

UNCONFIRMED



MINUTES

of the

General Meeting of the Council

held in the

Council Chambers, 118 Victoria Street, St George

on

Thursday 17th May 2018

Commencing at 9:00am

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OPENING

The Mayor declared the Meeting open at 9:00am

COUNCIL PRAYER

The Mayor led the Council in the Opening Prayer.

ATTENDANCE

Cr RW Marsh (Mayor), Crs FM Gaske (Deputy Mayor), RG Fuhrmeister, 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)

It was noted that the Chief Executive Officer Mr Matthew Magin was still on annual leave.

LEAVE OF ABSENCE

Cr Gaske moved and Cr Todd seconded that Cr SC O'Toole be granted leave of absence following a death in her family last evening.

CARRIED

CONFIRMATION OF MINUTES

Cr Gaske moved and Cr Scriven seconded:

That the Minutes of the General Meeting held on 19 April, 2018 be confirmed.

.CARRIED

BUSINESS ARISING FROM MINUTES

Cr Fuhrmeister inquired when the Walk-through would be taking place of the Grey Street works and the Workshop renovations. The Director Infrastructure Services is to provide an update to councillors.

Cr Scriven inquired where the EOI's for Wild Dog Exclusion fencing were at and the proposed motion to the South West Local Government Association of Queensland to review the precept methodology. The Director Community & Environment is to provide council with an update.

CONFLICTS OF INTEREST

Cr Gaske advised that she would be declaring a conflict of interest under Section 173 of the Local Government Act 2009 in CES3 South West Hospital and Health Service – Service Level Agreement, as she is a Member of the South West Hospital and Health Service Board.

CONFLICTS OF INTEREST

Cr Fuhrmeister advised that she would be declaring a perceived Conflict of Interest, in item CES3, in accordance with Section 173 of the *Local Government Act 2009*, as Care Balonne, of which she is a member, provides an officer to conduct Interagency Meetings with various community and indigenous groups Cr Fuhrmeister advised she will refrain from voting.

PUBLIC PARTICIPATION

Nil

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DEPUTATIONS

The Mayor advised that there would be a Deputation at 10:00am from Ms Kerryn Suttor to speak on CES4, a proposed Learning and Business Hub in the Balonne Shire.

Council noted that the proposed deputation from the Balonne Shire Domestic Violence Group at 11:00am, has been withdrawn.

COUNCILLOR REPORTS

Cr Paul moved and Cr Gaske seconded

That Council receive and note the Councillor reports on their activities during the preceding month.

CARRIED

MEETING BUSINESS BY CORPORATE FUNCTION

(CEO) CHIEF EXECUTIVE OFFICER

Nil

(FCS) FINANCE AND CORPORATE SERVICES

FCS1 QUARTER 3 PERFORMANCE REPORT 2017/18

Quarter 3 Performance Report 2017/18 is presented to Council for adoption.

Cr Gaske moved and Cr Fuhrmeister seconded:

That in accordance with Section 174(3) of the Local Government Regulations, 2012 council adopt the Quarterly Performance Report for Quarter 3 of 2017/18.

CARRIED

FCS2 REVIEW OF THE MANNER IN WHICH FAGS GRANT FUNDING IS PROVIDED TO COUNCIL

A proposed notice of motion to South West Local Government Association Queensland seeking a review of the distribution of the Federal Assistance Grant.

Cr Fuhrmeister moved and Cr Gaske seconded:

1. That Council submit the following motion to South West Local Government Association Queensland

“That the South West Local Government Association Queensland write to the Federal Government seeking a review to change to the distribution methodology for the Federal Assistance Grant Funding”.

2. That Council write to the Hon. David Littleproud MP Minister for Agriculture and Water Resources and the Hon. Dr John McVeigh MP Minister for Regional Development, Territories and Local Government seeking support for a review of the Federal Assistance Grant Funding distribution methodology.
3. That the Mayor pursue the review at any other relevant forums including the South West Darling Downs Council of Mayors and seek a deputation with Minister McVeigh at the

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upcoming Australian Local Government Association Conference in Canberra.

CARRIED

Deputation to be held with Minister McVeigh at the ALGA Conference in Canberra in June 2018.

FCS3 **FINANCIAL MANAGEMENT REPORT FOR THE PERIOD ENDED 30 APRIL 2018.**

Financial Management Report for the period ended 30 April 2018.

Cr Fuhrmeister moved and Cr Scriven seconded:

That the monthly Financial Management Report for the period ending 30 April 2018, as tabled, be received and noted.

CARRIED

The Mayor welcomed Ms Kerryn Sutter to the Meeting at 10:00am.

CHANGE TO ORDER OF MEETING PROCEEDINGS

Cr Todd moved and Cr Paul seconded:

That Council change the Order of Business of the Meeting to allow for discussion on CES4, the Learning and Business Hub in the Balonne region, the time being 10:03am.

CARRIED

Ms Kerryn Sutter addressed the Meeting on the proposed Learning and Business Hub in the Balonne Region. Following these discussions, the Meeting adjourned for Morning Tea at 10:45am.

The Meeting resumed at 11:05am.

CES4 **LEARNING AND BUSINESS HUB REPORT**

This report tables an early stage strategic planning report for the development of a learning and business hub in the Balonne region for Council's consideration.

Cr Todd moved and Cr Gaske seconded:

That:

1. Council receives Consultant's report
2. Council endorses Consultant's recommendation
3. Council resolves to proceed with the steps moving forward as outlined in the report
 - a. Conduct a full scale business case
 - b. Develop funding and investment strategies to ensure viability
 - c. Investigate a Hub-and-Spoke model
 - d. Establish a Learning and Business Hub Steering Committee
 - e. Further community and industry engagement
 - f. Further (and ongoing) surveys and data collection
 - g. Further consultation with business owners and industry end-users
 - h. Capitalise on cross-regional relationships

AMENDMENT

Cr Fuhrmeister moved and Cr Gaske seconded:

That

1. Council receives Consultant's report

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- 2 Council resolves to proceed with the steps moving forward as outlined in the report
 - a. Conduct a full scale business case, subject to funding
 - b. Develop funding and investment strategies to ensure viability
 - c. Investigate a Hub-and-Spoke model
 - d. Establish a Learning and Business Hub Steering Committee
 - e. Further community and industry engagement
 - f. Further (and ongoing) surveys and data collection
 - g. Further consultation with business owners and industry end-users
 - h. Capitalise on cross-regional relationships

CARRIED

The amendment on being put then became the Motion, and was CARRIED.

Crs Scriven and Paul requested that their names be recorded as voting against the resolution.

Mareea Lochel left the meeting at 11.22am

Mr Ross Drabble (Director Infrastructure Services) entered the Meeting at 11:26am.

Mr Glen Hart (Acting Manager Financial Services) entered the Meeting at 11:26am.

(IFS) INFRASTRUCTURE SERVICES

IFS1

DESKTOP ASSET VALUATIONS 2017-2018

Desktop asset valuations were carried out on Balonne Shire Council's main asset classes: roads, water and sewer infrastructure and buildings, other structures and land.

Cr Fuhrmeister moved and Cr Paul seconded:

That Council accept the AssetVal report and adopt the following indexation to the following classes of asset:

Road, Water and Sewer Assets:

- 3.2% increase in transport assets, road and bridge costs;
- 4.0% increase in civil construction costs;
- 4.3% increase in mechanical costs; and
- 4.2% increase in electrical costs.

Water

- 4% increase Water mains, fittings and meters: 4% Water Equipment and Civil
- 4.0% increase in civil structures.
- 4.3% increase in Mechanical Components;
- 4.2% increase in Electrical Components

Sewer

- 4% increase in Manholes and mains:
- 4.0% increase in Equipment and Civil: Civil structures.
- 4.3% increase in Mechanical Components
- 4.2% in Electrical Components

Buildings, Other Structures and Land

- 4.2% increase for other structures; and
- 2.5% decrease for both land and buildings

CARRIED

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Councillor Fuhrmeister requested an update from the Director of Infrastructure Services on the progress to expend 95% of the capital works program that does not appear it will be achieved. Mr Drabble then provided an overview of the current Works Program including Arthur Street works, Kenny Lane works, and Murchison Street works. The current REDP funded works has been achieved under budget.

Cr Scriven retired from the Meeting at 11:44am during the discussion on proposed Hill Street works.

Council noted that approval will be sought from the funding body to have the remaining funds from the REDP program to progress the 10 year forward Plan. This would see an increase in the scope of works for the current funding program to include Philip, Hill and Charles Street kerb and channelling.

Cr Scriven returned to the Meeting at 11:48am.

Mr Drabble advised that the Grey Street Walkthrough and Workshop renovations walkthrough will be held soon.

CLOSED MEETING

Cr Scriven moved and Cr Gaske seconded:

That the order of business be changed to consider CIFS1 Gravel Tender and that the Meeting go into its Meeting as a Closed Meeting, to discuss gravel tenders, the time being 11:50am.

CARRIED

OPEN MEETING

Cr Paul moved and Cr Gaske seconded:

That the Meeting come out of its Closed Meeting, the Meeting return being opened to the public.

CARRIED

CIFS1

GRAVEL PROCUREMENT FOR ROADS TO RECOVERY WORKS

Council has progressed procurements for crushing, loading and hauling gravel material from privately owned and Balonne Shire Council gravel pits for Roads to Recovery gravel re-sheeting works.

Cr Fuhrmeister moved and Cr Paul seconded:

That Council accepts this report and note the actions of the Director to award the contracts under delegation as approved by the Acting Chief Executive Officer, Mr Jamie Gorry.

CARRIED

GRAVEL CONTRACTS

Cr Paul moved and Cr Gaske seconded:

That Council delegate to the Acting Chief Executive Officer in accordance with Section 257(1)(b) of the Local Government Act 2009, to negotiate an increase of the contract price up to \$180,000.00 with C&A Stewart to finalise the Chelmer Road works.

CARRIED

Mr Ross Drabble (Director Infrastructure Services) retired from the Meeting at 12:21pm.

Mr Glen Hart (Acting Manager Financial Services) retired from the Meeting at 12:22pm.

Mr Jamie Gorry (Director Community & environmental Services) and Mrs Di Francisco (Environmental Health Officer) entered the Meeting at 12:23pm.

The order of business resumed.

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(CES) COMMUNITY & ENVIRONMENTAL SERVICES

CES1 TENDER & SITE BASED MANAGEMENT PLAN FOR LANDFILL OPERATION AND MAINTENANCE OF THE ST GEORGE LANDFILL

To review and endorse the Contract Tender documents together with the Site Based Management Plan for the landfill operation and maintenance of the St George landfill.

Cr Scriven moved and Cr Gaske seconded:

That Council approves the tender documents together with the Site Base Management Plan and authorises the Environmental Health Officer together with the Waste Advisory Committee to meet with industry prior to the tender being advertised and disseminated to the waste industry.

CARRIED

CES2 SUBSIDISED PET DESEXING CLINICS

An initiative of the Balonne Shire Council is to offer the community of Balonne the opportunity to be part of subsidised pet de-sexing clinics.

Cr Fuhrmeister moved and Cr Gaske seconded:

That Council approves the following:-

(a) Change the micro-chip programme to a subsidised de-sexing clinic for this financial year with the subsidised cost of \$100.00 per offer.

(b) That the Register of Cost Recovery Fees and Commercial Charges be amended for the 2017/18 and 2018/19 financial year to include \$100.00 in accordance with Section 97 and Section 262(3)(c) of the Local Government Act 2009.

CARRIED

Mrs Di Francisco (Environmental Health Officer) retired from the meeting at 12:39pm.

Cr Gaske declared that a real Conflict of Interest in item CES3, in accordance with Section 173 of the *Local Government Act 2009*, due to the fact that she is a member of the South West Hospital and Health Service Board, and departed from the Meeting at 12:39pm.

Cr Fuhrmeister declared a perceived Conflict of Interest, in item CES3, in accordance with Section 173 of the *Local Government Act 2009*, as Care Balonne, of which she is a member, provides an officer to conduct Interagency Meetings with various community and indigenous groups Cr Fuhrmeister retired from the Meeting at 12:39pm.

Cr Fuhrmeister advised that she would be declaring a perceived Conflict of Interest, in item CES3, in accordance with Section 173 of the *Local Government Act 2009*, as Care Balonne, of which she is a member, provides an officer to conduct Interagency Meetings with various community and indigenous groups Cr Fuhrmeister advised she will refrain from voting.

Mrs Mareea Lochel (Community Development Officer) also retired from the Meeting at 12:39pm.

CES3 SOUTH WEST HOSPITAL AND HEALTH SERVICE - SERVICE LEVEL AGREEMENT

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This report tables for Council's consideration a Service Level Agreement with South West Hospital Health Service.

Cr Todd moved and Cr Scriven seconded:

That Council endorses the Service Level Agreement and under Section 257(1)(b) of the Local Government Act 2009 delegate the power to the Chief Executive Officer to enter the funding agreement with South West Health and Hospital Service.

CARRIED

Crs Gaske and Fuhrmeister and Mrs Mareea Lochel returned to the Meeting at 12:54pm.
Ms Fiona McLeod (Planning & Development Officer) entered the Meeting at 12:57pm.

CES5 **COMMUNITY DONATION, SPONSORSHIP AND GRANTS PROGRAM**

The Balonne Shire Council is committed to assisting community organisation 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.

HELD OVER to allow the form to be completed and signed by the applicant.

CES6 **BALONNE COMMUNITIES NAIDOC CELEBRATIONS 2018**

NAIDOC Week celebrations are held across Australia each July to celebrate the history, culture and achievements of Aboriginal and Torres Strait Islander peoples. NAIDOC is celebrated not only in Indigenous communities, but by Australians from all walks of life.

In Balonne the NAIDOC celebrations are broken over three (3) different activities: School's communities NAIDOC program; Community NAIDOC week celebrations; NAIDOC sports.

Cr Fuhrmeister moved and Cr Gaske seconded:

That:

1. Council resolves to contribute \$2,500 to the Aboriginal Housing Corporation towards local NAIDOC celebrations activities.

CARRIED

Ms Mareea Lochel left the meeting at 1.02pm.

CES7 **RL 96 - APPLICATION FOR RECONFIGURATION OF A LOT - BOUNDARY REALIGNMENT (2 INTO 2 LOTS) - 'DOONDI' 2572 CASTLEREAGH HIGHWAY, ST GEORGE AFFECTING LAND DESCRIBED AS LOT 1 ON SP258488 AND LOT 2 ON SP258488**

Council has received a development application from the owner, Stuart Armstrong for Reconfiguration of a Lot, specifically a boundary realignment (2 into 2 lots) located at 'Doondi' 2572 Castlereagh Highway, St George affecting land described as Lot 1 on SP258488 and Lot 2 on SP258488.

Cr Scriven moved and Cr Todd seconded:

1. Council receives this report.
2. Council approves the development application for a RL 96 - Application for

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Reconfiguration of a Lot - Boundary Realignment (2 into 2 Lots) - 'Doondi' 2572 Castlereagh Highway, St George affecting land described as Lot 1 on SP258488 and Lot 2 on SP258488 subject to the permit conditions listed below;

DEVELOPMENT PERMIT CONDITIONS

1. Compliance with the facts and circumstances set out in the application and all Council By-laws being adhered to and generally in accordance with the approved plan (except where varied by conditions of approval).
2. All outstanding rates and charges shall be paid prior to the submission to Council of the Plan of Survey.
3. Comply with all conditions of this approval prior to submitting the Plan of Subdivision to Council for endorsement unless otherwise agreed in writing by Council.
4. Maintain the approved development being Reconfiguring a Lot – Boundary Realignment (2 into 2) in accordance with the approved plan:

Plan/Document Number	Plan/Document Name	Date
218016-1 Prepared by SMK Consultants Pty Ltd.	PLAN OF PROPOSED BOUNDARY REALIGNMENT OF LOTS 1 & 2 ON SP258488	9/2/

Engineering

5. Submit to Council a certificate signed by a licensed surveyor, stating that after the completion of all works associated with the subdivision, survey marks, including permanent survey marks, were reinstated where necessary and all survey marks are in their correct position, in accordance with the Plan of Survey.
6. Where deemed necessary by Council, the relocation of services within the subject land shall be undertaken by the developer at no cost to Council.

NOTES:

- *Nothing in this permit hereby issued approves the clearing of native vegetation.*
- *This permit does not constitute any authority to carry out any building work, operational work or a different use to what is currently established unless all relevant permits are obtained.*
- *Both Lot 1 and Lot 2 are affected by the Flood Hazard Overlay. Any future development on these lots will be subject to the requirements of the Flood Hazard Overlay Code and depending on the use will have mandatory minimum finished floor level requirements that new structures must be constructed to.*
- *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*

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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

Ms Fiona McLeod left the meeting at 1.05pm.

The order of business changed to consider supplementary agenda item CES1.

CES1 **2018 SOUTHERN QUEENSLAND COUNTRY TOURISM CONFERENCE (SQTIC)**

The Southern Queensland Tourism Conference 2018 will be held in Stanthorpe from 19-20 June 2018.

Cr Scriven moved and Cr Todd seconded:

1. That Council nominates Cr Robyn Fuhrmeister to attend the 2018 Southern Queensland Tourism Conference (SQTIC) to be held from 19-20 June 2018 in Stanthorpe.
2. That in accordance with section 162(1)(e) of the Local Government Act 2009 leave of absence be granted to Cr Fuhrmeister to attend the SQ Tourism Conference for the period 19-20 June 2018.

CARRIED

Mr Jamie Gorry (Director Community & Environmental Services) advised Council that 83 expressions of interest have been received for the Wild Dog Exclusion Fencing. He then retired from the Meeting at 1:08pm.

The order of business resumed.

CLOSED MEETING

Cr Fuhrmeister moved and Cr Gaske seconded:

That Council go into its Meeting as a Closed Meeting to discuss a rate arrears situation, item CCFS1, the time being 1:10pm.

CARRIED

OPEN MEETING

Cr Gaske moved and Cr Fuhrmeister seconded:

That Council come out of closed session, and the Meeting be open to the public, the time being 1:25pm.

CARRIED

CONFIDENTIAL ITEMS

(CFCS) FINANCE AND CORPORATE SERVICES

CCFS1 **ASSESSMENT 00445-00000-000**

The purpose of this report is to update and inform Council of the rate arrears situation in relation to assessment 00445-00000-000.

Cr Gaske moved and Cr Fuhrmeister seconded:

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That:

1. Council accept the proposed actions of the Department of Natural Resources Mines and Energy for Assessment 00445-00000-000; and:
2. Council resolve to write- off the outstanding rates for Assessment 00445-00000-000 due to the inability to recover through the tenant and/or the State Government.

CARRIED

(CIFS) INFRASTRUCTURE SERVICES

Nil

INFORMATION REPORTS

(ICEO) CHIEF EXECUTIVE OFFICER

BI-MONTHLY REPORT

Information report from the Communications Officer regarding activities from 1 March to 30 April, 2018.

GRANTS INFORMATION REPORT

This report presents to Council grants data from 19 March 2018 to 30 April 2018.

(IFCS) FINANCE AND CORPORATE SERVICES

MONTHLY REPORT - DIRECTOR FINANCE & CORPORATE SERVICES

Monthly Report - Director Finance & Corporate Services

MONTHLY FINANCE INFORMATION REPORT FOR PERIOD ENDING 30 APRIL 2018.

Monthly Finance Information Report for the period ended 30 April 2018.

(IIFS) INFRASTRUCTURE SERVICES

MONTHLY REPORT FOR THE MAY 2018 COUNCIL MEETING

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

(ICES) COMMUNITY & ENVIRONMENTAL SERVICES

MONTHLY REPORT

The Community & Environmental Sustainability Report for the month of April 2018 is presented for Council's consideration.

MONTHLY REPORT

Manager of Rural Services report for April 2018 is presented to Council for information.

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There being no further business, the Meeting closed, the time being 1:48pm.

Confirmed at a General Meeting of the Council held on 21 June 2018.

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MAYOR