



# **MINUTES**

**of the**

**General Meeting of the Council**

**held in the**

**Council Chambers, 118 Victoria Street, St George**

**on**

**Thursday 19th May 2016**

**Commencing at 9:00am**

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# MEETING BUSINESS BY CORPORATE FUNCTION

## ATT1 ATTENDANCE

Cr RW Marsh (Mayor), Crs Fuhrmeister, FM Gaske (Deputy Mayor), SC O'Toole, RI Paul, SS Scriven, ID Todd, Mr MD Parker (Acting Chief Executive Officer) and Mrs KM Elliott (Executive Assistant).

## 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 O'Toole moved and Cr Fuhrmeister seconded:

That the Minutes of the General Meeting held on 21 April, 2016.

CARRIED

## CONFIRMATION OF MINUTES SPECIAL MEETING

Cr Paul moved and Cr Scriven seconded:

That the Minutes of the Special Meeting held on 12 May, 2016 be confirmed.

CARRIED

## BAM1 BUSINESS ARISING FROM MINUTES 21.04.16

Cr Gaske – Inquiry about tests on hot bore water Bollon.

Cr Todd - Requested Staff Satisfaction Survey be made available to all councillors

Cr O'Toole – Inquiry Side Tipper & Semi-Trailer Water Tanker purchase by Council

Cr O'Toole – Private Plant hire at Dirranbandi requested report from last meeting discussion

Cr Fuhrmeister – Health Hub – Tasked to John Randall. John to reiterate to community that the Business Case is funded by his Industry Assistance Program

Cr Todd – Council to have final inspection of memorial wall prior to taking over responsibility.

Cr Todd – Inquiry - Workshopping Council finance and reporting format.

## BUSINESS ARISING SPECIAL MEETING 12.05.16

Cr Todd moved and Cr O'Toole seconded:

Terms of Reference – St George Levee

Cr Todd – remove “voting rights” from spiel.

Cr Gaske – TOR – Cr Gaske suggested that the Terms of Reference for the Levee Bank Advisory Committee be to include the Mayor and Chief Executive Officer and the option for invited advisors to be allowed to be included on Advisory Committee and that the public be observers only.

CARRIED

## **PUBLIC PARTICIPATION**

Nil

## **DEPUTATIONS**

Ms Prue Fargher from Outback Queensland Tourism Association addressed the Meeting at 10:08am, and explained the operations of OQTA. She was accompanied by Mrs Liz Nosse from the Balonne Visitor Information Centre and Acting Director Community and Environment Service Mr Damian Pearson..

The Deputation retired from the Meeting at 10:55am, when the Council adjourned for Morning Tea.

## **RECOMMENCEMENT OF MEETING**

The Meeting resumed at 11:25am.

## **COUNCILLOR REPORTS**

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

- Have Council Briefing re Thallon Rail proposal.

Cr Gaske moved and Cr Paul seconded:

That the Councillors' reports, be received.

CARRIED

## **ATTENDANCE**

Mr Andrew McKenzie (Director Corporate & Financial Services) entered the Meeting at 11:45am.

# **(CFS) CORPORATE FINANCIAL SERVICES**

CFS2

## **FINANCIAL MANAGEMENT REPORT FOR THE PERIOD ENDED 30 APRIL 2016**

(11.05.16) Financial Management Report for the period ended 30 April 2016

Cr Paul moved and Cr Scriven seconded:

That the monthly Financial Management Report for the period ending 30 April 2016, as tabled, be received and noted.

CARRIED

CFS3

## **BALONNE SHIRE FAMILY & DOMESTIC VIOLENCE PANEL - REQUEST FOR FINANCIAL ASSISTANCE.**

(29.04.16) The Balonne Shire Family and Domestic Violence Panel has submitted an application under Council's Community Donations, Sponsorship and Grants Policy for \$250.00 to cover the cost associated with the distribution of a survey on the community's views and understandings of domestic and family violence.

Cr O'Toole moved and Cr Gaske seconded:

That Council provides funds to the amount of \$250.00 to The Balonne Shire Family and Domestic Violence Panel to cover the cost associated with the distribution of the community survey.

CARRIED

CFS4

**ST JOSEPH'S SCHOOL - REQUEST FOR SPONSORSHIP.**

(29.04.16) St Joseph's School Mungindi has submitted an application under Council's Community Donations, Sponsorship and Grants Policy to assist with two upcoming fundraiser events.

Cr Fuhrmeister moved and Cr Paul seconded:

That Council provides funds to the amount of \$300.00 to St Joseph's School to assist with their Annual Fete and Melbourne Cup Luncheon.

CARRIED

CFS98

**MONTHLY REPORT**

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

Cr O'Toole moved and Cr Fuhrmeister seconded:

That Council receive this report and note the contents therein.

CARRIED

CFS99

**GENERAL - CORPORATE FINANCIAL SERVICES**

Mr Andrew McKenzie (Director Corporate & Financial Services) retired from the Meeting at 12:20pm.  
Mr Kevin Searle (Director Infrastructure Services) entered the Meeting at 12:25pm

## **(IFS) INFRASTRUCTURE SERVICES**

IFS98

**INFRASTRUCTURE SERVICES MONTHLY REPORT - APRIL 2016**

(11.05.16) From the Director of Infrastructure Services reporting for the month of April.

Cr Fuhrmeister moved and Cr Paul seconded:

That Council receives this report.

CARRIED

**SLASHING HIGHWAYS**

This is being undertaken as present.

**WATER TRUCK CONTRACTORS**

The Director of Infrastructure Services tabled a report relating to engagement of water truck contractors on the Jakelwar-Goodooga Road formation job 2016. – DIS to provide hire rates to Councillors

Cr O'Toole moved and Cr Fuhrmeister seconded:

That the report be received and the Chief Executive Officer respond accordingly to the author of the letter.

CARRIED

**SEMI WATER TANKER COST COMPARISON**

The Director of Infrastructure tabled a comparison of costs for the purchasing of a Semi-water tanker.

Cr Paul moved and Cr O'Toole seconded:

That the Director of Infrastructure Services provides a full report on the purchase of a Semi-water tanker to the Plant Purchasing Committee of Council and that Council delegate authority to the Mayor in consultation with the Plant Committee to assess quotations received for the purchase of the water tanker, and make a selection for purchase.

.CARRIED

### **GREY STREET UPGRADE**

The Director Infrastructure Services tabled a briefing on the Councillors walk of the Grey Street upgrade

### **ROAD RUN DATES**

That the Council Road Run be conducted on Friday 3<sup>rd</sup> and Monday 13<sup>th</sup> June, 2016 and Councillors be conveyed in two Council Prados.

Mayor made mention that the sign at Salmon By-Pass on southern side of St George (Carnarvon Highway) where truck drivers were unable to see traffic entering from St George. (Director of Infrastructure Services to arrange to have sign moved to different site).

### **HOT BORE WATER BOLLON**

A report will be prepared for June 2016 Council Meeting, following tests to be conducted on May 20, 2016

IFS99

### **GENERAL - INFRASTRUCTURE SERVICES**

Nil

Mr Searle retired from the Meeting at this time.

### **ADJOURNMENT**

The Meeting adjourned for Lunch at 1:39pm and resumed at 2:17pm.

Mr Damian Pearson (Acting Director Community & Environmental Services) was in attendance when the meeting resumed.

## **(CES) COMMUNITY & ENVIRONMENTAL SERVICES**

### **CHANGE IN AGENDA PROCEEDINGS**

Cr O'Toole moved and Cr Paul seconded:

That the Meeting Agenda proceedings be changed to discuss Planning matters.

CARRIED

CES3

### **MCU 148 APPLICATION FOR MATERIAL CHANGE OF USE - INTENSIVE ANIMAL INDUSTRY**

(11.05.16) Council has received a development application from DR & JJ Hemming for a Material Change of Use MCU 148 Application for Material Change of Use - Intensive Animal Industry (Cattle

Feedlot expansion to 4,999 SCU) and ERA 2-1(b) Intensive Animal Feedlotting (Keeping 1,000-10,000 SCU) located at "Appletree" 185 Chelmer Road, Thallon described as Lot 3 BLM1206.

Cr Paul moved and Cr O'Toole seconded:

That:

1. Council receives this report.
2. Council approves the development application MCU148 for a Material Change of Use MCU 148 Application for Material Change of Use - Intensive Animal Industry subject to the permit conditions listed below;

## **DEVELOPMENT PERMIT CONDITIONS**

### **Approved Plans and Supporting Documentation**

1. The development must be carried out generally in accordance with the Balonne Shire Council stamped/approved plan(s) and supporting documentation referenced in the table below which forms part of this approval, unless otherwise specified by any condition of this approval.

<b>Plan/Document number</b>	<b>Plan/Document name</b>	<b>Date</b>
Plan 1	Site Plan	February 2016
Stage 1 – 2000 SCU	Feedlot Expansion Layout Plan	February 2016
Stage 2 – 4999 SCU	Feedlot Expansion Layout Plan	February 2016

2. The developer is responsible for meeting all costs associated with the approved development.

### **Approved Development**

3. The approved development is for a Material Change of Use to establish an Intensive Animal Industry (Cattle Feedlot expansion to 4,999 SCU) and ERA 2-1(b) Intensive Animal Feedlotting (Keeping 1,000-10,000 SCU) on land described as Lot 3 on BLM1206 and situated at "Appletree" 185 Chelmer Road, Thallon.
4. The maximum number of SCU kept at the Cattle Feedlot must not exceed 4,999 at any time.
5. The developer must comply with all conditions of this Development Permit for a Material Change of Use and demonstrate compliance, where appropriate, prior to the commencement of the use.

### **Avoiding Nuisance**

6. No nuisance is to be caused to adjoining properties and occupiers by the way of noise, smoke, dust, rubbish, contaminant, stormwater discharge or siltation at any time,

including non-working hours.

7. The site shall be maintained in a clean and tidy manner, at all times.
8. The applicant must ensure compliance with all environmental conditions outlined under the Environmental Authority for the environmentally relevant activity.

### **Waste Management**

9. The applicant must make provision for the collection of general refuse in covered waste containers with a capacity sufficient for the use.
10. Potential contaminants or wastes including but not limited to oil, paint, acids, solvents and other chemicals, tyres, scrap metal, machinery parts and batteries shall be stored in accordance with the waste management hierarchy as detailed on the *Waste Reduction and Recycling Act 2011* in a manner that does not contaminate the environment.

### **Environmental - Stormwater – Drainage**

11. There is to be no increase in any silt loads or contaminants in any overland flow from the property during the development process and after development has been completed.
12. The holder of the permit shall ensure that the use is to be conducted in a manner that the Cattle Feedlot activities do not cause contamination of groundwater or stormwater runoff.
13. The holder of the permit shall ensure that all persons engaged in the conduct of the activity are trained in the practices and procedures necessary to prevent environmental harm as a consequence of carrying out the activity and in the event of any emergency.

### **Onsite Manoeuvring**

14. Ensure access to vehicle loading and manoeuvring areas and driveways remain unobstructed and available for their intended purpose during hours of operation.
15. Ensure loading and unloading operations are conducted wholly within the site and vehicles enter and exit the site in a forward direction.

#### Concurrence Advice:

Please note that the DTMR (through DILGP) as a concurrence agency have provided conditions for the development within the concurrence agency response dated 12 April 2016. The applicant is required to ensure compliance with these conditions prior to the commencement of the use. DTMR is responsible for overseeing the compliance with these conditions. A copy of the concurrence agency response is provided as **Attachment 2**.

Please also note that DAF has issued an Environmental Authority for the proposed ERA. This document includes conditions which require compliance. Again it is DAF's responsibility to ensure compliance with these conditions.

Under the requirements of the Sustainable Planning Act 2009 (SPA), Balonne Shire Council is required to include the concurrence agency response received from DILGP received as part of the DA process which includes the abovementioned advice.

CARRIED

Mrs Mareea Lochel (Community & Economic Development Officer) entered the Meeting at 2:23pm.

CES1

#### **RADF 2016-2017 ANNUAL BID**

(10.05.16) Council is eligible to apply to Arts Queensland for funding to support arts and cultural development within the Shire annually.

Cr Gaske moved and Cr O'Toole seconded:

That Council receives Officer's report and provides direction as to Council's financial contribution to the 2016/2017 RADF program.

That Council make a contribution (Options A or B) equal to the same as the contribution made last year, for inclusion in the 2016/17 financial year budget.

CARRIED

CES2

#### **RADF APPLICATIONS' RATIFICATION BY COUNCIL**

(10.05.16) Council endorsement for RADF 2015/16 Round 2 Funding.

Cr Fuhrmeister moved and Cr Gaske seconded:

That:

1. That Council accepts the report.
2. That Council ratifies and approves the RADF applications as follows:

<b>APPLICANT</b>	<b>PROJECT</b>	<b>AMOUNT APPROVED</b>
ICPA St George Branch	Concept to reality	\$1933
Dirranbandi Arts Council	Upholstery Workshop	\$ 840
Balonne Handmade Cooperative	Effective Association Governance & Management	\$ 817
<b>TOTAL Round 2</b>		<b>\$3590</b>

CARRIED

Mrs Fiona Macleod (Planning Officer) attended the Meeting at 2:50pm.

CES4

#### **UPDATE ON THE DRAFT PLANNING BILL - 2015**

(10.05.16) The Queensland Government is currently seeking to introduce new planning legislation to replace the *Sustainable Planning Act 2009*. This report provides a progress report and brief overview of the proposed legislative changes.

Cr Fuhrmeister moved and Cr Paul seconded:

That Council receives the report.

CARRIED



CES5 **WASTE CONTRACT SERVICES TENDER**

(10.05.16) The Balonne Shire Council Waste Collection Service Tender is now being advertised.

Cr Gaske moved and Cr Paul seconded:

That Council receives this report

CARRIED

CES98 **MONTHLY REPORT**

(11.05.16) The Community & Environmental Sustainability Report for the Month of April 2016 is presented for Council's consideration.

Cr O'Toole moved and Cr Paul seconded:

That Council receives this report.

CARRIED

Mr Damian Pearson, Mrs Mareea Lochel and Ms Macleod left the Meeting at 3:31pm.

## **(GEN) GENERAL**

GEN1 **COUNCILLOR COMPLAINTS REVIEW PANEL**

(11.05.16) Advice received that the Minister for Local Government has appointed an independent panel to review the policy and framework for complaints about the conduct of local government Councillors.

Cr Gaske moved and Cr O'Toole seconded:

That Council consider the Terms of Reference and advise of any matter to be considered as a collective response, or be allowed to make individual submissions to the Panel.

CARRIED

Mr John Randall (Investment Attractions Officer) attended the Meeting at 3:34pm.

GEN2 **MONTHLY REPORT INVESTMENT ATTRACTIONS OFFICER APRIL 2016**

(11.05.16) Monthly Report Investment Attraction Officer April 2016.

Cr Paul moved and Cr Todd seconded:

That Council receives this report.

CARRIED

**HEALTH HUB STEERING COMMITTEE**

CR FUHRMEISTER MOVED AND CR GASKE SECONDED:

THAT CR TODD BE NOMINATED TO THE STEERING COMMITTEE OF THE INVESTMENT ATTRACTIONS PROJECT TO REPLACE FORMER CR JO KELLOCK.

CARRIED

MR JOHN RANDALL (INVESTMENT ATTRACTIONS OFFICER) RETIRED FROM THE MEETING AT 3:57PM

## **(RLP) RURAL SERVICES**

### **RLP1 WILD DOG COMMITTEE STRUCTURE**

(05.05.16) Council has previously held Councillor representation and Chair of the Wild Dog Advisory Committee in the Balonne Shire.

During the distribution of Portfolio responsibilities in April, representation and the nomination of a Wild Dog Advisory Committee as a formal Committee of Council was held over. This has resulted in a review of the committee and any Terms of Reference.

Cr Scriven moved and Cr O'Toole seconded:

That Council write to Mr Rod Avery advising that as an Advisory Committee of Council, Council requests a copy of their Wild Dog Management Plan; Council will supply administrative support to the Committee, and Cr Scriven be Council's nominated delegate to that Committee. Further it is to remain as an Advisory Committee, and advise that delegates appoint their own Chair, and further the Committee is required to provide Minutes of Meetings

CARRIED

### **RLP3 BALONNE SHIRE COUNCIL SUPPORT QUILPIE SHIRE COUNCIL FOR QUEENSLAND FERAL PEST INITIATIVE.**

(11.05.16) To give support to Quilpie Shire Council for the Queensland Feral Pest Initiative after funding of \$300,000.00 was granted as per the SWRED meeting.

Cr Gaske moved and Cr Fuhrmeister seconded:

That Council supports Quilpie Shire Council in their endeavours regarding the funding of \$300,000.00 for the Queensland Feral Pest Initiative for the six SWRED Shires.

CARRIED

### **RLP98 MONTHLY REPORT FOR APRIL 2016**

(11.05.16) From the Manager of Rural Services reporting on the month of April 2016.

Cr Fuhrmeister moved and Cr Scriven seconded:

That Council receives this report.

CARRIED

### **RLP99 GENERAL - RURAL SERVICES**

Nil

#### **COUNCILLORS' LAP-TOPS**

Mr Peter Smith (Computer Services Officer) entered the Meeting at 4:19pm

Mr Smith demonstrated to Councillors on the operation and use of the new computers.

Mr Smith retired from the Meeting at 4:29pm.

Mrs Elliott retired from the Meeting at 4:30pm.

#### **CLOSED MEETING**

Cr Fuhrmeister moved and Cr O'Toole seconded:

That Council close the Meeting to the public in accordance with Sec 275 (a) of the Local Government regulations 2012, in order to discuss applications for the Chief Executive Officer's position, the time being 4:40pm.

CARRIED

**MEETING OPENED TO PUBLIC**

Cr Fuhrmeister moved and Cr Todd seconded:

That Council open the Meeting to the Public at 5:20pm.

CARRIED

**INTERVIEW PANEL**

Cr Todd moved and Cr Scriven seconded:

That Council form an interview panel for the Chief Executive Officer position, consisting of the Mayor and Crs Gaske and O'Toole and the Acting Chief Executive Officer, and arrange interviews of the short-listed candidates.

CARRIED

There being no further business, the Meeting closed, the time being 5:30pm..

Confirmed at a General Meeting of the Council held on 16 June 2016.

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**MAYOR**