



MINUTES

of the

General Meeting of the Council

held in the

Dirranbandi Civic Centre, Kirby Street, Dirranbandi

on

Friday 16th October 2015

Commencing at 9:00am

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MEETING BUSINESS BY CORPORATE FUNCTION

ATT1 ATTENDANCE

Cr DS Stewart (Mayor), Crs RW Marsh (Deputy Mayor), RD Avery, FM Gaske, J Kellock, RI Paul, RIS Winks, PJ O'May, Mrs Kathy Elliott and other Officers as required.

CLP1 COUNCIL PRAYER

The Mayor declared the Meeting open at 9:00am and led the Council in the Opening Prayer.

LOA1 LEAVE OF ABSENCE

Nil

COM1 CONFIRMATION OF MINUTES

Cr Avery moved and Cr Marsh seconded:

That the Minutes of the General Meeting held on 18 September, 2015 be confirmed.

CARRIED

BAM1 BUSINESS ARISING FROM MINUTES

Nil

PUBLIC PARTICIPATION

Mrs Barb McMillan of the Dirranbandi Progress Association addressed the Meeting on the letter in the Balonne Beacon from Mr Jonathan Burrell (President) on the disastrous effects the government water buy backs under the Murray Darling Basin Plan is having on the Dirranbandi Community and inquiring if the truck stop in Dirranbandi was going ahead.

DEPUTATIONS

Nil

COUNCILLOR REPORTS

Councillors delivered their verbal reports on activities within their portfolios during the preceding month.

DEMINERALISATION THALLON WATER SUPPLY

Cr Gaske moved and Cr Avery seconded:

That the request from the Thallon Ratepayers for options for the demineralisation of the Thallon water supply be endorsed for investigation.

CARRIED

WATER ALLOCATION BUY BACKS UNDER THE MURRAY DARLING BASIN PLAN

Cr Kellock moved and Cr Avery seconded:

That given the resultant impacts on the Balonne Shire community from the water allocation buy backs under the Murray Darling Basin Plan that Council write to the Murray Darling Basin Authority

requesting the buy backs be suspended until the all investigations into the Environmental, Social and Economic impacts are completed.

CARRIED

Cr Lindsay Godfrey, Chair, South West Regional Economic Development, entered the Meeting at 10:18am and he addressed the Meeting on regional economic development in the South West Queensland area.

Various members of the Dirranbandi School Council entered the Meeting together with Mr Brett Odell and Ms Kylie Hegarty at 10:45am.

Cr Godfrey retired from the Meeting at 10:58am

Cr Kellock moved and Cr Paul seconded that the Councillor Reports be suspended and the order of proceedings be altered to allow Council to move into the Corporate and Financial Services Reports.

CARRIED

Crs Avery, Gaske and Winks retired from the Meeting at 10:59am and returned at 11:01am.

(CFS) CORPORATE FINANCIAL SERVICES

CFS1 MONTHLY FINANCIAL MANAGEMENT REPORT FOR SEPTEMBER 2015

(06.10.15) Monthly Financial Management Report for the period ending 30 September 2015.

Cr Kellock moved and Cr Marsh seconded:

That the Monthly Financial Management Report for the period ending 30 September 2015, as tabled, be received and noted.

CARRIED

CFS2 MINUTES OF THE INFORMATION AND COMMUNICATION TECHNOLOGY ADVISORY COMMITTEE MEETING HELD 17TH SEPTEMBER 2015

(02.10.15) The Minutes of the ICT Advisory Committee Meeting held 17th September 2015 are attached for Council's consideration.

Cr Winks moved and Cr Gaske seconded:

That Council receive and adopt the Minutes of the ICT Advisory Committee Meeting held 17th September 2015.

CARRIED

CFS3 MINUTES OF THE AUDIT COMMITTEE MEETING HELD 23RD SEPTEMBER 2015

(02.10.15) The Minutes of the Audit Committee meeting held 23rd September 2015 are presented for Council's consideration.

Cr Avery moved and Cr Marsh seconded:

That Council receive the Minutes of the Audit Committee Meeting held 23rd September 2015 and adopt the Committee's recommendations to: -

1. Endorse the draft General Purpose Financial Statements 2014-15 pursuant to s211(b)(iii)

- of the *Local Government Regulation 2012*;
2. Receive the Internal Auditor's Report dated 18th May 2015 and note Management's responses thereto;
 3. Receive and note QAO's Interim Audit Report, noting Management's responses to the matters raised in the Report; and
 4. Receive and note the contents of the Progress Report on Audit Findings / Recommendations.

CARRIED

CFS4

SALE OF LAND FOR ARREARS OF RATES

(12.10.15) Sale of Land for Arrears of Rates

Cr Gaske moved and Cr Avery seconded:

That in accordance with s140 (2) of the *Local Government Regulation 2012* Council resolve to sell the properties listed below for overdue rates and charges.

Assessment	RPD	Property Address
00219-00000-000	Lot 27 Crown Plan D30626, Parish Currawildi, County Belmore	18 Moore Street, Dirranbandi Qld 4486
00226-00000-000	Lot 1 Registered Plan 46582, Parish Currawildi, County Belmore	44 Moore Street, Dirranbandi Qld 4486
00435-20000-000	Lot 206 Crown Plan D3062, Parish Currawildi, County Belmore	52-58 Charles Street, Dirranbandi Qld 4486
00717-10000-000	Lot 11 Registered Plan 224594, Parish St George, County Belmore	102A Victoria Street, St George Qld 4487
01100-00000-000	Lot 16 Registered Plan 98584, Parish St George, County Belmore	13 Grey Street, St George Qld 4487
01575-00000-000	Lot 3 Crown Plan T6061, Parish Bullamon, County Belmore	33-49 Hill Street, Thallon Qld 4497

CARRIED

CFS5

LEASE OF PT TOWN COMMON (LOT 12 RP898986)

(14.10.15) Tenders for the lease of (part) St George Town Common closed on Tuesday 13th October 2015.

Cr Gaske moved and Cr Avery seconded:

That Council accept the tender submitted by Moolabah Agriculture Pty Ltd to lease Lot 12 RP 898986 for a period of 10 years at an annual rental of \$13,000 and authorise the Mayor and Chief Executive Officer to enter into negotiations with Mr McIntyre (of Moolabah Agriculture Pty Ltd) to finalise the lease for registration.

CARRIED

ADJOURNMENT

The Meeting adjourned for Morning Tea at 11:23am and resumed at 11:44am with a resumption of Councillors' Reports.

COUNCILLORS' REPORTS CONTINUED

Cr Kellock moved and Cr Winks seconded:

. That Council receives the reports

CARRIED

CFS98

MONTHLY REPORT – CORPORATE AND FINANCIAL SERVICES

(02.10.15) The Director of Corporate and Financial Services Report for the Month of September is presented for Council's consideration.

Cr Gaske moved and Cr Avery seconded:

That Council receives this report.

CARRIED

CFS99

GENERAL - CORPORATE FINANCIAL SERVICES

Mr Kevin Searle (Director of Infrastructure) entered the Meeting at 12:26pm.

(IFS) INFRASTRUCTURE SERVICES

DIRRANBANDI TRUCK STOP

Cr Kellock moved and Cr Avery seconded:

That a public meeting be held at the Dirranbandi Civic Centre at 5pm on Tuesday 27th October 2015 to discuss the proposed Dirranbandi Truck Stop.

CARRIED

IFS1

WATER RESTRICTION POLICY REVIEW

(14.10.15) This report has been prepared to update the St George Water Restriction Policy to reflect changes made to state government legislation and to identify improved methods of setting water restriction levels.

Cr Marsh moved and Cr Kellock seconded:

That the St George Water Restriction Policy include provision for a new warning to be provided on each change of restrictions whilst on level 1 or level 2 (*including change between Winter and Summer*), and that no warning be issued prior to the issuance of infringement notices for breaches of the policy under Level 3 or Level 4 restrictions.

CARRIED

Cr Avery moved and Cr Gaske seconded:

That Council receive the amended St George Water Restriction Policy and that it be re-tabled at the November 2015 Council Meeting incorporating the feedback provided.

CARRIED

IFS98

MONTHLY REPORT - INFRASTRUCTURE SERVICES

(06.10.15) From the Director of Infrastructure Services reporting for the month of September.

Cr Winks moved and Cr Avery seconded:
That Council receives this report.

CARRIED

IFS99

GENERAL - INFRASTRUCTURE SERVICES

The Meeting adjourned for Lunch at 1:12pm and resumed at 2:10pm and Council moved into a closed Meeting.

SUSPENSION OF STANDING ORDERS

Cr Kellock moved and Cr Avery seconded:

That in accordance with section 275(1)(f) of the *Local Government Regulation 2012* Council close the meeting to the public in order to discuss matters involving the starting and defending of legal action, the time being 2:12pm

CARRIED

Cr Gaske declared a Material Personal Interest in discussions involving the flood mitigation levee and easement documents in accordance with Section 172 of the *Local Government Act 2009*, as she is the owner of a property that has a section of the block wall flood mitigation levee on its boundary which is subject to an easement and retired from the Meeting at 2:12pm.

Cr Gaske returned to the meeting at 2:22pm.

RESUMPTION OF STANDING ORDERS

Cr Kellock moved and Cr Winks seconded:

That Council come out of its Meeting as a Closed Meeting, the time being 2:28pm.

CARRIED

Cr Gaske declared a Material Personal Interest in discussions involving the flood mitigation levee and easement documents in accordance with Section 172 of the *Local Government Act 2009*, as she is the owner of a property that has a section of the block wall flood mitigation levee on its boundary which is subject to an easement and retired from the Meeting at 2:28pm.

ST GEORGE FLOOD MITIGATION LEVEE

Cr Avery moved and Cr Marsh seconded: that Council engage K&L Gates Lawyers to prepare new easement documents in relation to the St George flood mitigation levee for Davidsons and Moon.

CARRIED

Cr Gaske returned to the meeting at 2:30pm.

LOWES PETROLEUM

Cr Winks moved and Cr Kellock seconded:

That Council approve investigations be undertaken for the sale of additional land from the St George Aerodrome to Lowes Petroleum for expansion purposes subject to any statutory requirements being met.

CARRIED

SUSPENSION OF STANDING ORDERS

Cr Avery moved and Cr Kellock seconded:

That Standing Orders be suspended to allow Council to go into a closed meeting in accordance with Section 275(1) (a) of the *Local Government Regulation 2012*, to discuss the appointment, dismissal or discipline of employees, the time being 2:37pm.

CARRIED

RESUMPTION OF STANDING ORDERS

Cr Kellock moved and Cr Winks seconded:

That Standing Orders be resumed, the time being 3:02pm.

CARRIED

CLUSTER FENCING

Cr Kellock moved and Cr Marsh seconded:

That Council organise a meeting with SWNRM as soon as possible to ascertain proposed arrangements for the distribution of funding under the Queensland Feral Pest Initiative.

CARRIED

MAYORAL CHALLENGE

Cr Avery moved and Cr Paul seconded:

That Mr Matt Southern be invited to ride for the Balonne Shire Council in the Cunnamulla Fella Festival Mayoral Challenge to be held in Cunnamulla on the 7th – 8th November 2015.

CARRIED

GRAEME SCHEU GOONDIWINDI - RAIL FREIGHT

Cr Marsh moved and Cr Avery seconded:

That Council support the proposed Rail Forum to be hosted by the Goondiwindi and Balonne Shire Council's in Goondiwindi on 4th December, 2015.

CARRIED

ADJOURNMENT

The Meeting adjourned for Officials photographs to be taken the time being 3:15pm and resumed at 3:21pm

(CES) COMMUNITY & ENVIRONMENTAL SERVICES

CES1

AMENDED APPROVAL PLAN RL 84

(06.10.15) A request has been received by the SMK Surveyors on behalf of Ms J BOWMAN to amend the plan associated with planning permit approval RL84, granted by Council in July 2015. The

permit is for the reconfiguration of an allotment (1 into 2 allotments). The proposed amended plan now depicts the changes in area size to the 2 allotments and other requirements associated with the change of the boundary division.

Cr Marsh declared that a perceived conflict of interest in this matter (as defined in section 173 of the Local Government Act 2009), may exist as he has a family relationship (via marriage) to the applicant in the next agenda item. Cr Marsh dealt with the perceived conflict of interest by retiring from the Meeting at 3:30pm

Cr Winks moved and Cr Paul seconded

That:

1. This report be received and;
2. The application to amend the Planning Approval RL 84 the plan reconfiguring a lot (1 into 2 lots) situated at Willowthal Road, St George QLD 4487 and described as Lot 3 SP169186 be approved as per the conditions of permit granted in RL 84 (July 2015).
3. The Plan 215012-2 prepared by SMK Consultants Pty Ltd be accepted as amended plan associated with Planning Approval RL 84

CARRIED

CES2

AUTHORISED INSPECTION PROGRAMME

(06.10.15) Seeking approval from Council to run an Authorised Inspection Programme from 1 December 2015 to 31 May 2016.

Cr Avery moved and Cr Gaske seconded:

That Council resolves to approve a systematic inspection program to monitor compliance with the Local Government Acts and to be conducted for a period of six (6) months commencing on 1 December 2015 and completed by 31 May 2016. All properties in the urban areas of the Shire are to be included in the program.

CARRIED

CES3

RADF PLACEMAKING PROJECTS

(06.10.15) The purpose of this report is to seek guidance on the next steps in developing an RADF place-making program for 2015-2016.

Cr Kellock moved and Cr Avery seconded:

That :

1. Council release the Balonne Shire Public Art – Place Marker Community Consultation Report via the website;
2. Council undertake a community consultation process regarding preferred themes and locations for public art/ place-making marker installations

CARRIED

Cr Marsh returned to the Meeting at 3:37pm

FREE CAMPING AREAS IN SHIRE

Cr Gaske moved and Cr Avery seconded:

That an “Honesty Box” be trialled in the public toilets at Nindigully to offset the costs to the community for provision of this service.

CARRIED

CES98 **MONTHLY REPORT - COMMUNITY & ENVIRONMENTAL SERVICES**

(06.10.15) The Community & Environmental Services Report for the Month of September is presented for Council's consideration.

Cr Winks moved and Cr Gaske seconded:

That Council receives this report.

CARRIED

CES99 **GENERAL - COMMUNITY & ENVIRONMENTAL SERVICES**

Nil

ALTER PROCEEDINGS

Cr Kellock moved and Cr Avery seconded:

That the order of proceedings be altered to discuss Rural Services.

CARRIED

(RLP) RURAL SERVICES

RLP1 **APPLICATION TO LEASE LOT 62 ON BLM1203 RICHARD & MAUREEN KNIGHTS**

(07.10.15) Request for lease over Lot 62 on BLM1203 for the purposed of grazing one to two horses.

Cr Gaske moved and Cr Avery seconded:

That Council offer no objection to the application from Richard & Maureen Knights for the lease of Lot 62 on BLM1203, for the grazing of one or two horses only subject to any maintenance required during the lease being the responsibility of the applicants.

CARRIED

RLP98 **MONTHLY REPORT - RURAL SERVICES**

(02.10.15) Rural Services September 2015 Monthly Report.

Cr Paul moved and Cr Winks seconded that Council receives this report,

CARRIED

RLP99 **GENERAL - RURAL SERVICES**

NIL

(GEN) GENERAL

GEN1 **CHANGE OF COUNCIL MEETING DATE JANUARY 2016**

(06.10.15) With the January Council Meeting early in the month it is proposed the Meeting be rescheduled to a later day in January.

Cr Avery moved and Cr Kellock seconded:

That Council's General Meeting for January 2016 be moved from Friday 15th January 2016 to Friday 22nd January 2016 commencing at 9am.

CARRIED

GEN2 **COMMUNICATIONS OFFICER MONTHLY REPORT FOR SEPTEMBER 2015**

(06.10.15) Communications Officer Monthly Report for September 2015

Cr Avery moved and Cr Gaske seconded:

That this report be received

CARRIED

Ms Angela Jones and Ms Dana Gluzde retired from the Meeting at 4:02pm, and Mr John Randall (Investment Attraction Officer) then addressed the Meeting at this time.

GEN3 **MONTHLY REPORT INVESTMENT ATTRACTIONS OFFICER SEPTEMBER 2015**

(06.10.15) Monthly Report Investment Attraction Officer September 2015.

Cr Winks moved and Cr Kellock seconded:

That Council receives this report.

CARRIED

Mr John Randall retired from the Meeting at 4:39pm

GEN5 **LOCAL GOVERNMENT REMUNERATION AND DISCIPLINE TRIBUNAL**

(13.10.15) The Local Government Remuneration and Discipline Tribunal is commencing its annual review to determine the remuneration to be paid from 1 July 2016 to Mayors, Deputy Mayors and Councillors.

Cr Kellock moved and Cr Winks seconded:

That Councillors make individual submissions to the Local Government Remuneration and Discipline Tribunal on Councillor Remuneration if they consider a submission is needed.

CARRIED

GEN4 **RESIGNATION OF CHIEF EXECUTIVE OFFICER**

(06.10.15) Advice that Council's Chief Executive Officer has tendered his resignation effective 6 November 2015.

Cr Paul moved and Cr Gaske seconded:

That Council receives the Chief Executive Officer's resignation effective 6 November 2015.

CARRIED

Cr Gaske moved and Cr Kellock seconded:

That Standing Orders be suspended to allow Council to go into a closed meeting in accordance with Section 275(1) (a) of the *Local Government Regulation 2012*, to discuss the appointment, dismissal or discipline of employees, the time being 4:45pm.

CARRIED

Cr Kellock moved and Cr Paul seconded:

That Standing Orders be resumed, the time being 4:50pm.

CARRIED

Cr Paul moved and Cr Kellock seconded:

That Mr Andrew McKenzie be appointed Acting Chief Executive Officer until alternative arrangements are made.

CARRIED

Cr Kellock moved and Cr Gaske seconded:

That given the upcoming Council Elections in March 2016 that Council hold off the appointment of a new Chief Executive Officer at this time and that the Chief Executive Officer liaise with Mr Michael Parker to undertake the role of Acting Chief Executive Officer from the time of his availability until a permanent Chief Executive Officer is appointed.

CARRIED

There being no further business, the Meeting closed, the time being 4:53pm.

Confirmed at a General Meeting of the Council held on 20 November 2015.

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MAYOR