



MINUTES

of the

General Meeting of the Council

held in the

Council Chambers, 118 Victoria Street, St George

on

Thursday 16th March 2017

Commencing at 9:00am

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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).

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 Paul seconded

That the Minutes of the General Meeting held on 23 February, 2017 be confirmed.

CARRIED

BAM1

BUSINESS ARISING FROM MINUTES

Cr Todd Inquired as to who was attending the EMU in Goondiwindi on 3 April 2017. Cr O'Toole and Cr Fuhrmeister will be attending.

Council asked how Mr James Golder's tourism proposal will be progressed – DCES will report to council.

Query on item CES4 as no written application received for the Night at Opera. Agreed to remove the word 'partner' from the resolution as a correction.

Clarification was sought on whether there would be community consultation and information on the new waste bins to be introduced into the shire. DCES is currently finalising contract and community education will commence prior to bins being issued.

PUBLIC PARTICIPATION

Nil

DECLARATIONS OF INTEREST

Cr Gaske advised that she will be declaring a material personal interest during discussion on the St George Easements agreements CCFS1.

Crs O'Toole and Gaske will be declaring a perceived Conflict of Interest during discussion on St Patrick's School application under the Community Donation and Sponsorship program CES7.

DEPUTATIONS

Nil

COUNCILLOR REPORTS

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

Cr Scriven moved and Cr O'Toole seconded that the reports be received.

CARRIED

MEETING BUSINESS BY CORPORATE FUNCTION (CEO) CHIEF EXECUTIVE OFFICER

(FCS) FINANCE AND CORPORATE SERVICES

FCS1 FINANCIAL MANAGEMENT REPORT FOR THE PERIOD ENDED 28 FEBRUARY 2017

(06.03.17) Financial Management Report for the period ended 28 February 2017

Cr O'Toole moved and Cr Paul seconded:

That the monthly Financial Management Report for the period ending 28 February 2017, as tabled, be received and noted.

CARRIED

FCS2 REVISED ADVERTISING POLICY

(08.03.17) Revised Advertising Policy.

Cr Gaske moved and Cr Todd seconded:

That Council adopt the attached Advertising Policy in accordance with Section 197 of the Local Government Regulation 2012.

CARRIED

The Meeting adjourned for morning tea at 10:31am and resumed at 11:00am, with Mr Daniel Westall, Director Energy Projects LGIS, Mr Ross Drabble and Mr Adrian Scott in attendance.

Mr Westall retired from the Meeting at 11:54am, with Messrs Drabble and Scott also leaving at this time, and Mrs Michelle Clarke (Director Finance and Corporate Services) entered the Meeting.

FCS3 SPONSORSHIP PROPOSAL - 2017 WESTERN RIVERS CRICKET CUP

(08.03.17) 2017 Western Rivers Cricket Cup is held in Toowoomba Annually. This year the South West Indigenous Network has requested sponsorship for this year's Cricket Cup.

This matter was deferred until the next meeting pending further information including the number of participants attending from St George and the option to sponsor a specific item.

FCS4 MUNGINDI COMMUNITY PRESCHOOL - APPLICATION FOR SPONSORSHIP

(06.03.17) The Mungindi Community Preschool have requested a sponsorship through Council's Community Donations, Sponsorship and Grants program.

Cr Gaske moved and Cr Todd seconded:

That Council provides a silver sponsorship to the value of \$330.00 to the Mungindi Community Preschool towards an additional shade over the play area and wheelchair friendly ramp.

CARRIED

FCS5 **ST JOSEPH'S SCHOOL - SPONSORSHIP REQUEST.**

(06.03.17) St Joseph's School have requested a sponsorship through Council's Community Donations, Sponsorship and Grants program.

Cr Todd moved and Cr Fuhrmeister seconded:

That Council provides a silver sponsorship to the value of \$330.00 to the St Joseph's School towards the School & Parish Fete and Melbourne Cup Luncheon events in 2017.

CARRIED

FCS6 **FINANCE INFORMATION REPORT FOR THE PERIOD ENDED 28 FEBRUARY 2017**

(06.03.17) Finance Information Report for the period ended 28 February 2017

Noted

Mr Ross Drabble (Acting Director Infrastructure Services) entered the Meeting at 12:03pm.

It was moved Cr Todd, seconded Cr Fuhrmeister that the order of Proceedings be changed to allow Council to discuss the supplementary agenda item CES7 St Patrick's Primary School – Community Donation Request.

CARRIED

Crs Gaske and O'Toole declared a perceived Conflict of Interest in accordance with Section 173 of the *Local Government Act 2009*, in the following item on the agenda as they have children attending St Patrick's Primary School however retain their right to remain in the meeting and vote as their children will not be involved in this event.

CES7 **ST PATRICK'S PRIMARY SCHOOL - COMMUNITY DONATION REQUEST**

(15.03.17) St Patrick's Primary School has requested assistance through the Community Donation and Sponsorship program to attend the Somerset Literacy Festival.

Cr Paul moved and Cr Scriven seconded:

That Council endorse the Chief Executive Officer's action in approving St Patrick's Primary School's Community, donation, sponsorship and grants application of \$1,084.

CARRIED

PARK RUN

The Director of Finance & Corporate Services tabled a request from Park Run, a community not for profit organisation based on the Gold Coast that is seeking to organise an event with the St George community for fun run events.

It was agreed that Council hold over consideration of this item and suggest to Park Run other options such as Suncorp Community grants or Gambling Community Benefit Fund specifically designed for set up of sporting groups.

CHANGE TO ORDER OF PROCEEDINGS

Cr Todd moved and Cr Fuhrmeister seconded:

That the order of Proceedings be changed to allow Council to discuss the St George Levee Bank Easement Agreements, the time being 12:12pm

CARRIED

Cr Gaske declared a material personal interest in this matter (as defined in Section 172 of the *Local Government Act 2009*), exists due to the fact the levee bank is located on the boundary of her husband's property, and retired from the Meeting at 12:12pm.

CLOSED MEETING

Cr Todd moved and Cr Paul seconded:

That Council go into a closed meeting the time being 12:12pm.

CARRIED

OPEN MEETING

Cr Todd moved and Cr Scriven seconded:

That Council open the Meeting to the public, the time being 12:42pm

CARRIED

Confidential Items (CFCS) FINANCE AND CORPORATE SERVICES

CCFS1

ST GEORGE LEVEE BANK - EASEMENT AGREEMENTS

(06.03.17) St George Levee Bank Easement Agreements

Cr Todd moved and Cr Scriven seconded:

That Council:

- 1) Adopt the two easement agreement templates for the purposes of presenting to landholders as listed in Attachment 3;
- 2) Delegate to the Chief Executive Officer the ability to negotiate the terms of agreements with individual landholders;
- 3) Seek to finalise an easement agreement with the relevant landholders (as identified in Attachment 3);
- 4) Proceed with compulsory acquisition, where agreement cannot be reached with relevant landholders.

CARRIED

Cr Gaske re-entered the meeting.

(IFS) INFRASTRUCTURE SERVICES

IFS1

TENDER BSC16/17-T16 - SUPPLY OF CLEANING SERVICES AT COUNCIL WORKS DEPOT

(07.03.17) That Council considers a tender submission for the cleaning of the St George Works Depot.

Cr O'Toole moved and Cr Fuhrmeister seconded:

That Council change the specification and readvertise the supply of cleaning services at Council's works depot tender.

CARRIED

IFS2 **TENDER BSC16/17-T17 - SUPPLY OF CLEANING SERVICES FOR THE VISITOR INFORMATION CENTRE**

(07.03.17)

That Council consider a tender submission for the cleaning of the St George Visitor Information Centre.

Cr Fuhrmeister moved and Cr O'Toole seconded:

That Council change the specification and readvertise the supply of cleaning services at the St George Visitor Information Centre.

CARRIED

IFS3 **BLenheim WATER CONNECTION TO QCS WORK CAMP BORE WATER SERVICE**

(07.03.17) In 2007, Queensland Corrective Services (QCS) received approval from Council to connect town bore water to their work camp located on St George Race Course land. Connection required construction of approximately 3.2km of 63 OD poly to connect from Council's meter located near the Sewage Treatment Plant entrance, to the work camp site. QCS paid for this work and the poly service is considered their private main.

In 2015 Council officers located a connection off this private main providing a water supply to Blenheim Backpackers. Blenheim had requested a bore water supply in 2013, but this was not approved.

QCS raised the Blenheim connection issue at the Community Advisory Committee Meeting on 1 March 2017 seeking direction from Council. This report was requested by Council's CEO to enable Council to consider options and provide a formal response to QCS on what to do with the Blenheim connection.

Cr Scriven moved and Cr O'Toole seconded:

That Council delegates authority to the Chief Executive Officer to negotiate with Mr Moon and QCS and to bring a recommendation to a future Meeting of Council.

CARRIED

Mr Drabble (Acting Director Infrastructure Services) retired from the Meeting at 1:25pm
Mr Gorry (Director Community & Environmental Services) entered the Meeting at 1:25pm

(CES) COMMUNITY & ENVIRONMENTAL SERVICES

CES1 **COST ANALYSIS OF THE YELLOWBELLY COUNTRY MUSIC FESTIVAL**

(03.03.17) From the Tourism Development Officer reporting on a full cost analysis of the event, and the request to waiver of fees for the Yellowbelly Country Music and Poet Festival.

Cr Todd moved and Cr Scriven seconded:

That Council provides direction on the level of support and in-kind support, and Council's future involvement in the event, considering the cost that Council has paid for the 2016 event.

CARRIED

Ms Fiona Macleod (Planning & Development Officer) entered the meeting at 1:47pm

CES2

RENEWAL OF LEASE - TL 0/210418 BEING OVER LOT 39 ON BLM140 AND LOT 40 ON BLM785 - RESERVE FOR CAMPING AND WATER PURPOSES R.99 & R.146

(03.03.17) The purpose of this report is for Council to consider the renewal of Term Lease – 0/210418 located over Lot 39 on BLM140 and Lot 40 on BLM785 - Reserve for Camping and Water purposes R.99 and R.146.

Cr Fuhrmeister moved and Cr Paul 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 39 on BLM140 and Lot 40 on BLM785 to the applicant subject to existing lease conditions being carried over and updated to reflect current legislation.
3. Council require a condition be included on the lease stating that drovers have right of way for stock movement and watering purposes.
4. Council require the reserve to remain to ensure integrity of the Stock Route Network.

CARRIED

CES3

APPLICATION FOR PERMIT TO OCCUPY OVER LOTS 61 AND 62 T6063 KNOWN AS 57 - 59 GARAH STREET, THALLON

(08.03.17) The purpose of this report is for Council to consider an application proposed to be lodged to Department of Natural Resources and Mines (DNRM) for a Permit to Occupy over Lots 61 and 62 T6063, known as 57 – 59 Garah Street, Thallon.

Cr Fuhrmeister moved and Cr Paul seconded:

That:

1. Council does not object to the application to Department of Natural Resources and Mines (DNRM) for a Permit to Occupy over the subject area identified as Lots 61 and 62 T6063, known as 57 – 59 Garah Street, Thallon.
2. Council advise that the subject parcels of land are currently unfenced. Therefore, as a requirement of the permit to occupy the land, a condition on any approval issued should be that boundary fencing of the land must be erected and maintained at the expense of the holder of the permit.
3. Council advise that consent of the Permit to Occupy the land application in no way provides permissions for structures to be erected on the site or further uses to occur beyond currently proposed. Further approvals may be required for the both the use and any associated structures on the site.

NOTE: It is advised that should the owner of the apiary intend to sell the produce i.e. Honey – a Food Licence will be required.

CARRIED

CES4

CONVERSION TO FREEHOLD OVER TL 0/232900 BEING LOT 16 ON BLM1031

(03.03.17) The purpose of this report is for Council to consider the conversion to freehold of Rolling Term Lease – 0/232900 located over Lot 16 on BLM1031.

Cr Fuhrmeister moved and Cr Scriven seconded:

That:

1. Council does not object to Department of Natural Resources and Mines converting the rolling term lease over identified Lot 16 BLM1031 to freehold tenure subject to the appropriate application process as considered under the *Land Act 1994*.

CARRIED

CES5

CONVERSION TO FREEHOLD OVER TL 0/215161 BEING LOT 46 ON BLM779

(03.03.17) The purpose of this report is for Council to consider the conversion to freehold of Rolling Term Lease – 0/215161 located over Lot 46 on BLM779.

Cr Scriven moved and Cr Fuhrmeister seconded:

That:

1. Council does not object to Department of Natural Resources and Mines converting the rolling term lease over identified Lot 46 BLM779 to freehold tenure subject to the appropriate application process as considered under the *Land Act 1994*.

CARRIED

CES6

BANS ON SMOKING IN PUBLIC PLACES

(08.03.17) Empowering local governments to impose bans on smoking in public places.

Cr Todd moved and Cr Fuhrmeister seconded:

That Council writes to the Minister for Health stating the Balonne Shire Council **will not** at this time be implementing a Local Law and Subordinate Local Law to regulate smoking in public places within the Balonne Shire.

CARRIED

Ms Fiona Macleod retired from the Meeting at 2:01pm

Mr Jamie Gorry retired from the Meeting at 2:06pm

INFORMATION REPORTS

(ICEO) CHIEF EXECUTIVE OFFICER

Nil

(IFCS) FINANCE AND CORPORATE SERVICES

ICFS1

MONTHLY REPORT

(08.03.17) Director Finance & Corporate Services Monthly Report – February 2017

(IIFS) INFRASTRUCTURE SERVICES

IIFS1 MONTHLY REPORT FOR MARCH 2017 MEETING

(07.03.17) From the Acting Director of Infrastructure Services reporting for the month of February.

(ICES) COMMUNITY & ENVIRONMENTAL SERVICES

ICES1 MONTHLY REPORT

(08.03.17) The Community & Environmental Sustainability Report for the month of February 2017 is presented for Council's consideration.

ICES2 APPLICATION FOR RECREATIONAL VEHICLE AND LOW-COST CAMPING IN DIRRANBANDI

(08.03.17) From the Tourism Development Officer reporting on requests received from Dirranbandi Progress Association.

ICES3 MONTHLY REPORT

(08.03.17) Manager of Rural Services report for February 2017 is presented to Council for information.

Cr Fuhrmeister requested a full and comprehensive detailed financial listing of the Hutt Street Pump Station Project for distribution to Councillors.

There being no further business, the Meeting closed, the time being 2:08pm.

Confirmed at a General Meeting of the Council held on 20 April 2017.

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MAYOR