



MINUTES

of the

General Meeting of the Council

held in the

Council Chambers, 118 Victoria Street, St George

on

Thursday 17th November 2016

Commencing at 9:00am

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MEETING BUSINESS BY CORPORATE FUNCTION

ATT1 ATTENDANCE

Cr RW Marsh (Mayor), Crs FM Gaske (Deputy Mayor), RG Fuhrmeister, SC O'Toole, RI Paul, SS Scriven and ID Todd

Mr Matthew Magin (Chief Executive Officer), and Mrs KM Elliott (Executive Assistant).

Mrs Michelle Clarke (Director Corporate & Financial Services) was in attendance.

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 Gaske moved and Cr Fuhrmeister seconded:

That the Minutes of the General Meeting held on 27 October, 2016 be confirmed
.CARRIED

BAM1 BUSINESS ARISING FROM MINUTES

Cr Gaske was advised that a refund had been made to the Dirranbandi Arts Council and that Council needs to inspect the site with the Arts Group.

PUBLIC PARTICIPATION

Major Rob Barr, Senior Instructor First Class from the Royal Military College Duntroon, attended the Meeting and presented Mayor Marsh with a Plaque of Appreciation for the support given by Council during Exercise Dragon's Lair – Stability Operations in the Balonne Shire from 25th October – 18th November, 2016.

DEPUTATIONS

Nil

COUNCILLOR REPORTS

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

Cr O'Toole moved and Cr Paul seconded:

That the Councillors reports be received.

CARRIED

Mrs Karen Searle (Manager Financial Services) entered the Meeting at 9:49am.

Cr Todd suggested that a Special Finance Meeting be held to give serious consideration as to how and what Councillors wanted in the financial statements.

(CFS) CORPORATE FINANCIAL SERVICES

CFS1

FINANCIAL MANAGEMENT REPORT FOR THE PERIOD ENDED 31 OCTOBER 2016

(08.11.16) Financial Management Report for the period ended 31 October 2016

Cr Gaske moved and Cr Fuhrmeister seconded:

That the monthly Financial Management Report for the period ending 31 October 2016, as tabled, be received and noted.

CARRIED

CLOSED MEETING

Cr Fuhrmeister moved and Cr Paul seconded:

That Council go into its Meeting as a closed meeting under *section 275 (1) (d) of the Local Government Regulation 2012*, to discuss sale of land for arrears of rates, the time being 10:12am.

CARRIED

OPEN MEETING

Cr Scriven moved and Cr Fuhrmeister seconded:

That Council re-open the Meeting to the Public, the time being 10:26am.

.CARRIED

CFS5

SALE OF LAND FOR ARREARS OF RATES

(09.11.16) Sale of Land for Arrears of Rates

Cr Scriven moved and Cr Todd seconded:

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

Assessment	RPD
00123-00000-000	Lot 4 Registered Plan 57009
00538-00000-000	Lot 905 Crown Plan M2391
01313-00000-000	Lots 2 & 3 Crown Plan STG856
01444-00000-000	Lot 26 Registered Plan 85208

CARRIED

SALE OF LAND FOR ARREARS OF RATES

Cr Todd moved and Cr O'Toole seconded:

That in accordance with s140 (2) of the *Local Government Regulation 2012*, the Mayor and Chief Executive Officer be given the authority to reach an agreement with Soneplus Pty Ltd, further that the negotiation reached be within a strict period of time, and should it not be paid, then Council revert to the original motion to sell the premises.

01747-00000-000	Lot 13 Crown Plan BLM452
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CARRIED

CFS6 **ADOPTION OF ANNUAL REPORT**

(09.11.16) Adoption of 2015-2016 Annual Report

Cr Fuhrmeister moved and Cr O'Toole seconded:

That the 2015-2016 Annual Report as tabled be adopted.

CARRIED

CFS98 **MONTHLY REPORT**

(09.11.16) The Acting Director Corporate & Financial Services report for the month of October is presented for council's information.

Cr Fuhrmeister moved and Cr O'Toole seconded:

That this report be received.

CARRIED

CFS99 **GENERAL - CORPORATE FINANCIAL SERVICES**

The Meeting adjourned for Morning Tea at 10:44am and resumed at 11:12am with Mrs Michelle Clarke (actin Director Corporate & Financial Services) in attendance.

Mr Kevin Searle (Director Infrastructure Services) entered the Meeting at 11:15am.

(IFS) INFRASTRUCTURE SERVICES

OPEN DAY HUTT STREET PUMP STATION

Cr Fuhrmeister moved and Cr Gaske seconded:

It was agreed to hold the Hutt Street Open Day on Thursday 1st December 2016 - 3:00pm to 5:30pm. Advertise in Balonne Beacon and Facebook and on Website.

.CARRIED

IFS98 **INFRASTRUCTURE SERVICES MONTHLY REPORT - OCTOBER 2016**

(08.11.16) From the Director of Infrastructure Services reporting for the month of October.

Cr Fuhrmeister moved and Cr Gaske seconded:

That Council receives this report.

CARRIED

IFS99 **GENERAL - INFRASTRUCTURE SERVICES**

Mr Kevin Searle (Director Infrastructure Services) retired from the Meeting at 11:43am

(GEN) GENERAL

GEN1 **MONTHLY REPORT INVESTMENT ATTRACTION OFFICER OCTOBER 2016**

(09.11.16) Monthly Report Investment Attraction Officer October 2016.

Cr Fuhrmeister moved and Cr O'Toole seconded:

That Council receives this report.

CARRIED

Cr Gaske inquired of the *key catalysis project* for St George as stated in this report

(RLP) RURAL SERVICES

RLP1 WASH DOWN BAY OPERATIONS - GENERAL

(07.11.16) Operational Strategy for the Trans locatable Wash Down Bay.

Cr O'Toole moved and Cr Fuhrmeister seconded:

That Council makes inquiries from other areas as to how they manage their wash down facility
.CARRIED

RLP2 WILD DOG BARRIER FENCE PANEL

(09.11.16) Nomination of a nominee for the Wild Dog Barrier Fence Panel

Cr O'Toole moved and Cr Fuhrmeister seconded:

That it be a recommendation to the SWQLGA conference in St George that Conference nominates Cr Scott Scriven at the South West Queensland Local Government Association as a representative on the Wild Dog Barrier Fence Management Panel.

CARRIED

RLP98 MONTHLY REPORT FOR OCTOBER 2016

(09.11.16) Manager of Rural Services report for the month of October 2016.

Cr Paul moved and Cr O'Toole seconded:

That Council receives this report.

CARRIED

RLP99 GENERAL - RURAL SERVICES

LEGISLATIVE CHANGES STOCK ROUTES

Cr O'Toole inquired if a workshop/information session could be held to advise Councillors on the legislative changes on Councils to take over Stock Routes, and the impacts on Council. Chief Executive Officer offered to approach department to have a Facilitator present at this Workshop.

GATE ON LEVEE HERBERT STREET

Cr O'Toole inquired on the progress of the widening of the gate access in the fence across Herbert Street Levee, St George, as requested at the October Meeting of Council

ATTENDANCE

Mr Jamie Gorry (Director Community & Environmental Services) entered the Meeting at 12:14pm.

(CES) COMMUNITY & ENVIRONMENTAL SERVICES

CES1 BALONNE SHIRE TOURISM AUDIT 2016

(09.11.16) From the Tourism Development Officer reporting on the Balonne Shire Tourism Product Audit 2016.

Cr O'Toole moved and Cr Gaske seconded:

That Council accepts the Balonne Shire Product Audit for 2016 and we make it accessible to all Tourism Operators and Businesses within the Balonne Shire.

CARRIED

Ms Fiona Macleod (Planning Officer) entered the Meeting at 12:17pm

CES2 RENEWAL OF TERM LEASE - 0/236975; LOT 9 ON CROWN PLAN BLM68 - RESERVE FOR CAMPING AND WATER PURPOSES

(04.11.16) The purpose of this report is for Council to consider the renewal of the Camping and Water Reserve Term Lease – 0/236975 located at Lot 9 on Crown Plan BLM68.

Cr Gaske moved and Cr O'Toole seconded:

That:

1. Council is not interested in entering into a trustee lease with the applicant.
2. Council does not object to the Department of Natural Resources and Mines granting a new lease over the subject area identified as Lot 9 Crown Plan BLM68 to the applicant subject to existing lease conditions being carried over and updated to reflect current legislation.
3. Council require an additional condition be included on the lease implying that drovers have right of way for stock movement.
4. Council require the reserve to remain to ensure integrity of the Stock Route Network.

CARRIED

CES3 PERMANENT ROAD CLOSURE - LOT 34 BLM625 - LOCHNAGAR ROAD

(04.11.16) The purpose of this report is for Council to consider the permanent road closure of 'Lochnagar Road' specifically, the area of gazetted road reserve which traverses the western boundary of Lot 34 on BLM625.

Cr Fuhrmeister moved and Cr O'Toole seconded:

That Council holds over this application until after the close of date for objections.

CARRIED

CLOSED MEETING

Cr Fuhrmeister moved and Cr Paul seconded:

That Council close the Meeting to the Public under *section 275 (h) of the Local Government Regulation 2012*, to discuss the National Wastewater Pilot Program, the time being 12:27pm.

CARRIED

OPEN MEETING

Cr O'Toole moved and Cr Paul seconded:

That Council re-open the Meeting to the Public, the time being 12:31pm
.CARRIED

CES4 **NATIONAL WASTEWATER PILOT PROGRAM**

(08.11.16) National Wastewater Pilot Program

Cr Todd moved and Cr Gaske seconded:

That this report be noted and supported.

CARRIED

Cr Fuhrmeister declared an interest in the correspondence before meeting as she is the President of the St George Heritage Centre, and retired from the Meeting at 12:32pm.

CES5 **MUSEUM RELOCATION - POTENTIAL SITES, ST GEORGE**

(09.11.16) Museum Relocation – Potential Sites, St George.

Cr O'Toole moved and Cr Todd seconded:

That Council holds over this correspondence pending further information on locating to further sites, including Council land Site 3 adjacent to the aerodrome and Site 5 old council works depot and the current location

Cr Todd requested a letter from the St George Tourism & Museum Association Inc, trading as the St George Heritage Centre advising why they want to relocate the building and what are the concerns with it leaving where it is?

CARRIED

Cr Fuhrmeister returned to the meeting at 12.43pm.

CES98 **MONTHLY REPORT**

(08.11.16) The Community & Environmental Sustainability Report for the month of October 2016 is presented for Council's consideration.

Cr O'Toole moved and Cr Scriven seconded:

That Council receives this report.

CARRIED

CES99 **GENERAL - COMMUNITY & ENVIRONMENTAL SERVICES**

Adjourned for lunch at 12:59pm with resumption at 1:42pm.

(CFS) CORPORATE FINANCIAL SERVICES CONT'D

CLOSED MEETING

Cr Scriven moved and Cr O'Toole seconded:

That the Meeting be closed to the Public under *section 275 (h) of the Local Government Regulation*

2012, to discuss audit Committee Minutes, St George Levee Bank Easement Agreements, The St George Levee Bank Advisory Committee, and a legal opinion on a conflict of interest, the time being 1:46pm

CARRIED

OPEN MEETING

Cr Scriven moved and Cr O'Toole seconded:

That Council re-open the Meeting to the Public, the time being 2:29pm.

CARRIED

CFS8

AUDIT COMMITTEE MINUTES

(14.11.16) Minutes of the Audit Committee 26 October 2016.

Cr Fuhrmeister moved and Cr Gaske seconded:

That the Minutes of the Audit Committee 26 October 2016 be received and noted.

CARRIED

Cr Gaske declared that a real Conflict of Interest in this matter (as defined in Section 173 of the Local Government Act 2009), exist due to the fact as the levee bank is located on the boundary of her husband's property.

Cr Gaske left the meeting at 2:31pm.

CFS9

EASEMENT - ST GEORGE LEVEE BANK - DAVIDSON

(14.11.16) Easement negotiations - 168-170 The Terrace St George

Cr O'Toole moved and Cr Fuhrmeister seconded:

That:

1. subject to agreement being reached on compensation issues, Council agree to the varied form of grant of easement as attached;
2. Council engage a suitably qualified engineer to provide a report on the actual 2012 flood height on 168-170 The Terrace Street St George and the impact (if any) which construction of the levee through the property will have on that height in a similar event;
3. upon receipt of the engineer's report, Council engage a suitably qualified valuer to provide advice;
4. the land owner be advised that Council is not in a position to respond to the settlement offer made by the owner pending receipt of further information which it is obtaining.

CARRIED

Following discussion on the Levee Bank, Cr Gaske returned to the Meeting at 2:34pm.

CFS10

ST GEORGE LEVEE BANK ADVISORY COMMITTEE

(14.11.16) Minutes of St George Levee Bank Advisory Committee 2 November 2016.

Cr O'Toole moved and Cr Gaske seconded:

That:

1. Council receive the minutes of the St George Levee Bank Advisory Committee;
2. Council accept the draft recommendations of GHD Technical Review;
3. Council seeks quotes and engages an independent party to complete a risk assessment workshop with relevant stakeholders to identify key priority areas arising from the GHD recommendation;
4. Council prioritise recommendations RC1 and RC13 of the GHD Technical Review.

CARRIED

CFS11

LEGAL OPINION - CONFLICT OF INTEREST - GRADER HIRE

(14.11.16) Legal opinion for grader hire, alleged conflict of interest.

Cr Fuhrmeister moved and Cr Paul seconded:

That Council receive and note the legal opinion relating to Grader Wet Hire Contract BSC16/17-QD17.

CARRIED

STAFF BREAKFAST

The Mayor advised that Council will conduct a Staff Breakfast on 15 December 2016 in the St George Cultural Centre prior to Council Meeting to discuss, Christmas, budget and one other.

GAS

The Chief Executive Officer advised that Mr Jamie Gorry is trying to get the Gas Commissioner out to address Council and get Councillors thoughts on the current situation.

COUNCILLOR STAFF INTERACTIONS

The Chief Executive Officer advised that Councillors are able to interact with Directors and Chief Executive Officer and not staff.

COUNCILLORS' MONTHLY REPORTS

The Chief Executive Officer suggested that Councillors reports be placed on the Council website for the information of the general public.

REVIEW OF 2016 LOCAL GOVERNMENT ELECTIONS

The Chief Executive Officer advised the Meeting that he had received advice from the Department of Infrastructure, Local Government and Planning that the newly formed panel tasked with reviewing the 2016 local government elections would like to discuss this matter at the SWQLGA meeting on 2 December in St George. Councillors were requested to respond to him prior to next Friday, with any inclusions they had on this matter

LGAQ HORTICULTURAL COUNCILS ROUNDTABLE

The first roundtable meeting to be held at LGAQ House on December 13, Newstead and requesting two representatives from Council.

It was agreed that Crs Gaske and Todd be nominated to the LGAQ Horticultural Councils Roundtable.

There being no further business, the Meeting closed, the time being 2:58pm.
Confirmed at a General Meeting of the Council held on 15 December 201

MAYOR