represents it's wealth as measured by a dollar value of its asset less liabilities.
3. Statement of Cash Flows indicates where Council's cash came from and where it was spent.
4. Summary by function provides the total year to date revenue and expenditure for each Department of Council.
5. Summary of year to date expenditure for the Capital Works program.
6. Outstanding balances for rates and debtors.

Income Statement Variances/Comments:

Notable Revenue received during the month of July

- Receipt of progress claims for 2018 Flood Damage and 2019 Betterment (\$1,561,041)
- Receipt of half of W4Q 2020-21 VOVID allocation (\$515,000)

Notable Expenditure incurred during the month of July

- Shire Roads Flood Damage - \$1,763,789
- Payment for Community Cards Project - \$127,475
- LGAQ Membership - \$58,265
- Insurance Payment (Property, Equipment, Public Liability etc) \$313,571



Ordinary Meeting of Council Tuesday 18 August 2020

INCOME STATEMENT SUMMARY

	Actuals	Variance	YTD Budget	Full Year Budget
Total Income	2,732,458	66%	4,139,965	49,679,580
Total Expenses	(2,534,122)	184%	(1,375,466)	(16,505,597)
Net Result	198,336	7%	2,764,499	33,173,983
Less Capital Revenue	2,318,815	70%	3,311,946	39,743,346
Operating Result (excl. Capital Revenue)	\$ (2,120,479)	387%	\$ (547,447)	\$ (6,569,363)

STATEMENT OF FINANCIAL POSITION

	2021 Actuals	2020 Actuals
Current Assets	16,811,190	20,341,416
Total Non-Current Assets	212,750,278	212,243,453
Total Assets	229,561,468	232,584,869
Total Current Liabilities	443,503	3,665,240
Total Non-Current Liabilities	152,910	152,910
Total Liabilities	596,413	3,818,150
Net Community Assets	\$ 228,965,055	\$ 228,766,719
<i>Community Equity</i>		
Asset Revaluation Surplus	79,503,337	79,503,337
Retained Surplus	149,061,718	148,863,382
Reserves	400,000	400,000
Total Community Equity	\$ 228,965,055	\$ 228,766,719



Ordinary Meeting of Council Tuesday 18 August 2020

STATEMENT OF CASH FLOWS

	2021 Actuals	2020 Actuals
Cash Flows from Operating Activities	(4,738,827)	(13,987,395)
Receipts, Payments & Interest Received		
Borrowing Costs		
Cash Flows From Investing Activities	1,811,990	16,671,682
Payments and Proceeds for PPE		
Capital Income		
Cash Flows from Financing Activities	-	-
Loan Payments		
Net increase (decrease) in cash held	(2,926,837)	2,684,287
Cash at beginning of the financial year	18,835,119	16,150,832
Cash at the end of the period	\$ 15,908,282	\$ 18,835,119

Summary By Departments

Department	Revenue			Expenditure		
	Actuals	%	Budget	Actuals	%	Budget
Infrastructure & Works	1,649,901	4%	40,162,046	1,955,254	4%	43,575,986
Governance & Partnerships	-	0%	-	104,954	11%	937,987
Corporate Services	619,115	9%	7,144,058	100,561	5%	1,987,501
Economic Development	236,431	58%	410,420	53,278	5%	1,080,550
Community Services	141,748	10%	1,488,484	303,884	7%	4,135,707
Health Safety & Development	4,579	5%	99,047	152,932	22%	699,500
Environmental Management	8,283	2%	375,525	41,284	9%	461,600
	2,660,057	5%	49,679,580	2,712,147	5%	52,878,831

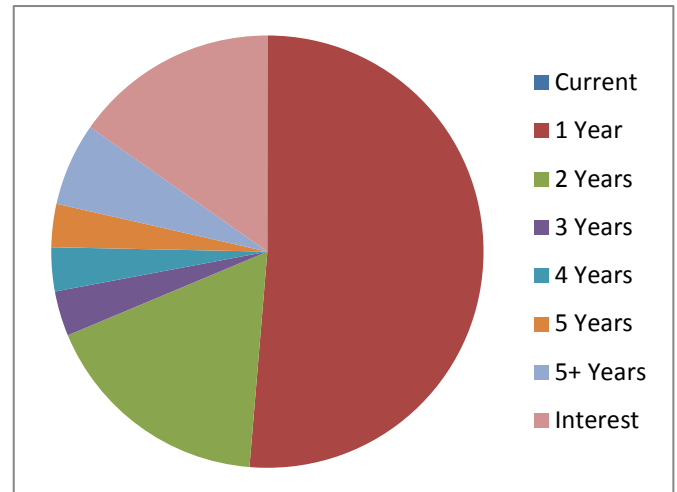
Capital Works Program 2020-2021 Version 1.0

Infrastructure & Works	Actuals	Budget	Grants/Other
Roads	\$705,794.66	\$7,580,801.83	\$7,830,802.00
Wastewater	\$162.61	\$1,217,540.00	\$1,215,000.00
Water	\$12,416.42	\$1,881,600.00	\$1,458,000.00
Transport	\$0.00	\$139,984.00	\$119,984.00
Other	\$494,551.66	\$995,000.00	\$40,000.00
Subtotal	\$1,212,925.35	\$11,814,925.83	\$10,663,786.00
Environmental Management	Actuals	Budget	Grants/Other
Reserves	\$4,287.35	\$103,256.28	\$0.00
Subtotal	\$4,287.35	\$103,256.28	\$0.00
Community Services & Facilities	Actuals	Budget	Grants/Other
Community Buildings & Other Structures	\$83,371.42	\$1,159,232.00	\$860,907.00
Parks & Gardens	\$6,955.18	\$404,146.00	\$383,846.00
Council Housing	\$3,277.50	\$153,500.00	\$0.00
Subtotal	\$93,604.10	\$1,716,878.00	\$1,244,753.00
Corporate Services	Actuals	Budget	Grants/Other
Corporate Buildings & Other Structures	\$0.00	\$562,400.00	\$252,000.00
Other	\$0.00	\$25,000.00	\$0.00
Economic Development	\$0.00	\$643,000.00	\$271,000.00
Subtotal	\$0.00	\$1,230,400.00	\$523,000.00
Total	\$1,310,816.80	\$14,865,460.11	\$12,431,539.00



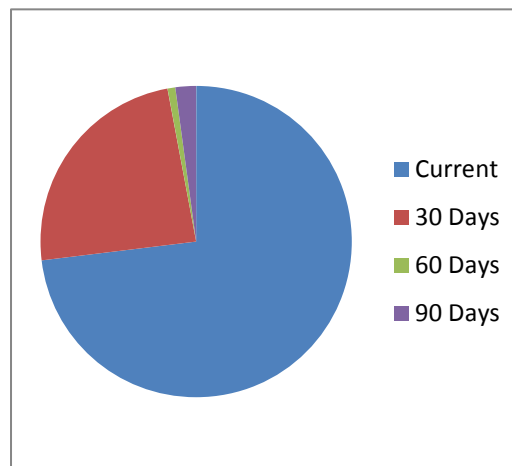
Outstanding Rates

	Jul-20	Jun-20
Current	-	87,181
1 Year	83,927	30,187
2 Years	28,368	8,597
3 Years	5,494	5,381
4 Years	5,381	5,274
5 Years	5,274	5,129
5+ Years	10,134	5,005
Interest	24,936	26,551
Total	163,514	173,304



Outstanding Debtors

Total	429,961.68
Current	314,133.48
30 Days	103,162.68
60 Days	3,434.34
90 Days	9,231.18



Consultation:

- Director of Corporate and Community Services

Legal Implications:

Policy Implications:

Financial and Resource Implications:

InfoXpert Document ID: 112884



9.0 CHIEF EXECUTIVE OFFICER



Ordinary Meeting of Council Tuesday 18 August 2020

9.1 Subject: Local Government Association Annual Conference 2020

Attachments: 9.1.1 LGAQ Conference

Author: Chief Executive Officer

Date: 13 August 2020

Executive Summary:

LGAQ is accepting registrations for the 2020 Annual Conference and invites Councils across the State to submit matters and proposed motions for consideration at the Conference which will be held on the Gold Coast Convention 19-21 October 2020

Recommendation:

That Council nominate Crs (here insert names) to represent Council at the LGAQ Annual Conference to be held 19-21 October 2020 and LGAQ be advised that Council is not proposing any motions for consideration at the Conference.

Background

This Conference is held annually and all 77 QLD Councils are invited to send delegates. Council's annual membership subscription to LGAQ includes a conference levy entitling Council to send two delegates. Other Councillors may attend as observers at a registration fee of \$1,540 incl gst per person.

This conference presents a good opportunity to receive up dated information on matters affecting Local Governments throughout the State and in particular matters relating to legal responsibilities in governance.

Representatives of the State Government at Ministerial level and the State Opposition are generally in attendance as are high level State Government officials.

Delegates and Observers

In the past Council has extended invitations to any new MCK Councillors to attend the Conference as observers as part of their ongoing education and training in their roles and responsibilities as an elected member.

The Mayor normally attends as a delegate but Cr Curr has indicated that he would defer in favour of either of the new Councillors attendance.

The CEO is generally afforded the opportunity to attend but this offer will not be taken up in 2020 due to the timing of my recent commencement and more pressing Council management matter at this time.

The recommendation in this report provides for Council to insert the name/s of delegates/observers.



Ordinary Meeting of Council Tuesday 18 August 2020

Bookings

Given the current Covid-19 situation, it is recommended that flight and accommodation books be deferred until closer to the event in case of possible postpone/cancellation of the Conference.

Policy/Legislative:

Attendance permitted under policy

Operational Financial and Resource Implications:

Budget provision has been made

Consultation and engagement:

Discussed at Briefing

InfoXpert Document ID: 112938

Monday 19th October 2020

8:00 am – 5:00 pm

Registration

Delegates, observers, trade, corporate and accompanying persons

9:00 am – 4:30 pm

Peak Services Professional Development Course

LGASS00002 - Elected Member Skill Set (2 of 2 days)

Attendees must register with Peak Training prior to arriving at Conference

9:00 am – 11:00 am

QSport Workshop

9:00 am – 12:30 pm

Living Lab - Intelligent insights to deliver digital dividends

10:15 am – 11:00 am | Morning Tea

10:30 am – 5:00 pm

Indigenous Leaders Forum

12:30 pm – 2:00 pm

**Business Retention, Expansion and Attraction Workshop
and Lunch**

12:30 pm – 2:00 pm | Lunch

2:00 pm – 4:00 pm

Regional Roads and Transport Group Assembly

4:30 pm – 5:00 pm

First Time Delegate Briefing



5:15 pm – 6:30 pm Welcoming Ceremony

5:15 pm
Opening Act

5:25 pm
Welcome to Country

5:30 pm
Welcome to the City of Gold Coast
Mayor Tom Tate

5:35 pm
Response
Mayor Mark Jamieson – President, LGAQ

5:40 pm
Sponsor Address – King & Company
Tim-Fynes Clinton, Managing Partner

5:45pm
2020 LGAQ Journalism Award
The LGAQ Regional Journalism Award is dedicated to showcasing excellence in reporting in regional Queensland. The award honours the memory of ABC journalists John Bean, Paul Lockyer and Gary Ticehurst. Listen to the official announcement of the 2020 winner, who will receive a \$15,000 prize.

5:55 pm – 7:30 pm
Networking Drinks
Trade Exhibition

2

Tuesday 20th October 2020

8:00 am – 5:00 pm

Registration

Delegates, observers, trade, corporate and accompanying person

8:30 am

Security Briefing

Master of Ceremonies – Mr Tim Cox, Communications Advisor, LGAQ

8:31 am

Call to Order by the President

8:33 am

Presentation of the Policy Executive

8:45 am | Official Opening

Hon Anastacia Palaszczuk MP (Invited)
Premier of Queensland

8:55 am

Presidential Address

Mayor Mark Jamieson – President, LGAQ

9:15 am

Keynote Address: Australia – Post COVID-19

Bernard Keane, Crikey

9:50 am

Building resilient landscapes together – from planning to practice

Chris Norman – CEO, NRM Regions QLD

3

10:00 am | Morning Tea

10:30 am
Sponsor Address

10:35 am
Panel Session: Council Showcases
Chaired by: Sarah Buckler PSM - General Manager, Advocacy LGAQ

11:55 am
Sponsor Address

12:00 pm
Community Intelligence – Our Town a Working Demonstration
Glen Beckett - General Manager, Assist, LGAQPippa Riddell - BI Specialist/
Analyst, LGAQ

12:30 pm
"Class of 2020" Group Photo

12:40 pm | Lunch

1:40 pm
NextGen Procurement – LocalBuy
Peter Mifsud, CEO - Marketplace, Local Buy

2:30 pm
Council Forums
Rural and Remote Councils
Resources and Regional Councils
SEQ and Coastal Councils

4:00 pm
Sponsor Address

4:05 pm
LGMS Member Update and Risk Management Awards
Ian Leckenby - Chair, LGMS
Rachel Chambers - Mayor, North Burnett Regional Council and Board
Member

4:20 pm
Councillor Conduct Tribunal Update
June Anstee - President, Councillor Conduct Tribunal

4:35 pm
Keynote Address: Mindset – And how to get shi...t done!
Margie Ireland - Principal Leadership Coach & Psychologist

5:05 pm
Program concludes

6:30 pm for 7:15 pm Start
Gala Dinner
Gold Coast Convention and Exhibition Centre

11:30 pm
Dinner concludes

4

Wednesday 21st October 2020

8:30 am
Conference Resumes

8:35 am
Annual General Meeting including debate of motions

10:00 am
Australian Local Government Association Update
Mayor David O'Loughlin - President

10:10 am
Sponsor Address

10:15am | Morning Tea

10:35 am
Peak Services Update
Brent Reeman - Managing Director
David Foster - Non-Executive Director

10:55 am
Sponsor Address

11:00 am
Motions Debate

12:00 pm
Opposition Update
Ms Ann Leahy - Shadow Minister for Local Government (Invited)

5

12:30 pm | Lunch

1:30 pm
Motions Debate

2:40 pm
Domestic and Family Violence Award

2:50 pm
State Election Panel

Chaired by: Sarah Vogler - Media Executive, LGAQ
and Tim Cox - Communications Advisor, LGAQ

Hon Stirling Hinchliffe - Minister for Local Government, Racing and
Multicultural Affairs (Invited)

Ann Leahy MP - Shadow Minister for Local Government (Invited)

3:45 pm
Keynote Address - High Performance: Managing Yourself
Tony Wilson - Head Coach, Director at Performance Lab

4:30 pm
Plenary Concludes



Ordinary Meeting of Council Tuesday 18 August 2020

9.2 Subject: Application to Purchase part of Pasturage Reserve – J M Heslin

Attachments: 9.2.1 – Correspondence dated 22 July 2020 from Connie Navarro Legal – Attachment 1

9.2.2 – Plan of requested land Parcel A – Attachment 2

Author: Chief Executive Officer

Date: 12 August 2020

Executive Summary:

By letter dated 22 July 2020 application was lodged by Connie Navarro Solicitors on behalf of Jennifer Mary HESLIN seeking to purchase part of Pasturage Reserve RES 1611 being part of Lot 57 on SP299144. The said Parcel A adjoins the road leading to Hilton Park being on the south east side.

The letter detailing the basis for the application is attached to this report – **Refer Attachment 1.**

Plan of parcel A is attached to this report – **Refer Attachment 2.**

Recommendation:

That Council advise applicant Jennifer Mary Heslin that Council is unable to consent to the revocation of the requested parcel A from Pasturage Reserve RES 1611 on the basis that Council has previously offered no objection to an application being lodged with DNRME for the granting of a Permit to Occupy over the larger parcel of land of which parcel A forms part thereof and Council understands that the application is under consideration by DNRME.

Background

The land forms part of the Pasturage Reserve RES 1611 which generally surrounds the Town of Julia Creek and which is used for a variety of purposes including a number of horse paddocks, pony club activities etc. This enables the minimization of the need for the community to keep horses in Town and reduces the associated health issues.

Having horse paddocks adjacent to the Town enable owners from Town, who generally do not have the means to acquire larger parcels of land, the opportunity to keep their animals out of Town and enjoy participation in horse events and the like.

The road access to Hilton Park has existed for a number of years as an unregistered road until 2019 when the access road was surveyed and formally dedicated as a road.

Recent Consideration of a Similar Application to Revoke

The registration of the road to Hilton Park created the situation where a small parcel of the Pasturage Reserve on the north eastern side of the road was isolated from the main part of the



Ordinary Meeting of Council Tuesday 18 August 2020

Reserve as a consequence of the intersecting road. This parcel abuts land owned by Mr Kevin Wayne Murphy.

Following a letter of application from Mr K W & B M Murphy dated 19 January 2020 Council considered a staff report at the Ordinary meeting 20 February 2020 resulting in the following decision:

Resolution No. 189/1920

That Council offers no objection to K W & B M Murphy submitting applications to Department Natural Resources, Mines and Energy seeking:

- *Permanent closure of land temporarily closed under road licence RL 34990 – Lot A on AP19916,*
- *revocation of a small parcel of Pasturage Reserve Lot 57 SP299144 which is located on the eastern side of the road leading to Hilton Park and contiguous to Lot 2 SP229752, and*
- *To W K & B M Murphy making application to acquire the land from DNRME,*

Subject to any closure, reserve revocation and land disposal being considered by DNRME under the Land Act including consultation and the processes for dealing with and disposal of surplus State lands.

Moved Cr. P Curr Seconded Cr. S Royes

CARRIED 4/0

Rationale for the decision to Agree to the Revocation request from KW & B M Murphy

In consideration of the application by K W & B M Murphy to agree to the revocation of this parcel of the Pasturage Reserve fronting the Murphy Family property, Council had regard to the following:

- The subject parcel has been isolated from the main body of the Pasturage Reserve as a consequence of the recently created and dedicated road leading to Hilton Park.
- The parcel is contiguous to the frontage of the applicant Murphy's property.
- Fencing of this parcel is required which the applicant proposed in the event of acquisition.
- The size (approx. 1.35ha) and shape of the parcel is such that it has minimal value for use as a potential Trustee lease paddock given the legal and fencing costs required to prepare the land for tender.

Consideration of Request to Agree to Revocation of Parcel A

In considering the request by Jennifer Mary Heslin, the following points are relevant:

- The parcel A abuts the frontage of Hilton Park (owned by the applicant)
- The land comprises approx. 4.6ha
- The parcel is adjacent to the horse paddock presently under monthly Agistment to the Shire Ranger, although not fenced in with the horse paddock.



Ordinary Meeting of Council Tuesday 18 August 2020

- An application has been lodged by Mr. Colin Malone for a Permit to Occupy over the horse paddock including said Parcel A and I am advised that Council has consented to the lodgment of this application.
- The Permit to Occupy is currently under consideration by DNRME.
- Consent to revocation of Parcel A from the Reserve would be in conflict with the recently approved consent to the Permit to Occupy application to DNRME.
- Council would be advised to carefully consider all available land both freehold and Reserve land in and around the Town of Julia Creek for possible identification for future residential and industrial land in the event of further expansion of the Town which could be required as a consequence of any mining or large scale agricultural/industrial need (e.g. possible cotton gin, abattoir etc.) There are currently limited opportunities for expansion of the Town.

Conclusion

Given Council's agreement to the lodgment of the Permit to Occupy it is recommended that Council is unable to consent to the requested revocation.

Policy/Legislative:

DNRME – Land Act

Operational Financial and Resource Implications:

NIL

Consultation and Engagement:

Briefing 3 August 2020

Relevant Council staff

InfoXpert Document ID: 112975

Our Ref: CMN:SMC:200032
Your Ref:

22 July 2020

McKinlay Shire Council
PO Box 177
JULIA CREEK QLD 4823

Attention: Chief Executive Officer

Jennifer Mary Heslin (Heslin)
Application to Purchase part of Reserve for Pasturage (Application)

We act for Jennifer Heslin in relation to the above Application.

Background

Heslin is the owner of "Hilton Park", a rural property adjoining the township of Julia Creek, more particularly described as:

- **Property Name:** "Hilton Park", Julia Creek
- **Tenure:** GHPL 23/16264
- **Lot Description:** Lot 10 on CP EN16 and Lot 7 on CP EN46
- **Title Reference:** 17653228

Hilton Park is a well improved grazing property with the homestead complex incorporating the main homestead, cottage, workers quarters, sheds, gardens and the like.

The homestead complex is situated at the entrance to Hilton Park.

Heslin conducts a grazing operation upon Hilton Park.

Adjoining Hilton Park is a Reserve for Pasturage ("Pasturage Reserve") under the control of the McKinlay Shire Council as Trustee, more particularly described as:

- **Reserve:** Res 1611
- **Purpose:** Pasturage
- **County (R) No.** R5
- **Lot Description:** Lot 57 on SP299144 and Lot 1 on SP284275
- **Title Reference:** 49011769



The Pasturage Reserve is approximately 866 hectares and adjoins, in part, Hilton Park (Lot 10 EN16) at the entrance to Hilton Park.

Property Searches

To assist with understanding the Background and context of this Application, we attach for your assistance the following:

1. Tenure Search – Hilton Park;
2. Reserve Search –Pasturage Reserve;
3. Google Earth Map – Pasturage Reserve and Hilton Park Lot 10 on EN16;
4. Smartmap - Pasturage Reserve and Hilton Park Lot 10 on EN16;
5. SP299144 –Pasturage Reserve and Hilton Park Lot 10 on EN16; and
6. Extract SP299144 (marked up) – Pasturage Reserve and adjoining lots

Application to Purchase Part of Reserve – Parcel A

Heslin intends to commence an Application to the Department of Natural Resources, Mines and Energy to purchase a small **part** of the Pasturage Reserve (“Application Area”). This would require the revocation of part of the Pasturage Reserve. For ease of reference, the proposed Application Area is identified as “Parcel A” and is depicted in the attached:

7. Aerial Image – Application Area (Parcel A).

As you can see, the Application Area adjoins Hilton Park Lot 10 on EN16. In particular, the Application Area is directly adjacent to the location of the homestead complex and main homestead upon Hilton Park and adjacent to the property access to Hilton Park.

The area will be used for grazing / homestead complex and gardens, but will also preserve the amenity and quiet enjoyment of the Hilton Park homestead complex, road access and provision of services.

Request Council Support for Application

As Trustee of the Pasturage Reserve, Heslin hereby requests Council’s support for their Application, namely, by offering no objection to:

- Heslin’s Application in respect of the Application Area – Parcel A;
- to the revocation of the Application Area from the Pasturage Reserve; and
- the Application Area being offered to Heslin, without competition, on the basis Heslin is the adjoining landowner.

We request Council consider the above request at the next available Council meeting and advise the outcome.



In preparation for that Council meeting, would you please advise of any additional information that may be required to assist with Heslin's request.

We look forward to hearing from you in relation to this request.

Should you wish to discuss the foregoing, please do not hesitate to contact Connie Navarro or Shannyn Condon.

Yours faithfully,

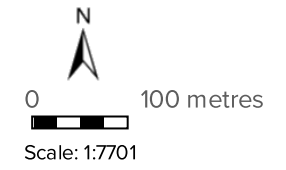
Connie Navarro

Writer: Connie Navarro | Director
Direct: 0407 725 306
Email: connie@cnavarrolegal.com.au

Encl.



Legend located on next page



Printed at: A3
 Print date: 1/5/2020

Datum: Geocentric Datum of Australia 1994
Projection: Web Mercator EPSG 102100

For more information, visit <https://qldglobe.information.qld.gov.au/help-info/Contact-us.html>

Includes material © State of Queensland 2019. You are responsible for ensuring that the map is suitable for your purposes. The State of Queensland makes no representation or warranties in relation to the map contents and disclaims all liability.

Imagery includes material © CNES reproduced under license from Airbus DS, all rights reserved © 21AT © Earth-i, all rights reserved, 2019



Department of Natural Resources, Mines and Energy

Land parcel

 Parcel

Property



Land parcel label

Railway



Road crossing

 Bridge

 Tunnel

Road

 Highway

 Main

 Local

 Private

Maxar

Includes material © The State of Queensland, © 21AT © Earth-i, all rights reserved, 2020

© State of Queensland (Department of Natural Resources, Mines and Energy) 2018

© State of Queensland (Department of Natural Resources, Mines and Energy) 2019

© State of Queensland (Department of Natural Resources and Mines), 2016



9.3 Subject: Assignment of Trustee Lease Lot 8 on CP EN125 – known as former DIP Paddock
Attachments: 9.3.1 Letter of Request –JS & LA Keough dated 21 July 2020 – Attachment 1
9.3.2 Legal Advice Keir Steele Waldon Lawyers 30 July 2020 – Attachment 2
9.3.3 Extract from the Trustee Lease - cl 9.2 – Attachment 3
Author: Chief Executive Officer
Date: 12 August 2020

Executive Summary:

J S & L A Keough have made application to surrender or to sublet or to assign the Trustee lease granted to them on effective 1 July 2018 over Lot 8 on CP EN125 to Scott and Michelle Zadow.

Clause 9.2 of the Trustee lease enables the Transfer of the Lease through assignment to the Zadow Family

Recommendation:

That Council agree to the assignment of Trustee lease over Lot 8 on CP EN125 from Jodi Scharie and Laine Ashley KEOUGH to Scott and Michelle ZADOW for the balance of the term which expires on 30 June 2023 pursuant to clause 9.2 of the lease subject to all fees and rents being paid at the date of the assignment and the legal fees to effect the transfer being paid by the parties.

Background

The Lease was issued after a tendering process with a commencement date of 1 July 2018 for a five year term ending 30 June 2023.

Having recently moved away from the Shire, the Lessees J S & L A Keough seek the agreement from Council to assign the Lease to Scott and Michelle Zadow for the balance of the term.

The Keough Family wish to sever all ties with the lease land and have requested Council agreement to the balance of the term to be passed to the Zadow Family who have entered into an arrangement to buy their cattle. **Refer Letter dated 21 July 2020 – Attachment 1.**

Legal Advice

Surrender of the Lease would require Council to tender the land through a public tender process or auction as the *Local Government Regulations 2012* clearly sets out the method by which Council is able to legally dispose of an asset. **Refer copy of legal advice dated 30 July 2020 – Attachment 2.**

Assignment

Clause 9.2 of the Lease enables the Trustee Lessee to assign the Lease with the prior consent of Council. Council cannot unreasonably withhold consent if:



Ordinary Meeting of Council Tuesday 18 August 2020

“The proposed assignee is a respectable and financially responsible person with suitable prior experience and at least equal trading and turnover potential in conducting a business substantially similar to the Trustee Lessee”

Council’s cost and expenses are paid and that all rental and other moneys owing are paid at the time of assignment. **Refer extract from the Trustee Lease – cl. 9.2 – Attachment 3.**

Suitability of Proposed Assignee

The Zadow Family are known to Council having previously held a Trustee Lease over the Oorindi paddock and operated it for cattle production. They have successfully operated other businesses in and from Julia Creek and have a proven track record as business people.

Conclusion

Assignment of the lease is permissible under the lease with Council consent and the proposed Assignees satisfy the criteria detailed in the Lease. Council agreement to the assignment is recommended.

Policy/Legislative:

Local Government Regulations 2012

Lease clause 9.2

Operational Financial and Resource Implications:

No Financial Impact on Council as rental will continue

Legal costs are the responsibility of the Lessee and Assignee

Consultation and engagement:

Briefing 3 August 2020

Council Solicitors

Both parties

InfoXpert Document ID: 112978

LA & JS Family Partnership

Laine and Jodi Keough
578 Beenham Valley Rd, Beenaam Valley, Gympie, 4570.
e: info@kiahpark.com.au
m: 0407 57 88 36 (Jodi)
m: 0472 547 077 (Laine)

21/07/2020

Dear Mr John Kelly, Mayor Phillip Curr, Cr Janene Fegan, Cr Shauna Royes, Cr John Lynch and Cr Tim Pratt,

We; Laine Keough and Jodi Keough as the legal lessees of the Julia Creek Dip Paddock (Lot 8 on CP EN125) until June, 2023, are writing to council to inform that while we would be happy to continue utilising the paddock, we see it fair that we sublet/ surrender our paddock to another worthy family due to us recently leaving the McKinlay Shire. We are still the owners of 4 Byrne Street, Julia Creek and have still been finalising our cattle business in the McKinlay shire.

We understand that Section 9.1 and 9.2 of our agreement outlines that we may sublet the paddock to another overall 'suitable' assignee. Considering all factors of suitability, including being McKinlay Shire locals, financially able to meet the contracted rate, have industry knowledge and are respected business owners and community members positively contributing to the shire and community, we would like to offer our lease with the same terms and conditions to Scott and Michelle Zadow of Julia Creek. All maintenance is up to date having constructed new fencing post flooding, we have been running a far less stocking rate than permitted and are up to date with all lease payments.

Rather than sublet, if council approves, we would preferably cease our personal agreement, and have the Zadow family enter into their own agreement with the McKinlay Shire Council for the remainder of the term (3 years). We cannot sublet/ surrender out paddock until we have sold our remaining cattle running on the Dip Paddock. The Zadow family have verbally agreed to purchase our remaining stock and this sale is in progress yet not completed.

We took the 2018 tender/ application process for the Dip Paddock very seriously, putting our best offer forward as it meant allot to our family. We hope this is a positive move on our behalf for the council, offering the paddock back to a community member. We are naturally happy to communicate and cooperate with council to finalise this matter.

At this time, we would like to thank the McKinlay Shire council and particularly those who were in favour of us obtaining the Dip Paddock lease in 2018 as it made all the difference to our family, enabling us to stay, participate and contribute to the community for the time we did. And while this is well overdue, we would also like to take this opportunity to commend council's management post 2019 flood. Trying to keep the family above water running a newly established, small scale cattle business without the land asset, was simply not financially manageable with the losses of the flood following the draught, without the external financial support/ relief that we received. The council's decisions and support provided was a large part of our families saving grace.

Thank you,

Jodi and Laine Keough

CEO

From: Matthew Keating <MKeating@kswlawyers.com.au>
Sent: Thursday, 30 July 2020 3:07 PM
To: CEO; Megan Pellow
Subject: Trustee Lease for Stock Dip Paddock - Matter: 180298

Hi John and Megan

Thanks for your patience.

I have now had the chance to consider the relevant legislation (*Local Government Act, Local Government Regulations (LGR), Land Title Act and Land Act*) and the letter from the current Trustee Lessee's, Laine and Jodi Keough. I note as follows.

Request from the Trustee Lessee

The Trustee Lessee has advised that they are in the process of, or already have, moved from McKinlay hire. As such, they have offered to either:

1. Surrender their Trustee Lease to Council; or
2. Assign the Trustee Lease to Scott and Michelle Zadow; or
3. Enter into a Sub-Trustee Lease arrangement with Council and the Zadow's.

We note that there is also a stock transfer transaction that is occurring between the two parties.

Proposed Solution

After considering the above legislation and the Lease, it appears that Council is able to consent to the Transfer of the Lease (therefore, the Assignment) to the Zadow's.

This is permitted under the Trustee Lease at clause 9.2, noting:

1. Council cannot unreasonably withhold their consent (and this shouldn't be too controversial, noting that the Zadow's have been long time Trustee Tenants of various paddocks);
2. the Trustee Lessee must prove that the Zadow's are respectable and financially responsible;
3. costs of Council are to be borne by the Trustee Lessee's;
4. as at the date of Assignment, all monies paid under the Lease shall not be in arrears;
5. all obligations of the Trustee Lessee have been complied with; and
6. the Proposed Assignee's enter into a deed in the form required by Council.

The Trustee Lease is assigned for the remaining term, and for the same terms and conditions.

LGR Considerations

We note that this also appears to be permitted under the LGR.

Pursuant to the LGR, Council cannot enter into a Contract to dispose of an interest in Land without calling for tenders or going to auction, unless one of the exceptions in division 4 applies. In this circumstance, where no new lease is being entered into (or renewed),. Our view is that:

1. there is no disposal of an interest in land – the disposal of any interest in the Land by the Council occurred in 2018;
2. the consenting to the Assignment of that Trustee Lease would not fall within the definition of disposal requiring compliance with the tendering or auction provisions of the LGR; and
3. by consenting to this assignment of the existing Trustee Lease, Council should not be in breach of the LGR.

Next Steps

Please advise if Council is prepared to consent to the Assignment of the Trustee Lease, as proposed by the Trustee Lessee's to the Zadow's.

If so, please confirm that we can then preparing on Council's behalf the necessary documentation to give effect to the Transfer.

Of course, if Council discusses this with the Trustee Lessee's, it should be noted that any consent to Assignment will not be finalised until such time that the relevant documents have been signed and registered on Title.

If you wish to discuss this matter further, please do not hesitate to contact the writer.

Matthew Keating
Associate

P 07 4722 0264

M 0439 405 898

F 07 4772 5635

E mkeating@kswlawyers.com.au

www.kswlawyers.com.au



Individual liability limited by a scheme approved under professional standards legislation.

This e-mail and any attachments to it are confidential and may contain legally privileged information. Unless expressly authorised by the sender, you must not use, disseminate, copy or distribute the information in this e-mail. If you are not the intended recipient, you have received this communication in error. In that case, please delete all copies of the e-mail immediately and contact Keir Steele Waldon Lawyers either by return e-mail or telephone 07 4722 0220. We recommend that you scan this e-mail and any attachment for viruses before opening. Keir Steele Waldon Lawyers does not accept any liability for any loss or damage incurred either directly or indirectly from opening this e-mail or any attachments to it.

Important: Due to an increase in online scams targeting Queensland law firms, we strongly advise that you DO NOT act on any communication (from us, or otherwise) that asks you to transfer or deposit money into our bank account, without first telephoning us (on a known or verified number) to confirm our account details and any instructions

(Section of Agreement Referenced in the letter)

9. ASSIGNMENT, SUBLETTING AND ENCUMBERING

9.1 Subletting and encumbering

- (a) The Trustee Lessee must not without the Trustee's prior written consent:
- (i) sublet or in any manner part with possession of the Premises; or
 - (ii) mortgage or otherwise encumber the Trustee Lessee's interest in this Trustee Lease.

9.2 Assignment

- (a) The Trustee Lessee must not assign this Trustee Lease without the prior written consent of the Trustee. The consent will not be unreasonably withheld, if:
- (i) the proposed assignee is a respectable and financially responsible person with suitable prior business experience and at least equal trading and turnover potential in conducting a business substantially similar to that of the Trustee Lessee. The Trustee Lessee has the onus of proving these requirements to the satisfaction of the Trustee;
 - (ii) the Trustee Lessee pays the Trustee's costs and expenses of, and incidental to, making enquiries regarding the suitability of the proposed assignee;
 - (iii) at the date of assignment, the Trustee Lessee has paid all rental and other moneys owing to the Trustee, and has otherwise complied with all of its obligations under the Trustee Lease;
 - (iv) the proposed assignee enters into a deed in the form required by the Trustee and prepared by the Trustee's solicitors at the Trustee Lessee's expense. Under the deed, the proposed assignee must covenant with the Trustee to observe the terms of the Trustee Lease and appoint the Trustee its attorney for the purposes described in clause 16 of the Mandatory Standard Terms Document. Where the proposed assignee is a corporation, the Trustee may require the directors or principal shareholders of the proposed assignee, or both, to guarantee the proposed assignee's obligations under that deed.
- (b) If the Trustee must obtain the consent of any other person or authority to the assignment of the Trustee Lease, the Trustee's consent will be deemed to be conditional upon that consent being received. The Trustee Lessee is liable for the Trustee's costs and expenses associated with seeking, obtaining and documenting the consent of any other such person or authority to the assignment.



9.4 Subject: Dirt & Dust Event 2021 Request for Support

Attachments: 9.4.1 Email dated 22 July 2020 – Attachment 1

9.4.2 D & D Project Brief - Consultant to Examine Long Term Sustainability – Attachment 2

Author: Chief Executive Officer

Date: 12 August 2020

Executive Summary:

The D & D Event Manager submitted an email on behalf of the Committee seeking Council response to a range of matters:

1. Confirmation of support for a draft project brief for issue to an external consultant to develop an overall Land Management Plan of the D & D Events precinct and look to explore business opportunities and embrace business diversification and to adapt and sustain operations into the future to ensure the long term sustainability of the Festival and the Precinct.
2. To place on hold Council rates and charges for their land until the venue, licence to occupy and land are sorted
3. Assistance with their preparation of a Covid-19 Event Plan by the provision of a clear site plan that has all the measurements and infrastructure to scale.
4. Consideration of payment of the annual Council contribution of \$25,000 in weekly instalments of \$480.76 per week from July to September or as a single payment of \$6,250 to assist with their ongoing operating costs until a decision is made regarding the 2021 Event – expected to be made early October 2020.

Recommendation:

That Council advise the Dirt and Dust Committee in response to their email of 22 July 2020 that:

1. *The proposed consultancy brief appears to be too broad in scope as it focuses on potential use of the Precinct outside of the D & D Festival which would normally come under the responsibility of Council,*
 2. *Rates and Charges for the D & D committee land and the accrual of interest on over due rates will be placed on hold until land ownership is resolved,*
 3. *Council does not have a detailed site plan for the Precinct, but Council's Director of Engineering and Regulatory Services would be available to develop a basic sketch in consultation with the President of the D & D Committee.*
 4. *Council agrees to make a one off payment of \$6,250 being 25% of the Council allocation of \$25,000 towards the D & D Festival for 2020/21 pending a decision on whether the D & D Committee proceed with the 2021 Festival with this decision expected to be made in early October 2020*
-



Consideration

Draft Sustainability Project Brief for D & D Festival & Precinct

Whilst the proposal to engage a consultant to examine the long term sustainability of the D & D Festival is applauded, the Brief as drafted appears too broad in scope. It is recommended that the scope be amended to focus on the long term sustainability of the Festival.

Outstanding Rates and Charges

The request to defer these outstanding rates and charges is supported. It is further recommended that Council seek to progress the land transfer which would free the D & D Committee of their ongoing rates obligations and provide working capital for the D & D Committee.

Site Plan

The Director of Engineering and Regulatory Services has made the offer to work with the President of the D & D Committee to develop a sketch plan utilizing available computing programs.

Council Contribution to the D & D Festival

The request for an advance of \$480.76 per week for the first quarter through to the end of September 2020 or a single quarterly advance of \$6,250 is considered reasonable in light of the uncertainty created by the Covid-19 pandemic and the potential for reduction in the permissible crowd sizes for the Festival which is necessitating significant out of the ordinary planning before a decision to proceed can be made.

Policy/Legislative:

Community Events Policy

Operational Financial and Resource Implications:

Budget Provision has been allowed for

Consultation and engagement:

Briefing on 3 August 2020

Discussions with President regarding site plan

Several attempts to contact the Event Manager

InfoXpert Document ID: 112991

From: Mad Maggies Promotions [<mailto:madmaggies1@bigpond.com>] **On Behalf Of** eventmanager@dirtdust.com

Sent: Wednesday, 22 July 2020 6:47 AM

To: CEO

Cc: Shauna Royes; Janene

Fegan; president@dirtdust.com; treasurer@dirtdust.com; lilmalone1508@gmail.com; taylormalone93@yahoo.com.au; Philip Curr; assistant@dirtdust.com; my_amme@hotmail.com

Subject: Update on Venue and Land - Dirt n Dust Event Management

Dear CEO and Mayor

The Julia Creek Dirt n Dust held their planning meeting on the week-end and we just wanted to formally update you of some actions or outcomes: The parts highlighted in yellow is what we require a response back please.

Venue and Land sale:

- It was identified from the committee that this Body of works to sort everything with the LTO, Venue, Land is too big for them and they feel it needs an external consultant to oversee it and make it all happen within the next few months to ensure the long term sustainability of the festival.
- In addition, I personally do not have the time or expertise to deal with this, plus I feel there is a personal attachment as I am too close to the event, and it needs a new set of eyes, in addition I don't actually work for the Dirt n Dust anymore and currently just "Caretaking until September" until a new events management company is appointed. I just don't have any time at all- sorry. BUT I will make time to get someone else to do it.
- Therefore – the committee asked me to write a brief on what is needed and collate all the documents I have so far and send to a consultant to quote on, who has expertise in this field. I have cc Cr Fegan and Cr Royce as they would remember Brent Armstrong who was our Sport & Rec Officer over 10 years ago, went on to study to be an engineer, and worked with local government for over 20 years, and by chance talking with him a few weeks ago found out that this is actually what he has been doing for many years.
- Brent has quoted on this and we have made an application for a grant to get him to do this, this should be announced in a few weeks.
- **We are seeking support from the Local council** to support the project brief and to confirm you are happy with this, as Council owns the Venue and some of the land. As the anchor tenant we are more than happy to seek funding to make this happen
- **Brents details** Brent Armstrong- Director- **Alliance Planning**- P: 0422 554 235- E: brent@allianceplanning.com.au- W: www.allianceplanning.com.au



Rates:

- We have acknowledged that we have received the 2 Bills and request that these are put on hold again until we can sort the venue , lto and land

Event Dates and Confirming we are going ahead:

- The date has been set for April 2020
- We have now had the planning meeting – The budget and marketing plan will now be updated for final approval at the August Meeting
- Marion Lawrence has been reappointed as the sponsorship manager until end of September- Her role is to resign and attract new partnerships to the Value of \$160,000.00.
- COVID Event Plan- Once we do the budget based on the number of attendees as per square metre, and cost up items needed, we will enter into overall budget to see if the event is financially viable based on number and government requirements- In order for us to do this we require a clear site plan that has all the measurements and infrastructure to scale – Can you please supply or help us with this
- The decision for the event to go ahead 100% will be made in the first week of October .

Payment of first Invoice as per MOU

- In order for the event to start planning, the committee has put forward a proposal - that the agreement for our MOU for \$25,000.00 for the 2021 event be paid per month to cover off cost associated with running the Festival and getting it Ready. We all agreed and discussed with TEQ we cannot wait until October to start planning.
- The proposal is: Instead of Paying the \$25,000.00 as per MOU that the council pays this in weekly instalments and receive the same reports that the executives receive from Sponsorship and event manager each week- This would be for \$480.76 per week from July to September. Or one off payment of a quarterly instalment of \$6250.00 , this would help offset our current weekly cost of around \$780.00. Please confirm if council would consider or please confirm if they would like us to just invoice the first MOU instalment now

Update Current Event Management arrangements:

- Madmaggies are currently caretaking this role until 30th September- Casey is being paid under Madmaggies Job Keeper for around 25hrs a week- Casey will be doing event planning and social media . Cost - office and overheads as per spreadsheet supplied, so no personal loss occurring and no cost to Dirt n Dust for Casey. Cost \$193.48
- Marion Lawrence- Appointed to look after sponsorship until 30th September. Cost per week is around \$576.92
- Rebecca Alfrez- Newly appointed under a different grant for \$10k- To help us with Planning facilitation , Streamline and put very clear procedures in place for our Volunteer systems and streamline accommodation options and the booking of these ie Tent City and Macintyre park .
- Sara- Doing grants- but would look into the future at doing commission – see if we get runs on the board first, Sara also on a Job Keeper

Regards

Margie

Cc DnD Executives , Mayor , Shauna, Janene

Attachments following

Thanks
Margie - 0429467126
On behalf of the Julia Creek Dirt n Dust Festival Committee



Check out the Conversation! [Facebook](#) | [Twitter](#) | [YouTube](#)

***** DISCLAIMER *****

The information contained in the below & above e-mail message or messages (which included any attachments) is confidential and may be legally privileged. It is intended only for the use of the person or entity to which it is addressed. If you are not the addressee any form of disclosure, copying, modification, distribution or any action taken or omitted in reliance on the information is unauthorised. Opinions contained in the message(s) do not necessarily reflect the opinions of DIRT N DUST FESTIVAL and its associates. If you received this communication in error, please notify the sender immediately and delete it from your computer system network.

Short Project Description:

Explore our Present to ensure long term sustainability and look at diversity.

Project Brief:

We are looking to appoint an external consultant with expertise to work on an overall Land Management Plan of the McKinlay Shire Council Events Present in partnership with our local Council being the McKinlay Shire Council (MSK) and look to explore Business opportunities and embrace business diversification to adapt and sustain operations into the future.

As the anchor Tenant to this new Venue we are looking to explore as many opportunities for not only us but our community to ensure the long term sustainability of the Festival and the present.

To enable full best use of the facility we are seeking someone to put together additional documents and provide recommendations and an action plan moving forward. 6 Documents have been identified as part of the scope of works.

When evaluating the existing and proposed uses for the Venue we would like to see consideration for the following

- Consistency of proposed uses with the primary use of the land,
- Alignment of the proposal(s) with the Local Government planning scheme,
- Degree of forward planning undertaken in relation to the site,
- Degree of commerciality and exclusivity associated with the proposal(s),
- Will there be a review annually with relevant users/lessees at least every five (5) years or at the expiry or surrender of a current trustee lease or in this case LTO
- Is there a plan for Flora and Fauna on the site

Existing use

- What we currently can use the Venue/ Site for.
- Clearly outlining the existing Infrastructure.
- Prepare a “ wish list ” of infrastructure that could/ would be used for attracting or maintain current events or new users.

Proposed uses

- Can we look to explore more diverse range of activities or groups
- Have we consulted the community in regards to their idea's/ suggestions
- Tourism idea's- Permanent Finish Line, Walking tracks to join the town , walk of Fame. What else can we use the venue for- Training rooms ect
- What constraints and opportunities are there for proposed users
- Community Consultation- Is there an opportunity to engage a facilitator for this

Scope of works and delivery of documents

Document	Information	Who is responsible	Time frames	Updated Notes
1. Asset Register	This is working with the Dirt n Dust Committee and management and putting together a very clear document that includes ownership of equipment, where this is being stored and insurance details	Dirt n Dust committee, Event management and Consultant	End Sep 2020	This document is approx. 50% completed , the work for this will be done by the events management team , work camp and DnD committee when we go to Julia Creek and report to consultant
2. Storage of equipment and infrastructure	This is doing a very clear site plan and putting shipping containers, shade structure or whatever needs to be outside the physical Venue on one map and get parties to sign off on	Consultant, MSC and DnD Committee	End Sep 2020	The committee has a draft in their head, but this needs to be placed on proper maps and agreed by both parties- This needs to be done prior to the committee making a decision on selling the land
3. Hiring arrangements for Venue	This is getting Venue ready for the likes of a Music Promoter to come to Town and Hire the venue. (Opportunity for income stream)	McKinlay Shire Council and Consultant	End Sep 2020	This may already be in place , but we see it as us (DnD) attracting these promoters and offering them a fee for service to do bar and gate
4. Hiring arrangements for equipment owned by Dirt n Dust	This is putting together a clear Booking system of what needs or can be hired from the equipment that is currently owned by Dirt n Dust	Dirt n Dust committee, event management and Consultant	End Sep 2020	The stocktake for this equipment has been done, just need to work out and agree on a booking system – This was all done back in 2010- But time and Technology has changed
5. LMP (Land Management Plan) - Or Venue Plan	Propose, research and make recommendations on a Land management plan for the Venue- McKinlay Shire Council Events Present – Partnership between McKinlay Shire Council and the Anchor Tennant- Julia Creek Dirt n Dust Festival Inc. Proposed new users, opportunities- recommendations moving forward	Consultant, Community, government, DnD and MSC	End November 2020	I did discuss with Council (Tenneil) over a year ago but at that stage there was no appetite as the venue wasn't finish and they were not ready
6. LTO – (Licence to Occupy) Final Agreement	This is collating all the documents to date and putting into one clear agreement and getting both parties to sign- See attached	Consultant, MSC and DnD	End November 2020	A lot of work has been put into this already, but the committee feels this is not clear or has been collated into one document so all party's can agree



10. WORKPLACE HEALTH AND SAFETY



10.1 Subject: WHS Report – July 2020
Attachments: Nil
Author: Work Health and Safety Officer
Date: 13 August 2020

Executive Summary:

This report outlines the general status of Work Health and Safety at McKinlay Shire Council for the period of July 2020.

Recommendation:

That Council receives the July 2020 Work Health and Safety Report.

Background:

This report outlines the general status of Work Health and Safety at McKinlay Shire Council for the period of July 2020.

Detailed below are the general areas of important to the safety of workers at McKinlay Shire Council throughout the month.

Consultation: (Internal/External)

Nil

Legal Implications:

Nil

Policy Implications:

Nil

Financial and Resource Implications:

Nil

InfoXpert Document ID: 112974



DATE; 13 August 2020		<input checked="" type="checkbox"/> Monthly <input type="checkbox"/> Quarterly <input type="checkbox"/> Yearly <input type="checkbox"/> Two Yearly
July 2020		
COVID-19 <p>Since the last WHS Report, the state of Victoria has been placed into level 4 restrictions. In Queensland there are currently 12 active cases as of the 4th of August, 7 of whom are currently in hospital and there has been contact tracing for all of those active cases.</p> <p>The WHS COVID-19 Plan for all areas are being looked at on a monthly basis and are staff are being consulted at all times. We all need to continue to be vigilant.</p>		
Objectives of WH&S Management System Plan 2019-2021 <ol style="list-style-type: none"> Comply with the intent of the Workplace Health and Safety Act 2011 in preventing a persons death, injury or illness being caused by a workplace, by a relevant workplace area, by work activities, or by plant or substances for use at a workplace Contribute to a Management framework that allows all work areas to manage WH&S in a preventative way; Ensure that WH&S is an integral part of effective business practice; and Clearly state the principles for managing WH&S and how the organisation is expected to perform in accordance with legislative requirements <p><i>The primary objective is to provide a structured methodology to conduct all WH&S matters over an annual cycle.</i></p> <ol style="list-style-type: none"> McKinlay Shire Council (MSC) Management team have identified the top 5 work health and safety risks to Council for 2019 and will be reviewed annually. These are:- <ul style="list-style-type: none"> Verification of Competency (VOC) <ul style="list-style-type: none"> VoC & VoCC Procedure in operation, with process followed over the last month to ensure all workers are Competent with the Machinery. This will be expanded in coming months to involve further smaller plant. Contractor Management <ul style="list-style-type: none"> Majority of Contractor management in reference to WHS is being conducted on the SkyTrust system which is being supported by Local Government Workcare. Vendor Panel is also starting to be used Risk Management Fit for work Plant Risk Management 		
Quarterly KPI's	Measurement / Score	Detail / Information
80% of completed items indicated in QAP's	76%	Figure is ongoing.
20% of carry over items indicated in QAP's	Added to RAP	See QAP's, Per Quarter and accumulative tally
Quarterly KPI's	Measurement / Score	Detail / Information
Progressive Statistics as above	✓	See QAP's Table following on P3 of this Report, Per month and accumulative tally
Progressive incidents, LTI's and days lost over the	✓	Incident and Event Statistical information



Ordinary Meeting of Council Tuesday 18 August 2020

year;		<i>collated on P4 of this Report, Per month and accumulative tally</i>
Progressive lost time frequency and duration rates compared to the scheme	✓	<i>LGMS Dashboard Information, P4 of Report</i>
Progressive costs of claims over the year;	✓	<i>LGMS Dashboard Information, P4 of Report</i>
Hazard inspections completed as per the Hazard Inspection Matrix	✓	<i>See Hazard Inspection Table on P3</i>
Yearly KPI's	Measurement / Score	Detail / Information
Progressive monthly statistics as above	✓	<i>See QAP's Table following on P3 of this Report, Per month and accumulative tally</i>
Progressive incidents, LTI's and days lost over the year;	✓	<i>Incident and Event Statistical information collated on P4 of this Report, Per month and accumulative tally</i>
Progressive lost time frequency and duration rates compared to the scheme	✓	<i>LGMS Dashboard Information, P4 of Report</i>
Progressive costs of claims over the year;	✓	<i>LGMS Dashboard Information, P4 of Report</i>
Hazard inspections completed as per the Hazard Inspection Matrix	✓	<i>See Hazard Inspection Table on P3</i>
Results of Internal WH&S Management System Audit or the WHSA Annual Assessment Report	<i>Still ongoing</i>	<i>To Schedule 2020 Audit was originally meant to occur just after the 2019 floods so was postponed. Still yet to be scheduled for 2020.</i>
Two (2) Yearly	Measurement / Score	Detail / Information
Progressive Monthly and 3 monthly statistics as above	✓	<i>See the following tables for statistical outcomes.</i>
Results of an external WHS Management Systems Audit or the WHSA's Annual Assessment Report	<i>50%</i>	
Results of the overall, two yearly injury trend analysis	<i>N/a</i>	<i>Ongoing statistical information following</i>
Additional Objectives (WH&S Management System Plan 2019 / 2021)	Measurement / Score	Detail / Information
Sufficient resources trained to conduct SafePlan's Internal WHS Management Systems Auditing.	<i>TBC</i>	<i>JLTA is completing current audit, will look to complete this if necessary.</i>
The audit report will be accompanied by a Rectification Action Plan (RAP) that will be forwarded to the CEO, Senior Management and then to the WHS Committee for discussion.	✓	
Actions Register; number of actions outstanding	✓	<i>See the Actions Register Table at P3</i>
Training / Information completed as per 'Matrix for T5	✓	<i>See Compliance training table at P3</i>
Prestarts and Toolbox Meetings completed	✓	<i>See Table at P3 for Consultation completions</i>



Key Outcomes

1. Management and workers display commitment and involvement in achieving a safe and health workplace
2. Appropriate consultative mechanisms are implemented
3. Safe systems of work are implemented and maintained
4. Plant and equipment is maintained in a safe condition
5. All workers receive supervision, instruction, information & induction training in all matters pertaining to WHS
6. Reporting of all accidents / incidents & mishaps & / or systems that may be related to WHS risks at workplace
7. Effective rehabilitation programs with early intervention to assist injured workers back into the workplace
8. The provision & maintenance of workplaces and equipment where risk to people is eliminated or minimised;
9. Provision of personal protective clothing & equipment, where appropriate, for control of workplace hazards

Note all of the above KPI's are mandatory and MUST be reported on as directed

Reference;

MSC WHS Safety Management System Plan 2019-2021
 Procedure, Performance Measures, April 2015 and
 Procedure, WH&S Incentives and Awards, March 2014

Compliance Training
 As per MSC WHS Safety Management System Plan 2019-2021

E3Learning has been mostly abandoned at this point with only the ELC Staff still completing it.
Below shows the percentage of completion for each area (Corporate & Community only started Take 5's in September). Contractor's percentages are based upon having 5 contractor crews consistently working, this is based on that crew being a crew of 10.
No T5's were completed for May, trying to catch up from previous months.

Month	Corporate & Community	Works/Depot/P&G	Contractors
June	70%	78%	80% (now % is based on 5 crews of 10)
July	65%	59%	52% (appear to be missing T5's from 1 full crew)



Ordinary Meeting of Council Tuesday 18 August 2020

Key Performance Indicators

As per 'Schedule, Hazard Management Inspection Register', and MSC WHS Safety Management System Plan 2019-2021 Including Quarterly Action Plans (QAP's)

MONTH	Quarterly Action Plans (MAP's)						Audits / Hazard Inspections			Consultation				Risk Management		Comments / Information
	#	Total	Close Out	Comp %	Target	Transferred to CAR	Sched	Complete	Not Comp	P/Start TOTAL	P/Start MSC	P/Start DRFA	T/box	JSEA's & SWMS's	Plant & Equip	
Jan-19	12	12	7	58%	80%	5	42%	0	0	0	72			1	4	
Feb-Mar 19	19	19	16	84%	80%	3	16%	51	32	19	101			11	14	
Apr-Jun 19	12	12	10	83%	80%	2	17%	41	19	22	402			37	11	
Jul-Sep 19	12	12	11	92%	80%	1	8%	49	27	22	521			19	18	
Oct-Dec 19	12	12	11	92%	80%	1	8%	30	13	17	449			24	36	
Jan-Mar 20	17	17	12	71%	80%	5	29%	52	33	19	482			20	57	
Apr-Jun 20	12	12	9	75%	80%	3	25%	59	44	15	606			19	60	
Jul-Sep 20	11	11	6	55%	80%		45%	52	11	41	125	65	60	11	7	
Oct-Dec 20	11				80%											
Jan-Feb 21	15				80%											
Total 2018	133		82	76%	80%	51	24%	334	179	155	2758			142	207	0

OUTSTANDING ACTIONS	Extreme Risk	High Risk	Moderate Risk	Low Risk	Details / Comments
Total 70 (in Rectification Action Plan)	1	8	40	21	At 04/08/2020
Total 22 (In SkyTrust)	0	2	10	10	At 04/08/2020

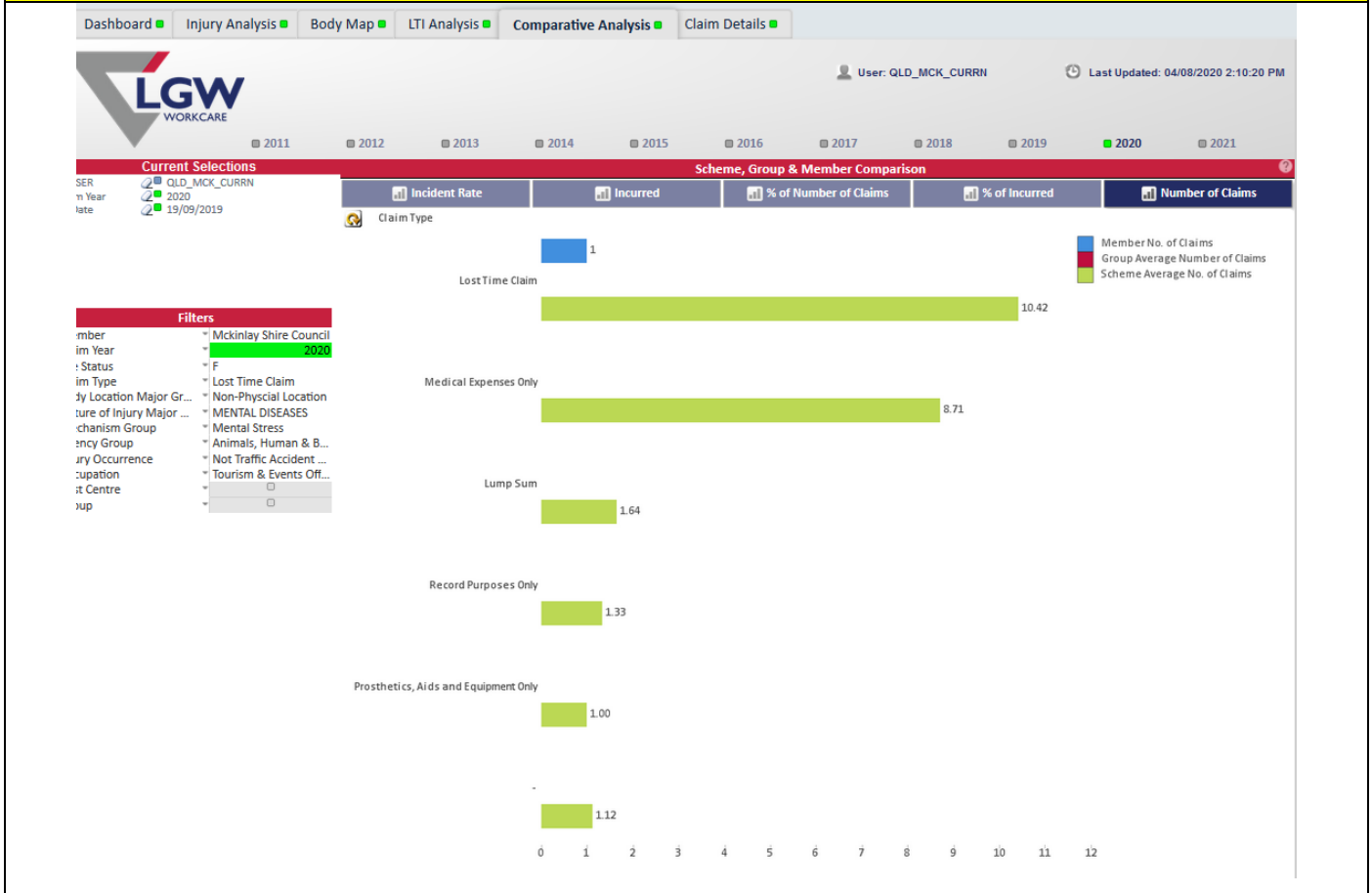
Extreme Risk; Identified issue with access to Kynuna Bore, EWP Access only – remove platform and ladder (dangerous). Access has been restricted (and notified to all parties) however the ladder is still present.

Actions are identified via Inspections, Audits, Incidents etc. and their risk assessed, with preventative or corrective actions identified to control the risk – this process improves the Health, Safety and compliance of the business.

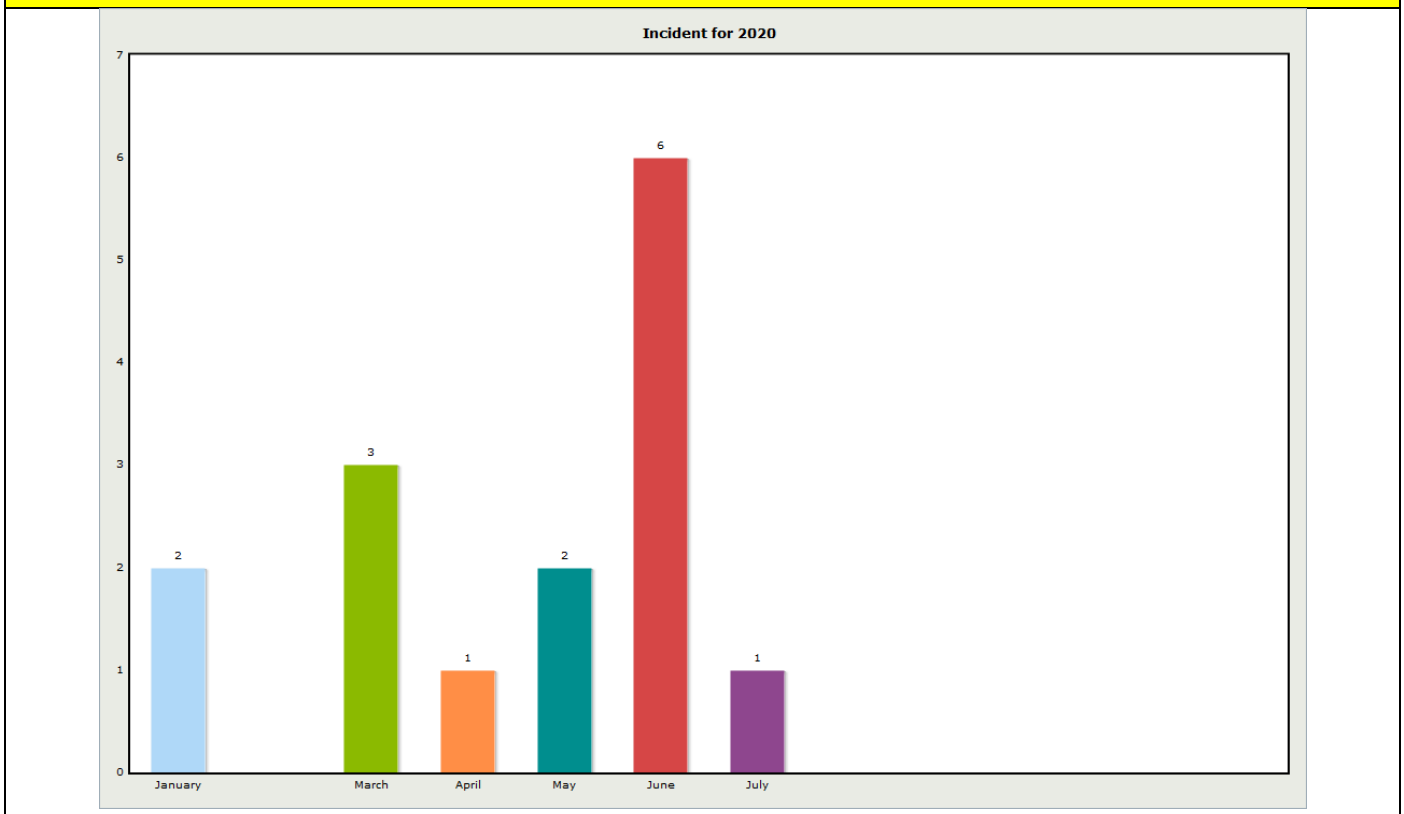


Ordinary Meeting of Council Tuesday 18 August 2020

LGW

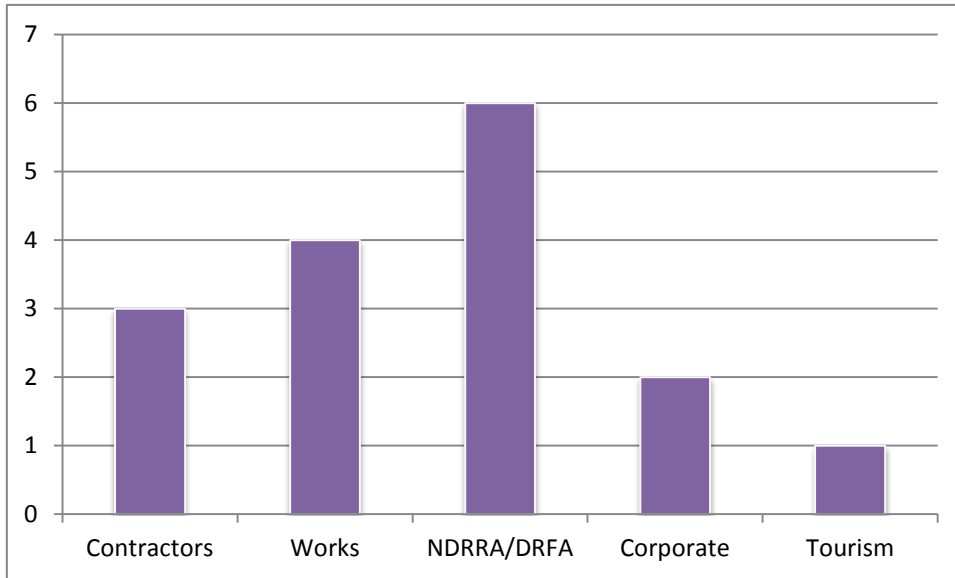


Incidents and Events





Incidents and Events



There have been far fewer incidents in July compared to June.



Ordinary Meeting of Council Tuesday, 18th August 2020

11. CLOSE