



MINUTES

of the

General Meeting of the Council

held in the

Council Chambers, 118 Victoria Street, St George

on

Thursday 17th August 2017

Commencing at 9:00am

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OPENING

The Mayor declared the Meeting open at 9am.

COUNCIL PRAYER

The Mayor led the Council in the Opening Prayer.

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), Mrs Michelle Clarke (Director Financial & Corporate Services), Mr Jamie Gorry (Director Community & Environmental Sustainability) and Mr Ross Drabble (Director Infrastructure Services).

LEAVE OF ABSENCE

Nil

CONFIRMATION OF MINUTES

Cr Fuhrmeister moved and Cr Paul seconded:

That the Minutes of the General Meeting held on 20 July, 2017 be confirmed.

CARRIED

BUSINESS ARISING FROM MINUTES

Nil.

PUBLIC PARTICIPATION

Nil.

DEPUTATIONS

Nil.

COUNCILLOR REPORTS

Councillors provided an overview of their reports.

Cr Todd attended the St George Interagency Group Meeting on 16 August. There was some concern that the current child care operator in St George no longer runs a mobile playgroup to the outlying communities such as Bollon, Begonia and Teelba. Previously there were 61 participants utilising the playgroup. Such a service is seen as vital for developing a child's social skills and readiness for primary school.

At the Community Safety Group meeting on 3 August a presentation was made by Drug Arm. The service operates from an office in the pathology building in Grey Street. The service provides home visits to those seeking mental health assistance and drug rehabilitation treatment.

Cr Scriven attended the Regional Waste Management Group meeting with Council staff in Dalby on 7 August. The Queensland introduction of the Container Deposit Scheme on 1 July 2018 was among the issues discussed. Within Queensland there will be 397 deposit points and all towns with a population of more than 500 people will have a deposit point.

Cr Gaske moved and Cr Scriven seconded:

That Council receive and note the councillor reports.

CARRIED

DECLARATIONS OF INTEREST

Cr Gaske advised that she would be declaring a perceived conflict of interest during CES1, Community Donation, Sponsorship and Grants Program and would refrain from voting. While Cr Gaske has no association with Balonne Ballet, she operates another ballet school in St George.

Cr Fuhrmeister advised that she would declare a Conflict of Interest during CCFS3 Community Rates Support Program 2017/2018 as she is the manager at Care Balonne Association Incorporated. She would also declare a Conflict of Interest during CES7, St George Heritage Centre Update as Cr Fuhrmeister is the committee chair. She would refrain from voting during both items.

Cr Scriven advised that he would declare a Conflict of Interest during CES9, Rethink Waste – A Regional Solution, as he has a relative employed by the QMDC.

MEETING BUSINESS BY CORPORATE FUNCTION

(FCS) FINANCE AND CORPORATE SERVICES

FCS1

QUEENSLAND FLOOD WARNING GAUGE NETWORK - BALONNE SHIRE COUNCIL NETWORK INVESTMENT PLAN 2017

Balonne Shire Council Network Investment Plan has now been completed by the Queensland Reconstruction Authority and Bureau of Meteorology.

Cr Fuhrmeister moved and Cr Scriven seconded:

That Council receive and note the Balonne Shire Council Network Investment Plan with no further feedback or amendment.

CARRIED

Mr Ross Drabble (Director of Infrastructure Services) entered the meeting at 9:30am.

FCS2

ROWDEN PARK - LEASE ARRANGEMENTS

Rowden Park lease arrangements with the tennis and rugby clubs.

Cr O'Toole moved and Cr Todd seconded:

1. That Council delegate authority to the Chief Executive Officer under Section 257(1)(b) of the Local Government Act 2009 to finalise negotiations with the St George Tennis Club to surrender the portion of the current lease area for the purposes of a new lease, prior to the commencement of construction of the St George Rugby Union Club, for a Combined Clubs' Clubhouse.
2. That Council meet the survey costs to amend the existing St George Tennis Club lease area to allow for the minor encroachment of the Combined Clubs' Clubhouse on the existing lease;
3. That Council amalgamate the 9 allotments within the Rowden Park area into one allotment and note that all current leases will transfer to the new title;

4. That Council enter into a lease agreement with the St George Rugby Union Club for the proposed Combined Clubs' Clubhouse.

CARRIED

Mr Jamie Gorry (Director of Community and Environmental Sustainability) entered the meeting at 10:01am.

FCS3 **QUARTERLY PERFORMANCE REPORT QUARTER 4 2016/17**

Quarter 4 Performance Report 2016/17.

Cr Fuhrmeister moved and Cr Gaske seconded:

That council adopt the Quarter 4 Performance Report for 2016/17 in accordance with Section 174(3) Local Government Regulations 2012.

CARRIED

Mr Jamie Gorry (Director of Community and Environmental Sustainability) and Mr Ross Drabble (Director of Infrastructure Services) left the meeting at 10:04am.

Karen Searle (Manager of Financial Sustainability) entered the meeting at 10:04am.

FCS4 **FINANCIAL MANAGEMENT REPORT FOR THE PERIOD ENDED 31 JULY 2017**

Financial Management Report for the period ended 31 July 2017

Cr Fuhrmeister moved and Cr Todd seconded:

That the monthly Financial Management Report for the period ending 31 July 2017, as tabled, be received and noted.

CARRIED

Karen Searle (Manager of Financial Sustainability) left the meeting at 10:19am. Mr Jamie Gorry (Director of Community and Environmental Sustainability) entered the meeting at 10:19am.

Cr Gaske 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 she is a ballet teacher in St George. While Cr Gaske has no association with Balonne Ballet she refrained from voting on the matter and left the meeting at 10:20am.

(CES) COMMUNITY & ENVIRONMENTAL SERVICES

CES1 **COMMUNITY DONATION, SPONSORSHIP AND GRANTS PROGRAM**

Council has received two requests for assistance under the Community Donation, Sponsorship and Grants program.

Cr Fuhrmeister moved and Cr O'Toole seconded:

That Council resolves to approve the Community Donations Sponsorship and Grants application as follows:

APPLICANT	PROJECT	AMOUNT APPROVED
Balonne Ballet	40 Anniversary celebrations	\$2,000
Queensland Cotton/ AGnVET	Charity Golf Day	\$ 200

CARRIED

Cr Gaske re-entered the meeting at 10:21am.

CES2

MCU 158 APPLICATION FOR A MATERIAL CHANGE OF USE - TELECOMMUNICATIONS FACILITY - 'KIA-ORA SOUTH' 1315 WHYENBAH ROAD, ST GEORGE LOT 7 BLM365

Council has received a development application from NBN for a Material Change of Use for telecommunications facility located at 'Kia-Ora South' 1315 Whyenbah Road, St George described as Lot 7 on BLM365.

Cr Fuhrmeister moved and Cr Gaske seconded:

That:

1. Council receives this report.
2. Council approves the development application MCU 158 Application for a Material Change of Use - Telecommunications Facility - 'Kia-Ora South' 1315 Whyenbah Road, St George Lot 7 BLM365.
3. Subject to the development conditions below and that suitable obstacle markers (flashing light obstacle lights) be placed on the tower to warn low flying aircraft.

DEVELOPMENT PERMIT CONDITIONS

Approved Plans and Supporting Documentation

3. 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.

Plan/Document number	Plan/Document name	Date
4STG-54-06-STGE-C2	Overall Site Plan	13/06/2017
4STG-54-06-STGE-C3	Site Set-out Plan	13/06/2017
4STG-54-06-STGE-C4	Site Elevation	13/06/2017
4STG-54-06-STGE-C5	Allotment Plan	13/06/2017
4STG-54-06-STGE-A1	NBN Antenna Configuration & Set-out Plan	13/06/2017

Approved Development

4. The approved development is for a Material Change of Use MCU 158 Application for a Material Change of Use - Telecommunications Facility - 'Kia-Ora South' 1315 Whyenbah Road, St George Lot 7 BLM365 as shown on the approved plans.
5. All conditions of the approval shall be complied with before the change occurs (prior to

the commencement of the use) and while the use continues, unless otherwise noted within the conditions.

6. All costs associated with compliance with these conditions shall be the responsibility of the developer unless otherwise noted.

Hours of Operation

7. Construction hours for the development are restricted to 6.30am to 6.30pm Monday to Saturday inclusive. Construction activities are not permitted on Sunday's and Public Holidays.

Avoiding Nuisance

8. Any lighting shall be directed or shielded so as to ensure that no glare directly affects nearby properties.
9. The site shall be maintained in a clean and orderly state, at all times to Council's satisfaction.
10. Noise emissions from the development shall not cause environmental harm of nuisance to adjoining properties or "Sensitive Land Uses" in accordance with the *Environmental Protection (Noise) Policy 2008*.
11. Air emissions from the development shall not cause environmental harm of nuisance to adjoining properties or "Sensitive Land Uses" in accordance with the *Environmental Protection (Air) Policy 2008*.

Waste Management

12. All waste generated from construction of the premises must be effectively controlled onsite before disposal. All waste must be disposed of in accordance with the *Environmental Protection (Waste Management) Regulation 2000*.

Environmental - Stormwater – Drainage

13. There must 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.
14. During construction, soil erosion and sediment shall be managed in accordance with *Schedule 7: "Standards for Construction Activity" of the Balonne Shire Planning Scheme 2006*.

Access, Parking & Manoeuvring

15. Horizontal and Vertical Sight distance at access point to Whyenbah Road must not be less than 110 metres.
16. Width of tower access road must be adequate at the Whyenbah Road access turnout for intended maximum size vehicle during tower construction and maintenance and a minimum width of 25 metres at the Whyenbah Road edge of shoulder.

17. Vehicle crossover surface must not be higher than Whyenbah Road existing table drain at the table drain invert.
18. Minimum pavement depth of 300 mm is required on the access road for a distance of not less than 25 metres from Whyenbah Road edge of shoulder.
19. Vehicle access and manoeuvring shall be maintained in accordance with relevant criteria of Schedule 2: *“Standards for Roads, Car Parking, Access and Manoeuvring Areas” of the Balonne Shire Planning Scheme.*
20. The developer shall be responsible for construction and maintenance of vehicle crossovers from the road carriageway to the property boundary and for obtaining any approvals that may be required, and for complying with the applicable designs and standards.
21. Ensure loading and unloading operations are conducted wholly within the site and vehicles enter and exit the site in a forward direction.

NOTES:

22. *This permit does not constitute any authority to carry out any building work, operational work or a different use to what is currently established and permitted under this approval unless all relevant permits are obtained.*
23. *Nothing in this permit hereby issued approves the clearing of native vegetation.*
24. *The Balonne Shire Council Planning Scheme 2006 identifies the site as being affected by the Flood Hazard Overlay. Specifically, Map R8 – B3 Page 6 of 10 identifies the minimum habitable finished floor level (MHFFL) for the site to be 1.0 metre above natural ground. Accordingly it is advised by Council that the proposed elevated steel platform be constructed at minimum to this height to minimise the potential of inundation to the telecommunications facility in a flood event.*
25. *Connection to the electricity supply network will require separate consent from Ergon Energy. Council has no jurisdiction over this infrastructure.*
26. *This development approval does not authorise any activity that may harm Aboriginal cultural heritage. Under the Aboriginal Cultural Heritage Act 2003 you have a duty of care in relation to such heritage. Section 23(1) provides that ‘A person who carries out an activity must take all reasonable and practicable measures to ensure the activity does not harm Aboriginal cultural heritage. It may therefore be prudent for you to carry out searches, consultation, or a cultural heritage assessment to ascertain in the presence or otherwise of Aboriginal cultural heritage. Further information on cultural heritage responsibilities of developers can be obtained from the Department of Aboriginal and Torres Strait Islander Partnerships.*

CARRIED

CES3

**CONVERSION TO FREEHOLD OF GRAZING HOMESTEAD PERPETUAL LEASE (GHPL)
39/3590 BEING LOT 3 ON MGL42**

The purpose of this report is for Council to consider the conversion to freehold of Perpetual Lease – GHPL 39/3590 located over Lot 3 on MGL42.

Cr Todd moved and Cr Scriven seconded:

That:

1. Council does not object to Department of Natural Resources and Mines converting the Perpetual Lease – GHPL 39/3590 located over Lot 3 on MGL42 to freehold tenure subject to the appropriate application process as considered under the *Land Act 1994*.

CARRIED

CES4

**CONVERSION TO FREEHOLD OF GRAZING HOMESTEAD PERPETUAL LEASE (GHPL)
39/3588 BEING LOT 23 ON BLM691**

The purpose of this report is for Council to consider the conversion to freehold of Perpetual Lease – GHPL 39/3588 located over Lot 23 on BLM691.

Cr Gaske moved and Cr Scriven seconded:

That:

1. Council does not object to Department of Natural Resources and Mines converting the Perpetual Lease – GHPL 39/3588 located over Lot 23 on BLM691 to freehold tenure subject to the appropriate application process as considered under the *Land Act 1994*.

NOTE:

- A section Lot 23 on BLM691 is adjacent to a minor stock route in particular a water facility (Heather Water Facility). Accordingly, the landholder at all times must not impact on the operations or utilise this facility without the consent of Council's Rural Services.

CARRIED

CES5

QUEENSLAND ARBOVIRUS SENTINEL SURVEILLANCE SYSTEM REPORT

For the information of the Balonne Shire Council in relation to the Queensland Arbovirus Sentinel Surveillance System Report 2017.

Cr Fuhrmeister moved and Cr Gaske seconded:

That Council receives this report and note the Queensland Arbovirus Sentinel Surveillance report.

CARRIED

Mrs Mareea Lochel (Community and Business Development Officer) entered the meeting at 10.33am.

CES6

QUEENSLAND TIDY TOWNS

Queensland Tidy Town registration is now open, with submissions closing on Friday, 15 September 2017.

Cr Fuhrmeister moved and Cr Todd seconded:

1. That Council nominate Thallon for the Community Spirit Award in the 2017 Tidy Towns

- program;
2. That Council allocate sufficient funds in future budgets to cover future nominations for townships within the shire.

CARRIED

The meeting adjourned for morning tea at 10:40am and resumed at 11am. Mr Jamie Gorry (Director of Community and Environmental Sustainability) and Mrs Mareea Lochel (Community and Business Development Officer) entered the meeting at 11am.

Cr Fuhrmeister declared a real Conflict of Interest in item, CES7, St George Heritage Centre Update, (as defined in Section 173 of the *Local Government Act 2009*), due to the fact that she is the St George Heritage Centre committee chairperson. She refrained from voting and left the meeting at 10:55am.

CES7 **ST GEORGE HERITAGE CENTRE UPDATE**

The intent of this report is to provide an update to Council on matters pertaining to the St George Heritage Centre, and the option for its relocation to identified State Land Lot 182 BLM1186 known locally as 8-12 Lindores Street, St George outside the Flood Hazard Overlay.

Cr O'Toole moved and Cr Todd seconded:

1. That Council receives this report.
2. Council accepts the Department of Natural Resources and Mines (DNRM) issue of a reserve for historical/heritage purposes under the trusteeship of the Balonne Shire Council for 8-12 Lindores Street, St George, Lot 182 BLM1 186 subject to a letter of intent from the St George Heritage Centre including the following:
 - a. Confirmation of the St George Heritage Centre's interest in Lot 182 BLM 1186 to relocate the heritage centre to that location;
 - b. Application to relinquish the existing lease for 231- 233 Victoria Street;
 - c. Commitment to leave the existing site at 231-233 Victoria Street in a clean and tidy manner; and;
 - d. Acknowledgement that site preparation and relocation of the museum to Lot 182 Lindores Street is at the St George Heritage Centre's expense.

Carried

Cr Fuhrmeister re-entered the meeting at: 11:14am.

CES8 **BALONNE SHIRE VISITOR INFORMATION CENTRE - MERCHANDISING & CRAFT CONSIGNMENT POLICY**

From the Tourism Development Officer in order to present the Balonne Shire Visitor Information Centre's Merchandising and Craft Consignment Policy for consideration and endorsement.

Cr Fuhrmeister moved and Cr Todd seconded:

That Council adopt the Balonne Shire Visitor Information Centre Merchandising and Craft Consignment Policy, to take affect from 17 August 2017 with an amendment to B) Merchandise to read: The Balonne Shire Visitor Information Centre offers a range of souvenirs that will be appropriately branded. The policy is to include a clause regarding the disposal of unsold items.

CARRIED

Cr Scriven declared a perceived Conflict of Interest in accordance with Section 173 of the *Local Government Act 2009*, in item CES9, Rethink Waste – A Regional Solution, as he has a relative employed by the QMDC and refrained from voting on the matter. He left the meeting at 11:29am.

CES9 **RETHINK WASTE - A REGIONAL SOLUTION**

To continue supporting the QMDC Regional Waste Group

Cr Gaske moved and Cr Paul seconded:

That Council receives this report and resolves to supports the continuation of the QMDC Regional Waste Group.

CARRIED

Cr Scriven returned to the meeting at 11:38am.

CES10 **"BATTLE ON THE BALONNE" TRIATHLON**

Council has received a request to become a '*Naming Rights*' partner in the annual triathlon "Battle on the Balonne".

Cr Gaske moved and Cr O'Toole seconded:

That:

1. Council provide Silver sponsorship (\$500) for the "Battle on the Balonne" triathlon;
2. Council provide in-kind support to assist with project management and promotion of the event.

CARRIED

CES11 **BALONNE SHIRE ECONOMIC DEVELOPMENT PLAN 2018-2022**

This report presents to Council the final version of the Balonne Shire Economic Development Plan 2018- 2022 for Council's review and adoption.

Cr Gaske moved and Cr O'Toole seconded:

That Council resolves to adopt the Balonne Shire Council Economic Development Plan 2018-2022 as presented.

CARRIED

Mrs Mareea Lochel (Community and Business Development Officer) and Mr Jamie Gorry (Director of Community and Environmental Sustainability) left the meeting at 11:48am. Mr Ross Drabble entered the meeting at 11:50am.

CONFIDENTIAL ITEMS

(CFCS) FINANCE AND CORPORATE SERVICES

MEETING CLOSURE

Cr Scriven moved and Cr Gaske seconded that:

Council go into its Meeting as a Closed Meeting for the purpose of discussing confidential items in accordance with Section 275(e) Local Government Regulations 2012, CCFS1, Independent Audit Chairperson and BSC 17/18 Q03B – Processing Base Material – Bollon-Dirranbandi Road Reconstruction and Seal Chainage 35.0km to Chainage 46.7km; Section 275(h) of the Local Government Regulation 2012, Audit Committee 27 June 2017 and Section 275(d) of the Local Government Regulation 2012, Community Rates Support Program 2017/2018. The time of the meeting closure was 11:52am.

CARRIED

Cr Fuhrmeister declared a perceived Conflict of Interest in accordance with Section 173 of the *Local Government Act 2009*, in CCFS3, Community Rates Support Program 2017/2018, as she is the Care Balonne chairperson and refrained from voting on the matter. She left the meeting at 11:58am.

Cr Fuhrmeister returned to the meeting at 12noon for discussion of the other confidential items. Cr Fuhrmeister left the meeting at 12:17am during voting of CCFS3.

MEETING RE-OPENING

Cr Gaske moved and Cr O'Toole seconded:

That Council go into its Meeting as an Open Meeting, the time being 12:16pm.

CARRIED

CCFS1 **INDEPENDENT AUDIT CHAIRPERSON**

Appointment of Independent Audit Chairperson

Cr Gaske moved and Cr Todd seconded:

1. That Mr James Hetherington be appointed as Independent Audit Committee Chairperson for a period of three years, ending 30 June 2020.

CARRIED

CCFS2 **AUDIT COMMITTEE 27 JUNE 2017**

The Audit Committee met on 27 June 2017, the minutes are presented for adoption.

Cr Fuhrmeister moved and Cr O'Toole seconded:

That the Audit committee minutes of 27 June 2017 be received and noted by Council.

CARRIED

CCFS3 **COMMUNITY RATES SUPPORT PROGRAM 2017/2018**

Community Rates Support Program 2017/2018

Cr Todd moved and Cr Gaske seconded:

In accordance with Section 122 of the *Local Government Regulation 2012*, Council grant the rate rebate as per the guidelines of the Community Rates Support Program.

CARRIED

Cr Fuhrmeister re-entered the meeting at 12:18pm.

(CIFS) INFRASTRUCTURE SERVICES

CIFS1 BSC 17/18 Q03B – PROCESSING BASE MATERIAL – BOLLON-DIRРАНBANDI ROAD RECONSTRUCTION AND SEAL CH 35.0 - CH 46.7

Council is expediting the commencement of TIDS project: Bollon-Dirranbandi Road Reconstruction and Seal Ch35.0 – Ch46.7 and Ch27.1 – Ch32.0 km. Processing of Base Material is a major item on the project critical path.

Cr Todd moved and Cr Paul seconded:

That Council approve:

1. Awarding of contract BSC 17/18 Q03B - Processing Base Material – Bollon-Dirranbandi Road Reconstruction and Seal Chainage 35km to Chainage 46.7km to Tierney Crushing and Transport Pty. Ltd.

CARRIED

Mr Ross Drabble (Director of Infrastructure Services) left the meeting at 12:47pm.

INFORMATION REPORTS

(ICEO) CHIEF EXECUTIVE OFFICER

ICEO1 COMMUNICATIONS OFFICER MONTHLY REPORT

Communications Officer Monthly Report for the period 14 July to 11 August 2017.

(IFCS) FINANCE AND CORPORATE SERVICES

ICFS1 MONTHLY REPORT

Monthly Report for Director Finance & Corporate Services – June and July 2017

ICFS2 MONTHLY REPORT

Monthly information report for Workplace Health and Safety – July 2017.

ICFS3 FINANCE MONTHLY INFORMATION REPORT FOR PERIOD ENDED 31 JULY 2017

Finance Information Report for the period ended 31 July 2017.

(IIFS) INFRASTRUCTURE SERVICES

IIFS1 MONTHLY REPORT FOR THE AUGUST 2017 COUNCIL MEETING

From the Director of Infrastructure Services - reporting for the month of July.

(ICES) COMMUNITY & ENVIRONMENTAL SERVICES

ICES1 MONTHLY REPORT

The Community & Environmental Sustainability Report for the month of June 2017 is presented for Council's consideration.

ICES2 MONTHLY REPORT

Manager of Rural Services report for July 2017 is presented to Council for information.

GENERAL BUSINESS

St George Levee Bank

The Director of Infrastructure undertook to provide the council with a maintenance and capital program with estimated funding at the next meeting. He has met with a number of landholders to identify site specific work and has trialled a new mower that will now be purchased in accordance with budget. Notice of entries and appropriate authorised officer identification cards have been prepared.

Request for repairs and maintenance of council facilities

Council requested that all requests for repairs and maintenance be facilitated through the service request workflow and where appropriate be referred to council should budget consideration be required.

There being no further business, the Meeting closed, the time being 12:54pm.

Confirmed at a General Meeting of the Council held on 21 September 2017.

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MAYOR