



MINUTES

of the

General Meeting of the Council

held in the

Council Chambers, 118 Victoria Street, St George

on

Thursday 26th October 2017

Commencing at 9:00am

Table of Contents

MEETING BUSINESS BY CORPORATE FUNCTION	4
(CEO) CHIEF EXECUTIVE OFFICER	4
(FCS) FINANCE AND CORPORATE SERVICES	4
(IFS) INFRASTRUCTURE SERVICES	5
(CES) COMMUNITY & ENVIRONMENTAL SERVICES	5
CONFIDENTIAL ITEMS.....	7
(CFCS) FINANCE AND CORPORATE SERVICES	7
(CIFS) INFRASTRUCTURE SERVICES	8
(CCES) COMMUNITY & ENVIRONMENTAL SERVICES	8
INFORMATION REPORTS.....	9

(ICEO) CHIEF EXECUTIVE OFFICER	9
(IFCS) FINANCE AND CORPORATE SERVICES	9
(IIFS) INFRASTRUCTURE SERVICES	9
(ICES) COMMUNITY & ENVIRONMENTAL SERVICES	9

OPENING

The Mayor declared the Meeting open at 9:01am

COUNCIL PRAYER

The Mayor and 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

Mrs Michelle Clarke (Acting Chief Executive Officer & Director Financial & Corporate Services), Mr Jamie Gorry (Director Community & Environmental Services) and Mr Ross Drabble (Director Infrastructure Services)

LEAVE OF ABSENCE

Nil

CONFIRMATION OF MINUTES

Cr Gaske moved and Cr O'Toole seconded:

That the Minutes of the General Meeting held on 21 September, 2017 be confirmed.

CARRIED

BUSINESS ARISING FROM MINUTES

Nil

PUBLIC PARTICIPATION

Nil

COUNCILLOR REPORTS

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

It was noted that Council would support the attendance of Councillors at the next LGAQ Conference that provides a great opportunity for networking and professional development.

Cr Fuhrmeister moved and Cr O'Toole seconded:

That Council receive and note the Councillor reports.

CARRIED

DECLARATIONS OF INTEREST

Cr Fuhrmeister advised that she would be declaring a perceived conflict of interest during CES1 Mobile Kindy Service and would refrain from voting. Cr Fuhrmeister is the chair of Care Balonne.

Cr O'Toole and Cr Gaske advised that they would be declaring a perceived conflict of interest during part of CES4 Community Donation, Sponsorship and Grants Program and would refrain from voting for this part. Both Cr O'Toole and Cr Gaske have children that attend St Patrick's Primary School, one of the applicants.

The meeting adjourned for morning tea at 10:45am and resumed at 11:01am.

DEPUTATIONS

Amanda Pugh from Western Downs Regional Council gave a presentation to Council regarding Western Down Regional Council's planning scheme.

MEETING BUSINESS BY CORPORATE FUNCTION

(CEO) CHIEF EXECUTIVE OFFICER

CE01 BALONNE LOCAL DISASTER MANAGEMENT PLAN

Balonne Local Disaster Management Plan has been revised and requires adoption by Council.

Cr Gaske moved and Cr Paul seconded:

That the revised Balonne Local Disaster Management Plan be adopted.

CARRIED

CE02 BORDER REGION OF COUNCILS - MURRAY DARLING BASIN

This matter was deferred from the meeting on 21 September 2017. The Border Region of Council's meeting requested member councils collaborate with the UNE Research Centre to develop a science based Murray Darling Basin Plan.

Cr Todd moved and Cr Fuhrmeister seconded:

That Council not support the development of a science based Murray Darling Basin Plan in collaboration with the UNE Research Centre and Professor Paul Martin, and advise the Border Region of Councils.

CARRIED

CE03 BALONNE SHIRE ECONOMIC STRUCTURAL ADJUSTMENT PROGRAM

A governance and delivery mechanism is required for the economic structural adjustment process for the Balonne Shire.

As the first stage, it is recommended that Council resolve to create the Balonne 2027 Advisory Committee under S265 of the Local Government Regulations 2012 to oversee the structural adjustment process which will include actions from Council's Economic Development Plan 2018-2022.

Cr Gaske moved and Cr Todd seconded:

That this matter be deferred pending finalisation of the planning scheme and appointment of an Economic Development Officer.

CARRIED

(FCS) FINANCE AND CORPORATE SERVICES

FCS1 FINANCIAL MANAGEMENT REPORT FOR THE PERIOD ENDED 30 SEPTEMBER 2017

Financial Management Report for the period ended 30 September 2017.

Cr O'Toole moved and Cr Gaske seconded:

That the monthly Financial Management Report for the period ending 30 September 2017, as tabled, be received and noted.

CARRIED

FCS2

CCTV STRATEGY PHASE 2

The CCTV Strategy Phase 2 is presented for Council adoption.

Cr O'Toole moved and Cr Gaske seconded:

That the CCTV Strategy Phase 2 be adopted and funding requirements be considered by Council with the 2018/19 budget if funding is successful.

CARRIED

FCS3

REQUEST FOR SUBMISSION - LOCAL GOVERNMENT ELECTORAL ACT - PROPOSED AMENDMENTS

The Legal Affairs and Community Safety Committee are calling for submissions on the implementation of changes to the Local Government Electoral Act arising from Operation Belcarra.

Cr Fuhrmeister moved and Cr Gaske seconded:

That Council prepare a submission to the Legal Affairs and Community Safety Committee on proposed changes to the Local Government Electoral Act arising from Operational Belcarra based on the Local Government Association of Queensland submission.

CARRIED

Cr O'Toole left the meeting at 12:44pm. Mr Ross Drabble (Director Infrastructure Services) entered the meeting at 12:44pm. Cr O'Toole returned to the meeting at 12:46pm. Mr Jamie Gorry (Director Community & Environmental Services) and Ms Fiona Macleod (Planning and Development Officer) entered the meeting at 12:48pm.

(IFS) INFRASTRUCTURE SERVICES

IFS1

ST GEORGE SHOWGROUNDS HORSE STABLE HIRE GUIDELINES

Cr Gaske moved and Cr Paul seconded:

That this matter be deferred and report back to Council with additional information including benchmarking with neighbouring Councils.

CARRIED

Cr Fuhrmeister 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 the chair for Care Balonne and refrained from voting on the matter. She left the meeting at 1:07pm

(CES) COMMUNITY & ENVIRONMENTAL SERVICES

CES1

MOBILE KINDY SERVICE

Mobile Kindy Services ceased operating in the Balonne region in early 2017. Council has received a request to support the lobbying to reactivate the service.

Cr O'Toole moved and Cr Gaske seconded:

That Council provide Care Balonne Inc. with a letter of support for the reinstatement of a mobile Kindergarten service.

CARRIED

Cr Fuhrmeister returned to the meeting at 1:11pm.

CES2

APPLICATION FOR PERMIT TO OCCUPY OVER LOT 9 ON STG8556 KNOWN AS 124-126 ARTHUR STREET, ST GEORGE

The purpose of this report is for Council to consider an application that has been lodged with the Department of Natural Resources and Mines (DNRM) for a Permit to Occupy over Lot 9 on STG8556 known as 124-126 Arthur Street, St George.

Cr O'Toole moved and Cr Gaske seconded:

That Council objects to the permit to occupy application made to DNRM on the basis that it could adversely affect the public interest.

CARRIED

CES3

REPEALING LOCAL LAWS PROCESS

On 5 October 2017, Council was briefed by Mr James Neilson (King & Co) in relation to repealing the Local Law process.

Cr Gaske moved and Cr O'Toole seconded:

That Council resolves to adopt the Local Law Repealing – Local Law No 1 – 2015-2017 in its entirety, thus enabling the new Model and Subordinate Local Laws to be adopted once the current process has been finalised, which will include community consultation.

CARRIED

Cr O'Toole and 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 they both have children attend St Patrick's Primary School and refrained from voting on the matter. Cr O'Toole and Cr Gaske left the meeting at 1:43pm.

CES4

COMMUNITY DONATION, SPONSORSHIP AND GRANTS PROGRAM

The Balonne Shire Council is committed to assisting community organisations whose activities provide benefit to Balonne Shire's communities. The application process for the Community Donation, Sponsorship and Grants program is designed to ensure that all assistance is provided in an equitable and accountable manner for projects and events that meet the cultural, community, education and recreational needs of the Balonne Shire.

Cr Fuhrmeister moved and Cr Todd seconded:

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

APPLICANT	PROJECT	AMOUNT
St Patrick's Primary School	Annual Colouring Competition	\$150
St Patrick's Primary School	St Patrick's Fete - Megadraw	\$150

CARRIED

Cr Gaske and Cr O'Toole returned to the meeting at 1:45pm.

Cr Scriven moved and Cr O'Toole seconded:

That Council resolves to approve the Community Donations Sponsorship and Grants application for Dirranbandi Blue Light Association and not approve the application for Benjamin Walters.

APPLICANT	PROJECT	AMOUNT
Dirranbandi Blue Light Association	Purchase of road signage for the "Bicycle Education Centre"	\$385

CARRIED

MEETING CLOSURE

Cr Gaske moved and Cr Todd seconded:

That Council go into its meeting as a Closed Meeting for the purpose of discussing confidential items in accordance with Section 275(h) CCFS1, Audit Committee minutes 20 September 2017 and 11 October 2017; Section 275(d) CCFS2, Community Rates Support Program 2017/2018; Section 275(e) CIFS1, BSC 17/18 T09 – Bitumen Surfacing and Spreading of Aggregate on Bollon-Dirranbandi Road; and Section 275(f) CCES1 Gamilaraay People Native Title Claim QUD290/2017. The time of the meeting closure was 1:56pm.

CARRIED

MEETING REOPENING

Cr Fuhrmeister moved and Cr O'Toole seconded:

That Council go into its meeting as an Open Meeting, the time being 2:09pm

CARRIED

CONFIDENTIAL ITEMS

(CFCS) FINANCE AND CORPORATE SERVICES

CCFS1

AUDIT COMMITTEE MINUTES 20 SEPTEMBER 2017 AND 11 OCTOBER 2017

The minutes of the Audit committees for 20 September 2017 and 11 October 2017 are submitted to Council for adoption.

Cr Gaske moved and Cr Todd seconded:

1. That the minutes of the Audit Committee 20 September 2017 be adopted by Council.
2. That the minutes of the Audit Committee 11 October 2017 be adopted by Council.

CARRIED

CCFS2

COMMUNITY RATES SUPPORT PROGRAM 2017/2018

Community Rates Support Program 2017/2018

Cr Gaske moved and Cr O'Toole 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

(CIFS) INFRASTRUCTURE SERVICES

CIFS1

BSC 17/18 T09 – BITUMEN SURFACING AND SPREADING OF AGGREGATE ON BOLLON-DIRРАНBANDI ROAD

Council is currently constructing the TIDS project **Bollon-Dirranbandi Road Reconstruction & Seal Ch35 – Ch46.7 and Ch27.1 – Ch32.0 km**. Bitumen sealing of the section from **Ch35 – Ch46.7** is a major milestone in the completion of the project.

Cr Todd moved and Cr Paul seconded:

That Council award contract **BSC17/18-T09 - Bitumen Spraying and Spreading of Aggregate on Bollon - Dirranbandi Road** to RPQ Spray Seal Pty Ltd.

CARRIED

(CCES) COMMUNITY & ENVIRONMENTAL SERVICES

CCES1

GAMILARAA Y PEOPLE NATIVE TITLE CLAIM QUD290/2017

The purpose of this Report is to consider a recent Federal Court proceeding in which Council is intending to become a respondent party.

Cr Fuhrmeister moved and Cr Gaske seconded:

That:

1. Council receives this report.
2. Council delegate to the Chief Executive Officer the power to instruct Holding Redlich, as Council's solicitors in this matter, to join Council as a respondent party to the the *Gamilaraay* People native title determination application QUD 290/2017 (the Claim).
3. Council delegate to the Chief Executive Officer the power to represent Council's interests in any mediation, case management, hearing or other proceeding that is held in relation to the Claim.
4. Council acknowledge and endorse the power of the CEO to give instructions and act as authorised agent for the local government in the Claim and sign all documents for and on behalf of the local government in relation to the Claim..
5. The resolutions as drafted be passed by Council to give effect to the recommendations above.

CARRIED

ENDORSEMENT OF CR O'TOOLE'S NOMINATION FOR THE MDBA BASIN COMMUNITY COMMITTEE

Cr Gaske moved and Cr Todd seconded:

That Council support Cr O'Toole's appointment on the Basin Community Committee.

CARRIED

INFORMATION REPORTS

(ICEO) CHIEF EXECUTIVE OFFICER

(IFCS) FINANCE AND CORPORATE SERVICES

ICFS1 **MONTHLY FINANCE INFORMATION REPORT**

Monthly Finance Information Report for the period ended 30 September 2017.

ICFS2 **DIRECTOR FINANCE & CORPORATE SERVICES - MONTHLY REPORT**

The Monthly report for Finance & Corporate Services September and October 2017.

ICFS3 **SAFETY ADVISOR REPORT**

Safety Advisor Monthly Report

(IIFS) INFRASTRUCTURE SERVICES

IIFS1 **MONTHLY REPORT FOR THE OCTOBER 2017 COUNCIL MEETING**

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

(ICES) COMMUNITY & ENVIRONMENTAL SERVICES

ICES1 **MONTHLY REPORT**

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

ICES2 **MONTHLY REPORT**

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

There being no further business, the Meeting closed, the time being 2:14pm.

Confirmed at a General Meeting of the Council held on 16 November 2017.

.....
MAYOR